

REGULAR MEETING – JULY 9, 2012 – 7:30 P.M.

Pledge of Allegiance.

Roll Call: Gorman, Mahon; Absent: McGovern

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 Gorman seconded by Mahon that the minutes of the meeting of June 25, 2012 be approved as written.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Gorman that,

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2011 as been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

**GENERAL COMMENTS
RECOMMENDATIONS**

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

**GENERAL COMMENTS
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as evidence by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provision of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Avon-By-The-Sea hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Gorman that,

BE IT RESOLVED by the Board of Commissioners of the Borough of Avon-By-The-Sea that the 2011 Corrective Action Plan for the Division of Local Government Services is hereby approved.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Gorman that the bid for the Municipal Riverfront Park & Marina be awarded to Albert Marine Construction, Inc., 65 Pennsylvania Ave., Waretown, NJ for the low base bid of \$379,690.00.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Gorman that,

As per Borough Ordinance 64-8.1, the Board of Commissioners of the Borough of Avon-By-The-Sea do hereby adopt the following resolution as it pertains to the showers at the beachfront:

“Showers are for rinsing only. The use of any soap, detergent, shampoo, conditioners, or any toiletries is prohibited.”

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Gorman that the Board of Commissioners hereby approve the following Hotel and Rooming House licenses.

Hotel Licenses:

**The Columns Hotel
The Norwood Inn
The Cashelmara Inn**

Rooming House Licenses:

**Frank Giordano
The Atlantic View Inn
The Twin Pines
Sophie Feskos
The Ocean View Inn
The Avon Manor**

Inactive Licenses:

**Craig Suchecki, 42 Sylvania Ave.
Nora Lane, 202 Sylvania Ave.
Winifred Larkin**

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Mahon that Jodie Hopkinson is hereby appointed to the Avon Library Board of Trustees.

The Vote:

Aye: All

No: None

Motion by Gorman seconded by Mahon that the bills in the amount of \$530,114.86 be approved for payment.

The Vote:

Aye: All (Mayor abstains from P.D. bills)

No: None

Dept. head's reports.

Jeff Bramhall, Supt. D.P.W. – people are buying oversize garbage cans. They are too heavy for men to lift. Ord. states garbage cans should be no larger than 35 gallons. Will begin to enforce this ordinance soon.

Sheila Watson, Librarian – book fair taking place this weekend. Welcomes Jodi Hopkinson to the library board.

Charlie Rooney, Engineer – all is quiet right now. Looking forward to dredging and bulkhead project at the marina. Hopefully, will have something to report at next month's meeting.

Terry Mahon, Police Chief - hope to be back in headquarters in next couple of weeks. Has been working with specials and gatetenders to get them to work together.

Mayor asks if anyone would like to be heard?

Marie Kenny – said there are a lot of garbage cans without lids. Jeff said that it is part of the ordinance to have lids and he will include it when he notifies people about the large cans.

Mo Hinman, Historical Society – the society is looking for a home. Want to purchase property in town. 515 Sylvania Ave. is for sale. They are looking for funding, grants, matching funds, etc. Janice Scrabis, owner of 515 Sylvania said she is willing to work with the town to secure the building for the historical society.

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

The Vote:

Aye: All

No: None

Robert Mahon, Mayor

Francis E. Gorman, Commissioner

**Timothy M. Gallagher, RMC
Borough Clerk**