

REGULAR MEETING – AUGUST 10, 2009 – 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 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.

Motion by McGovern seconded by Mahon that the minutes of the meeting of July 27, 2009 be approved as written.

The Vote:

Aye: All (Comm. Gorman absent)

No: None

RESOLUTION offered by McGovern seconded by Mahon that,

ORDINANCE NO. 13-2009 entitled:

**“ AN ORDINANCE AMENDING CHAPTER 123,
ENTITLED “NOISE” OF THE CODE OF THE
BOROUGH OF AVON-BY-THE-SEA, MON-
MOUTH COUNTY, NEW JERSEY. ”**

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by McGovern seconded by Mahon that the above Ordinance No. 13-2009 be taken up on second reading with a hearing on August 24, 2009 at 7:30 p.m. in the Municipal Building.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that the Board of Commissioners hereby authorize the Mayor to sign a Right of Entry for Construction agreement between the Borough of Avon-By-The-Sea and the United States of America, Department of the Army, Corps of Engineers, New York District.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Mohan that the Board of Commissioners hereby authorize the Mayor to sign a Developer's Agreement between the Borough of Avon-By-The-Sea and JLM, LLC of Colts Neck, New Jersey.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that,

WHEREAS, Ovarian cancer is called the "silent killer" because its symptoms are often vague or subtle; and

WHEREAS, Ovarian cancer is the fourth leading cause of cancer death among women and the leading cause of gynecologic cancer death in the United States; and the risk of developing it increases with age and a family history of this disease. Other risk actors include a history of endometrial colon or breast cancer and obesity. Because early detection is crucial in treating ovarian cancer and its symptoms can be difficult to identify, women should consult their doctors about personal risk factors, early warning signs and screening options, and

WHEREAS, during National Ovarian Cancer Awareness Month, we remember those who have lost their lives to ovarian cancer and we honor the courage and strength of those who continue to fight this disease. We also recognize the dedicated medical professionals and researchers whose timeless efforts help provide a brighter, healthier future for women, and

WHEREAS, each year, more than 22,000 Americans are diagnosed with the disease and approximately 16,000 die from it; and

WHEREAS, if detected in its early stages, survival from ovarian cancer is 90-95 percent. Yet the five year survival rate for the disease is only 28 percent, because it is so difficult to detect early; and

WHEREAS, the Kaleidoscope of Hope Foundation (KOH), a local non-profit group co-founded by ovarian cancer survivors Gail MacNeil of Chatham Township and Lois Myers of Harding Township, raises funds for research and to increase awareness of the disease and its symptoms, and wishes to remind the public that September is Ovarian Cancer Awareness Month by tying teal ribbons on trees throughout the town; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Avon-By-The-Sea declares its support for National Ovarian Cancer Awareness Month in September, 2009.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that "A Time for Me" is hereby approved to conduct a 50/50 Raffle to be held at The Columns, September 23, 2009 from 7:00 p.m. to 11:00 p.m.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that “A Time for Me” is hereby approved to conduct a Gift Auction to be held at The Columns, September 23, 2009 from 7:30 p.m. to 11:00 p.m.

The Vote:

Aye: All

No: None

Motion by McGovern seconded by Gorman that the bills in the amount of \$375,167.35 be approved for payment.

The Vote:

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

No: None

Motion by Gorman seconded by McGovern that the Police Dept. bills from the July 27th meeting be approved for payment.

The Vote:

Aye: Gorman, McGovern

No: None

Abstain: Mahon

Mayor asks the department heads to give an update.

Doug Carter, Rec. Director – summer has been good, a lot of participation in a lot of events. Just had 3rd annual raft race – 15 rafts participating. Have some shared services with other towns. Family dinner night at the Norwood on Aug. 20th.

Jeff Bramhall, D.P.W. Supt. – new garbage truck about 2-4 weeks out. Last week we were down to 1 garbage truck out of 3. 2 up and running now.

Janice Cuttingham, 504 Lincoln Ave. – brought up issue of leaves that had been discussed last meeting. Has any decision been made as to what can be done? Jeff said he does agree that those trees are a mess. They do go out as often as possible to clean up. She can also call during a severe rain storm and he can send someone out right away to clear the leaves away from the drain. They keep up as best they can – there are a few problem areas. They also clean out all the catch basins on a regular basis.

Terry Mahon, Police Chief – reminder to lock cars and houses. If see any suspicious activity, please call police. Extra patrols are out.

Karl Klug, Supt. Water Dept. – everything going smoothly. Flushing hydrants soon.

Mayor asks if anyone would like to be heard?

Janice Cuttingham – said that people don't stop at 5th & Lincoln. Chief Mahon said he will have extra patrols check on the area.

Mayor Mahon presents Jerry Hauselt with this resolution:

RESOLUTION offered by McGovern seconded by Gorman that,

WHEREAS, William “Jerry” Hauselt graduated from Avon Grammar School in 1953, and

WHEREAS, Jerry has been a member the Avon Fire Department and First Aid Squad for the past forty eight (48) years, and

WHEREAS, Jerry was elected to the Board of Commissioners in 1983 and served as the Mayor from 1991 until 2003, and

WHEREAS, Jerry was the driving force for federal, state and local funding sources and overseeing of the Boardwalk Reconstruction project in 1992 and the Main Street Beautification Project in 2000.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Borough of Avon-By-The-Sea hereby dedicate the Washington Avenue Gazebo to Jerry Hauselt for his years of dedicated service to the Borough.

The Vote:

Aye: All

No: None

Mr. Hauselt spoke. Said he loved being in community service. Calls everyone to service to their community. Thanked everyone that helped him over the years.

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

The Vote:

Aye: All

No: None

Robert Mahon, Mayor

Robert P. McGovern, Commissioner

Francis E. Gorman, Commissioner

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