

**BOROUGH OF KEYPORT
REGULAR MEETING AGENDA
TUESDAY FEBRUARY 2, 2021 – 7:00 P.M.
MUNICIPAL COMPLEX, COUNCIL CHAMBERS
70 W. FRONT STREET, KEYPORT, NJ**

Members of the public who wish to participate in the meeting shall use the following dial in information:

Dial In via Computer

The following Link can be accessed from the Public Notice posted at www.keyportonline.com

Link: <https://us02web.zoom.us/j/86729884247?pwd=NlVmSkVhMUwxcTh1MGpJOGxuSnI2dz09>

Meeting ID: 867 2988 4247

Password: 722511

Dial In via Telephone

Dial in Number: 1 646 558 8656

Meeting ID: 867 2988 4247

Password: 722511

CALL TO ORDER: PM

SUNSHINE LAW NOTICE:

ROLL CALL: ____ Mayor Kennedy ____ Council President Goode ____ Councilmember Pacheco
____ Councilmember Fotopoulos ____ Councilmember McDermott ____ Councilmember Davidson
____ Councilmember McNamara

As a courtesy to those around you, please silence your cell phones

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

PROCLAMATION

Black History Month

PUBLIC HEARING:

**PLACE-TO-PLACE TRANSFER (EXPANSION OF PREMISES) KEYPORT LIQUOR LICENSE
LLC, Plenary Retail Consumption License No. 1322-33-012-008 to be Sited at 2, 6-10 W. Front Street**

1. Motion to Open Public Hearing:

Opened: Closed:

PUBLIC COMMENT PORTION

The Meeting is opened to the public for comments on items listed on the Agenda

Opened:

Closed:

MAYOR'S UPDATES

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.)

- R64-21 Payment of Bills for the January 21, 2021 Bills List
- R65-21 Payment of Bills for the January 26, 2021 Bills List
- R66-21 Payment of Bills for the February 2, 2021 Bills List
- R67-21 Authorizing the Borough of Keyport to Release the Remaining Escrow Funds to Brian Hall on behalf of Buccaneer Realty, LLC
- R68-21 Authorizing a Social Media Profile for the Municipal Alliance Committee
- R69-21 Authorizing the Borough of Keyport Police Department to Participate in the Defense Logistics Agency Law Enforcement Support Office, 1033 Program to Enable the Keyport Police Department to Request and Acquire Excess Department of Defense Equipment
- R70-21 Authorizing the Borough Administrator to Initiate the Hiring Process to Fill Vacancies within the Department of Public Works
- R71-21 Establishing a Parking Advisory Committee

APPROVAL OF RESOLUTIONS

Motion on the Consent Agenda

MM: 2nd: Roll Call: Goode, Pacheco, Fotopoulos, McDermott, Davidson, McNamara

COMMUNICATIONS BY CONSENT

(For Approval)

1. Application for Use of Borough Property from Sheila Miller for a wedding at the Waterfront Pavilion on Saturday, March 20, 2021 at 1PM

(To Receive and File)

APPROVAL and/or RECEIPT AND FILE OF COMMUNICATIONS

Motion on Communications by Consent

MM: 2nd: Roll Call: Goode, Pacheco, Fotopoulos, McDermott, Davidson, McNamara

APPROVAL OF MINUTES

December 15, 2020 Meeting Minutes

MM: 2ND: Roll Call: Goode, Pacheco, Fotopoulos, McDermott, Davidson, McNamara

NEW BUSINESS

UNFINISHED BUSINESS

NJNG Street Opening – 66 Main Street

ATTORNEY'S REPORT

PUBLIC COMMENT PORTION

The Meeting is opened to the public for comments or questions.

Please limit comments to no more than five minutes per person.

Opened:

Closed:

ADJOURNMENT

Motion to Adjourn moved by:

2nd:

Time of Adjournment: PM



BOROUGH OF KEYPORT

BY:

NOTICE

ALCOHOLIC BEVERAGE CONTROL

PLEASE TAKE NOTICE that application has been made to the Borough of Keyport for a Place-to-Place transfer (Expansion of Premises to include second floor of building and entirety of parking lot) of the Plenary Retail Consumption License #1322-33-012-008, owned by Keyport Liquor License LLC, t/a McDonagh's Pub and currently located at 2 West Front Street, Keyport, New Jersey 07735.

The names and addresses of the individuals holding more than 1% of the ownership of said company are as follows:

Kenneth Schwartz – 100%
24 Clay Street
Red Bank, New Jersey 07701

Objections, if any, should be made immediately, in writing, to: Michele Clark, RMC, Clerk, Borough of Keyport, 70 W. Front Street, Keyport, NJ 07753.

By: JASON C. MANDIA., ESQ.
STONE MANDIA, LLC
685 Neptune Boulevard
Neptune, NJ 07753
(732) 774-0800
Attorney for Applicant

FEE: .

