January 1, 2012
Keyport, New Jersey

Minutes of a Reorganization Meeting of the Mayor and Council, held on the above date in the Central School All Purpose Room, Broad Street, Keyport, N.J. pursuant to being called by the Mayor and Borough Council, notice on file with the Borough Clerk, forwarded to the Asbury Park Press, Independent, the Newark Star Ledger and Two River Times, and posted on the Bulletin Board in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231

Mayor McLeod called the meeting to order at 12:01P.M. and Borough Clerk Valerie Heilweil read the Sunshine Law Notice.

ROLL CALL OF 2011 COUNCIL

Councilwoman Bolte

Councilwoman Sefcik

Councilman McPeek

Councilman Sheridan

Councilwoman Ambrose

Councilman Toglia

Mayor Robert E. McLeod

PRESENTATION TO OUTGOING COUNCILMEMBER

Presentation to Councilwoman Sefcik and Councilman John Kovacs

OATH OF OFFICE ADMINISTERED TO NEWLY ELECTED COUNCILMEMBER

Joy-Michele Tomczak and Joseph E. Sheridan

ROLL CALL OF 2012 COUNCIL

Councilwoman Bolte

Councilman McPeek

Councilman Sheridan

Councilwoman Tomczak

Councilwoman Ambrose

Councilman Toglia

Mayor Robert E. McLeod

SALUTE TO THE FLAG

INVOCATION –Chaplain Raymond Kilroy

PRESENTATIONS – Recreation Commission Holiday Lighting Awards:

Mayor McLeod and Recreation Commission President George Strang made the presentations

First Place: Diane Calabrese, 91 Atlantic Street
Second Place: Michele Fagan, 25 West Second Street
Third Place: Mr. & Mrs. Cunellen, Washington Street

APPOINTMENTS

Mayor McLeod announces the 2012 Fire Department Chiefs and asks that they assemble to take their Oaths of Office, to be administered by the Borough Clerk:

Chief of the Department: John McCleaster
First Assistant Chief: Robert Aumack
Second Assistant Chief: Richard B. Ely Jr
Third Assistant Chief: Charles Pfleger

PRESENTATION OF EX-CHIEF'S BADGE:

Fire Commissioner Warren Chamberlain presented Raymond Kilroy the Ex Chief Badge.

2012 FIRST AID SQUAD OFFICERS:

Chief: Kenneth Krohe

Captain: Michael Nevitt

1st Lieutenant: Daniel Neff

2nd Lieutenant: Kelly Biechler

The Public is invited to view Keyport First Aid Squad's New Medical Ambulance Bus.

KEYPORT FIRE DEPARTMENT PRESENTATION

Announcement of Fire Prevention Safety Poster Winners

POLICE AWARDS:

Mayor McLeod turned the meeting over to Lt. Casaletto for the Police Presentations.

Chief George Casaletto stated that the usual presentations and inspection will be done during National Police Week. Awards were given to Detective Cassidy, Pastor Michael Shahid, Police Commissioner Joseph Sheridan, Councilwoman Evelyn Ambrose – Police Committee, Councilman Ken McPeek – Police Committee, and outgoing Councilman Warren Chamberlain

MAYOR'S PRESENTATIONS:

Volunteers of the Year – Ed and Nancy Carew

REGULAR ORDER OF BUSINESS

Mayor and Council appointed the following:

RESOLUTION No. 1 – 12 - COUNCIL PRESIDENT

Mayor McLeod announces the election of Christian Bolte as Council President for the year 2012.

WHEREAS, it is necessary that a member of the Council be elected President of said Council to fulfill the duties of Mayor during his absence.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Keyport that Christian Bolte is a member of said Council, be elected President.

Offered for adoption by Sheridan, second by Tomczak

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 2 – 12 - COUNCIL COMMITTEES

Mayor McLeod announces the appointment to the Council Committees for the year 2012.

POLICE	1. Joy-Michele Tomczak 2. Christian Bolte 3. Evelyn Ambrose
FIRE/FIRST AID/EMERGENCY SERVICES	1. Clemente Toglia 2. Joseph Sheridan 3. Joy-Michele Tomczak

FINANCE/GRANTS/REDEVELOPMENT	1. Joseph Sheridan 2. Evelyn Ambrose 3. Christian Bolte
BUILDINGS/GROUNDS AND LIBRARY	1. Christian Bolte 2. Clemente Toglia 3. Kenneth McPeek
PUBLIC WORKS/RECYCLING/ PROPERTY MAINTENANCE	1. Evelyn Ambrose 2. Kenneth McPeek 3. Clemente Toglia
HEALTH AND RECREATION	1. Kenneth McPeek 2. Joy-Michele Tomczak 3. Joseph Sheridan
PERSONNEL SELECT	1. Joseph Sheridan, Finance 2. Evelyn Ambrose, DPW 3. Joy-Michele Tomczak, Police

BE IT RESOLVED by the Council of the Borough of Keyport that the foregoing appointment of Committees, as made by the Mayor, for the year 2012 be and the same are hereby approved and confirmed.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 3- 12 - APPOINTMENT OF BOROUGH ATTORNEY

Mayor McLeod announces with the advice and consent of Council the appointment of Gordon Litwin, of Ansell Grimm & Aaron, as Borough Attorney for the term of one year, January 1, 2012 to December 31, 2012.

WHEREAS, there exists a need for a Borough Attorney to advise Mayor and Council on legal matters in the Borough of Keyport, County of Monmouth, and

WHEREAS, proposals were solicited through a fair and open process to publicly solicit proposals or qualifications of persons interested in being appointed as Borough Attorney in accordance with NJSA 19:44A-20.5; and

WHEREAS, funds are or will be available for that purpose, and

WHEREAS, a Fair and Open process was used in accordance with N.J.S.A 19:44A-20.5, to publicly solicit proposals or qualifications of persons or firms interested in being appointed for the position of Borough Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Keyport, County of Monmouth, New Jersey as follows:

1. That the Mayor and Council of the Borough of Keyport hereby appoint and confirm the appointment of Gordon Litwin, of Ansell Grimm & Aaron for a term of one year, beginning on January 1, 2012 and concluding December 31, 2012 in accordance with N.J.S.A. 19:44-20.5 and N.J.S.A 40A:12-1 et seq.
2. That a notice in accordance with this resolution and the Local Public Contracts Law shall be published in the official newspaper or newspapers of the Borough.
3. That an approved and executed copy of the contract between the Borough and the various appointees, and a copy of this resolution shall be placed on file in the Office of the Clerk and be available for public inspection in accordance with the law.

Offered for adoption by Sheridan, second by McPeek

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

Andy Provence appeared and spoke on behalf of Gordon Litwin.

RESOLUTION No. 4 -12 - APPOINTMENT OF BOROUGH ENGINEER FOR THE UNEXPIRED TERM OF THREE YEARS, JANUARY 1, 2011 TO DECEMBER 31, 2013

WHEREAS, the Mayor and Council of the Borough of Keyport and the Borough of Keyport have the need for a municipal engineer and pursuant to *N.J.S.A.* 40A:9-140 shall appoint a municipal engineer; and

WHEREAS, the Local Public Contracts Law, *N.J.S.A.* 40A:11-5(1)(a)(i) permits the Borough of Keyport to award a contract for engineering services without public advertising for bids and bidding; and

WHEREAS, a Fair and Open process was used to publicly solicit proposals or qualifications of persons or firms interested in being appointed Borough Engineer in accordance with *N.J.S.A.* 19:44A-20.5; and

WHEREAS, by Resolution No. 10-11 the Mayor and Council appointed Francis Mullan, PE, CME, of T&M Associates, Borough Engineer to perform engineering services for the Borough of Keyport for a period beginning January 1, 2011 and concluding December 31, 2013; and

WHEREAS, Francis Mullan has submitted his resignation as Borough Engineer; and

WHEREAS, Donald J. Norbut, P.E., of T&M Associates previously held the position of Borough Engineer for the Borough of Keyport through a Fair and Open process and is willing to resume those duties under the same terms as the proposal and contract submitted by Francis Mullan; and

WHEREAS, funds are or will be available for this purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AS FOLLOWS:

1. That the Mayor and Council of the Borough of Keyport hereby appoint Donald J. Norbut, P.E., as Borough Engineer for the unexpired term of three years, beginning January 1, 2011 and concluding December 31, 2013 in accordance with *N.J.S.A.* 19:44A-20.5 and *N.J.S.A.* 40A:11-1 *et seq*.
2. That this Contract is awarded through a Fair and Open process pursuant to *N.J.S.A.* 19:44A-20.5.
3. That a notice in accordance with this resolution and the Local Public Contracts Law shall be published in the official newspaper or newspapers of the Borough.
4. That an executed copy of the Contract between the Borough and Donald J. Norbut, P.E., and a copy of this resolution shall be filed in the Office of the Clerk and be available there for public inspection in accordance with the law.
5. That this resolution shall take effect immediately.

