Pledge of Allegiance.

Roll Call: Mayor Bonanno, Commissioner Mahon, Commissioner 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 being held at the Avon Marina, 2 Main Street, Avon 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.

Workshop

Sylvania Avenue traffic control
Downtown Committee parking recommendations
Online bill payments
Beach Badge sales
Holiday activities
Changing the time of the Borough Meetings

Regular Meeting

Municipal Clerk asks if anyone has any questions about agenda items only.

The Municipal Clerk reads the COVID-19 Ratepayer Relief Measures into record. This must be done once a month at a meeting.

ORDINANCE 34-2021 Introduction

AN ORDINANCE OF THE BOROUGH OF AVON-BY-THE-SEA, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF AVON-BY-THE-SEA WITH THE ADDITION OF CHAPTER §172 ENTITLED "VOLUNTEER EMERGENCY SERVICES"

_____ made a motion that Ordinance 34-2021 be introduced on first reading, seconded by _____.

Aye:
Nay:

Motion by _____, seconded by _____ that the above Ordinance No. 34-2021 be taken up on second reading with a hearing on December 28, 2021 at 7:00 p.m.

Aye:
Nay:

ORDINANCE 35-2021 Introduction

AN ORDINANCE OF THE BOROUGH OF AVON-BY-THE-SEA, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF AVON-BY-THE-SEA WITH THE ADDITION OF SECTION §17-24 "STIPEND" TO CHAPTER §17 ENTITLED "FIRE DEPARTMENT"

_____ made a motion that Ordinance 35-2021 be introduced on first reading, seconded by _____.

Aye:
Nay:

Motion by _____, seconded by _____ that the above Ordinance No. 35-2021 be taken up on second reading with a hearing on December 28, 2021 at 7:00 p.m.

Aye:
Nay:

Consent Agenda

Municipal Clerk states "All matters listed below are considered to be routine in nature and will be enacted by one motion. There will be no separate discussion on these items If any discussion is desired by the governing body, that particular item will be removed from the consent agenda and will be considered separately". Would any member of the governing body wish to remove any of the items from the consent agenda to discuss individually?

- **Resolution No. 140 – Canceling tax/water/sewer balances of less than $10.00 for 2021**

WHEREAS, properties reflect 2021 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 2021 tax and water/sewer balances less than $10.00 and credit balances of less than $10.00 for each of the properties.

- **Resolution No. 141 – Appointing Greg Matthews to the Sylvan Lake Commission**

WHEREAS, the Sylvan Lake Commission has an opening on their board; and

NOW, THEREFORE, BE IT RESOLVED the Borough of Avon-By-The-Sea Commissioners appoint Greg Matthews to the Sylvan Lake Commission as an Alternate Member for a period of one (1) year with an effective date of January 1, 2022.

- **Resolution No. 142 – Purchase of a 2021 Ford Utility Interceptor**

BE IT RESOLVED by the Board of Commissioners of Avon by the Sea Borough that it hereby authorizes the purchase of a 2021 Ford Utility Interceptor Base Vehicle, as follows:

STATE CONTRACT: NO. 20-FLEET-01189

VENDOR: Winner Ford
250 Haddonfield-Berlin Rd.
Cherry Hill, NJ 08034

VEHICLE: 2021 Ford Utility Interceptor

AMOUNT: $31,835.00

BE IT FURTHER RESOLVED AND CERTIFIED that funds for this purpose are provided through Bond Ordinance 28-2021; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute any documents in this regard; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. Chief Christopher Garrity, Police Chief
2. John Antonides, Chief Financial Officer

- **Resolution No. 143 – Earle Asphalt Contract Changes for First Ave. and Second Ave. Project**

WHEREAS, the Borough of Avon-By-The-Sea and Earle Asphalt. entered into a contract for the NJ DOT FY 2020 Municipal Aid Program for First Avenue and Second Avenue Improvement Project, and

WHEREAS, there was a decrease in the contract price of $26,600.00 and an increase of $18,700.00 for a total change of -$7,900.00 and a revised contract amount totaling $203,713.13; and

WHEREAS, the aforesaid modification necessitates a change order to reflect the actual contract amount, which change order is permissible under the Local Public Contracts Law and the Local Government Services regulations with respect to the same; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Avon-By-The-Sea, in the County of Monmouth and State of New Jersey, that the above changes are approved.

- **Resolution No. 144 - Authorizing final payment for NJDOT FY2020 Municipal Aid Program for First Avenue and Second Avenue**

WHEREAS, a request for payment number two (2) has been received and the engineer has approved the recommendation for the NJDOT FY202 Municipal Aid Program for First Avenue and Second Avenue Project in the Borough of Avon-By-The-Sea; and

WHEREAS, the payment in the amount of $109,114.80 has been approved to be paid to Earle Asphalt Company.

Original Contract Amount	$211,613.13
Net Change Orders	$7,900.00 –
Total Contract to Date	$203,713.13
Previous Payment	$94,598.33
This Payment	$109,114.80
Balance	$0.00

NOW, THERFORE, BE IT RESOLVED by the Borough of Avon-By-The-Sea that the following payment certification is hereby authorized and approval is hereby granted based on the approval of the New Jersey Department of Transportation.

- **Resolution No. 145 – Cancelation of Miscellaneous Charges and Outstanding Checks**

WHEREAS, there exists miscellaneous debits and credits older than six months in the Borough's bank accounts; and

WHEREAS; cancellation of these miscellaneous debits and credits would provide for a more accurate and efficient means of maintaining the Borough's records; and

WHEREAS, the Borough's Chief Financial Officer recommends that these items be canceled from the Borough records; and

NOW, THEREFORE, BE IT RESOLVED BY THE Borough Commissioners of the Borough of Avon-By-The-Sea that the Chief Financial Officer cancel any miscellaneous debits and credits older than six months from the Borough's bank accounts to Operations.