Action ID Code
[] [] [] []
A W D U

RETAIL LIQUOR LICENSE APPLICATION

STATE ASSIGNED LICENSE NUMBER

DATE APPLICATION FILED:

1322-33-012-008

(For DIVISION use only _____)

[illegible]

CODE TYPE OF LICENSE (CHECK ONE)
CLASS C LICENSES [R.S. 33:1-12]

THIS APPLICATION IS FOR:

31	___	Club
32	___	Plenary Retail Consumption w/Broad Package Privilege
33	<u>X</u>	Plenary Retail Consumption
36	___	Plenary Retail Consumption (Hotel/Motel Exception)
37	___	Plenary Retail Consumption (Theatre Exception)
35	___	Seasonal Retail Consumption (November 15 through April 14)
34	___	Seasonal Retail Consumption (May 1 through Nov. 14)
44	___	Plenary Retail Distribution
43	___	Limited Retail Distribution

- ☐ A New License
- ☐ Person to Person Transfer
(Incl. Partnership change, except Ltd. Partnership)
- ☒ Place to Place Transfer
(including expansion of premises)
- ☐ Change of Corporate Structure
- ☐ Extension of License (To Executor,
Receiver, Administrator, etc.)
- ☐ Renewal of License
- ☒ Amendment of Application on File
*Removal of member
- ☐ Other

OTHER

14 — Annual State Permit
 (R.S. 33:1-42, NJAC 13:2-52)

KEYPORT LIQUOR LICENSE LLC

This Area is Reserved for Municipal Use

Municipal Fee \$ 250 -

Effective Date ____/____/____
(As Stated in Resolution. Date of resolution unless otherwise established.)

State Fee \$

Date Denied _____/_____/_____
(As Stated in Resolution)

Refund Amount \$_____

Special Conditions Attached: ☐ Yes ☒ No

CLARK, MICHELE

Type of Print Name (Last name, first, middle initial) of Municipal Clerk or ABC S

Michael Clark

Signature of Municipal Clerk or ABC Secretary

AMENDED pages
2, 3, 7 & 8 received
December 23, 2020
inserted —

RECEIVED
DEC 23 2011

NY

Page 2

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

Application is made on behalf of: 7

- | | |
|-------------------------------|--------------------------|
| 1 = An Individual | 2 = Business Corporation |
| 3 = A Partnership | 4 = Unincorporated Club |
| 5 = Incorporated Club | 6 = Limited Partnership |
| 7 = Limited Liability Company | |

- 2.1 NAME(S) AS IT DOES OR WILL APPEAR ON THE LICENSE CERTIFICATE (NOTE "TRADE" NAME):
License may be held by individual (last name, first, middle initial), Partnership or Corporation.

KEYPORT LIQUOR LICENSE LLC

(Last Name, First, Middle Initial or Corporate Name)

- 2.2 ACTUAL ADDRESS WHERE THE LICENSE IS TO BE USED (SITED PREMISES):

2, 6-10 West Front Street
Keyport, New Jersey 07735
732-264-0999

- 2.3 If no licensed premises exists or if mailing address is different than the "actual address" given above, provide the mail address:
(Insert N/A if not applicable).

2 West Front Street
Keyport, New Jersey 07735
732-264-0999

- 2.4 New Jersey Sales Tax Certificate of Authority No. 010-667-593/000

- 2.5 TRADE NAME(S) UNDER WHICH BUSINESS IS TO BE CONDUCTED. ALL TRADE NAMES MUST BE LISTED AND REGISTERED WITH THE N.J. SECRETARY OF STATE [if a corporation] OR COUNTY CLERK [if a partnership or sole proprietor]:
McDonagh's Pub

- 2.6 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY ALL APPLICANTS OTHER THAN APPLICANTS FOR A NEW LICENSE:

A. IS THE LICENSE ACTIVELY USED AT AN OPERATING PLACE OF BUSINESS?
☒ Yes ☐ No

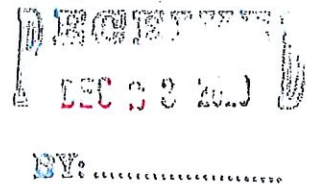
B. IF NO, GIVE THE DATE THE BUSINESS STOPPED OPERATING (OR THE DATE THE LICENSE WAS ORIGINALLY ISSUED IF NEVER SITED AT AN OPERATING BUSINESS):

C. IF THE LICENSE IS INACTIVE AND THE APPLICATION IS FOR A TRANSFER, WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS AFTER APPROVAL?
☐ Yes ☐ No

- 2.7 THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY AN APPLICANT FOR A NEW LICENSE: N/A

A. WILL THE LICENSE BE USED AT AN OPERATING PLACE OF BUSINESS IMMEDIATELY UPON ISSUANCE?
☐ Yes ☐ No

B. IF NO, PROVIDE ANTICIPATED DATE OF LICENSE ACTIVATION:
___/___/___



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PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

The following questions identify information about the licensed premises. This describes the area or place which is to be licensed for the sale, service, consumption, delivery, receipt, or storage of alcoholic beverages. If the license is inactive and NOT SITED AT A PLACE OF BUSINESS, answer question 3.1 only, entering N/A for "not applicable." [If you use N/A as a response to questions 3.1, question 2.2 on Page 2 should also be answered N/A].

3.1 HOW MANY SEPARATE BUILDINGS ARE TO BE INCLUDED UNDER THIS LICENSE? 1

If more than one building is to be included under this license, a separate page number three is to be submitted covering each building.

An up-to-date sketch of the entire licensed premises should be submitted for inclusion in the State ABC license file.

3.2 BUILDING NO. 1 OF 1 TO BE LICENSED.

3.3 IS THE ENTIRE BUILDING TO BE LICENSED? Yes X No

If the answer to question 3.3 is "No," specify which floors are to be under license and which ones are not by answering the following questions;

3.4	Basement	<u>X</u> Yes <u> </u> No	All of it	<u>X</u> Yes <u> </u> No
	1st floor	<u>X</u> Yes <u> </u> No	All of it	<u>X</u> Yes <u> </u> No
	2nd floor	<u>X</u> Yes <u> </u> No	All of it	<u>X</u> Yes <u> </u> No
	3rd floor	<u> </u> Yes <u>X</u> No	All of it	<u> </u> Yes <u> </u> No

Specify each additional floor number to be included under this license:

If only part of any floor is to be licensed, attach a more detailed explanation with sketches to clearly delineate licensed from unlicensed areas.