Offered for adoption by Sheridan, second by Tomczak

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

Don Norbut thanked all.

RESOLUTION No. 5-12 BOROUGH AUDITOR

Mayor McLeod announces with the advice and consent of Council the appointment Ron Gardner, of Hodulik & Morrison PA, as Borough Auditor for the term of one year, January 1, 2012 to December 31, 2012.

WHEREAS, there exists the need for an Auditor to advise Mayor and Council on financial matters in the Borough of Keyport, County of Monmouth, and

WHEREAS, the Local Public Contract Law, NJSA 40A:11-5(1)(a)(i) permits the Borough of Keyport to award a contract for legal services without public advertising for bids and bidding; and

WHEREAS, proposals were solicited through a fair and open process to publicly solicit proposals or qualifications of persons interested in being appointed Borough Auditor in accordance with NJSA 19:44A-20.5; and

WHEREAS, funds are or will be available for that purpose, and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A: 11-1 et seq.) requires that the Resolution awarding the contract shall state the supporting reasons and be printed in a newspaper of general circulation not more than ten days after the passage of the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that the appointment for 2012, by the Mayor, be and the same is hereby confirmed. The person hereby appointed is Ron Gardner, of Hodulik & Morrison PA, is a Registered Municipal Accountant and it is not possible to obtain competitive bids.

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Courier, as required by law, within ten days of its passage

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 6 – 12 APPOINTMENT OF BOND COUNSEL

Mayor McLeod announces with the advice and consent of Council the appointment of Joseph P. Baumann, of Mc Manimon & Scotland, LLC as the Bond Counsel for the term of one year, January 1, 2012 to December 31, 2012.

WHEREAS, there exists a need for specialized legal services in connection with the authorization and issuance of bonds and other obligations and other matters relating to capital financing by the Borough of Keyport, County of Monmouth, New Jersey (herein the "Borough"); and

WHEREAS, such specialized legal services can be provided only by a recognized Bond Counsel firm, and the law firm of Mc Manimon & Scotland, LLC. are so recognized by the financial community; and

WHEREAS, the services to be performed are "professional services" as defined in the Local Public Contracts Law, *N.J.S.A*. 40A:12-2 (6) and therefore are excepted from the Local Public Contracts Law requirements for competitive bidding, pursuant to *N.J.S.A*. 40A:12-5 (1) (a) (i); and

WHEREAS, a Fair and Open process was used to publicly solicit proposals or qualifications of persons or firms interested in being appointed Bond Counsel in accordance with *N.J.S.A.* 19:44A-20.5, and

WHEREAS, funds are or will be available for this purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AS FOLLOWS:

1. That the Mayor and Borough Council hereby appoint Joseph P. Baumann, of the firm of Mc Manimon & Scotland, LLC. to serve as Bond Counsel for the year 2012, to the Borough in connection with the financing of capital projects, and awards the contracts which are annexed hereto and made a part hereof (the "Contract") in accordance with *N.J.S.A.* 19:44A-20.5 and *N.J.S.A.* 40A:12-1 et seq.

2. That the Mayor or other appropriate officials of the Borough, on behalf of the Borough, is hereby authorized and directed to attest to the execution of said Contracts for professional services in connection with the preparation of all bond ordinances and the authorization and issuance of all bonds, bond anticipation notes, tax anticipation notes or similar obligations and related matters of capital and debt financing by the Borough.

3. That no appropriation of funds is required at the time, payment coming from the proceeds of the sale of bonds, bond anticipation notes and tax anticipation notes or similar obligations or from capital authorizations or other appropriate budgeted items in accordance with the attached contract.
4. That this Contract is awarded through a Fair and Open process pursuant to *N.J.S.A.* 19:44A-20.

5. That a notice in accordance with this resolution and the Local Public Contracts Law, shall be published in the official newspaper or newspapers of the Borough.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 7 -12 BOROUGH PHYSICIAN

WHEREAS, the Borough is desirous of having a Borough Physician to send employees to for medical services when necessary:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council this 1st day of January 2012 that Health Point Medical be and hereby is appointed as Borough Physician for the year 2012, and that he be compensated for each employee referred to him for examination.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 8-12 BOROUGH SPECIAL AND CONSULTING ENGINEERS

Mayor McLeod announces with the advice and consent of Council the appointment of the following Special and Consulting Engineers in various capacities for the term of one year, January 1, 2012 to December 31, 2012.

Consulting Engineering Services – General Engineering

a. Hatch Mott MacDonald, 3 Paragon Way, Freehold, NJ 07728
b. CME, 1460 Route 9 South, Howell NJ 07731
c. T&M Associates, 1373 Broad Street, Ste 306, Clifton NJ 07013

Consulting Engineering Services – Water and Sewer

a. Hatch Mott MacDonald, 3 Paragon Way, Freehold, NJ 07728
b. CME, 1460 Route 9 South, Howell NJ 07731

Consulting Engineering Services – Waterfront and Coastal

a. Hatch Mott MacDonald, 3 Paragon Way, Freehold, NJ 07728
b. CME, 1460 Route 9 South, Howell NJ 07731

Consulting Engineering Services – Redevelopment

a. CME, 1460 Route 9 South, Howell NJ 07731

Consulting Engineering Services – Environmental

a. Hatch Mott MacDonald, 3 Paragon Way, Freehold, NJ 07728
b. CME, 1460 Route 9 South, Howell NJ 07731
a. Excel Environmental Resources, Inc., 111 North Center Drive, North Brunswick, NJ 08902

WHEREAS, there exists the need for Special and Consulting Engineers for various projects and to advise Mayor and Council on engineering matters in the Borough of Keyport, County of Monmouth, and

WHEREAS, proposals were solicited through a fair and open process to publicly solicit proposals or qualifications of persons interested in being appointed as Special and Consulting Engineers in accordance with NJSA 19:44A-20.5; and

WHEREAS, funds are or will be available for that purpose, and

WHEREAS, a Fair and Open process was used in accordance with N.J.S.A 19:44A-20.5, to publicly solicit proposals or qualifications of persons or firms interested in being appointed for the positions of Special and Consulting Engineers.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Keyport, County of Monmouth, New Jersey as follows:

1. That the Mayor and Council of the Borough of Keyport hereby appoint and confirm the Special and Consulting Engineers, as listed above, for a term of one year, beginning on January 1, 2012 and concluding December 31, 2012 in accordance with N.J.S.A. 19:44-20.5 and N.J.S.A 40A:12-1 et seq.
2. That a notice in accordance with this resolution and the Local Public Contracts Law shall be published in the official newspaper or newspapers of the Borough.
3. That an approved and executed copy of the Contract between the Borough and the various appointees, and a copy of this resolution shall be placed on file in the Office of the Clerk and be available for public inspection in accordance with the law.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 9 – 12 BOROUGH LEGAL SERVICE PROFESSIONALS

Mayor McLeod announces with the advice and consent of Council the appointment of the following Legal Services Professionals in various specialized capacities for the term of one year, January 1, 2012 to December 31, 2012.

