

REGULAR MEETING – JUNE 13, 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 May 23, 2011 be approved as written.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that,

ORDINANCE NO. 7-2011 entitled:

**“ AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 162 OF THE BOROUGH OF AVON-BY-
THE-SEA, MONMOUTH COUNTY, NEW JERSEY,
ENTITLED “PERMITTED PARKING”.**

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by Gorman seconded by McGovern that the above Ordinance No. 7-2011 be taken up on second reading with a hearing on June 27, 2011 at 7:30 p.m. in the Municipal Building.

The Vote:

Aye: All

No: None

RESOLUTION offered by Mayor Mahon seconded by Commissioner McGovern that,

BE IT RESOLVED that the Borough of Avon-By-The-Sea, Tax I.D. #216-000-066:

1. hereby elects to participate in the Health Program provided by the New Jersey State Health Benefits Act of the State of New Jersey (N.J.S.A. 52:14-17.26 and N.J.S.A. 52:14-17.46.2) and to authorize coverage for all the employees and their dependents there under in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees' Benefits Commission.

2. We will elect to participate in the Employees Prescription Drug Plan defined by N.J.S.A 52:14-17.25 et seq. and authorize coverage for all employees and their dependents in accordance with the statute and regulations adopted by the State Health Benefits Commission and/or School Employees' Health Benefits Commission.
3. We will be maintaining Horizon as our dental plan.
4. We elect 40 hours per week (average) as the minimum requirement for full time status in accordance with N.J.A.C. 17:9-4.6.
5. As a participating employer we will remit to the State Treasury all charges due on account of employee and dependent coverage and periodic charges in accordance with the requirements of the statute and the rules and regulations duly promulgated there under.
6. We hereby appoint Timothy Gallagher to act as Certifying Officer in the administration of this program.
7. This resolution shall take effect immediately and coverage shall be effective as of October 1, 2011 or as soon thereafter as it may be effectuated pursuant to the statutes and regulations.

The Vote:

Aye: All

No: None

RESOLUTION offered by Commissioner Gorman seconded by McGovern that,

BE IT RESOLVED that the Borough of Avon-By-The-Sea, Tax I.D. #216-000-066:

1. hereby elects to adopt the provisions of N.J.S.A. 52:14-17.38 and adhere to the rules and regulations promulgated by the State Health Benefits Commission and School Employees' Health Benefits Commission to implement the provisions of that law.
2. This resolution affects employees as shown on the attached Chapter 48 *Resolution Addendum*. It is effective on the 1st day of October 2011.
3. We are aware that adoption of this resolution does not free us of the obligation to pay for post-retirement medical benefits of retirees or employees who qualified for those payments under any *Chapter 88 Resolution* or *Chapter 48 Resolution* adopted previously by this governing body.
4. We agree that this *Resolution* will remain in effect until properly amended or revoked with the SHBP and or SEHBP. We recognize that, while we remain in the SHBP and/or SEHBP, we are responsible for providing the payment for post-retirement medical coverage as listed in the attached Chapter 48 *Resolution Addendum* for all employees who qualify for this coverage while this *Resolution* is in force.

5. We understand that we are required to provide the Division of Pensions and Benefits complete copies of all contracts, ordinances, and resolutions that detail post-retirement medical payment obligations we undertake. We also recognize that we may be required to provide the Division with information needed to carry out the terms of this Resolution.

The Vote:

Aye: Commissioner McGovern, Commissioner Gorman, Mayor Mahon

No: None

RESOLUTION offered by McGovern seconded by Gorman that as a result of collective bargaining agreements between the Borough of Avon-By-The-Sea and its employees, the Borough of Avon-By-The-Sea, Tax I.D. #216-000-066, will not offer the NJ Direct10 plan at this time.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that the Board of Commissioners hereby approve a 50/50 Raffles license for the Avon Home & School Association to be held on September 7, 2011 at the Avon Elementary School, Lincoln & Fifth Aves.

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that the Board of Commissioners hereby authorizes the refund of 2011 property tax overpayments to the following:

Block 10 Lot 3.01	Adcock	617 Main St.	\$256.38
Block 13.01 Lot 3	Skelton	612 Sylvania Ave.	\$175.68
Block 15 Lot 10.01	Burke	517 Fourth Ave.	\$274.07
Block 15 Lot 10.05	Norris	515 Fourth Ave.	\$143.22

The Vote:

Aye: All

No: None

RESOLUTION offered by McGovern seconded by Gorman that the Board of Commissioners hereby authorizes the cancellation of 2010 water/sewer charges for the following account:

Block 17 Lot 8.02	617 Second Ave.	Erroneous	\$1,372.80
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The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by McGovern that the Board of Commissioners hereby approves the appointment of Michael G. Finer as a Class II Special Police Officer.

The Vote:

Aye: All

No: None

Motion by Mahon seconded by Gorman that the bills in the amount of \$425,728.98 be approved for payment.

The Vote:

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

No: None

Mayor asks if anyone would like to be heard?

Dept. Head reports:

Jeff Bramhall, D.P.W. Supt. – thanked Girl Scouts for cleaning the beach during a “beach sweep” on April 30th and May 1st. He introduced Maureen Farrington who thanked everyone for their assistance. They collected approx. 500 lbs. of trash. Mayor presented the girls with certificates of appreciation.

Sheila Watson, Librarian – on summer hours – 9am-1pm & 6pm-8pm. Book sale is July 9th & 10th from 8am-4pm. Need volunteers to help set up on Fri. and to clean up on Sun.

Charlie Rooney, Engineer – water tank repairs should be underway in a couple of weeks. Road projects: 4th Ave. between Sylvania & Woodland and 3rd Ave. between Norwood & Woodland planned for after Labor Day.

Lt. Mike Haar, Police Dept. – speed limit on Ocean Ave. decreased to 25 mph for the summer season, Special Police Officers now on duty, parking permits have been issued for the municipal lot, reminds everyone to lock bicycles and cars.

Jeanne Spiotta thought it would like nice to have all the boardwalk benches painted white. Some discussion ensued.

Motion by Gorman seconded by McGovern 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