3.5 ARE ANY GROUNDS ADJACENT TO THE BUILDING UNDER LICENSE TO BE INCLUDED AS PART OF THE LICENSED PREMISES?

X Yes No *Parking Lot – See attached sketch

3.6 IS THERE ANY UNLICENSED AREA LOCATED BETWEEN BUILDINGS UNDER THIS LICENSE OR BETWEEN LICENSED ADJACENT GROUNDS?

 Yes X No

3.7 DOES THE APPLICANT OWN THE BUILDING: Yes X No

IF "YES", IS THERE A MORTGAGE ON THE BUILDING? Yes No

DOES THE APPLICANT LEASE THE BUILDING? X Yes No

3.8 MORTGAGEE (HOLDER OF MORTGAGE): N/A

3.9 LANDLORD (HOLDER OF LEASE):

Building Lot Landlord:
2 West Front St LLC
2 West Front Street
Keyport, New Jersey 07735

Parking Lot Landlord (no building):
6-10 West Front Street, LLC
2 West Front Street
Keyport, New Jersey 07735

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NOV 20 2020

by:

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PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

4.1 IS THE NEAREST ENTRANCE OF THE PLACE TO BE LICENSED WITHIN 200 FEET OF THE NEAREST ENTRANCE OF ANY CHURCH OR SCHOOL? Yes X No

IF ANSWER IS "YES", IS A WAIVER SIGNED BY THE APPROPRIATE OFFICIAL ATTACHED TO THIS APPLICATION?
Yes No

4.2 DOES THE APPLICANT INTEND TO USE ANY VEHICLES FOR TRANSPORT OR DELIVERY OF ALCOHOLIC BEVERAGES? Yes X No (TRANSIT INSIGNIA IS NECESSARY BEFORE BEVERAGES MAY BE TRANSPORTED.)

4.3 HAS THE APPLICANT FILED AN ANNUAL SPECIAL TAX REGISTRATION AND RETURN FORM (ATF F 5630.5) WITH THE BUREAU OF ALCOHOL, TOBACCO AND FIREARMS?

 Yes X No

IF "YES", DATE FILED

4.4 WILL ANY BUSINESS OTHER THAN THE SALE OF ALCOHOLIC BEVERAGES BE CONDUCTED ON THE PREMISES TO BE LICENSED? X Yes No

IF THE ANSWER IS "YES", INDICATE THE NATURE OF THE BUSINESS AND WHO WILL CONDUCT IT BY RESPONDING TO THE FOLLOWING QUESTIONS:

<u> X </u> Restaurant	<u> X </u> Applicant	<u> </u> Other
<u> X </u> Catering	<u> X </u> Applicant	<u> </u> Other
<u> </u> Hotel/Motel	<u> </u> Applicant	<u> </u> Other
<u> X </u> Amusements	<u> X </u> Applicant	<u> </u> Other
<u> </u> N.J. Lottery	<u> </u> Applicant	<u> </u> Other
<u> </u> Grocery or Delicatessen	<u> </u> Applicant	<u> </u> Other
<u> X </u> Other (specify*)	<u> X </u> Applicant	<u> </u> Other

LOGO CLOTHING, GIFTS AND OTHER ITEMS INCIDENTAL TO OPERATION OF THE BUSINESS

4.5 IF SOMEONE OTHER THAN THE APPLICANT WILL OPERATE THE OTHER BUSINESS ON THE LICENSED PREMISES, ANSWER THIS QUESTION. IF THERE IS MORE THAN ONE INDIVIDUAL OR COMPANY, ATTACH A SEPARATE PAGE LISTING THE REQUESTED INFORMATION FOR EACH OPERATOR. N/A

Business to be operated

Name of company/individual

(Last Name, First, Middle Initial or Corporate Name)

Street Address

Number

Street Name

Municipality _____ State _____

Zip _____ - _____ NJ State Tax Certificate of Authority No.

NOV 20 2020

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PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

ALL APPLICANTS ANSWER THE FOLLOWING

- 5.1 IS THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION A POLICE OFFICER OR HOLD ANY POSITION ENTRUSTED WITH THE ENFORCEMENT OF ANY LAWS CONCERNING ALCOHOLIC BEVERAGES IN ANY MANNER WHATSOEVER?

☐ Yes ☒ No

If the answer is "Yes," complete the following:

Name of individual Last name First Middle Initial

Title of position held

Name of Employing Agency

- 5.2 DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS APPLICATION, OR ANY PERSON HAVING A BENEFICIAL INTEREST IN THE LICENSED BUSINESS HOLD OFFICE IN THE UNIT OF GOVERNMENT ISSUING THE LICENSE? ☐ Yes ☒ No

IF THE ANSWER IS "YES," COMPLETE THE FOLLOWING:

Name of individual Last name First Middle Initial

Title of Office

Municipality

- 5.3 DOES THE APPLICANT OR ANY OTHER PERSON MENTIONED IN THIS LICENSE APPLICATION, OR ANYONE WITH A BENEFICIAL INTEREST IN THE LICENSED BUSINESS, DIRECTLY OR INDIRECTLY, HAVE ANY INTEREST IN ANY BREWERY, WINERY, DISTILLERY, RECTIFYING AND BLENDING PLANT, IMPORTER OR WHOLESALE ALCOHOLIC BEVERAGE BUSINESS, AS OWNER, PART OWNER, LANDLORD, TENANT, MORTGAGE HOLDER, OR AS A STOCKHOLDER, OFFICER, DIRECTOR, AGENT, EMPLOYEE OR OTHERWISE?