Special Litigation Counsel

a. Diegnan & Brophy, LLC, 2329 Route 34, Ste 106, Wall Township, NJ 08736
b Weiner Lesniak, LLP 629 Parsippany Road, PO Box 0438, Parsippany NJ 07054
c. Scarinci Hollenbeck, 1100 Valley Brook Ave, PO Box 790, Lyndhurst, NJ 07071
d. Wisniewski & Associates, 17 Main Street, Sayreville, NJ 08872
e. DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, 15 Mountain Blvd., Warren NJ 07059
f. Ansell, Grimm, & Aaron, 60 Park Place Ste 1114, Newark, NJ 07102
g. Raymond Laytham, 107 Tindall Road, Middletown NJ 07748
h. John T. Lane, Esq. PO Box 1377, Wall NJ 07719

General Legal Matters

a. Diegnan & Brophy, LLC, 2329 Route 34, Ste 106, Wall Township, NJ 08736
b Weiner Lesniak, LLP 629 Parsippany Road, PO Box 0438, Parsippany NJ 07054
c. Scarinci Hollenbeck, 1100 Valley Brook Ave, PO Box 790, Lyndhurst, NJ 07071
d. Ansell, Grimm, & Aaron, 60 Park Place Ste 1114, Newark, NJ 07102
e. Raymond Laytham, 107 Tindall Road, Middletown NJ 07748
f. John T. Lane, Esq. PO Box 1377, Wall NJ 07719

Special Labor Relations Counsel

a Weiner Lesniak, LLP 629 Parsippany Road, PO Box 0438, Parsippany NJ 07054
b. Bernard Reilly, LLC, 90 Maple Avenue, Red Bank, NJ 07701
c. Ansell, Grimm, & Aaron, 60 Park Place Ste 1114, Newark, NJ 07102

Special Redevelopment Counsel

a. McManimon & Scotland, Newark, NJ, 1037 Raymond Blvd, Newark, NJ 07102
b Weiner Lesniak, LLP 629 Parsippany Road, PO Box 0438, Parsippany NJ 07054
c. Wisniewski & Associates, 17 Main Street, Sayreville, NJ 08872
d. Ansell, Grimm, & Aaron, 60 Park Place Ste 1114, Newark, NJ 07102

WHEREAS, there exists the need for specialized legal service professionals from time to time and to advise the Mayor and Council on specialized legal matters in the Borough of Keyport, County of Monmouth, and

WHEREAS, proposals were solicited through a fair and open process to publicly solicit proposals or qualifications of persons interested in being appointed as in accordance with NJSA 19:44A-20.5; and

WHEREAS, funds are or will be available for that purpose, and

WHEREAS, a Fair and Open process was used in accordance with N.J.S.A 19:44A-20.5, to publicly solicit proposals or qualifications of persons or firms interested in being appointed for the positions of Legal Services Professionals.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Keyport, County of Monmouth, New Jersey as follows:

1. That the Mayor and Council of the Borough of Keyport hereby appoint and confirm the various specialized legal services professionals, as stated above, for a term of one year, beginning on January 1, 2012 and concluding December 31, 2012 in accordance with N.J.S.A. 19:44-20.5 and N.J.S.A 40A:12-1 et seq.

2. That a notice in accordance with this resolution and the Local Public Contracts Law shall be published in the official newspaper or newspapers of the Borough.

3. That an approved and executed copy of the Contract between the Borough and the various appointees, and a copy of this resolution shall be placed on file in the Office of the Clerk and be available for public inspection in accordance with the law.

Offered for adoption by Tomczak, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 10 – 12 TREASURER

Mayor McLeod announces, with the advice and consent of the Council, the reappointment of Keri Stencel, as the Borough Treasurer for the term of one year, January 1, 2012 to December 31, 2012.

BE IT RESOLVED by the Council of the Borough of Keyport that Keri Stencel is hereby reappointed as Treasurer for the calendar year 2012.

Offered for adoption by Sheridan, second by Toglia

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 11– 12 OFFICIAL COLLECTER OF WATER & SEWER UTILITY RENTS

Mayor McLeod announces the reappointment of Keri Stencel as Official Collector of Water & Sewer Utility Rents, for a term of one year, from January 1, 2012 to December 31, 2012.

BE IT RESOLVED by the Council of the Borough of Keyport, that the reappointment of Keri Stencel as Official Collector of Water & Sewer Utility Rents be and the same is hereby confirmed.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 12- 12 FIRE INSPECTORS

Mayor McLeod announces, with the advice and consent of the Council, the appointments of the following named persons as Fire Inspectors in the Borough of Keyport for the term of one year, January 1, 2012 to December 31, 2012.

Paul Murphy	William Smith Jr
Dean Stoppiello	Kenneth Marr
David Olsen	Nicholas Vecchio

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of the aforementioned individuals as Fire Inspectors be and the same are hereby confirmed.

Offered for adoption by McPeek, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 13- 12 APPOINTMENT OF FIRE MARSHALS

Mayor McLeod announces, with the advice and consent of the Council, the appointments of the following named persons of Fire Patrol of the Keyport Fire Department as Fire Marshals, whose terms shall expire December 31, 2012:

James Burke	Joseph Konish	Chuck Raftery
Nick Devincenzo	Ron Lowther	Pedro Santiago
Vito Esposito	Jason Miller	Larry Stonerock
Thomas Gallo	Tim Pfleger	Mark Thalheimer
Ken Goble	Chuck Pfleger	Frank Travers
John Henkel	Rich Pettus	John Zarkivach

BE IT RESOLVED by the Council of the Borough of Keyport the appointments of the foregoing named persons of Fire Patrol of the Keyport Fire Department be and the same are hereby confirmed as Fire Marshals, each term to expire on December 31, 2012.

Offered for adoption by McPeek, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 14-12 APPOINTMENT OF FIRE DEPARTMENT MECHANIC

Mayor McLeod announces, with the advice and consent of the Council, the reappointment of Matthew Farapan as the Fire Department Mechanic, whose term shall expire December 31, 2012:

BE IT RESOLVED that Matthew Farapan is hereby reappointed Fire Department Mechanic; and

BE IT FURTHER RESOLVED by the Council of the Borough of Keyport the reappointment of the foregoing named person be and the same is hereby confirmed as Fire Department Mechanic to expire on December 31, 2012.

Offered for adoption by Ambrose, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 15 – 12 SMOKE DETECTOR INSPECTOR

WHEREAS, the Borough is desirous of having Smoke Detector Inspector.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council this 1st day of January 2012 that Anthony Vecchio be and hereby is reappointed as Borough Smoke Detector Inspector for the year 2012.

Offered for adoption by McPeek, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 16-12 APPOINTMENT OF ASSISTANT EMERGENCY MANAGEMENT COORDINATORS

Mayor McLeod announces with the advice and consent of Council the appointment of Richard Ely and Thomas Gallo as Assistant Emergency Management Coordinators for the term of one year, January 1, 2012 to December 31, 2012.

BE IT RESOLVED by the Council of the Borough of Keyport that the reappointment of Richard Ely and Thomas Gallo as Assistant Emergency Management Coordinators with a term to expire on December 31, 2012 be and the same is hereby confirmed.

Offered for adoption by McPeek, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 17- 12 SPECIAL POLICE OFFICERS

Mayor McLeod announces, with the advice and consent of the Council, the appointments of the following named persons as Special Police Officers, whose terms shall expire on December 31, 2012.

CLASS II
Michael Handler
Frank Currier
Eugene Eng
David Osuch
Robert Dane
Robert Dillon

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of the foregoing named persons be and the same are hereby confirmed as Special Police Officers, whose terms shall expire on December 31, 2012.

Offered for adoption by Sheridan, second by Tomczak

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 18- 12 SCHOOL CROSSING GUARDS

Mayor McLeod announces, with the advice and consent of the Council, the appointments of the following named persons as School Crossing Guards, whose term shall expire on December 31, 2012.

Sonia Perno	Paul Albrecht	Thomas O' Connor
Laurie Vanderbeck-Kopacz	Edward Keeler	Linda Corbett
Darcel Hansen	Patricia Smith	Frances Spafford
Louis Spafford	Ronald Dente	

Alternates

Harry Kneute	Robert Dillon

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of the foregoing named persons be and the same are hereby confirmed as School Crossing Guards, each term to expire on December 31, 2012.

Offered for adoption by Ambrose, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 19 – 12 MONMOUTH COUNTY COMMUNITY DEVELOPMENT REPRESENTATIVE

Mayor McLeod announces, with the advice and consent of the Council, the reappointment of Lorene Wright as the Monmouth County Community Development Representative for the year 2012.

THEREFORE, BE IT RESOLVED, by the Council of the Borough of Keyport that the reappointment of Lorene Wright as the Monmouth County Community Development Representative for the year 2012 be and the same is hereby confirmed.

Offered for adoption by Bolte, second by Ambrose

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 20- 12 MONMOUTH COUNTY COMMUNITY DEVELOPMENT ALTERNATE REPRESENTATIVE

Mayor McLeod announces, with the advice and consent of the Council the reappointment of Mayor Robert E. McLeod as the Monmouth County Community Development Alternate Representative for the year 2012.

THEREFORE, BE IT RESOLVED, by the Council of the Borough of Keyport that the reappointment of Mayor Robert E. McLeod as the Monmouth County Community Development Alternate Representative for the year 2012 be and the same is hereby confirmed.

