

REGULAR MEETING – MAY 29, 2018

Pledge of Allegiance.

Roll Call: Commissioner Mahon, Commissioner Gorman, Mayor Magrini

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 direction 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.

Motion by Magrini seconded by Mahon that the minutes of the meeting of May 14, 2018 be approved as written.

The Vote:

Aye: All (Comm. Gorman absent)

No: None

RESOLUTION offered by Mahon seconded by Magrini that,

ORDINANCE NO. 11-2018 entitled:

“AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 64, BEACHES, BY ADDING ARTICLE V, ENTITLED “BEACH LOCKERS”, OF THE CODE OF THE BOROUGH OF AVON-BY-THE-SEA.”

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by Mahon seconded by Magrini that the above Ordinance No. 11-2018 be taken up on second reading with a hearing on June 11, 2018 at 7:00 p.m.

The Vote:

Aye: All

No: None

RESOLUTION offered by Magrini seconded by Mahon that,

ORDINANCE NO. 12-2018 entitled:

“AN ORDINANCE ADDING CHAPTER 62, “COMMERCIAL FILM MAKING” TO THE CODE OF THE BOROUGH OF AVON-BY-THE-SEA.”

be introduced on first reading.

The Vote:

Aye: All

No: None

Comm. Gorman - questioned the ordinance, but ok with the ban, just need to work on the details.

Barry Cooke – can make specific exceptions in the ordinance, just needs to know what the Board of Commissioners want the ordinance to say.

Mayor- felt there was a need for this ordinance after being contacted by TV producers.

Motion by Magrini seconded by Mahon that the above Ordinance No. 12-2018 be taken up on second reading with a hearing on June 11, 2018 at 7:00 p.m.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Magrini that,

ORDINANCE NO. 13-2018 entitled:

**“AN ORDINANCE ADDING CHAPTER
63, “BENCH DEDICATION PROGRAM”
TO THE CODE OF THE BOROUGH
OF AVON-BY-THE-SEA.”**

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by Mahon seconded by Magrini that the above Ordinance No. 13-2018 be taken up on second reading with a hearing on June 11, 2018 at 7:00 p.m.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Magrini that,

BE IT RESOLVED by the Board of Commissioners that in accordance with Chapter 64, Section 64-1 of the Code of the Borough of Avon-By-The-Sea, the following dates will apply for 2018:

Designated beaches will be open the weekends of:

May 26th

June 2nd

June 9th

Daily June 16th through September 3rd inclusive.

BE IT FURTHER RESOLVED that the beachfront shall remain open between the hours of 9:00 a.m. and 5:00 p.m.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by Mahon that,

BE IT RESOLVED by the Board of Commissioners that in accordance with Chapter 64, Section 64-3 of the Code of the Borough of Avon-By-The-Sea, the following protected waters and beaches and no others are hereby designated for bathing and swimming.

- 1. Norwood Avenue Beach**
- 2. Sylvania Avenue Beach**
- 3. Washington Avenue Beach**
- 4. Garfield Avenue Beach**
- 5. Lincoln Avenue Beach**
- 6. Woodland Avenue Beach (for surfing and/or swimming, at the discretion of the Beachfront Supervisor or in his absence, the Chief Lifeguard).**
- 7. East End Avenue Beach (for surfing, swimming and/or boating, at the discretion of the Beachfront Supervisor or in his absence, the Chief Lifeguard).**

The Vote:

Aye: All

No: None

RESOLUTION offered by Magrini seconded by Mahon that the Borough Administrator is hereby authorized to conduct a lottery on June 11, 2018, for the lease of Beach Lockers to Borough property owners and/or residential renters of a term of not less than twelve (12) months.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by Mahon that Charito A. Cintron is hereby appointed as a Class I Special Police Officer.

The Vote:

Aye: All

No: None

Motion by Magrini seconded by Gorman that the bills in the amount of \$1,107,852.48 be approved for payment.

The Vote:

Aye: All

No: None

Mayor asks if anyone would like to be heard?

Mayor- Avon 5k this Saturday...The DOT will have a public meeting June 7th at the Belmar Municipal Building. Does not anticipate long bridge/road closings during the work and encourages the public to attend the meeting.

Further Bridge discussion.

Mayor- Received e-mail from a concerned resident regarding the trash being left outside her house on Marine Place. Andrea McGovern - Sent the letter to the Board of Commissioners to alert them of the trash issue along the side of her house from other businesses and residents which has attracted raccoons and other pests.

Comm. Gorman - Has had similar problems in the past and will take a look at the issue.

Comm. Mahon - Brought up the Assessment Demonstration Program. Acknowledges the program has made modifications and would support the Borough going back into the program.

Barry Cooke - Has heard the legislation which would force us back into the program is dead on arrival and not being considered.

Bob Mahon - Mentions the concerns which led the Commissioners out of the program have been reconciled.

Barry- Still concerned with the yo-yo effect occurring.

Charley Rooney - Completed the 2017 Road Program and is satisfied with the quality of work done by the contractor.

John January- asked what part of the state introduced the legislation which would make Avon enter the ADP?

Barry- Monmouth County

Frank Gorman - Mixed emotions about preventing contractors from cutting lawns.

Mayor- Would not be opposed to changing hours earlier.

Bob- Not in favor of preventing landscapers from doing work when they can. But disqualifies himself from any decision since he has a family member involved in the business.

Erin Brautigan - Asked about the dangerous yield sign intersection on RT 35 off Sylvania Ave. Bridge entering Neptune City.

Frank & Bob - State Bridge, out of the Borough's control but do agree the intersection is dangerous.

Mayor- Asked about TFH.

Barry- Has heard they are in process of changing the filter system.

RESOLUTION offered by Magrini seconded by Mahon that,

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Any matter involving the employment of any specific prospective public officer or employee employed or appointed by the public body. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

The Vote:

Aye: All

No: None

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

The Vote:

Aye: All

No: None

John B. Magrini, Mayor

Robert Mahon, Commissioner

Francis E. Gorman, Commissioner

**Marc Freda,
Acting Borough Clerk**