☐ Yes ☒ No

IF THE ANSWER IS "YES," ATTACH AN AFFIDAVIT EXPLAINING THE RELATIONSHIP AND NATURE OF THE INTEREST AND COMPLETE THE FOLLOWING:

A. New Jersey license number, if applicable ☐ - ☐ - ☐ -

- B. IF THE BUSINESS DOES NOT HOLD A NEW JERSEY LIQUOR LICENSE, ANSWER THE FOLLOWING QUESTIONS:

Name of entity conducting business (Corporation, Partnership or Individual)

(Last Name, First, Middle Initial or Corporate Name)

Street Address Number Street Name

P.O. Box # Municipality State

Zip -

Type of Business

NOV 20 2020

ALL APPLICANTS ANSWER THE FOLLOWING

by:

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

Unit of Government which denied License or Permit: _____
Date of Denial (approximate if not known) ____/____/____
Reason for Denial _____

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:

Unit of Government which denied License or Permit: _____
Date of Denial (approximate if not known) ____/____/____
Reason for Denial _____

IF THE ANSWER TO THIS QUESTION IS "YES," ANSWER THE FOLLOWING:
DATE OF ACTION FILE NO

DATE OF ACTION _____
PENALTY CONSISTED OF:
___ FINED _____ (amount) ___ NOT RENEWED
___ SUSPENDED _____ (no. of days) ___ REVOKED ___ CANCELLED
OTHER (explain) _____

6.4 HAS THE APPLICANT OR ANY OTHER PERSON OR CORPORATION MENTIONED IN THIS LICENSE APPLICATION, OR ANYONE WITH A BENEFICIAL INTEREST IN THE BUSINESS UNDER LICENSE OR TO BE LICENSED EVER BEEN CONVICTED OF A CRIMINAL OFFENSE?
Yes X No

A. IF THE ANSWER IS "YES," ANSWER THE FOLLOWING:

Description of offense (specific charge)
Disposition (fine, penalty, etc.)
Nature of interest in entity to be licensed

B. If applicable, provide the date the Director of N.J. Division of Alcoholic Beverage Control issued an order approving or disapproving disqualification removal: / / . (No license may be issued without an order from the Director, Division of Alcoholic Beverage Control, determining no disqualification. (See R.S. 33:1-31.2 and N.J.A.C. 13:2-15)).
Provide Agency Docket No.: [NN]-

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PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

ALL APPLICANTS OTHER THAN CLUB LICENSE ANSWER THE FOLLOWING

7.1 DOES THE APPLICANT, A MEMBER OF THE APPLICANT'S IMMEDIATE FAMILY (SPOUSE, CHILDREN, PARENTS, IN-LAWS OR SIBLINGS), OR ANY PERSON WITH A BENEFICIAL INTEREST IN THE SUBJECT LICENSE OF THIS APPLICATION, HAVE ANY INTEREST IN ANY OTHER NEW JERSEY ALCOHOLIC BEVERAGE LICENSE?

☒ Yes ☐ No

IF THE ANSWER IS "YES," COMPLETE THE FOLLOWING BY LISTING THE NEW JERSEY LIQUOR LICENSE TWELVE DIGIT NUMBER(S), AND THE NAME(S) OF THE PERSON(S) OR CORPORATION(S) WHO HOLD(S) SUCH INTEREST. USE ADDITIONAL PAGE(S) 7 AS NEEDED.

A. License number 1322-33-008-006

Name **6 Broad St Waterfront Liquor LLC**
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Member of applicant is also member of 6 Broad St Waterfront Liquor, LLC

B. License number 1322-33-003-012

Name **Keyport Waterfront Liquor, LLC**
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Member of applicant is also member of Keyport Waterfront Liquor, LLC

C. License number 1322-33-007-010

Name **Keyport Liquor 3, LLC**
(Last Name, First, Middle Initial or Corporate Name)

Relationship to applicant Member of applicant is also member of Keyport Liquor 3, LLC

7.2 WOULD ANY PERSON OR CORPORATION NAMED IN THIS APPLICATION FAIL TO QUALIFY FOR OWNERSHIP OF THE LICENSE IF APPLYING AS AN INDIVIDUAL, BECAUSE OF AGE, CRIMINAL CONVICTION, OR PROHIBITED INTERESTS IN OTHER LICENSES?

Yes **X** No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING BY INSERTING THE NAME OF THE INDIVIDUAL OR CORPORATION, THE SOCIAL SECURITY NUMBER AND DATE OF BIRTH IF AN INDIVIDUAL. USE ADDITIONAL PAGE(S) IF AS NEEDED.

Name _____
(Last Name, First, Middle Initial or Corporate Name)

Social Security number ____ - ____ - ____ or

NJ Sales Tax Certificate of Authority No.