Offered for adoption by McPeek, second by Toglia

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 21- 12 APPOINTMENT OF ENVIRONMENTAL COMMISSION MEMBERS

WHEREAS, the Mayor and Council of the Borough of Keyport have established, by Ordinance, an Environmental Commission consisting of seven members; and

WHEREAS, the Ordinance provides that the Mayor shall appoint all members of the Commission**.**

NOW THEREFORE, BE IT RESOLVED that I, Robert E. McLeod, Mayor of the Borough of Keyport, do hereby appoint the following members of the Environmental Commission for a three-year term**:**

Kenneth De Groat	EXTENDINGTERM OF PREVIOUS RESOLUTION FOR ONE YEAR – expiring 12/31/2012	
James Aumack	3 year term	1/1/12 – 12/31/2014
Maureen Kinkela	3 year term	1/1/12 – 12/31/2014

BE IT FURTHER RESOLVED that the following Alternate #1 member is hereby appointed for a two year term:

Barbara Granda	2 year term	1/1/12 – 12/31/2013

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 22- 12 LIBRARY BOARD OF TRUSTEES MEMBERS

Mayor McLeod announces with the advice and consent of the Council, the appointment of Diane Calabrese as a member of the Library Board of Trustees to fill a five- year term which will expire on December 31, 2016.

Offered for adoption by Tomczak , second by Bolte

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 23-12 RECREATION COMMISSION MEMBERS

Mayor McLeod announces with the advice and consent of the Council, the reappointment of Christine Matarese as Recreation Commission Members for a term of five years, from January 1, 2012 to December 31, 2016.

Mayor McLeod announces with the advice and consent of the Council, the reappointment of Christine Bennett as an Alternate #2 to the Recreation Commission Member for a term of five years, from January 1, 2012 to December 31, 2016

BE IT RESOLVED by the Council of the Borough of Keyport that the reappointments of Christine Matarese and Christine Bennett to the Recreation Commission be and the same are hereby confirmed.

Offered for adoption by McPeek , second by Ambrose

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 24- 12 DESIGNATE PUBLIC AGENCY COMPLIANCE OFFICER

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that Borough Administrator Lorene Wright is hereby designated Public Agency Compliance Officer (P.A.C.O.) for the year 2012.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the State Division of Contract Compliance.

Offered for adoption by Ambrose, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 25-12 APPOINTMENT OF LICENSED WATER TREATMENTPLANT OPERATOR

WHEREAS, the Borough of Keyport is required to have a licensed operator of its Water Treatment Facility; and

WHEREAS, James Mastrokalos is qualified and holds a license as a Water Treatment Facility Operator.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council as follows:

1. James Mastrokalos is hereby retained as the licensed operator of the Keyport Water Treatment Facility effective January 1, 2012 to December 31, 2012.

2. James Mastrokalos shall be compensated for said services per annum.

3. Said services shall include the preparation and filing of all operation reports, performance of all services required by the State of New Jersey and any other regulatory bodies of a licensed operator of the Keyport Water Treatment Facility. In the event of an emergency and services are required outside the scope of this agreement that require on site supervision of James Mastrokalos, he shall be compensated with an additional rate per hour for said services but shall not receive any other benefits or compensation.

4. The Mayor and Borough Clerk are authorized to enter into an agreement with James Mastrokalos providing for the performance of said professional services.

Offered for adoption by Tomczak, second by Bolte

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 26-12 APPOINTMENT OF LICENSED WASTEWATER COLLECTION SYSTEM OPERATOR AND LICENSED WATER DISTRIBUTION SYSTEM OPERATOR

WHEREAS, the Borough of Keyport is presently in need of the professional services of a duly licensed “Wastewater Collection System Operator” and “Water Distribution Operator”; and

WHEREAS, these professional services include the preparation and filing of all operation reports, performance of all services required by the State of New Jersey and other regulatory bodies of persons so licensed; and

WHEREAS, James Mastrokalos offered these professional services for which he is qualified, pending additional licensing, for a cost of $5,000 per license per annum; and

WHEREAS, the Chief Financial Officer has certified that funds for same are available.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport as follows:

1. The Borough hereby retains the professional services of Licensed Wastewater Collection Systems Operator and Licensed Water Distribution System Operator from James Mastrokalos for a term of January 1, 2012 through December 31, 2012 at a rate per annum for each license.

2. This retention is conditioned upon James Mastrokalos performing all of the duties and responsibilities of a Licensed Wastewater Collection System Operator and Licensed Water Distribution System Operator in accordance with all laws and regulations pertaining to same and the obtaining of all necessary licenses to perform said duties.

3. The Mayor and appropriate Borough officials are authorized to execute any necessary documents pertaining to same.

4. This action is approved without competitive bids, nor the solicitation of competitive price quotes, in accordance with State Law.

5. A notice of this award shall be advertised as required by law.

Offered for adoption by McPeek, second by Tomczak

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 27 -12 HARBOR COMMISSION COUNCILMEMBERS

Mayor McLeod announces the appointment of Councilmembers Evelyn Ambrose and Joseph E. Sheridan, members of the Governing Body, to the Harbor Commission for the year 2012.

BE IT FURTHER RESOLVED by the Council of the Borough of Keyport that the foregoing appointments to the Harbor Commission for the year 2012, be and the same are hereby confirmed.

Offered for adoption by Sheridan, second by McPeek

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 28 -12 HARBOR COMMISSION MEMBER

Mayor McLeod announces with the advice and consent of the Council, the reappointment of William Carey as Harbor Commission Member for a term of five years, from January 1, 2012 to December 31, 2016.

BE IT RESOLVED by the Council of the Borough of Keyport that the reappointment of William Carey to the Harbor Commission be and the same are hereby confirmed.

Offered for adoption by Ambrose, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 29- 12 RECYCLING COORDINATOR

Mayor McLeod announces with the advice and consent of the Council, the appointment of Robin Sheridan**,** as Recycling Coordinator for a term of one year, January 1, 2012 to December 31, 2012.

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Robin Sheridan, as Recycling Coordinator in the Borough of Keyport for a term of one year, January 1, 2012 to December 31, 2012 be and the same is hereby confirmed.

Offered for adoption by Bolte , second by Tomczak

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Tomczak, Ambrose, Toglia
Nays:
Abstain: Sheridan
Absent:

RESOLUTION No. 30 - 12 DEPUTY RECYCLING COORDINATOR

Mayor McLeod announces with the advice and consent of the Council, the appointment of George Sappah as Deputy Recycling Coordinator for a term of one year, January 1, 2012 to December 31, 2012.

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of George Sappah, as Deputy Recycling Coordinator in the Borough of Keyport for a term of one year, January 1, 2012 to December 31, 2012 be and the same is hereby confirmed.

Offered for adoption by Sheridan , second by McPeek

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 31-12 APPOINTING MEMBERS TO THE RECYCLING COMMITTEE

Mayor McLeod announces with the advice and consent of the Council, the appointments of Kenneth Howe and Dennis Fotopoulos as Recycling Committee Members for a term of two years, from January 1, 2012 to December 31, 2013.

Mayor McLeod announces with the advice and consent of the Council, the appointments of Tammy Frick as Recycling Committee Member Alternate for a term of one year, from January 1, 2012 to December 31, 2012.

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of Kenneth Howe, Dennis Fotopoulos, and Tammy Frick to the Recycling Committee be and the same are hereby confirmed.

Offered for adoption by McPeek, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 32-12 PLANNING BOARD COUNCILMEMBER

Mayor McLeod announces the appointment of Joseph E. Sheridan, a member of the Governing Body, to the Planning Board for the year 2012, as a Class III member.

BE IT RESOLVED by the Council of the Borough of Keyport that the foregoing appointment to the Planning Board for the year 2012, as a Class III member, Councilmember Joseph E. Sheridan is and the same is hereby confirmed.

Offered for adoption by Tomczak, second by McPeek

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, And Toglia
Nays:
Abstain:
Absent:
:

RESOLUTION No. 33-12 PLANNING BOARD MEMBERS

Mayor McLeod announces the appointment of Robert Burlew as a Class II member of the Planning Board to fill a one-year term which will expire on December 31, 2012.

Mayor McLeod announces the appointment of Keith M. Platt as a Class IV member of the Planning Board to fill a term 4-year term from January 1, 2012 to December 31, 2013

Mayor McLeod announces the reappointment of Juan Carlos Oviedo as an alternate member of the Planning Board to fill a two-year term from January 1, 2012 to December 31, 2013.

Mayor McLeod announces the appointment of Roger Benedict as an alternate member of the Planning Board to fill an unexpired term from January 1, 2012 to December 31, 2012.