- **Resolution No. 146 – Entering into a Shared Service Agreement with the Township of Wall for the Department of Public Works**

WHEREAS, The Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes local units as defined in said Act to enter into joint agreements for the provision of government services; and

WHEREAS, The Borough of Avon-By-The-Sea desires to enter into a shared services agreement for the Department of Public Works with the Township of Wall; and

WHEREAS, the shared services agreement for the Department of Public Works will include, but not be limited to labor, equipment, material, and purchasing of material, equipment, and services for Avon-By-The-Sea Borough and the Township of Wall; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Borough of Avon-By-The-Sea, County of Monmouth, New Jersey that the Borough of Avon-By-The-Sea are authorized to enter into a contract as described above with the aforementioned Boroughs and Township; and

BE IT FURTHER RESOLVED, that all Borough officials including, but not limited to the Mayor, the Borough Administrator, and the Municipal Clerk, are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

- **Resolution No. 147 – MCIA Pooled Loan Bond Financing**

Resolution providing for the combination of certain issues of not exceeding $2,665,465.00 General Obligation Bonds, Series 2021 Consisting of $1,940,950.00 General Improvement Bonds, Series 2021, $241,315.00 Beach Utility Bonds, Series 2021, and $483,200.00 Water-Sewer Utility Bonds, Series 2021 of the Borough of Avon-By-The-Sea, in the County of Monmouth, State of New Jersey, determining the form and other details of such bonds, and providing for the sale of such bonds to the Monmouth County Improvement Authority pursuant to the Authority's 2021B Pooled Governmental Loan Program

- **Resolution No. 148 – Approving J Swanton Fuel Oil of Highlands as the Borough's supplier of gasoline and diesel fuel**

WHEREAS, the Borough of Avon-By-The-Sea has to secure a supplier of gasoline and diesel fuel for the vehicles that service the Borough; and

WHEREAS, the New Jersey State Contract has gasoline and diesel fuel available through state contract for J Swanton Fuel Oil Company, 37 Center Avenue, Highlands, New Jersey 07716 for the year 2022 at prices specified in their bid; and

NOW,THEREFORE, BE IT RESOLVED that the Borough of Avon-By-The Sea agrees to purchase the fuel required for the year 2022 from J Swanton Fuel Oil of Highlands, New Jersey at the terms and prices specified in their contract under New Jersey State Contract 19-FLEET-00975; and

BE IT FURTHER RESOLVED that the service provided must meet delivery requirements of the Borough and that it reserves the right to obtain another supplier should the requirements not be met by J Swanton Fuel Oil Company.

- **Resolution 149 – Authorizing entering into an agreement with Mazza Recycling Services Ltd.**

WHEREAS, The Borough of Avon-By-The-Sea desires to enter into a contract agreement with Mazza Recycling Services, Ltd., 3230 Shafto Road, Tinton Falls, NJ 07753 for Class "A" Recyclables; and

WHEREAS, Mazza Recycling Services, Ltd. Agrees to accept all the Supplier's Class "A" Recyclables at the Mazza's gate rate at the time of delivery, plus a five dollar ($5.00) per ton discount; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the Borough of Avon-By-The-Sea, County of Monmouth, New Jersey that Mayor Edward Bonanno is authorized to sign the contract agreement between the Borough and Mazza Recycling Services. Ltd.

- **Resolution 150 – Recognizing the Borough of Avon-By-The-Sea Volunteers**

WHEREAS, the health, safety and wellbeing of residents and guests to the Borough are tied to the efforts of Borough Volunteers; and

WHEREAS, the seasonal beauty of Borough Main Street and Oceanfront is not possible without the Borough Volunteers; and

WHEREAS, many of the functions and Borough' activities would not be possible without the efforts of each and every volunteer; and

WHEREAS, the unselfish contributions of Borough Volunteers are always noticed and appreciated; and

WHEREAS, it is important for the Borough to take this opportunity to recognize and give thanks for the unselfish efforts and dedication of Borough Volunteers, and

WHEREAS, the Avon Community is truly fortunate to be served by dedicated volunteers who give their time and engage in hundreds of hours of service; and

NOW THEREFORE be it resolved, the Board of Commissioners formally recognize and thank the tireless service and efforts to the Borough of Avon by the Sea the following volunteer organizations:

1. Avon Downtown Committee
2. Avon Education Foundation
3. Avon Environmental Commission
4. Avon Fire Department
5. Avon First Aid Squad
6. Avon Gardens by the Sea
7. Avon Historical Society
8. Avon Home and School Association
9. Avon Leisures
10. Avon Planning Board
11. Avon Pond
12. Avon Recreation – Coaches and Assistants
13. Avon Sylvan Lake Commission
14. Avon Board of Education
15. Avon Library Board

- **Resolution 151 – Appointing Paul J. Capotorto as the Municipal Court Judge**

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that Judge Paul J. Capotorto be appointed for a term of three (3) years as the Avon-By-The-Sea Municipal Court Judge effective January 1, 2022. This appointment is being made without competitive bidding at this appointment involves a member of a recognized profession, licensed, and regulated by law and is therefore exempt under N.J.S.A. 40A:11-5.

- **Resolution 152 – Approving Michael Kepler to the Avon-By-The-Sea Fire Department**

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that Michael Kepler be approved for membership to the Avon-By-The-Sea Fire Department.

- **Approving minutes from the November 22, 2021 Meeting**
- **Approving the payment of bills in the amount of $441,875.25**

Municipal Clerk asks if anyone has any questions regarding the consent agenda items.

_____ made a motion to approve the consent agenda, seconded by _____

Aye: _____
Nay: _____

- **Department Head Reports**

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