Date of birth / /

RECEIVED
DEC 30 2021

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

BY: _____

ALL APPLICANTS ANSWER THE FOLLOWING

- 8.1 DOES THE APPLICANT OR ANYONE MENTIONED IN THIS APPLICATION OWE THE STATE OF NEW JERSEY OR THE UNITED STATES ANY LICENSE FEE, PENALTY, INTEREST OR ALCOHOLIC BEVERAGE TAX, WHICH HAS ACCRUED PURSUANT TO THE ALCOHOLIC BEVERAGE TAX LAW, THE ALCOHOLIC BEVERAGE LAW, OR ANY OTHER NEW JERSEY OR FEDERAL LAW?

___ Yes X No

- 8.2 HAS THE LICENSE BEEN ISSUED, OR IS IT BEING REQUESTED TO BE ISSUED FOR A HOTEL/MOTEL, AS AN EXCEPTION TO THE POPULATION RESTRICTION UNDER THE PROVISIONS OF R.S. 33:1-12.20? ___ Yes X No

IF THE ANSWER IS "YES," IS IT FOR A HOTEL/MOTEL FACILITY OF 50 OR 100 ROOMS?
CHECK ONE: ___ 50 ROOMS ___ 100 ROOMS

- 8.3 HAS THE LICENSE BEEN ISSUED, OR IS IT BEING REQUESTED TO BE ISSUED AS AN EXCEPTION TO THE TWO LICENSE LIMITATION LAW (R.S.33:1-12.32) FOR A HOTEL/MOTEL, RESTAURANT, BOWLING ALLEY OR INTERNATIONAL AIRPORT? X Yes ___ No

IF THE ANSWER IS "YES," CHECK ONE OF THE FOLLOWING: ___ HOTEL/MOTEL
X RESTAURANT ___ BOWLING ALLEY ___ INTERNATIONAL AIRPORT

THE FOLLOWING ARE TO BE ANSWERED WHEN APPLICATION IS FOR A LICENSE TRANSFER.

- 8.4 LICENSE NUMBER SOUGHT TO BE TRANSFERRED 1322-33-012-008

- 8.5 IF THIS IS A REQUEST FOR A PERSON TO PERSON TRANSFER, INSERT NAME(S) OR PERSON (Last Name First), PARTNERSHIP OR CORPORATION CURRENTLY HOLDING THE LICENSE: N/A

- 8.6 IF THIS IS A REQUEST FOR A PLACE TO PLACE TRANSFER OF A POCKET LICENSE (NO SITED PREMISES), MARK AN X HERE:

IF THIS IS A REQUEST FOR A PLACE TO PLACE TRANSFER OF A SITED LICENSE, INSERT THE ADDRESS OF THE CURRENT SITE FROM WHICH THE LICENSE IS TO BE TRANSFERRED.

**2, 6-10 West Front Street
Keyport, New Jersey 07735**

***Expansion of License Premises to include second floor and additional area of the parking lot (entire parking lot)**

THE FOLLOWING ARE TO BE ANSWERED BY APPLICANTS FOR A NEW LICENSE OR A LICENSE TRANSFER.

- 8.7 INSERT THE ANTICIPATED DATES WHEN PUBLIC NOTICE OF APPLICATION WILL BE PUBLISHED. PUBLICATION MAY NOT BE SOONER THAN THE DATE OF FILING OF THIS APPLICATION.

Date of first notice 1/02/21
Date of second notice 1/09/21

- 8.8 NAME OF NEWSPAPER TO PUBLISH NOTICE Asbury Park Press

- 8.9 THE FOLLOWING ARE TO BE ANSWERED BY CORPORATIONS REPORTING A CHANGE OF CORPORATE STRUCTURE WHEREIN A NEW STOCKHOLDER ACQUIRES MORE THAN 1 PERCENT OF THE STOCK OF THE LICENSED COMPANY (ONE PUBLICATION OF NOTICE REQUIRED).

Date of notice

Name of newspaper publishing notice

THE FOLLOWING QUESTIONS ARE FOR CLUB LICENSE APPLICANTS ONLY: N/A

- 8.10 HAS THE CLUB BEEN IN ACTIVE OPERATION IN THE STATE OF NEW JERSEY FOR AT LEAST THREE YEARS CONTINUOUSLY IMMEDIATELY PRIOR TO THE SUBMISSION OF ITS APPLICATION FOR A LICENSE?

___ Yes ___ No

- 8.11 IS THE APPLICANT A CONSTITUENT UNIT, CHARTERED OR OTHERWISE DULY ENFRANCHISED CHAPTER OR MEMBER CLUB OF A NATIONAL OR STATE ORDER?

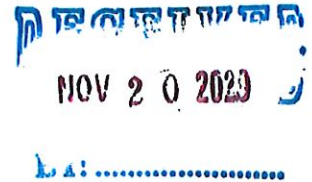
___ Yes ___ No

- 8.12 HAS THE CLUB HAD EXCLUSIVE POSSESSION AND USE OF CLUB QUARTERS FOR THREE CONTINUOUS YEARS?

___ Yes ___ No

- 8.13 DOES THE CLUB HAVE AT LEAST 60 VOTING MEMBERS?