Offered for adoption by Bolte, second by Toglia

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, And Toglia
Nays:
Abstain:
Absent:

RESOLUTION No 34 -12 APPOINTING MEMBERS OF THE GREEN TEAM

WHEREAS, the Borough of Keyport is has established a Green Team for the purpose of promoting sustainability in the Borough, and

WHEREAS, the responsibilities of the Green Team can also be assumed by the existing municipal Environmental Commission, and

WHEREAS, as it is also desirable to include the following departments within the Borough on the Green Team,

Members of the team:
Public Works – George Sappah
Recycling – Robin Sheridan
Environmental Commission – Kenneth Howe & Kenneth DeGroat
Recreation – George Strang
Harbor Commission – Frank Mongiello
Planning Board / Zoning Board – John Ambrose
School Board – Daniel Smith
Business Administrator – Lorene Wright
Council Liaison – Councilmember Kenneth McPeek
Mayor Robert E. McLeod
Garden Club (2) – Ed Carew & Andrew Willner
Residents (2) – John Plowback, one vacancy

NOW THEREFORE BE IT RESOLVED that the term of these appointed members will expire December 31, 2012.

Offered for adoption by Sheridan, second by McPeek

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, And Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 35 – 12 2012 RATE OF INTEREST FOR NON-PAYMENT OF TAXES AND ASSESSMENTS

WHEREAS, N.J.S.A. 54:4-67 permits the Governing Body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, N.J.S.A. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first $1,500.00 of the delinquency and 18% per annum on any amount in excess of $1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of $12,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, County of Monmouth, State of New Jersey as follows:

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first $1,500.00 of taxes becoming delinquent after the due date and 18% per annum on any amount of taxes in excess of $1,500.00 becoming delinquent after due date and if a delinquency is in excess of $12,000.00 and remains in arrears beyond December 31st an additional penalty of 6% shall be charged against the delinquency.

2. Effective January 1, 2012 there will be a ten (12) day grace period of quarterly tax payments made by cash, check or money order.

3. Any payments not made in accordance with paragraph two of this Resolution shall be charged interest from the due date as set forth in paragraph one of this Resolution.

4. A certified copy of this Resolution shall be provided by the Borough Clerk to the Tax Collector, Borough Attorney and Borough Auditor for the Borough of Keyport.

BE IT FURTHER RESOLVED that said letter of interest rates shall become effective January 1, 2012.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 36 -12 2012 RATE OF INTEREST FOR NON-PAYMENT OF WATER AND SEWER CHARGES

BE IT RESOLVED that pursuant to the authority of N.J.S.A. 54:4-67, the rate of interest to be charged for the nonpayment of water and sewer charges on or before the date when they would become delinquent be and the same is hereby fixed in the Borough of Keyport at 8% per annum on the first $1,500.00 of the delinquency, and 18% per annum on any amount in excess of $1,500.00; and

BE IT FURTHER RESOLVED that no interest shall be charged if payment on any installment is made within ten days of the date upon which the same became payable. After the 12 day "grace period" interest will revert back to the due date.

BE IT FURTHER RESOLVED that the said interest rates shall become effective January 1, 2012.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 37 -12 AUTHORIZING PAYROLL/EMERGENCIES FOR THE YEAR 2012

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the Chief Financial Officer is hereby authorized and directed to pay Payroll as it becomes due and any emergencies which may arise during the year 2012 without future Resolution of the Mayor and Council.

BE IT FURTHER RESOLVED that the Chief Financial Officer is to report to the Mayor and Council at the next Council Meeting following, all Payroll and emergency payments made, so that it becomes part of the official minutes.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 38-12 AUTHORIZATION FOR TAX ASSESSOR TO FILE TAX APPEALS

WHEREAS, statutory provision is made for review and correction of errors prior to certification of an assessment list; and

WHEREAS, provision is also allowed for the discovery and correction of errors after establishment of the tax rate; and

WHEREAS, changes in property ownership at times necessitates adjustments in the veterans and/or senior citizen deductions allowed on the assessment list; and

WHEREAS, responsibility for maintenance and correction for assessments and the assessment list rests with the local Tax Assessor subject to laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport that the Tax Assessor fulfilling the duties and requirements of his office, be authorized to file with the Monmouth County Board of Taxation such appeals as may be necessary to maintain accuracy and equality in the assessment list of the Borough of Keyport; and

BE IT FURTHER RESOLVED that the Tax Assessor be authorized to direct the Borough Attorney to file appeals to the New Jersey State Tax Court on behalf of the Borough of Keyport, and authorize the Borough Attorney to make settlements with respect to contested assessments.

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to execute stipulations of Settlements on behalf of the Borough of Keyport; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to file complaints on behalf of the Borough of Keyport based upon farmland rollback procedures; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to file cross petitions of appeal and counterclaims.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 39 - 12 PURCHASING UNDER STATE CONTRACTS

WHEREAS, in the past, the Borough of Keyport has availed itself of the right to purchase materials, supplies, and equipment under the contracts for such materials, supplies and equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of Treasury pursuant to N.J.S.A. 40A:11-12; and

WHEREAS, it is desirable from time to time to obtain materials, supplies, and equipment under contracts for such materials, supplies, and equipment entered into on behalf of the State by the said Division without the necessity of advertising for bids, or in the cases where no bids have been received; and

WHEREAS, it is contemplated that it will be necessary or desirable to obtain materials, supplies and equipment under such contract or contracts entered into on behalf of the State of New Jersey by said Division during the year 2012.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Keyport, County of Monmouth and State of New Jersey, as follows:

1. That the purchase by the Borough of Keyport, through several municipal departments shall be purchased under a contract or contracts for such materials, supplies, or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of Treasury, in those cases where it is desirable and in the best interest of the Borough of Keyport, and in those cases where bids have been sought by advertisement therefore and no bids are received.

2. That a copy of the Resolution be forwarded to the Borough Administrator, all Department Heads of the Borough of Keyport, and the Chief Financial Officer and any other party in interest.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 40 – 12 INVESTMENT OF IDLE FUNDS

WHEREAS, it is desirable that idle funds of the Borough of Keyport be invested in legal investment vehicles at all times; and

WHEREAS, it is occasionally necessary to transfer funds for the purpose of meeting current Borough expenses for the purpose of affecting investments.

NOW, THEREORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that it does hereby authorize the Chief Financial Officer and/or Treasurer to request bids and to place orders for the investment of idle funds solely in legally authorized investment vehicles, such investments to the investing institution; and

BE IT FURTHER RESOLVED that the above named Chief Financial Officer and/or Treasurer is hereby authorized to transfer funds by wire solely for the following purposes and subject to all pertinent regulations;

1. To or from Borough checking or savings accounts to other Borough Accounts.

2. To or from Borough checking or savings accounts to or from accounts and investment accounts specified by banks or to the State of New Jersey Cash Management Fund and any other legal investment vehicle solely for the purpose of investing for the account of the Borough of Keyport.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 41-12 ADOPTION OF CASH MANAGEMENT PLAN

WHEREAS, it is in the best interest of the Borough of Keyport to earn additional revenue through the investment and prudent management of its cash receipts; and

WHEREAS, P.L. 1983, Chapter 8 approved January 18, 1983 is an act concerning the Local Fiscal Affairs Law and amends N.J.S.A. 40A: 5-2 and N.J.S.A. 40A:5-14; and

WHEREAS, this law requires that each local unit shall adopt a cash management plan.

NOW, THEREFORE, BE IT RESOLVED that the following shall constitute the Cash Management Plan for the Borough of Keyport and the Borough shall manage its funds pursuant to this plan.

Definitions
1. Treasurer and CFO shall mean the Treasurer and Chief Financial Officer of the Borough of Keyport.
2. Fiscal Year shall mean the twelve months ending December Thirty One.
3. Cash Management Plan shall mean the plan as approved by this resolution.

Designation of Depositories
At least once each fiscal year the governing body shall by resolution designate the depositories for the Borough of Keyport in accordance with N.J.S.A. 40A:5-14.

Audit Requirements
The Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-14.

Authority to Invest
The governing body shall pass a resolution at its first meeting of the fiscal year designating the Borough Officials who shall make and be responsible for municipal deposits and investments.

Investment Instrument
The designated Borough Officials shall invest at his discretion in any investment instrument as approved by the State of New Jersey in accordance with N.J.S.A. 40A:5-15.2.

Records and Reports
1. The Treasurer shall report all investments in accordance with N.J.S.A. 40A:5-15.2.
2. At a minimum the Treasurer shall:
a. Keep a record of all investments
b. Keep a cash position record which reveals, on a daily basis, the status of the cash in its bank accounts.
c. Confirm investments with the governing body as to the status of cash balances in bank accounts, revenue collection, interest rates and interest earned.

