

REGULAR MEETING – SEPTEMBER 10, 2012 – 7:30 P.M.

Pledge of Allegiance.

Roll Call: Commissioner McGovern, Commissioner Gorman, 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 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 McGovern seconded by Gorman that the minutes of the meeting of August 27, 2012 be approved as written.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by McGovern that,

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of the Borough of Avon-by-the-Sea desires to obtain County Open Space Trust Funds in the amount of \$100,000.00 to fund the AVON-BY-THE-SEA VOLUNTEER PARK DEVELOPMENT PROJECT, South Station Ave., Block 40.01, Lot 1; and

WHEREAS, the total cost of the project including all matching funds is \$200,000.00 and;

WHEREAS, the Borough of Avon-by-the-Sea is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY the Borough of Avon-by-the-Sea THAT:

- 1. Mr. Timothy Gallagher, Borough Administrator, is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the principal contact person and correspondent of the above named municipality; and**

2. **The Borough of Avon-by-the-Sea is committed to this project and will provide the balance of funding necessary to complete the project in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and**
3. **If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and**
4. **Mr. Timothy Gallagher, Borough Administrator is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and**
5. **This resolution shall take effect immediately.**

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that,

WHEREAS, Hugo & Shirley Olcolea, 709 Ocean Avenue, Unit 28, Block 9, Lot 40, owner of property on the tax map of the Borough of Avon-by-the-Sea, did file an appeal with the Monmouth County Board of Taxation for the year 2012 and,

WHEREAS, the Monmouth County Board of Taxation has entered a judgment in the appeal wherein the assessment on said property was reduced as follows:

Original Assessment was \$403,700.00

Judgment Assessment was \$300,000.00

Difference = \$103,700.00

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Avon-by-the-Sea, County of Monmouth, that the Tax Collector of the Borough of Avon be instructed to refund \$114.41 for the overpayment of the fourth quarter 2012 to Hugo & Shirley Alcolea and cancel \$1,058.78 from the fourth quarter 2012 property tax, \$264.70 from the first quarter 2013, and \$264.69 from the second quarter 2013.

The Vote:

Aye: All

No: None

Motion by McGovern seconded by Gorman that the bills in the amount of \$187,838.42 approved for payment.

The Vote:

Aye: All

No: None

Dept. Heads:

Karl Klug, Water Supt. – flushing hydrants next week.

Jeff Bramhall, DPW Supt. – breaking down beach, moving into fall mode.

Charlie Rooney, Engineer – marina contractor arrived on scene with equipment; working on plans for paving designated lanes and repairs to sanitary sewers, specs out this week.

Terry Mahon, Police Chief – spoke to Sheriff about minor problems with dispatch with county and telephone calls to HQ.

Mayor asks if anyone would like to be heard?

Marie Kenny – had occasion to call dispatch and everything was handled very professionally.

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

The Vote:

Aye: All

No: None

Robert Mahon, Mayor

Robert P. McGovern, Commissioner

Francis E. Gorman, Commissioner

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