

**REGULAR MEETING – DECEMBER 12, 2016 - 7:30 P.M.**

**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 Mahon seconded by Gorman that the minutes of the meeting of November 14, 2016 be approved as written.**

**The Vote:**

**Aye: All (Mayor Magrini absent)**

**No: None**

**Motion by Mahon seconded by Gorman that the minutes of the meeting of November 28, 2016 be approved as written.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Magrini that,**

**WHEREAS, properties reflect 2016 tax and water/sewer balances and credit balances of less than \$10.00, and**

**WHEREAS, it is deemed unfeasible to incur the cost of collecting or refunding balances of less than \$10.00,**

**NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Avon-By-The-Sea that the Tax Collector, pursuant to R.S. 54:4-91 and R.S. 54:4-91.2 is authorized and directed to cancel the 2016 tax and water/sewer balances less than \$10.00 and credit balances of less than \$10.00 for each of the properties.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Gorman that Dorothy Reibrich is hereby appointed as the Acting Court Administrator and Patricia White is appointed as the Deputy Court Administrator. Appointments effective January 1, 2017.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Magrini that,**

**BE IT RESOLVED** by the Board of Commissioners that the Mayor is hereby authorized to execute a municipal easement agreement with Seabras-1 USA, LLC for use of Borough property, underground in order to connect a fiber optic cable line to the current TATA (formerly Tycom) underground manhole and fiber optic cable network subject to municipal attorney review and approval of form of agreement and related documents.

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Magrini seconded by Mahon that,**

**WHEREAS, *Fibrodysplasia Ossificans Progressiva* (FOP) is a rare genetic condition in which the body makes additional bone in locations where bone should not form, such as within muscles, tendons, ligaments and other connective tissues, which in time produces a “second skeleton” that immobilizes the joints of the body; and**

**WHEREAS, one in every seven Americans suffer from musculoskeletal impairment causing physical disability and severe long-term pain; and**

**WHEREAS, the symptoms of *Fibrodysplasia Ossificans Progressiva* usually begin in the first or second decade of life, with the majority of patients diagnosed by the age of 10 depriving children of normal development; and**

**WHEREAS, *Fibrodysplasia Ossificans Progressiva* is considered an orphan disease whereby it affects so few people and there are less than 12 diagnosed cases in New Jersey and approximately 200 in the nation; and**

**WHEREAS, musculoskeletal research is close to achieving major breakthroughs that likely will change and simplify the way bone and joint disorders are treated and prevented throughout the world;**

**NOW, THEREFORE, I, John B. Magrini, Mayor of the Borough of Avon-By-The-Sea, County of Monmouth, State of New Jersey, with the full concurrence of the Borough Commissioners hereby applaud and recognize Gary W. Whyte as an outstanding individual he is and touched by his tenacious drive to help support and help so many within the community for the awareness of *Fibrodysplasia Ossificans Progressiva* (FOP) and urge the medical community to continue researching for treatment and a cure for this rare genetic disorder.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Magrini that,**

**BE IT RESOLVED** by the Board of Commissioners that the Borough Administrator is hereby authorized to secure the services of Stack & Stack, LLC, a licensed Real Estate Appraiser, to defend this year’s State Tax Court appeals at a rate of \$175.00 per hour not to exceed \$3,500.00.

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Magrini that,**

**WHEREAS, there are unexpended balances of appropriations which are not needed, and other appropriations which will be deficient,**

**NOW, THEREFORE, BE IT RESOLVED that the following 2016 appropriation transfers be authorized:**

<b>FROM: Elections O.E.</b>	<b>\$1,000.00</b>
<b>TO: Landfill</b>	<b>\$500.00</b>
<b>Tax Assessment O.E.</b>	<b>\$500.00</b>

<b>FROM: Diesel Fuel</b>	<b>\$4,000.00</b>
<b>Gasoline</b>	<b>\$3,000.00</b>
<b>TO: Public Buildings O.E.</b>	<b>\$4,000.00</b>
<b>Street Lighting</b>	<b>\$3,000.00</b>

<b>FROM: Lifeguard S&amp;W</b>	<b>\$3,500.00</b>
<b>TO: Lifeguard O.E.</b>	<b>\$3,500.00</b>

<b>FROM: Gatetenders O.E.</b>	<b>\$300.00</b>
<b>TO: Electric</b>	<b>\$300.00</b>

**The Vote:**  
**Aye: All**  
**No: None**

**Motion by Gorman seconded by Magrini that the bills in the amount of \$673,887.67 be approved for payment.**

**The Vote:**  
**Aye: All**  
**No: None**

**Mayor asked if anyone would like to be heard? No one.**

**On behalf of the Board of Commissioners, the Mayor wished everyone happy, healthy holidays.**

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

**The Vote:**  
**Aye: All**  
**No: None**

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**John B. Magrini, Mayor**

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**Robert Mahon, Commissioner**

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**Francis E. Gorman, Commissioner**

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