___ Yes ___ No



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PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

ALL APPLICANTS ANSWER THE FOLLOWING

- 9.1 DOES ANY INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION OTHER THAN THE APPLICANT HAVE AN INTEREST DIRECTLY OR INDIRECTLY IN THE LICENSE APPLIED FOR OR IS THE STOCK OF ANY STOCKHOLDER HELD IN ESCROW OR PLEDGED IN ANY WAY?
 Yes X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION OR INTEREST. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Describe Nature of Interest

- 9.2 DOES ANY INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION HOLD ANY CHATTEL MORTGAGE OR CONDITIONAL BILL OF SALE OR OTHER SECURITY INTEREST ON ANY FURNITURE, FIXTURES, GOODS OR EQUIPMENT TO BE USED IN CONNECTION WITH THE BUSINESS TO BE OPERATED UNDER THE LICENSE APPLIED FOR?
 Yes X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION TO BE REPORTED. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Describe Nature of Interest

- 9.3 HAS THE APPLICANT AGREED TO PERMIT ANYONE NOT HAVING AN OWNERSHIP INTEREST IN THE LICENSE TO RECEIVE OR AGREED TO PAY ANYONE (BY WAY OF RENT, SALARY, OR OTHERWISE) ALL OR ANY PERCENTAGE OF THE GROSS RECEIPTS OR NET PROFIT OR INCOME DERIVED FROM THE BUSINESS TO BE CONDUCTED UNDER THE LICENSE APPLIED FOR?
 Yes X No

IF THE ANSWER IS "YES," ANSWER THE FOLLOWING, USING A SEPARATE PAGE 9 FOR EACH INDIVIDUAL OR CORPORATION TO BE REPORTED. ATTACH A SEPARATE PAGE OF EXPLANATION IF MORE SPACE IS NEEDED.

Name of Individual (Last Name First) or Corporation

(Last Name, First, Middle Initial or Corporate Name)

Social Security number - - or

NJ Sales Tax Certificate of Authority No.

Street Address

P.O. Box # Number Street Name State

Zip -

Describe Nature of Interest

APPLICANTS THAT ARE SOLE PROPRIETORS OR PARTNERSHIPS GO TO PAGE 10A. CORPORATIONS COMPLETE PAGE 10.

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PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

QUESTIONS TO BE ANSWERED BY CORPORATIONS ONLY. ANY CORPORATION THAT IS REPORTED TO HAVE AN INTEREST IN THE BUSINESS TO BE LICENSED, WHETHER THE LICENSEE COMPANY, THE PARENT CORPORATION OF THE LICENSED COMPANY, HOLDING COMPANY, OR OTHERWISE AFFILIATED IN THE CORPORATE CHAIN MUST ANSWER THE FOLLOWING USING SEPARATE PAGE 10 AND 10A FOR EACH CORPORATION. ANSWER QUESTIONS ON BOTH PAGE 10 AND 10A FOR EACH CORPORATION.

10.1 Name of corporation KEYPORT LIQUOR LICENSE LLC

10.2 Street address of home office 2 West Front Street
Number Street Name

Municipality Keyport, New Jersey

Zip 07735 - _____

10.3 NJ Sales Tax Certificate of Authority Number 010-667-593/000

10.4 IF CORPORATION ADDRESS IN NUMBER 10.2 ABOVE IS OUT OF STATE, REPORT BELOW THE ADDRESS OF ANY OFFICE LOCATION IN NEW JERSEY. INSERT N/A IF NONE. N/A

Street address of home office
Number Street Name

Municipality _____ New Jersey

Zip _____ - _____

10.5 IS THE CORPORATION NOW AN EXISTING, VALID CORPORATION? ☒ Yes ☐ No

10.6 DATE CHARTERED OR INCORPORATED 04 / 19 / 2002 STATE NJ

10.7 CERTIFICATE OF INCORPORATION NUMBER 0600138923

10.8 IF NOT INCORPORATED UNDER THE LAWS OF NEW JERSEY, HAS THE CORPORATION RECEIVED AN AUTHORIZATION TO CONDUCT BUSINESS IN NEW JERSEY FROM THE NEW JERSEY OFFICE OF THE SECRETARY OF STATE?

☐ Yes ☐ No

10.9 HAS THE CORPORATION CHARTER EVER BEEN REVOKED BY THE OFFICE OF THE SECRETARY OF STATE IN NEW JERSEY?

☐ Yes ☒ No

IF THE ANSWER IS "YES," INSERT THE DATE OF REVOCATION, OR IF SUSPENDED, THE BEGINNING AND ENDING DATE OF THE SUSPENSION:

Date of revocation _____ / _____ / _____
Beginning date _____ / _____ / _____
Ending date _____ / _____ / _____

10.10 INSERT THE NAME AND ADDRESS OF REGISTERED OR AUTHORIZED AGENT IN NEW JERSEY UPON WHOM SERVICE OF PROCESS IN ANY PROCEEDINGS AGAINST THE APPLICANT, PURSUANT TO THE NEW JERSEY ALCOHOLIC BEVERAGE LAW, THE ALCOHOLIC BEVERAGE TAX LAW, OR PROCEEDINGS IN A STATE OR U.S. DISTRICT COURT, MAY BE MADE:

Kenneth Schwartz
24 Clay Street
Red Bank, New Jersey 07701
732-533-4330

10.11 IF THE LICENSED COMPANY IS OWNED BY OTHER CORPORATION(S) OR IN A CORPORATE CHAIN, ATTACH A DIAGRAM DEPICTING THE CORPORATE RELATIONSHIPS AND THE PERCENTAGE OF STOCK INTEREST, IN THE COMPANY TO BE LICENSED, OWNED BY OTHER CORPORATIONS OR OTHER NON-CORPORATE ENTITIES (INDIVIDUALS, PARTNERSHIPS, ASSOCIATIONS). N/A

RECEIVED
NOV 20 2020STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

ALL APPLICANTS ANSWER THE FOLLOWING [ADD PAGES AS NECESSARY]

SOLE OWNERS AND PARTNERSHIPS: Complete the page in full.

