

January 18, 2011
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.

Mayor McLeod called the meeting to order at 7PM. and Borough Clerk read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia, Mayor McLeod. Others present: Borough Administrator Ms. Wright, John T. Lane, Borough Attorney.

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

APPROVAL OF MINUTES

November 23, 2010 - Regular

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

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

Nays:

Absent:

Abstain: Councilmembers Chamberlain, Ambrose, Toglia

CONSENT AGENDA

(All resolutions listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration.)

R63-11 Authorizing Approval of Raffle License – Keyport Indians

R64-11 Authorizing T&M to prepare Bid Documents and Advertise Bid for Skatepark

R65-11 Authorizing and Directing T&M to follow IR 245-10 (*ADDED*)

PUBLIC COMMENT PORTION

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

Christine Matarese, 158 Therese Street, read a brief history of her work on the skate Park

Sophia Lamberson, 28 Van Dorn Street, also spoke of her understanding that Skate Rats were to raise extra money for park items, not raise the \$52,000 to be matched by the grant. They have raised a bit over \$3,000 to date. Believed the Borough's portion was to have come from parks and recreation and Open Space Tax.

Christine spoke of the problems choosing an acceptable location.

Mayor mentioned that Open Space money could be used to pay down the Waterfront Park debt or make a larger contribution to the Baykeeper.

Robert Bergen explained that there were public hearings necessary that were advertised in the fall of 2009.

Sophia Lamberson – addressing the concern of patrolling the Parks, Ms. Lamberson feels this area is already being patrolled, stated there is no increase in liability insurance. This park would allow our children to take calculated risks in a controlled environment. Feels statistics show skateboarding results in less emergency room visits than football, baseball or bike riding.

Councilman Chamberlain – doesn't think skateboarding is any more effective to supplement learning than baseball or football. Feels all sports are good and kids will be subject to be let down or disappointed throughout their lives, not just in this instance.

Councilwoman Ambrose stated she is a big proponent of outdoor sports. Concerned those residents at Division Street location are not in favor of having a skate park in their backyard.

Chris Matarese - feels the County would have not approved the Grant if they did not have support from the residents of that neighborhood.

Councilwoman Sefcik stated that the Borough has made a commitment to those kids.

Councilman Sheridan stated it would be a travesty to have this not move forward.

Councilwoman Bolte stated we have a phenomenal reputation in using grant money; asked why we have no bid specs yet from T&M.

Administrator Wright – T&M only had preliminary estimates to give to the new engineer. This resolution is now authorizing the Borough to go to bid.

Mayor stated that he asked T&M to stop working on the bid specs.

Councilwoman Bolte stated a halt was put on this before the new administration was even put in. Process was reversed before Mr. McLeod was sworn in as Mayor.

Mayor stated that he has a concern about the Borough's matching obligation

Michael Lane, 51 First Street, - feels voters spoke and indicated that this change in Council should look at this project. We now have 13 parks listed on the Open Space inventory. Original talk was not for a new park, but for a facility at an existing park. Feels Division Street location is in a high density area that is prone to flooding. Feels there is an assertion that Division Street parking lot is under utilized. His view is it is utilized as much as other parking lots in town.

Councilwoman Bolte feels although Division St. is a Borough parking lot, it is mostly utilized by the existing businesses in that area. Feels it is not being used as a municipal lot but as a private lot for those businesses.

Mr. Lane feels this Skate Park at Division St. is not in line with the Master Plan. Feels this is not the proper location. Grant says park will not be funded by taxpayer money – feels this is a misrepresentation. Mr. Lane paid \$125 in Open Space Tax so this Open space money is from taxpayer money. Mr. Lane addressed the Council with some questions regarding the Grant application.

Stephanie Barrett, 299 Broad Street, feels there is not enough recreation in town for her children

Mike Lane – doesn't feel Council has an accurate picture of what kind of costs the total Division Street Park will need – not just the Skate Park facility.

Ed Burlew – does the property have to be rezoned? Mayor replied no; municipality can do what it wants on municipal property.

Mr. Burlew stated he is in favor of the park but not the location.

Robert Bergen gave a history of the progress of getting a Skate Park. Feels the Borough will never find a location that meets everyone's concerns. Mr. Bergen pointed out that if this does not go forward money already spent would have been wasted. Borough's portion was dedicated to come out from the Open Space Fund. Feels money is not the issue and money spent will have been wasted.

Kathleen Shaw, 95 Elizabeth Street, wanted to submit a letter of resignation from the Environmental Commission. Gaylee Benedict will now be in charge. Records will be turned over.

