

**REGULAR MEETING – FEBRUARY 15, 2011 – 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 Gorman that the minutes of the meeting of January 24, 2011 be approved as written.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by McGovern that the Board of Commissioners hereby approve the following due dates of the cycle one (whole town) accounts for the first half 2011 water/sewer billing:**

**First Quarter 2010 due April 1, 2011**

**Second Quarter 2010 due June 1, 2011**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by McGovern authorizing a refund of overpaid taxes caused by an added assessment appeal for the year 2010,**

**WHEREAS, Gioia, Philip & Michele, 12 Washington Avenue, Block 53, Lot 7, owners 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 2010, Added Assessment (8/01/10-12/31/10;) 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 Added Assessment was \$543,700.00**

**Prorated 4 Months was \$181,233.00**

**Judgment Assessment was \$0.00 as house was not complete.**

**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 \$1,732.59 for 2010 to Gioia, Philip & Michele.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by McGovern authorizing a refund of overpaid taxes caused by tax court judgment docket no. 008624-2010 for the year 2010,**

**WHEREAS, the owner of Block 50 Lot 14, 216 Riverside Avenue, Avon-by-the-Sea, N.J. has been successful in their appeal to The Tax Court of New Jersey and having agreed upon a settlement adjusting their assessed value as follows:**

<u>2010 Assessment from Tax Duplicate</u>	<u>Tax Court Judgment</u>
1,236,200.00 LAND	1,236,000.00 LAND
376,200.00 IMPROVEMENTS	313,800.00 IMPROVEMENTS
<u>1,612,400.00 TOTAL ASSESSMENT</u>	<u>1,550,000.00 TOTAL ASSESSMENT</u>
\$15,749.78 taxes paid 2010 (includes 2010 added assessment \$335.24 not appealed)	\$15,153.24 taxes due 2010 (Including added assessment \$335.24 not appealed)

**WHEREAS, this has resulted in their overpaying the property tax for the year 2010 in the amount of \$596.54; and**

**WHEREAS, they have been awarded this judgment and therefore are entitled to a refund.**

**NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Avon-by-the-Sea, that the Tax Collector be authorized to refund the overpayment of \$596.54 for the year 2010 to the owner of record Robert & Regina Mercier C/O William S. Winters, Esq. and**

**Mail voucher/refund check to: Robert & Regina Mercier, c/o William S. Winters, Esq., 199 State Route 18, East Brunswick, NJ 08816-9953.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by McGovern seconded by Gorman that Tamara Brown, CMR is hereby appointed as the Deputy Registrar of Vital Statistics to fill the unexpired term of Mary Sapp effective February 1, 2011. Said term to expire June 24, 2013.**

**The Vote:**

**Aye: All**

**No: None**

**Motion by McGovern seconded by Gorman that the bills in the amount of \$963,786.33 be approved for payment.**

**The Vote:**

**Aye: All**

**No: None**

**Mayor announces that the Central Jersey Blood Center will hold a blood drive on Tues., Feb. 22<sup>nd</sup> from 6:00 p.m. to 9:00 p.m. The bloodmobile will be located behind the Municipal Building.**

**Report from Dept. Heads.**

**Mayor asks if anyone would like to be heard?**

**Recording of meeting completely unintelligible.**

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

**The Vote:**

**Aye: All**

**No: None**

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**Robert Mahon, Mayor**

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**Robert P. McGovern, Commissioner**

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**Francis E. Gorman, Commissioner**

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