LIMITED PARTNERSHIP: All information about a general partner or partners of a limited partnership must be reported, whether the general partner is an individual or a corporation. A list of the names and addresses of all limited partners must be submitted as an attachment to this application with an identification of the percentage of each limited partner as it relates to total ownership of the business entity to be licenses.

CORPORATIONS: All corporation applicants or licensees and any corporation that has an ownership interest in the corporation under license or to be licensed must have been reported on page 10. Information on this page 10A, will identify all officers, directors, and stockholders holding one percent or more of the shares of the respective company. Club licenses must list names of officers and directors and attach a current membership list.

NAME OF CORPORATION OR CLUB COVERED BY THIS PAGE (COMPLETE ONLY IF APPLICANT OR STOCKHOLDER IS A CORPORATION OR PARTNERSHIP).

KEYPORT LIQUOR LICENSE LLC

Name of individual (last name first), stockholder, partner, officer or director:

Schwartz, Kenneth
24 Clay Street
Red Bank, New Jersey 07701

Social Security number [REDACTED]

Date of birth [REDACTED]

Home telephone number 732 [REDACTED]

Office telephone number 732-741-6200

% of business owned or controlled 100% Number of shares N/A

Check position that applies: ☐ Sole owner ☐ Partner ☐ Stockholder
☐ President ☐ Vice-President ☐ Secretary ☐ Treasurer ☐ Director
☐ Trustee ☒ Manager ☐ Agent ☐ Executor/Administrator ☐ Receiver
☐ Beneficiary ☒ Other (specify) Member

Name of individual (last name first), stockholder, partner, officer or director:

Social Security number Date of birth

Home telephone number

Office telephone number

% of business owned or controlled Number of shares

Check position that applies: ☐ Sole owner ☐ Partner ☐ Stockholder
☐ President ☐ Vice-President ☐ Secretary ☐ Treasurer ☐ Director
☐ Trustee ☐ Manager ☐ Agent ☐ Executor/Administrator ☐ Receiver
☐ Beneficiary ☐ Other (specify)

NOV 20 2020

page 11

PLEASE TYPE OR PRINT ALL INFORMATION

STATE ASSIGNED LICENSE NUMBER 1322-33-012-008

AFFIDAVIT

LICENSE PERIOD
APPLIED FOR FROM 7/1/20 TO 6/30/21 DATE:

State of New Jersey)
) SS:
County of Monmouth)
)

As provided by law (R.S. 33:1-35),

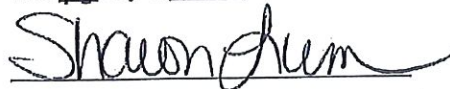
Kenneth Schwartz, member of KEYPORT LIQUOR LICENSE LLC, consent(s) that the licensed premises and all portions of the building constituting the licensed premises, including all rooms, cellars, closets, out-buildings, passageways, vaults, yards, attics, and every part of the structure of which the licensed premises are a part and all buildings used in connection therewith which are in his/her/their possession or under his/her/their control, may be inspected and searched without warrant at all hours by the Director of the Division of Alcoholic Beverage Control, his or her duly authorized deputies, inspectors, or investigators and all other sworn law enforcement officers, and being duly sworn according to law, upon his/her/their oath(s), depose(s) and say(s) that he/she is (they are) the person(s) duly authorized to sign the application, that in instance of corporate ownership, the signator is authorized by corporate resolution to sign on behalf of the corporations; and that the contents of this application represent complete disclosure of fact, and that the contents of this application are true.

