

REGULAR MEETING MINUTES – APRIL 28, 2025– 5:00 P.M.

Pledge of Allegiance.

Present: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

Borough Clerk read 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.

Workshop

1. May 17th Garage Sale and Food Drive – Mayor Bonanno announced upcoming events scheduled in the Borough. Invited residents to participate.
2. Sewer Infrastructure – Mayor Bonanno provided an update on Sewer Infrastructure repairs. Engineer Savacool provided information on the work currently taking place on Garfield Lane. Commissioner Magrini asked Engineer Savacool a series of questions regarding the sewer system.
3. Volunteer Park Playground – Playground continues to remain closed due to vandalism.
4. Water Refill Stations – Have been purchased and will be implemented on Norwood Avenue and Sylvania Avenue on the Boardwalk. Discussion between Commissioners regarding placement of the water refill stations took place.
5. 125th Anniversary Gala – Commissioner Magrini advised the gala is sold out but there is a waitlist if anyone wants to be added to it.

Regular Meeting

Municipal Clerk asked if anyone had any questions about agenda items only.

- Michael Murray (327 Norwood Avenue) – Question regarding Resolution No. 102-2025. Was advised by Mayor Bonanno to wait until the Consent Agenda portion to ask his question.

Ordinance No. 6-2025 – Adoption

AN ORDINANCE OF THE BOROUGH OF AVON-BY-THE-SEA AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF AVON-BY-THE-SEA CHAPTER 133-17 ENTITLED "CHARGES FOR BADGES (POOL)".

Mayor asked if anyone would like to be heard on the above ordinance? None.

Borough Administrator provided the Pool Badge prices reflected in the ordinance.

Motion by Bonanno seconded by Magrini that the above Ordinance No. 6-2025 be approved on second reading and its passage published in a newspaper as required by law.

The Vote:

Aye: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

No: None

Ordinance No. 7-2025 – Adoption

AN ORDINANCE OF THE BOROUGH OF AVON-BY-THE-SEA AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF AVON-BY-THE-SEA CHAPTER 135-4 ENTITLED "CONSTRUCTION AND SITE MAINTENANCE".

Mayor asked if anyone would like to be heard on the above ordinance?

Maureen Domal (139 Woodland Avenue) – Enthusiastically in support of the ordinance.

Motion by Bonanno, seconded by Devoy that the above Ordinance No. 7-2025 be approved on second reading and its passage published in a newspaper as required by law.

The Vote:

Aye: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

No: None

Ordinance No. 8-2025 – Introduction

AN ORDINANCE TO AMEND AND SUPPLEMENT THE SALARIES OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF AVON-BY-THE-SEA.

Bonanno made a motion that Ordinance No. 8-2025 be introduced on first reading, seconded by Magrini

The Vote:

Aye: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

No: None

Motion by Bonanno seconded by Magrini that the above Ordinance No. 8-2025 be taken up on second reading with a hearing on May 12, 2025 at 5:00 p.m.

The Vote:

Aye: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

No: None

Consent Agenda

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 anything from the consent agenda to discuss individually? No.

- Michael Murray (327 Norwood Avenue) – Question regarding Resolution No. 102-2025. Feels the resolution sounds political. Mayor Bonanno provided information on the resolution and explained the Sustainable Jersey Certificate. Maureen Domal (139 Woodland Avenue) of the Environmental Commission provided information on the Sustainable Jersey Program. Murray continued that he feels the resolution reads very politically. Mayor Bonanno explained the opinion of the Commissioners. Marie Kenny (207 Norwood Avenue) – In full support of the resolution. Knows how important it has been in receiving grants. However, also supports Murray’s comments. Mayor Bonanno advised he believes the resolution is non-binding to the Borough. Asked Attorney Cooke to weigh in. Cooke provided insight and comments. Murray further explained he would like to understand where the funding for the grant is coming from. Steve Mazouat (340 Woodland Avenue) – Sustainable Jersey is funded by the State of New Jersey. Grants are given by private companies. Understands that the language is undesirable, but other towns have passed the resolution and used this same language. Commissioner Magrini and Mayor Bonanno agreed they would like to move forward with the resolution.

Resolution No. 95-2025 – Authorizing the Reading of the 2025 Budget by Title Only

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget

as advertised has been posted in Borough Hall and copies have been made available by the Borough Clerk to persons requiring them; and

WHEREAS, these two conditions have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Avon-by-the-Sea, County of Monmouth, State of New Jersey that the 2025 Municipal Budget shall be read by title only.

