

November 9, 2010
Keyport, New Jersey

Minutes of the Work Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Borough Hall Council Chambers, Keyport, N.J., pursuant to the adoption of the Annual Notice on file with the Borough Clerk, forwarded to the Asbury Park Press, Courier, Independent, Two River Times and Newark Star Ledger and posted on the Bulletin Board in accordance with the Open Public Meeting Act, P.L. 1975, Ch. 231.

Council President Sheridan called the meeting to order at 6:30 P.M. Clerk Valerie Heilweil read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Sefcik, Bolte, Sheridan, Kovacs, McPeek, Mayor Bergen (arrived at 6:34pm). Others present: Borough Attorney, Richard Ryback and Borough Administrator Ms. Wright. Absent: Councilman Gross

RESOLUTION No. 221-10

1. Resolution #221-10 Closed Session Meeting Personnel, Litigation

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, Mayor and Council of the Borough of Keyport are of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Personnel
Contracts

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that a meeting of the Mayor and Council shall be held forthwith from which the public shall be excluded in the Council Chambers, Borough Hall, for the purpose of discussing the above-mentioned items.

BE IT FURTHER RESOLVED that discussions on Contracts, and Personnel be conducted at said Closed Session shall be disclosed when the matters discussed are resolved and this meeting shall continue in approximately 20 minutes.

Offered for adoption by: Ms. Bolte, Seconded by: Mr. McPeek

Roll Call Vote: Ayes: Councilmembers Sefcik, Bolte, Sheridan, Kovacs, McPeek
Nays:
Absent: Councilman Gross
Abstain:

Council went into closed session at 6:30 PM and this meeting was reconvened at 7:00PM

ROLL CALL

On Roll Call the following were present: Councilmembers Sefcik, Bolte, Sheridan, Kovacs, McPeek, Mayor Bergen. Others present: Borough Attorney, Richard Ryback, and Borough Administrator Ms. Wright. Absent: Councilman Gross

APPROVAL OF MINUTES

October 5, 2010 – Work Session
October 19, 2010 – Regular Session

Offered for adoption by Mr. Sheridan, seconded by Ms. Bolte

Roll Call Vote: Ayes: Councilmembers Sefcik, Bolte, Sheridan, Kovacs, McPeek
Nays:
Absent: Councilman Gross
Abstain:

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 7:02 P.M.

There being no more comments or questions from the public, the meeting was closed at 7:03P.M.

INTRODUCTION OF ORDINANCE

1. Ordinance – No Parking on Snow Covered Roads

The Clerk reads the Ordinance by Title:

AN ORDINANCE AMENDING CHAPTER 7, SCHEDULE XXII OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT WITH REGARD TO PARKING TEMPORARILY PROHIBITED FOR SNOW REMOVAL

Motion to introduce Ordinance moved by Mr. Sheridan, second by Mr. McPeek

Roll Call Vote: Ayes: Councilmembers Sefcik, Bolte, Sheridan, Kovacs, McPeek
Nays:
Absent: Councilman Gross
Abstain:

Motion authorizing the Clerk to publish the Ordinance as introduced, in the Asbury Park Press for a Hearing to be held on November 23, 2010 moved by Mr. Sheridan, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Sefcik, Bolte, Sheridan, Kovacs, McPeek
Nays:
Absent: Councilman Gross
Abstain:

COMMUNICATIONS AND PETITIONS

1. Letter of Resignation from Library Board Trustee Claude E. Salomon

Motion to receive with regret moved by Mr. McPeek, second by Mr. Sheridan with ayes by all present

2. Letter from *Vending for a Cause* requesting permission to install a snack/beverage vending machine in the Borough Hall

Motion to receive and file moved by Mr. Sheridan, second by Mr. McPeek with ayes by all present

3. Notice of Keyport First Aid Cadets Comedy Night to be held at the Keyport First Aid Building on November 20, 2010 at 7PM

Motion to receive and file moved by Mr. Sheridan, second by Mr. McPeek with ayes by all present

4. Application for a Raffle License from the Keyport Cultural Celebration Committee for an Off-premise 50/50 cash raffle to be held on May 27, 2011 at 5PM

Motion to approve moved by Mr. Sheridan, second by Mr. McPeek with ayes by all present

5. Application for membership in the Keyport Fire Department/Fire Patrol from John Henkel

Motion to approve moved by Mr. Sheridan, second by Ms. Sefcik with ayes by all present.

DISCUSSION

1. Shared Service Referendum
Mayor stated he will have Administrator send letters to Neighboring towns
2. Promenade Fishing Signage

Administrator spoke of painting where they are not permitted to fish

UNFINISHED BUSINESS

Mr. McPeek asked about target enforcement areas. Mayor suggests sitting down with Ms. Wright.

Mr. Sheridan thanked Mayor Bergen and congratulated Mr. McLeod, Ms. Ambrose and Mr. Toglia.

ADMINISTRATOR'S REPORT

Ms. Wright reported on the following:

- Milling and paving
- Budget worksheets will be going out tomorrow morning – they will be due 1st week of December

Mayor – NJ Society of Municipal Engineers: Keyport received project of the year and will be honored at the League of Municipalities

Ms. Wright mentioned that it is the third Award received for Waterfront Park.

ATTORNEY'S REPORT

No report.