There being no more comments or questions from the public, the meeting was closed to the public at 8:46 P.M.

APPROVAL OF RESOLUTIONS

Councilwoman Bolte made a motion to table Resolution 64-11, second by Ms. Sefcik

Roll Call: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose,
Nays: Councilman Toglia
Abstain:
Absent:

Resolution 64-11 Tabled

Motion on Resolution 63-11 made by Councilman Sheridan and carried by Councilwoman Bolte

Roll Call: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia
Nays:
Abstain:
Absent:

Motion on Resolution No. 65-11 Directing T&M to follow Resolution 245-10 approved 12/7/10 and over rule Mayor's directives

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

Roll Call: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Toglia
Nays:
Abstain: Councilmember Ambrose
Absent:

Motion to adjourn and take a short break at 8:52 pm made by Mr. Sheridan, second by Mr. Chamberlain with ayes by all present.

8:59 pm Roll call – all present

PUBLIC HEARINGS/ADOPTION OF ORDINANCES

1. Ordinance #1-11 – Repealing Fee Reduction Ordinance #17-10

The Clerk reads the Ordinance by Title:

AN ORDINANCE REPEALING AND RESCINDING FEE REDUCTION

Motion was made by Mr. Sheridan, second by Mr. Chamberlain with ayes by all present to open the Hearing to the public for comments or questions at 9 P.M.

Robert Bergen, 16 Green Grove Ave, asked why Ordinance is being enacted.

Mayor replied to reverse Ordinance 17-10

Mr. Bergen asked why?

Mayor – for the same reason the fees were raised before. Fee increases were recommended by Mr. Neibert. Does not like that it states “most of the fees” not all.

Mr. Bergen asked if there was any financial analysis done to see if these fees need to be increased.

There being no more comments or questions from the public, the hearing was closed at 9:07 P.M.

Motion to adopt Ordinance was made by Mr. Chamberlain, second by Mr. Toglia

Roll Call Vote: Ayes: Councilmembers, Chamberlain, Sheridan, Ambrose, Toglia
Nays: Councilmembers Bolte, Sefcik
Absent:
Abstain:

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

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia
Nays:
Absent:
Abstain

INTRODUCTION OF ORDINANCES

1. Ordinance – Approving Monmouth County Open Space Easement

The Clerk reads the Ordinance by Title:

**AN ORDINANCE AUTHORIZING THE GRANT OF AN EASEMENT ON CERTAIN REAL
PROPERTY OWNED BY THE BOROUGH OF KEYPORT TO THE COUNTY OF MONMOUTH
AS A CONDITION OF A COUNTY PARK PROJECT AGREEMENT**

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

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia
Nays:
Absent:
Abstain:

Motion authorizing the Clerk to publish the Ordinance as introduced, in the Asbury Park Press
for a Hearing to be held on February 15, 2011 was made by Mr. Sheridan, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia
Nays:
Absent:
Abstain:

Mayor stated that we are required to either sub divide and deed the green portion of the park or
grant an easement so that no green area will ever be converted to anything other than an Open
Space Use.

2. Ordinance – Snow and Ice Removal

The Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING CHAPTER IV, POLICE REGULATIONS,
SECTION 4-5, SNOW AND ICE REMOVAL, OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF KEYPORT**

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

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia
Nays:
Absent:
Abstain:

Motion authorizing the Clerk to publish the Ordinance as introduced, in the Asbury Park Press
for a Hearing to be held on February 15, 2011 was made by Mr. Sheridan, second by Mr.
Chamberlain

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Chamberlain, Sheridan, Ambrose, Toglia
Nays:
Absent:
Abstain:

Mayor – made a small amendment allowing 48 hours rather than 24 hours.

COMMUNICATIONS AND PETITIONS

1. Letter from the Office of the Superintendent of Keyport Public Schools regarding Community Day, scheduled for Saturday, March 26, 2011

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

2. Application for membership in the Keyport Fire Department/Fire Patrol from Frank Travers (contingent upon State approval) and letter advising the acceptance of the resignation of Robert Ferry
3. Application for membership from Kevin Davis for the NJ State Fireman's Association (NJSFA) contingent upon state approval
4. Application for membership from Richard Pettus for the NJ State Fireman's Association (NJSFA) contingent upon state approval

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

5. Application for a Street Opening Permit at 8 Maple Place (opening on Burtina) for the purpose of an emergency oil conversion due to a cracked heat exchanger (oil burner)

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

6. Request from Police Explorers/Jr. Police Explorers to use the Keyport Senior Center on Monday, January 24th from 7 to 9PM

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

REPORTS OF DEPARTMENTS

1. Borough Clerk's Monthly Report for December 2010
2. Tax/Water/Sewer Collector's Report for December 2010
3. Building Department Monthly Report for December 2010
4. Property Maintenance Report for December 2010
5. Municipal Court's Monthly Cashbook Report for December 2010

On file in Borough Clerk's office for review.