Cash Flow

1. The Treasurer shall ensure that the accounting system provides regular information concerning the cash position and investment performance.
2. All moneys shall be turned over to the Treasurer and deposited in accordance with N.J.S.A. 40A:5-15.
3. The Treasurer/CFO is authorized and directed to invest surplus funds of the Borough of Keyport as the availability of the funds permit. In addition, it shall be the responsibility of the Treasurer to minimize the possibility of idle cash by depositing the moneys in interest bearing accounts whenever practical and in the best interest of the Borough of Keyport.
4. The CFO shall ensure that funds are borrowed for Capital projects in a timely fashion.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 42-12 AUTHORIZE TAX COLLECTOR TO ISSUE DUPLICATE TAX SALE CERTIFICATES

WHEREAS, P.L. 1997, Chapter 99, requires the authorization of the Governing Body for replacement and issuance of a duplicate tax sale certificate held by a third party lien holder which has been destroyed or lost.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, County of Monmouth, State of New Jersey, hereby authorizes the Tax Collector, for the year 2010 upon receipt of the appropriate affidavits from owner of the certificates, prepare replacement certificates for Tax Sale Certificates and issue to original lien holder.

BE IT FURTHER RESOLVED that these replacement certificates, duplicate in original form, shall be marked as “duplicate” and a $100 fee per duplicate certificate be assessed to the original lien holder for the preparation of said duplicate certificates.

BE IT FINALLY RESOLVED that a certified copy of said duplicate certificates shall be maintained by the Tax Collector and issued to the lien holder.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 43-12 2012 TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40a:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2012 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2012; and

WHEREAS, the total appropriations in the 2011 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance, is the sum of $7,656,396 and $3,187,726 for the General Budget and Water/Sewer Utility Budget respectively; and

WHEREAS, 26.25% of the total appropriations in the 2011 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2011 budget is the sum of $2,009,804 and $836,778 for the General Budget and Water/Sewer Utility Budget respectively.

NOW, THEREFORE, BE IT RESOLVED that the following schedule of temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

	TEMPORARY APPROPRIATIONS 2012
GENERAL BUDGET	
Administrative and Executive	
Salaries and Wage	20,000.00
Other Expenses	2,500.00
Mayor and Council	
Salaries and Wage	5,000.00
Other Expenses	1,000.00
Municipal Clerk	
Salaries and Wage	13,000.00
Other Expenses	4,000.00
Financial Administration	
Salaries and Wage	13,000.00
Other Expenses	3,000.00
Collection of Taxes	
Salaries and Wage	20,000.00
Other Expenses	3,000.00
Assessment of Taxes	
Salaries and Wage	6,000.00
Other Expenses	3,000.00
Legal Services	
Other Expenses	42,600.00
Environmental Commission	
Other Expenses	150.00
Engineering Services	
Other Expenses	10,000.00
Planning/Zoning Board	
Salaries and Wages	1,500.00
Other Expenses	3,000.00
Property Maintenance Code	
Salaries and Wages	4,000.00
Other Expenses	300.00
Insurances	
Liability Insurance	180,000.00
Workers Compensation Insurance	90,000.00
Employee Group Insurance	250,000.00
Police Department	
Salaries and Wages	550,000.00
Other Expenses	
Miscellaneous	30,000.00
Clothing Allowance	10,000.00
Emergency Management Services	
Other Expenses	500.00

First Aid Contributions	6,000.00
Fire Department	
Other Expenses	25,000.00
Uniform Fire Safety Act	
Salaries and Wages	9,000.00
Other Expenses	7,500.00
Municipal Prosecutor	
Salaries and Wages	5,000.00
Municipal Court	
Salaries and Wages	10,000.00
Other Expenses	3,000.00
Public Defender	
Salaries and Wages	1,000.00
Other Expenses	100.00
Road Repairs and Maintenance	
Salaries and Wages	75,000.00
Other Expenses	20,000.00
Garbage and Trash Removal	
Salaries and Wages	15,000.00
Other Expenses	5,000.00
Contracted (40A:4-85)	75,000.00
Public Buildings and Grounds	
Other Expenses	20,000.00
Board of Health	
Salaries and Wages	7,000.00
Other Expenses	1,000.00
Blood Borne Pathogens - Hepatitis B	
Salaries and Wages	900.00
Other Expenses	500.00
Animal Control Services	
Other Expenses	10,000.00
Recreation	
Salaries and Wages	7,000.00
Other Expenses	2,000.00
Senior Citizen Community Center	
Salaries and Wages	2,000.00
Other Expenses	6,000.00
Senior Citizen Transportation Contracted	1,500.00
Parks and Playgrounds	
Other Expenses	6,000.00
Uniform Construction Code Official	
Salaries and Wages	26,000.00
Other Expenses	1,500.00
Celebration of Public Events	
Other Expenses	100.00
Postage	6,000.00
Fuel for Motor Vehicles	15,000.00
Telephone	11,000.00
Street Lighting	35,000.00
Fuel Oil	2,000.00
Natural Gas	7,000.00
Electricity	15,000.00
Landfill Disposal Costs	60,000.00
Social Security System	37,000.00
Maintenance of Free Public Library	60,000.00

Shared Service Court - Matawan	12,600.00
Recycling (Hazlet)	
Other Expenses	1,500.00
Municipal Drug Alliance	
Local Share	1,850.00
State Share	7,400.00
Office on Aging Grant	15,000.00
Total General Temporary Budget	1,900,000.00

WATER/SEWER UTILITY BUDGET

Salaries and Wages	120,000.00
Other Expenses	120,000.00
Bayshore Regional Sewerage Authority	400,000.00
Acquisition of Water	150,000.00
Social Security System	10,000.00
Total Water/Sewer Utility Budget	800,000.00

RESOLUTION No. 44-12 2012 DEBT SERVICE

WHEREAS, N.J.S.A. 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20th of the year preceding the beginning of the fiscal year; and

WHEREAS, the date of this resolution is subsequent to December 19, 2011; and

WHEREAS, principal and interest will be due on various dates from January 1, 2012 to December 31, 2012, inclusive, on bonds and notes issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made to cover the period from January 1, 2012 to December 31, 2012 inclusive:

DEBT SERVICE - CURRENT FUND

Principal on Bonds	$510,000
Interest on Bonds	275,834
Principal on Notes	90,900
Interest on Notes	19,900
	$896,634

DEBT SERVICE - WATER/SEWER UTILITY

Principal on Bonds	$110,000
Interest on Bonds	10,110
Principal on Notes	157,000
Interest on Notes	50,000
	$327,110

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 45- 12 WAIVING OF INTEREST LESS THAN FIFTY (50) CENTS

WHEREAS, the Municipal Collector of Taxes and Water and Sewer Utility Rents, submits for approval the waiving of interest less than fifty (50) cents on Tax and Water/Sewer payments; and

WHEREAS, the Municipal Collector of Taxes and Water and Sewer Utility Rents, suggests this resolution because it is economically sound to waive such interest due to the cost of delinquent notifications and such; and

WHEREAS, it is the desire of the Mayor and Council to approve such request:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, County of Monmouth and State of New Jersey as follows:

1. Formal authorization is hereby given to waive any interest due that is less than fifty (50) cents.

BE IT FURTHER RESOLVED that said resolution shall become effective on January 1, 2012.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 46- 12 ANNUAL NOTICE

Notice is hereby given that effective January 1, 2012, the Keyport Borough Council will hold its Work Session Agenda Meetings on the 1st Tuesday of the month at 7:00 P.M. in the Council Chambers, Municipal Complex, 70 W. Front Street, Keyport, N.J. and its Regular Agenda Meetings on the 3rd Tuesday of the month at 7:00 P.M. in the Council Chambers, Municipal Complex, 70 W. Front Street, Keyport, N.J. with the following exceptions listed below. Formal action may be taken at these meetings. This notice is provided in accordance with the requirements of P.L. 1975, Ch. 231, Open Public Meetings Act (Sunshine Law Notice).

EXCEPTIONS: The January meetings will be held on Tuesday, January 10th, 2012 and Tuesday, January 24th, 2012
The November Work Session meeting will be held on Tuesday, October 30th, 2012

The 2013 Annual Reorganization Meeting will be held at 12:00 Noon on January 1, 2013 at the Keyport Central School Gymnasium, 335 Broad Street, Keyport, NJ.

