

December 7, 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.

Councilwoman Bolte called the meeting to order at 6:42P.M. Clerk Valerie Heilweil read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Sefcik, Bolte, McPeek), Mayor Bergen (arrived 7:00PM). Others present: Mr. Ryback, Borough Attorney and Borough Administrator Ms. Wright. Absent: Councilmembers Gross and Sheridan

RESOLUTION 273-10

TITLE: CLOSED EXECUTIVE SESSION

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:
Litigation
Personnel Issues

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

Council went into Closed Session at 6:41 P.M. and this meeting was reconvened at 7:21 P.M.

Mayor Bergen called the meeting to order at 7:21P.M. and the Borough Clerk read the Sunshine Law Notice. The Pledge of Allegiance was said and there was a moment of silence.

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

PRESENTATION OF WHALE FOR FISHING PIER (next meeting)

PROCLAMATION

Mayor Bergen read the Proclamation for Drunk & Drugged Driving Prevention Month

APPROVAL OF MINUTES

November 9, 2010 – Work Session

Offered for adoption by Ms. Sefcik, seconded by Ms. Bolte

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

Nays:

Absent: Councilmembers Gross, Sheridan

Abstain

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 7:24 P.M. moved by Mr. McPeek, second by Ms. Sefcik with ayes by all present

Andy Willner, Osborne Street, - thanked outgoing Council members for their service and congratulated new members of Council. Spoke of good programs in Keyport.

There being no more comments or questions from the public the meeting was reconvened at 7:26PM

PUBLIC HEARINGS/ADOPTION OF ORDINANCES

1. Ordinance #17-10 – Fee Reduction Ordinance

The Clerk reads the Ordinance by Title: AN ORDINANCE AMENDING CERTAIN CHAPTERS OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT TO DECREASE CERTAIN FEES EFFECTIVE JANUARY 1, 2011

The meeting was opened to the public for comments or questions at 7:27 P.M. moved by Ms. Sefcik, second by Ms. Bolte with ayes by all present

There being no more comments or questions from the public the meeting was reconvened at 7:28 PM

Motion to adopt Ordinance made by Ms. Bolte, second by Ms. Sefcik

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

Nays: Councilman Kovacs

Absent: Councilmembers Gross, Sheridan

Abstain:

Motion authorizing the Clerk to publish the Ordinance as adopted moved by Ms. Bolte, second by Ms. Sefcik

INTRODUCTION OF ORDINANCE

1. Ordinance – Stormwater Retro-Fit Ordinance

The Clerk reads the Ordinance by Title:

PRIVATE STORM DRAIN INLET RETROFITTING

DEP requested introduction by 12/31/10

Motion to introduce ordinance moved by Ms. Bolte, second by Mr. McPeek

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

Nays:

Absent: Councilmembers Gross, Sheridan

Abstain

Motion authorizing the Clerk to publish the Ordinance as introduced in the Asbury Park press for a public hearing to be held on December 21, 2010 moved by Ms. Sefcik, second by Ms. Bolte with ayes by all present.

2. Ordinance – Vacate and Rename Access Road through Waterfront Park

The Clerk reads the Ordinance by Title:

AN ORDINANCE VACATING AMERICAN LEGION DRIVE AND RENAMING THE WATERFRONT PARK ACCESS ROAD AMERICAN LEGION DRIVE

Final requirement of Grant from Green Acres

Motion to introduce made by Ms. Bolte, second by Ms. Sefcik

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

Motion authorizing the Clerk to publish the Ordinance as introduced in the Asbury Park press for a public hearing to be held on December 21, 2010 moved by Ms. Bolte, second by Ms. Sefcik with ayes by all present.

COMMUNICATIONS AND PETITIONS

1. Results of the Keyport Fire Department Election held December 1, 2010

Motion to confirm moved by Mr. Kovacs, second by Mr. McPeek with ayes by all present.

2. Application for Bingo License from St. Joseph Parish Council for bingo to be held weekly on Sundays from January 2, 2011 through December 18, 2011

3. Application for Bingo License from St. Joseph Church for bingo to be held weekly on Wednesdays from January 5, 2011 through December 28, 2011

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

4. Application for a Street Opening Permit for 176 Church Street for the purpose of installing 4" ductile Iron Water Main and Installing New sewer tap and service

Motion for conditional approval and refer to superintendent moved by Ms. Sefcik, second by Mr. McPeek with ayes by all present.

Mayor spoke of a Gentlemen looking to purchase the Old Municipal Building as a live/work building.

UNFINISHED BUSINESS

Mayor – moved ahead with landfill RFP for solar project.

Mayor – Skate park design – engineer was asked to put together a proposal and work with Administrator.

ADMINISTRATOR'S REPORT

Administrator Wright reported that Beers Street was paved.

NEW BUSINESS

Mr. McPeek asked when the No parking when snow-covered signs were being installed by DPW.

Mayor stated that Councilman Gross no longer lives in Keyport. Has an individual willing to serve his seat. Would like this issue addressed sooner than later. Feels it is unethical for him to serve if he is not living in town.

RESOLUTIONS

2. Resolution No. 238-10 Provisional Appointment of Fire Code Official
3. Resolution No. 239-10 Appointing Public Works Laborer
4. Resolution No. 240-10 Authorizing Execution of 2011 Foodshopping Agreement with the County of Monmouth (SCAT)
5. Resolution No. 241-10 Authorizing Sale of \$50,000 Special Emergency Note To General Capital Fund
6. Resolution No. 242-10 Appropriation Transfer
7. Resolution No. 243.10 Payment of Bills
8. Resolution No. 244-10 Ratifying disciplinary agreement for Patrolman Joseph Ruth
9. Resolution No. 245-10 Authorize T&M – not to exceed \$11,500 for Skate park to authorize design and receipt of bids.

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 7:40 P.M. moved by Ms. Bolte, second by Ms. Sefcik with ayes by all present

Ed Carew, 64 Broadway, wanted a clarification of Aeromarine. Mayor explained this should move forward as part of the Redevelopment Process. Looking for the most return for the Borough.

Andy Willner – regarding Aeromarine, asked if one could use the electric if they were on the block. Suggested looking for a redeveloper who could use the existing buildings and the electric being generated.

Bob Ludwig, 50 Beers Street, reminded Council of Mr. Lane's cursory project analysis. Feels Borough will only break even suggest switching to windmills.

Councilwoman Bolte stated the landfill can not sustain windmills.

Mr. Ludwig asked about the new DPW employee being hired. Is Robert Hassmiller the son of the former Councilman?

Ms. Bolte replied yes; he has been working as a part time laborer for more than four years will be starting at \$26,785 annually.

Robert Russo, 22 Gull Way, has a friend that is interested in selling Gelato at the waterfront.

Mayor suggested that his friend send a letter to the Administrator.

There being no more comments or questions from the public the meeting was reconvened at 7:56PM

APPROVAL OF RESOLUTIONS

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

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

Resolution No. 2. Resolution No. 239-10 Appointing Public Works Laborer

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

Mayor asked about someone being arrested at the school and an officer who spoke about it.

ADJOURNMENT

Motion to adjourn was made by Mr. McPeek, second by Ms. Sefcik with ayes by all present at 7:58 PM.