

Borough of Avon-By-The-Sea  
Regular Meeting Agenda – July 26, 2021

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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**

5G  
Bicycle Safety

**Regular Meeting**

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

**BOND ORDINANCE 23-2021** Introduction

**BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH OF AVON-BY-THE-SEA, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$376,000 THEREFOR (INCLUSIVE OF A STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT IN THE AMOUNT OF \$255,000) AND AUTHORIZING THE ISSUANCE OF \$376,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE THE COST THEREOF**

\_\_\_\_\_ made a motion that Ordinance 23-2021 be introduced on first reading, seconded by \_\_\_\_\_

Aye: \_\_\_\_\_  
Nay: \_\_\_\_\_

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ that the above Ordinance No. 23-2021 be taken up on second reading with a hearing on August 9, 2021 at 7:00 p.m.

Aye: \_\_\_\_\_  
Nay: \_\_\_\_\_

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**Resolution No. 96-2021 Authorizing an Agreement for 5G Consulting Services with Hoplite Communications, Inc.**

WHEREAS, it is necessary for the Borough of Avon-by-the-Sea (the “Borough”) to retain a Consultant (the “Consultant”) to provide municipal services with regard to the Borough’s communication carriers agreements and wireless communications facilities, in particular, the installation of next generation mobile networks in the public right-of-way; and

WHEREAS, pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-53.2, application review and inspection charges shall be limited only to professional charges for review of applications, review and preparation of documents and inspections of developments under construction and review by outside consultants where an application is of a nature beyond the scope of the expertise of the professionals normally utilized by the Municipality; and

WHEREAS, the Municipality desires to appoint Hoplite Communications, LLC, with offices at 197 Route 18, Suite 3000, East Brunswick, NJ 08816, as a Consultant and Designee to provide municipal services with regard to the Municipality’s communications carriers; and

WHEREAS, Consultant has provided a copy of its consulting proposal, attached hereto and incorporated herein by reference; and

WHEREAS, Hoplite Communications will serve as Consultant for the term of July 26, 2021 through January 25, 2022; and

WHEREAS, compensation paid to the Consultant for services rendered to the Borough will be paid by the communications carrier; and

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Avon-by-the-Sea, County of Monmouth and State of New Jersey that Hoplite Communications be and is hereby appointed as a Consultant to the Borough to provide municipal services with regard to the Borough’s communication carriers as set forth in its summary of services attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Consultant will provide its services to the Borough at no cost to the Borough for the term of July 26, 2021 through January 25, 2022; and

BE IT FURTHER RESOLVED, that services rendered to the Borough will be paid by the communications carrier; and

BE IT FURTHER RESOLVED, that the Borough Administrator is duly authorized to enter into a professional services contract with Consultant to memorialize the terms of this resolution; and

BE IT FURTHER RESOLVED, that this resolution to appoint Consultant is made without competitive bidding in accordance with the Local Public Contracts Law, specifically N.J.S.A. 40A:11-6.1, because the value of the goods or services does not exceed the bidding threshold; and

BE IT FURTHER RESOLVED, that the Borough Clerk be, and she is hereby authorized and directed to forward a copy of this resolution to Peter J. Lupo, Esq., upon its passage; and

BE IT FURTHER RESOLVED, that this resolution is available for public inspection in the Borough of Avon-by-the-Sea clerk’s office.

\_\_\_\_\_ made a motion to approve the resolution, seconded by \_\_\_\_\_

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. 97 – Repair to the Avon Borough Clock Tower**

WHEREAS, pursuant to N.J.S.A. 40A:11-5(1) (dd), the Borough may, by resolution and without advertising for bids, purchase goods or services for the support, maintenance, and acquisition of proprietary computer hardware and software for the Verdin Clock Tower; and

WHEREAS, the Borough of Avon-By-The-Sea is in need of acquiring Verdin Clock for repairing the Verdin Clock Tower on Main Street; and

WHEREAS, Verdin Clock has provided a “sole source” letter dated July 23, 2021; and

WHEREAS, Verdin Clock has provided a quote in the amount of \$9,034.00 for the repairs; and

WHEREAS, funds for this purchase have been appropriated in the 2021 Capital Budget, account number, C-01-037-204; and

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of the Borough of Avon-By-The-Sea, that the Borough is authorized to use Capital Budget Account Number, C-01-037-204, to fund the expenditure to repair the Verdin Clock based upon the price quote from Verdin Clock in an amount not to exceed \$9,034.00.

- Approval of minutes from the July 12, 2021, Meeting
- Approval of minutes from the July 19, 2021, Special Meeting
- Approving the payment of bills in the amount of \$644,440.35

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: \_\_\_\_\_

Municipal Clerk asks if anyone from the public would like to be heard.

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