NOTE: Regular Meeting – 7:00 PM
Closed Meeting, where the Public is excluded, shall take place after the conclusion of business at the open meeting, where the public is included.

BE IT RESOLVED by the Keyport Borough Council that the Notice of its Work Session Meetings which will be held the 1st Tuesday of the month in the Council Chambers, Municipal Complex, 70 W. Front Street, Keyport, N.J. at 7:00 P.M. and its Regular Meetings which will be held on the 3rd Tuesday of the month at 7:00 P.M. in the Council Chambers, Municipal Complex, 70 W. Front Street, Keyport, N.J. be posted on the Bulletin Boards in the Keyport Borough Hall, and will be sent to:

The Asbury Park Press,
The Two River Times,
The Newark Star Ledger,
and The Independent,
and be filed in the Office of the Borough Clerk.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No.47- 12 OFFICIAL NEWSPAPERS

BE IT RESOLVED that this Borough Council hereby designates:

The Asbury Park Press, Neptune, NJ,
The Two River Times, Red Bank, NJ,
The Star Ledger, Newark, NJ,
and The Independent, Freehold, NJ,

as the newspapers to receive notice of meetings as required by P.L. 1975, Chapter 231, Open Public Meetings Act for the year 2012.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 48- 12 NAMING OFFICIAL DEPOSITORIES FOR THE BOROUGH OF KEYPORT FOR THE YEAR 2012

WHEREAS, N.J.S.A. 40A: 5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the State and organized under the laws of the United States or this State.

NOW, THEREFORE, BE IT RESOLVED on the 1st day of January 2012 by the Council of the Borough of Keyport, County of Monmouth, State of New Jersey that:

1. Bank of America, Wells Fargo Bank, Sovereign Bank of New Jersey, Valley National Bank, Two River Community Bank and New Jersey Cash Management Fund be and the same are hereby designated as the Depository Banks for the funds of the Borough of Keyport for 2012; and

2. Prior to the deposit of any municipal funds in the above mentioned depositories, said bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Governmental Unit Deposit Protection Act (R.S. 17:9-41).

3. Said banks are hereby authorized and directed to honor checks drawn upon said banks signed by three of the following five, the Mayor, Borough Administrator, Borough Clerk, Chief Financial Officer, and/or Treasurer. In the absence of the Mayor, the Council President or Finance Chairman shall be an authorized signator and, in the absence of the Borough Clerk, shall be an authorized signator.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 49- 12 AUTHORIZING SIGNATURES ON BOROUGH CHECKS AND AUTHORIZING BANK ACCOUNTS

BE IT RESOLVED, by the Governing Body of the Borough of Keyport that the following Borough Officials are hereby authorized to sign checks where a combination of three principal signatures are required:

Mayor and two of the following:

Chief Financial Officer, Treasurer, or Borough Clerk

BE IT FURTHER RESOLVED, that signature cards with the signatures of the persons authorized above be forwarded to the Borough's active depositories.

BE IT FURTHER RESOLVED, that the following accounts with Wells Fargo be established effective January 1, 2012 and related accounts in other depositories be closed accordingly:

General Capital
Trust Other
Recreation Commission Trust
Recreation Bayfront Improvement Trust
Animal Control Trust
Borough Clerk Account
Water Capital
Water Operating
Developer Escrow
Open Space Trust
Law Enforcement Trust
Board of Health Account

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 50-12 AUTHORIZING ADOPTION OF PROCEDURES TO BE FOLLOWED IN THE PURCHASE OF EQUIPMENT AND SUPPLIES

WHEREAS, the Borough of Keyport is desirous of adopting a uniform procedure for the purchase of equipment and supplies and the provision of services to the Borough; and

WHEREAS, the Mayor and Council are desirous of setting forth this procedure to be applicable immediately upon adoption of this Resolution and to continue in full force and effect until the next reorganization meeting of the Borough held pursuant to N.J.S.A. 40:14A-1 et eq, at which time this Resolution shall terminate unless continued in its present or amended form;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Keyport as follows:

1. The procedures and authorities herein provided shall be applicable to the purchase of any materials, supplies or services except for professional services such as legal, engineering, accounting and similar services which shall only be upon Resolution of the Borough.

2. No purchase of or contract for materials, equipment, supplies or services shall be deemed binding upon the Borough or shall obligate the Borough for payment thereof except upon the following terms and conditions:

   (a) The Administrator shall cause to be attached to the voucher, where same exists, a copy of at least three written quotations or bids for items in excess of $2,500.00;

   (b) Materials, service or supplies, the cost or obligation for which shall not exceed the sum of $6,000 per item, may be purchased or contracted for on behalf of the Borough and payment therefore shall be made by the Borough upon the execution of a requisition for such materials, supplies or services by the Administrator in accordance with (a) above.

   (c) Materials, services or supplies, the cost or obligation for which exceeds $6,000 per item, but less than $17,500, may only be purchased or contracted for upon execution of a Purchase Order by Committee Chairperson of the Borough's appropriate committee relative to the department the purchase is being made, providing further, that three (3) written quotations concerning the item or services authorized to be purchased shall have been obtained, except in cases of emergency, which emergency shall be stated in full on the Purchase Order executed by the Chairman, Vice-Chairman, or any Mayor and Council.

(d) The purchase of any materials, supplies, equipment or contract for any services the cost or obligation for which is $17,500 or more, to the extent same shall be applicable to the particular purchase or contract, shall be awarded only upon compliance with the bidding procedures provided by the Local Public Contracts Law except in those instances under the Local Public Contract Law where public bidding need not apply and then only upon specific Resolution of the Borough ; and

BE IT FURTHER RESOLVED that this Resolution shall supersede all prior Resolutions of the Borough and all By Law provisions that may be in conflict with any of the terms and conditions specified; and

BE IT FURTHER RESOLVED that this Resolution shall continue in full force or effect until the next organization meeting of the Borough pursuant to NJSA 40:14A-1 et seq. at which time it shall terminate unless re-instituted in its existing or in an amended form by appropriate Resolution of the Mayor and Council.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 51-12 AUTHORIZING BOROUGH ADMINISTRATOR TO HIRE TEMPORARY LABORERS

WHEREAS, the Borough of Keyport is in need of additional public works staff to supplement the existing workforce; and

NOW THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Keyport authorizes the Borough Administrator to hire temporary full-time and part-time laborers, as necessary, at an hourly rate to be set by the Borough Administrator but not to exceed $15.00 per hour, subject to approval by the Borough Council at the next regular meeting.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Borough Administrator, the Municipal Finance Officer and a copy shall be maintained in the office of the Borough Clerk for public inspection.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 52-12 AUTHORIZING THE BOROUGH ADMINISTRATOR TO SIGN THE 2012 ANNUAL EDMUNDS & ASSOCIATES SOFTWARE SUPPORT AGREEMENT

WHEREAS, there is a need of the Borough of Keyport to have software support for its financial, tax collection and water department billings, and

WHEREAS, it is necessary to enter an Application Software Support agreement with Edmunds & Associates in order to secure updates for that system and support for their products.

NOW, THEREFORE BE IT RESOLVED, that the Borough Administrator is hereby authorized to sign the 2012 Annual Software Support Agreement with Edmunds & Associates, 301A Tilton Road, Northfield, NJ in the amount of $12,035.00 for the period of January 1, 2012 through December 31, 2012.

BE IT FURTHER RESOLVED, a copy of the agreement shall be filed in the office of the Borough Clerk.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 53-12 REQUIRING CONTRIBUTIONS FOR HEALTH CARE BENEFITS OF EMPLOYEES ON WORKERS' COMPENSATION, DISABILITY OR FAMILY LEAVE PER P.L. 2011, c. 78

WHEREAS, effective with the passage of P.L. 2011, c. 78, there is language relating to health care benefit contributions of employees who are on Workers' Compensation, Disability or Family Leave; and

WHEREAS, during the period in which they are not actively at work, such employees shall continue to contribute as if they were receiving their regular salary; and

WHEREAS, formal notice and instruction was received by the Borough on November 23, 2011 via Local Finance Notice 2011-34.

NOW THEREFORE BE IT RESOLVED, that the Borough Administrator shall inform all employees of such required contribution during periods of Workers' Compensation, Disability or Family Leave; and

BE IT FURTHER RESOLVED, that the Borough of Keyport shall institute a method to collect each employees' contribution, either by method of deduction of any monies due or by billing the employee in absence of funds available for deductions.