NEW BUSINESS

RESOLUTIONS

2. Appointing Library Board of Trustees Member (**TABLED**)
3. Resolution No. 222-10 Authorizing Payment Plan – Larko
4. Resolution No. 223-10 Accepting a Grant from the Hazardous Discharge Site Remediation Fund Public Entity Program Through the NJ Economic Development Authority and the DEP in the amount of \$48,617.00
5. Resolution No. 224-10 Awarding a Contract Accepting the Proposal from T & M to perform a Preliminary Environmental Site Assessment for Proposed Skate Park
6. Resolution No. 225-10 Accepting Proposal of T & M Associates to Provide Additional Engineering Services for the Main Street Road Resurfacing and Drainage Improvements Project
7. Resolution No. 226-10 Authorizing Hatch Mott MacDonald to Provide Professional Engineering Design and Construction Management Services for Sanitary Sewer Rehabilitation and Inflow & Infiltration Reduction Program (Phases III & IV) funded by USDA-RUS/RD Program
8. Resolution No. 227-10 Authorizing Change Order #1 for Maple Place Streetscape Improvement Project Reducing the Contract Amount
9. Resolution No. 228-10 Payment of Bills
10. Resolution 229-10 Authorize for Receipt of Bids for Outdoor Advertising Management Services (Billboard)
11. Resolution No. 230-10 Approve extension (one-year) renewal of binoculars at Waterfront Park
12. Resolution No. 231-10 Borough to purchase one line for Keyport Indians Sponsor t-shirt

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 7:17P.M.

Bob Ludwig, 50 Beers Street – speaking as Secretary to Environmental Commission. Mr. Ludwig spoke of Pedersen application and beach clean-up. Next meeting is scheduled for December 13th.

Bobby Burlew, 64 Chandler Avenue, - Block 21 lot 15, 20 and 21 wanted a report on how we made out. Administrator stated that the Borough is ordering a title search. Mr. Burlew asked why it has taken so long to look at this; it has been 14 months.

Mr. Burlew asked if Rich Shevlin is an employee of the Borough. Ms. Wright replied that he is a seasonal employee and works for \$10.00 an hour as needed. Mayor stated he is working on the sod and problems with the sprinkler system; also working on air aiding.

John Olsen, Chairman of Harbor Commission, would like the lease on the binoculars renewed.

Mike Reedy, 42 First Street, the sand on his sea wall was declined by four feet. His foundation is now exposed, would like to know what to do about it.

Mayor stated that he will need permits. Mayor tells Administrator to contact Pallone's office to see if there are any programs for sand.

Nancy Carew, 64 Broadway, representing the Garden Club. Ms Carew stated she has had a great working relationship with current council and hopes it continues with new council. Garden installed for \$225.00.

Robert Russo, 22 Gull Way – spoke of the improvements on Beers Street. Stated that trucks were being parked on Gull Way made a pot hole but now contractor said he can't fill it because it is private property.

Terry Bolte, 65 Elizabeth Street, - asked the status of Cheryl Hill property. Mentioned Bayside Grill accused of servicing after hours asked if any summonses had been issued; Mayor stated that he will check.

Jennifer Henning, 102 Main Street – asked who issued Cheryl Hill permits? Also asked why structures put up without permits are not removed.

Mayor replied that Bobby Burlew issued permits.

Therese Bolte asked why there are no consequences for no permits. Mayor stated that there should be consequences but sometimes there is no follow through.

Warren Chamberlain, St Peters Place – stated it is petty to complain about these building permits and who did what.

Mike Lane, 51 First Street – question of some resolutions.

Value of Skate Park Resolution? Mayor stated \$3,000 t \$4,000.

Mr. Lane would not like to see Borough locked into Division Street site for Skate Park due to sewer drainage issues. Mr. Lane asked about insurance claim payment; what is it for?

Mayor replied for the construction of Benjamin Terry Park and the fishing Pier.

Mr. Lane spoke of the Bayside Bar and Grill has partitioned the street for four weeks with signs "for motorcycles only". Mr. Lane stated there was a police report after the forth time. He mentioned smoke coming off their outdoor barbecue encourages enforcement of violations. A house on First Street tore down a garage and builds a secondary structure. No permits were issued.

Isaiah Cooper, 135 Atlantic Street, - Army Corp of Engineers working on Waterfront in Union Beach; asked if the borough had looked into working with them

Ed Burlew said that the Ye Cottage Inn signs should come down. Borough knows they own the property asked about title search that administrator mentioned.

Administrator stated that the title search will be the next step.

Nuray addressed Mr. Burlew and said that he is being rude.

Jennifer Henning – upset with Mr. Burlew for bringing up having a drink at a bar after hours – who hasn't done that?

There being no more comments or questions from the public, the meeting was closed at 8:04P.M.

APPROVAL OF RESOLUTIONS

Motion on the Consent Agenda made by Mr. Sheridan, second by Ms. Sefcik

Roll Call: Ayes: Councilmembers Sefcik, Bolte, Sheridan, Mc Peek, Kovacs (except #5)

Nays:

Abstain:

Absent: Councilman Gross

Resolution No. 5 - Awarding a Contract Accepting the Proposal from T & M to perform a Preliminary Environmental Site Assessment for Proposed Skate Park

Offered for adoption by Mr. Sheridan, seconded by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Sefcik, Bolte, Sheridan, McPeek

Nays: Councilman Kovacs

Absent: Councilman Gross

Abstain

ADJOURNMENT

Motion to adjourn at 8:05 PM was made by Mr. Sheridan, second by Ms. Sefcik with ayes by all present.