Resolution No. 96-2025 – Appointing 2025 Summer Employees

The Board of Commissioners of the Borough of Avon-by-the-Sea hereby appoint the following 2025 Summer Employees:

Timothy Gallagher, Beach Front Supervisor
Jesse Levine, Chief Lifeguard/Assistant Beach Front Supervisor
Michael O'Brien, Certified Pool Director
Melissa Berta, Pool Manager/Certified Pool Operator

Resolution No. 97-2025 – 2025 Beachfront Hours of Operation

BE IT RESOLVED, designated beaches in the Borough of Avon-by-the-Sea will be open the weekends of:

May 24th, May 31st, and June 7th; and

BE IT RESOLVED, designated beaches in the Borough of Avon-by-the-Sea will be open daily June 14th through September 1st inclusive.

BE IT FURTHER RESOLVED that the beachfront shall remain open between the hours of 9:00 a.m. and 5:30 p.m. on the above-listed dates.

Resolution No. 98-2025 – 2025 Summer Borough Office Hours of Operation

BE IT RESOLVED, that the Borough Office Summer Hours of Operation will be in effect from May 19th through August 29th as follows:

Monday – Thursday: 8:30am – 4:30pm
Friday: 8:30am – 1:30pm

Resolution No. 99-2025 – 2025 Designated Bathing & Swimming Beaches

BE IT RESOLVED, designated beaches in the Borough of Avon-by-the-Sea are as follows:

- Norwood Avenue Beach, Sylvania Avenue Beach, Garfield Avenue Beach, Lincoln Avenue Beach, and Washington Avenue Beach.
- Woodland Avenue Beach (for surfing and/or swimming, at the discretion of the Beachfront Supervisor or in his absence, the Chief Lifeguard).

- East End Avenue Beach (for surfing, swimming and/or boating, at the discretion of the Beachfront Supervisor or in his absence, the Chief Lifeguard).

Resolution No. 100-2025 – Approving New Class I Police Officers

BE IT RESOLVED, that the Board of Commissioners of the Borough of Avon-by-the-Sea hereby authorize that the following Class I Special Officers be hired:

Liam P. Flanigan
Trevor K. Hendrickson

Resolution No. 101-2025 – Authorizing the Release of Performance Bond for Street Opening Permit at Poole Avenue

WHEREAS, performance bonds are deposited by contractors to secure the cost of replacing pavement in connection with street opening permits; and

WHEREAS, the following applicant executed the performance bond in connection with the street opening permit as follows:

New Jersey Natural Gas
Location: Poole Avenue
Amount: \$750.00

WHEREAS, all repaving and replacing of streets or other surfaces or appurtenances within the street, shoulder, curb, right-of-way or drainage areas are fully complete to the satisfaction of the Superintendent of Public Works; and

WHEREAS, the Superintendent of Public Works has recommended the return of the above-listed performance bond.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Avon-by-the-Sea that the above performance bond in the amount listed is hereby released.

Resolution No. 102-2025 – Supporting Participation in the Sustainable Jersey Municipal Certification Program

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, Avon-by-the-Sea strives to save tax dollars, assure clean land, air and water, and improve working and living environments as steps to building a sustainable community that will thrive well into the future; and

WHEREAS, Avon-by-the-Sea hereby acknowledges that the residents of Avon-by-the-Sea desire a stable, sustainable future for themselves and future generations; and

WHEREAS, Avon-by-the-Sea wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically-sound, local government practices; and

WHEREAS, by endorsing a sustainable path, Avon-by-the-Sea is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of Avon-by-the-Sea, the Board of Commissioners have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen the community.

NOW, THEREFORE, BE IT RESOLVED, that to focus attention and effort within Avon-by-the-Sea on matters of sustainability, the Board of Commissioners wishes to pursue local initiatives and actions that will lead to a Sustainable Jersey Municipal Certification.

BE IT FURTHER RESOLVED, that the Board of Commissioners of the Borough of Avon-by-the-Sea are hereby authorized to serve as Avon-by-the-Sea's agents for the Sustainable Jersey Municipal Certification process and authorize Stephen Mazouat and Sandra McLaughlin to complete the Municipal Registration on behalf of Avon-by-the-Sea.

BE IT FURTHER RESOLVED, that the Board of Commissioners of the Borough of Avon-by-the-Sea do hereby establish a Green Team consisting of the Members of the Environmental Commission.