BE IT FURTHER RESOLVED, that the Borough shall implement this policy effective January 1, 2012.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 54 -12 AUTHORIZING MONMOUTH MUNICIPAL JOINT INSURANCE FUND COMMISSIONERS

WHEREAS, a number of municipalities in the state of New Jersey have joined together to form a Joint Insurance Fund as permitted by Chapter 372 Laws of 1983 (40A:10-36); and

WHEREAS, said Fund was approved to become operational by New Jersey Department of Insurance and the Department of Community Affairs and has been in operation since that date; and

WHEREAS, the statutes and regulations governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Keyport hereby agrees to appoint the Borough Administrator Lorene Wright as the Joint Insurance Fund Commissioner.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 55-12 AFFIRMING RIGHTS AND OBLIGATIONS TO CONTINUE TO PROVIDE "PROFESSIONAL SERVICES" UNDER EXISTING CONTRACTS

WHEREAS, the Mayor and Council of the Borough of Keyport have reorganized under a newly elected administration; and

WHEREAS, new individuals and firms have been appointed to provide "professional services" to the Borough; and

WHEREAS, it is in the best interests of all parties to clarify the respective duties of all individuals and firms providing "professional services" to the Borough; and

WHEREAS, it is in the best interests of the Borough not to pay two or more individuals or firms to provide redundant "professional services" on the same job or jobs;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Keyport hereby affirm the continuing right and obligation of firms and individuals to continue to provide "professional services" to the Borough on assignments undertaken pursuant to appointments and contracts authorized by the immediately preceding Mayor and Council; and

BE IT FURTHER RESOLVED, that this authority shall continue unless and until it is specifically revoked and rescinded by a further Resolution of the Mayor and Council; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Borough Administrator, the Municipal Finance Officer and a copy shall be maintained in the office of the Borough Clerk for public inspection.

Offered for adoption by Bolte , second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

RESOLUTION No. 56- 12 APPROVING TOW TRUCK OPERATOR APPLICATIONS

WHEREAS, towing procedures and regulations for the towing and storage of motor vehicles in the Borough of Keyport are regulated by Section 5-13 et. seq. of the Ordinances of the Borough of Keyport; and

WHEREAS, the following tow companies have submitted Tow Truck Operator Applications for approval of the Mayor and Council:

B & W Towing, 63 Franklin Avenue, West Keansburg, NJ 07734
Bayshore Auto Service, 81 Route 35, Keyport, NJ 07735
Bill Wright Towing and Recovery, 85 Chingarora Avenue, Keyport, NJ 07735
Commercial Truck Restoration (CRT), 379, County Road, Cliffwood, NJ 07721
D & D Towing Service Inc., 369 Highway 36, Hazlet, NJ 07730
DJ's Towing, 15 Industrial Drive, Laurence Harbor, NJ 07735
M & M Auto, 397 Route 36, Hazlet, NJ 07730
Roder's Motors, 1005 Union Avenue, Union Beach, NJ 07735
VirLou Inc., t/a Key Auto Body, 20 Main Street, Matawan, NJ 07747

WHEREAS, the Borough Clerk and Lt. Anthony Gallo have reviewed each application and met with the applicants; and

WHEREAS, each of the applicants has paid the required application and fleet fees; and

WHEREAS, Lt. Anthony Gallo has physically inspected each of the tow yards to determine compliance with the Borough Ordinance and provided his recommendation of December 23, 2011 to the Borough Clerk, which is attached hereto.

NOW THEREFORE BE IT RESOLVED that the above-mentioned applicants are hereby approved as 2012 tow truck operators for the Borough of Keyport.

BE IT FURTHER RESOLVED that the maximum rates that may be charged for the use of a tow-truck and/or storage of a vehicle towed, whether licensed or unlicensed, may not exceed those rates set in Chapter 5-13 Towing, Section 5-13.5, Maximum Rates.

Offered for adoption by Bolte, second by Sheridan

Roll Call Vote: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia
Nays:
Abstain:
Absent:

PUBLIC COMMENT

The meeting was opened to the public for comments or questions at 1:13 PM moved by Mr. Sheridan, second by Mr. McPeek with ayes by all present.

Jessica Walling, 54 Second Street, Part time Telecommunication Officer – addressed question to Councilman Sheridan; Ms. Walling asked status of the position and her application status

Administrator Wright responded that the position has been posted and opened to civil service applicants. Ms. Wright asked the Borough Attorney to come up to answer Ms. Wallings question.

Mr. Provence replied that this is a civil service position and subject to rules and regulations of civil service.

Administrator Wright explained there will be an open-competitive test. Part time employees are not members of the bargaining unit.

Attorney explained that the application is still alive and it is being considered.

Robert Bergen – on behalf on Keyport Democratic Organization offered a token of appreciation to Councilmembers Tomczak, Sheridan and McPeek.

There being no more comments or questions from the public, the meeting was closed to the public at 1:20 P.M. moved by Mr. Sheridan, second by Mr. Toglia with ayes by all present.

RESOLUTIONS BY CONSENT:

1. 2012 Rate of Interest for Non-Payment of Taxes and Assessments
2. 2012 Rate of Interest for Non-Payment of Water and Sewer Charges
3. Authorizing Payroll/Emergencies for the Year 2012
4. Authorization for Tax Assessor to File Appeals
5. Purchasing Under State Contract
6. Investment of Idle Funds
7. Adoption of Cash Management Plan
8. Authorize Tax Collector to Issue Duplicate Tax Sale Certificates
9. 2012 Temporary Budget
10. 2012 Debt Service
11. Waiving of Interest Less than Fifty (50) Cents
12. Annual Meeting Notice
13. Designation of Official Newspapers
14. Designation of Bank Depositories
15. Authorizing Signatures on Borough Checks and Authorizing Bank Accounts
16. Adopt Procedures to be Followed in the Purchase of Equipment and Supplies
17. Authorizing Borough Administrator to Hire Temporary Seasonal Employees
18. Authorizing Agreement for Edmunds Software Support
19. Requiring Contributions for Health Care Benefits of Employees on Workers' Compensation, Disability or Family Leave PER P.L. 2011, C.78
20. Authorizing Monmouth Municipal Joint Insurance Fund Commissioners

21. Affirming Rights and Obligations to Continue to Provide "Professional Services" Under Existing Contract
22. Approving Tow Truck Operator Applications

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

Roll Call: Ayes: Councilmembers Bolte, McPeek, Sheridan, Tomczak, Ambrose, Toglia Nays:
Abstain:
Absent

REMARKS OF MAYOR AND COUNCIL:

Councilman Sheridan thanked the people of Keyport First Aid, Fire Department, Police Department and DPW

Councilman Sheridan also thanked the Garden Club, Denise Nellis, Art Society, Tom Gallo for work on the 9-11 monument, First Aid and Historical Society, Al DeGracia, Valerie and Denise, Mayor and fellow Councilmembers including Ms. Sefcik and Mr. Chamberlain. Mr. Sheridan also thanked his family.

Councilwoman: Bolte thanked Outgoing Councilwoman Susie Sefcik, welcomed in coming Councilmember Joy Tomczak, thanked all Borough employees, thanked the Mayor for condensing the Re-Organization meeting. Ms. Bolte stated she worked closely with the Mayor and thanked him for "Crossing over the line"

Councilman McPeek thanked all for the opportunity to work on Council. Mr. McPeek stated he is looking forwarding to working hard on Council.

Councilwoman Tomczak wished everyone a Happy New Year. Thanked all who put her there and all who welcomed her. Ms Tomczak stated she is looking forward to working with everyone.

Councilwoman Ambrose thanked outgoing Councilmembers Warren Chamberlain and Susie Sefcik. Ms. Ambrose is looking forward to this year.

Councilman Toglia stated that it has been a very interesting year. He is proud of the consolidation of Municipal Court and keeping taxes at bay. Economy will be putting a squeeze on the budget and Mr. Toglia thinks Keyport has an excellent Mayor, Council and Administrator. Thanked all for opportunity to serve.

Mayor Robert McLeod wished everyone a Happy New Year. Mayor stated that they have accomplished some things and still have more to accomplish. Mayor mentioned the volunteers, Fire Department, First Aid, Recreation, Harbor and Environmental Commission without the volunteers a small town like this simply could not function. A heartfelt thanks goes out to them.

ADJOURNMENT

Motion to adjourn was made by Mr. Sheridan, second by Mr. Toglia with ayes by all present at 1:29 pm

BEST WISHES FOR A HAPPY, HEALTHY, PROSPEROUS AND PEACEFUL 2012