

REGULAR MEETING – MAY 26, 2009 – 7:30 P.M.

Pledge of Allegiance.

**Roll Call: Commissioner McGovern, Commissioner Gorman
Absent: Mayor Mahon.**

Borough Clerk reads the following statement:

This is a regular meeting of the Board of Commissioners of the Borough of Avon-By-The-Sea and notice of time, date and place has been transmitted to the area newspapers, Avon Board of Education, Avon Public Library and the Avon Post Office in compliance with the rules and regulations of the Open Public Meetings Law.

Fire Exits are located in the directions I am indicating. In case of fire, you will be notified by an alarm bell. If so notified, please move in a calm, orderly manner to the nearest smoke free exit. Thank you.

RESOLUTION offered by McGovern seconded by Gorman that,

WHEREAS, the local municipal budget for the year 2009 was approved on the 11th day of May, 2009, and amended on the 11th day of May, 2009, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget, now

THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Avon-by-the-Sea, County of Monmouth, that the following amendments to the approved budget of 2009 be made.

	<u>From</u>	<u>To</u>
Anticipated Revenues:		
1. Miscellaneous Revenues		
Special Items of General Revenue Anticipated With Prior Written Consent of Director of Local Government Services:		
Water Surplus	\$ 353,849.00	\$372,550.00
Total Miscellaneous Revenues	1,379,007.92	1,397,708.92
Subtotal General Revenues	1,379,007.92	1,397,708.92
7. TOTAL GENERAL REVENUES	\$5,113,770.92	\$5,132,471.92
8. General Appropriations		
Operations Excluded from 5% CAPS		
d) Municipal Debt Service – Excluded from 5% CAPS		
Bond Principal	\$ 558,193.00	\$559,494.00
Interest on Bonds	174,000.00	191,400.00
Total Municipal Debt Service – Excluded from 5% CAPS	769,793.00	788,494.00
(h-2) Total General Appropriations for Municipal Purposes Excluded from 5% CAPS	1,685,683.99	1,704,384.99
o) Total General Appropriations – Excluded from 5% CAPS	1,685,683.99	1,704,384.99

l) Subtotal General Appropriations (Items H-1 and (o))	4,939,680.99	4,958,381.99
9. TOTAL GENERAL APPROP.	\$5,113,770.92	\$5,132,471.92

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so amended.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that,

WHEREAS, the 2009 budget requires \$3,360,275.00 to be raised in property taxes, and

WHEREAS, a summary of said budget was published in the April 23, 2009 edition of The Coast Star, and

WHEREAS, full copies of said budget are available in the office of the Borough Clerk, and

WHEREAS, a public hearing of said budget has been conducted,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Avon-By-The-Sea that it hereby adopts the 2009 Municipal Budget in the amount of \$5,132,471.92.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that,

BOND ORDINANCE NO. 9-2009 entitled:

“BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL BEACH IMPROVEMENTS OF THE BOROUGH OF AVON-BY-THE-SEA, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$75,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$71,250 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.”

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by McGovern seconded by Gorman that the above Bond Ordinance No. 9-2009 be taken up on second reading with a hearing on June 8, 2009 at 7:30 p.m. in the Municipal Building.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that,

BOND ORDINANCE NO. 10-2009 entitled:

“ BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL WATER IMPROVEMENTS OF THE BOROUGH OF AVON-BY-THE-SEA, MONMOUTH COUNTY, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$218,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$207,100 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.”

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by McGovern seconded by Gorman that the above Bond Ordinance No. 10-2009 be taken up on second reading with a hearing on June 8, 2009 at 7:30 p.m. in the Municipal Building.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that,

BOND ORDINANCE NO. 11-2009 entitled:

“BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND ACQUISITIONS OF THE BOROUGH OF AVON-BY-THE-SEA, MONMOUTH, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$135,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$128,250 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.”

be introduced on the first reading.

The Vote:

Aye: All

No: None

Motion by McGovern seconded by Gorman that the above Bond Ordinance No. 11-2009 be taken up on second reading with a hearing on June 8, 2009 at 7:30 p.m. in the Municipal Building.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that,

WHEREAS, the Borough of Avon-By-The-Sea desires to complete roadway and drainage improvements on Norwood Avenue from Ocean Avenue to Third Avenue, and

WHEREAS, said improvements are estimated to cost \$490,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Avon-By-The-Sea, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2010-Avon-By-The-Sea Borough-00237 to the New Jersey Department of Transportation on behalf of the Borough of Avon-By-The-Sea.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Avon-By-The-Sea and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

The Vote:

Aye: All

No: None

Motion by Gorman seconded by McGovern that the bills in the amount of \$558,759.36 be approved for payment.

The Vote:

Aye: All

No: None

Mayor asks if anyone would like to be heard?

Elvin Zipf, Woodland & 4th Aves. – on behalf of the Lane Committee, they have a concern about the speed of cars driving down the lanes. Comm. Gorman will speak to the Police Chief to see what can be done.

Maintenance of the lanes was discussed. The Borough Engineer is going to analyze the filming of the sewer lines under the lanes. Looking at maybe 2011 or 2012 to start getting some lane work done.

Motion by Gorman seconded by McGovern that being there is no further business, the meeting is adjourned.

The Vote:

Aye: All

No: None

Robert P. McGovern, Commissioner

Francis E. Gorman, Commissioner

**Michele Darling, RMC
Deputy Borough Clerk**