Resolution No. 103-2025 – Authorizing the Cancellation of Uncollectible Taxes for 2024

WHEREAS, N.J.S.A. 54:4-91.1, and as amended by P.L. 1991 C. 75, requires the collector to submit to the governing body on or before May 1st annually, a list of uncollectible taxes for the year 2024 for cancellation.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Avon-by-the-Sea, County of Monmouth, State of New Jersey, hereby authorizes and directs the cancellation of the following taxes for 2024:

None

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Tax Collector and Tax Assessor.

Resolution No. 104-2025 – Approving Special Events

BE IT RESOLVED, that the following Special Event applications are hereby approved by the Board of Commissioners:

July 11-12, 2025 – Avon Library Book Fair
July 18, 2025 – Library Animal Show

Resolution No. 105-2025 – Authorizing the Mayor to Sign Deed of Easement for the Sylvan Lake Flume Replacement

BE IT RESOLVED, that the Board of Commissioners of the Borough of Avon-by-the-Sea hereby authorize the Mayor to sign Right-of-Entry for Temporary Work Area Deed of Easement for the Sylvan Lake Flume Replacement project between the Borough of Avon-by-the-Sea and the State of New Jersey.

Resolution No. 106-2025 – Approving Volunteer Intern for the Environmental Commission

BE IT RESOLVED, that the Board of Commissioners of the Borough of Avon-by-the-Sea hereby approve Haley Matesa as a Volunteer Intern for the Environmental Commission for the Summer of 2025.

Resolution No. 107-2025 – Authorizing Fifth/Final Payment to USA General Contractors Corp. for Municipal Building Roof Project

WHEREAS, a request for payment number five (5) has been received and the architect has approved the recommendation for the Municipal Building Roof Project; and

WHEREAS, the payment in the amount in the amount of \$32,165.49 has been approved to be paid to USA General Contractors Corp.

Original Contract Sum	\$595,809.89
Net Change Orders	\$0.00
Contract Sum to Date	\$595,809.89
Total Completed and Stored to Date	\$595,809.89
Retainage:	
5% of Contract	\$0.00
Total Earned Less Retainage	\$595,809.89
Less Previous Certs. For Payment	\$563,644.40
Current Payment Due	\$32,165.49
Balance	\$0.00

NOW, THEREFORE, BE IT RESOLVED by the Borough of Avon-by-the-Sea that the following payment certification is hereby authorized, and approval is hereby granted.

Resolution No. 108-2025 – Authorizing Change Order #1 for Gym Floor Replacement Project

BE IT RESOVLED, that the Board of Commissioners of the Borough of Avon-by-the-Sea hereby approves Change Order #1 for the contract with Fieldturf USA, Inc. for the Gym Floor Replacement Project for an increase in the amount of \$2,239.79, resulting in the revised contract amount of \$112,689.79.

Resolution No. 109-2025 – Authorizing Payment Cert #1/Final Payment to Fieldturf USA, Inc. for the Gym Floor Replacement Project

WHEREAS, a request for payment number one (1)/final payment has been received; and

WHEREAS, the payment in the amount in the amount of \$112,689.79 has been approved to be paid to Fieldturf USA, Inc.

Original Contract Sum	\$110,450.00
Net Change Orders	\$2,239.79
Contract Sum to Date	\$112,689.79
Total Completed and Stored to Date	\$112,689.79
Retainage:	
5% of Contract	\$0.00
Total Earned Less Retainage	\$112,689.79
Less Previous Certs. For Payment	\$0.00
Current Payment Due	\$112,689.79
Balance	\$0.00

NOW, THEREFORE, BE IT RESOLVED by the Borough of Avon-by-the-Sea that the following payment certification is hereby authorized, and approval is hereby granted.

Approving minutes from the April 14, 2025 meeting.

Approving the payment of bills totaling \$1,756,618.12

Municipal Clerk asked if anyone had any questions regarding the consent agenda items. None.

Motion by Bonanno seconded by Devoy that the consent agenda be approved.

The Vote:

Aye: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

No: None

Public Comment

- None

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

The Vote:

Aye: Mayor Bonanno, Commissioner Devoy, Commissioner Magrini

No: None

Ed Bonanno, Mayor

Michelle Devoy, Commissioner

John Magrini, Commissioner

Anna Bongiorno, Borough Clerk