Motion to receive and file all reports as read, moved by Mr. Sheridan, second by Mr Chamberlain with ayes by all present.

COMMITTEE REPORTS

Councilwoman Bolte: Public Works/Recycling/Property Maintenance – Ms. Bolte reported that the Christmas tree pick up is going well. Would like to look at alternative to recycle in the future. One full time DPW worker is on disability. Recycling center has been busy.

Councilwoman Sefcik: Health and Recreation: Ms. Sefcik reported that Recreation had their first meeting of the year:

- Indoor Volley ball thru 4/19/11 adult league - \$20 per person every Tuesday at 7pm
- Looking for another Zumba night in February Monday & Wednesdays
- Skate Jam in Fall
- 5k Run

Councilman Chamberlain: Fire/First Aid/Emergency Services: Mr. Chamberlain will present at next meeting.

Councilman Sheridan: Police: Mr. Sheridan reported on the following:

- expressed sorrow to Lakewood patrolman's family
- meeting with PBA on addressing Grievances
- kick off meeting for possible shared services
- read overtime report. Police department doing a good job.

Councilwoman Ambrose: Finance/Grants/Redevelopment: Ms. Ambrose reported on the following:

- familiarizing herself with the position
- had first Finance Committee meeting

Councilman Toglia: Buildings/Grounds/Library: Mr. Toglia reported that he is looking into building complaints at the Library.

Mr. Sheridan would like to schedule budget meetings on Saturday in February – making that recommendation.

DISCUSSION

Permit Parking around school grounds

Administrator stated that there is no policy for permits for residents in that area.

Motion to issue permit to Mr. Mongiello made, second by Mr. Sheridan with ayes by all present.

UNFINISHED BUSINESS

Mr. Toglia feels that the Council did not understand what they were voting on. He made a motion to re-open vote on Skate Park (Resolution 65-11), which was seconded by Mr. Chamberlain

Roll Call Vote: Ayes: Councilmembers Chamberlain, Ambrose, Toglia,
Nays: Councilmembers Bolte, Sefcik, Sheridan,
Absent:
Abstain:

Mayor McLeod broke the tie with an Aye vote and a second vote was taken on Resolution 65-11 Authorizing and Directing T & M to follow R245-10 (originally passed at the December 7, 2010 meeting) and overruling the Mayor's Directive to end work on the project.

Motion was made by Ms. Sefcik, second by Ms. Bolte

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Sheridan
Nays: Councilmembers Chamberlain, Ambrose, Toglia,
Absent:
Abstain:

Mayor McLeod broke the tie with a "Nay" vote.

ADMINISTRATOR'S REPORT

No Report

ATTORNEY'S REPORT

No report.

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 9:45 P.M.

Chris Matarese did not understand what just happened

Mayor explained that the Council did not understand and wanted and revote

Councilman Chamberlain said Borough does not have the money. Councilman Toglia concurred.

Mayor explained if we are going to be regionalizing essential services we could also regionalize use of Skate Park since there is one in Union Beach, and Hazlet, and Highlands.

Mayor – In motion and intent Resolution Number 64-11 is a Resolution to rescind 245-10. Mayor stated that Chris Matarese is very persuasive however, money is the issue.

Chris Matarese suggested selling the municipal lot on Division Street for \$90,000 and using that money to put the park at Cedar Street. Mayor said suggestion is reasonable and will be taken under consideration.

Robert Bergen – said Council, by raising the fees, made it more costly for someone who needs a new roof but the Skate Park would not cost any one more.

Joe Wedick spoke of Mayor Bergen's administration rescinding fees in the town as being fiscally irresponsible when we have budget issues.

Mike Lane mentioned when revaluation was done Open Space Tax due by residents was increased due to increase on assessed levels.

Mayor McLeod stated rubberized surface at Beach Park is deteriorating. Mentioning it as an example of expense items that comes up.

There being no more comments or questions from the public, the meeting was closed to the public at 10:14 P.M.

Motion made by Mr. Sheridan, second by Ms. Sefcik with ayes by all present

CLOSED SESSION

No closed session

ADJOURNMENT

Motion to adjourn was made by Mr. Sheridan, second by Mr. Chamberlain with ayes by all present at 10:14 PM.