KEYPORT LIQUOR LICENSE LLC

By 
Kenneth Schwartz, Member

Sworn to and subscribed before me

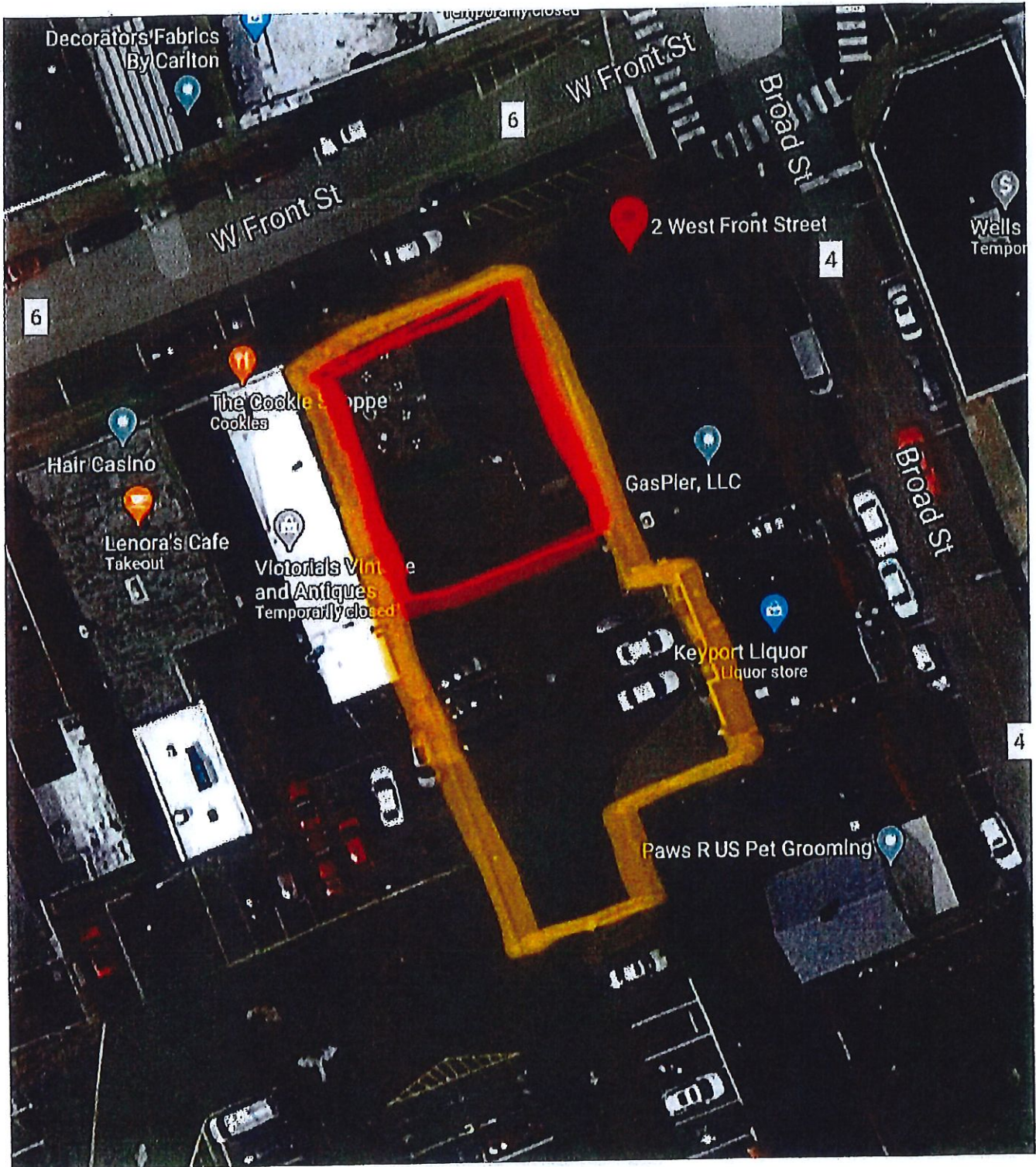
This 16 day of NOV 2020



SHARON LUM
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 10/11/2022

Orange - currently licensed
Yellow - New licensed area

ACCEPTED
NOV 20 2023

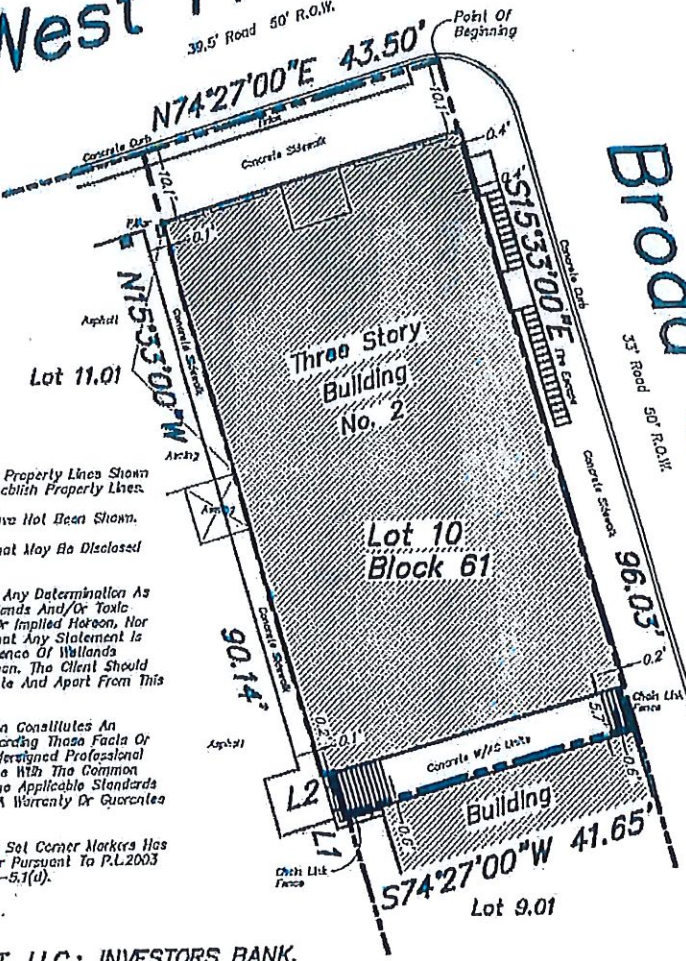


LINE TABLE		
NUM	DISTANCE	BEARING
L1	5.89'	N15°33'00"W
L2	1.85'	S74°27'00"W



West Front Street
39.5' Road 50' R.O.W.

Broad Street
33' Road 50' R.O.W.



NOTES:
 Offsets Dimensions From Structures To Property Lines Shown Hereon Are Not To Be Used To Re-Establish Property Lines.
 Underground Encroachments, If Any, Have Not Been Shown.
 This Survey Is Subject To Any Facts That May Be Disclosed By A Full And Accurate Title Search.
 This Surveyor Is Not Qualified To Make Any Determination As To Existence Or Non-Existence Of Wallenda And/Or Toxic Wastes. No Statement Is Being Made Or Implied Hereon, Nor Should It Be Assumed Or Constructed That Any Statement Is Being Made By The Fact That No Evidence Of Wallenda And/Or Toxic Wastes Is Portrayed Hereon. The Client Should Pursue These Matters As Items Separate And Apart From This Survey.
 The Use Of Word Certify Or Certification Constitutes An Expression Of Professional Opinion Regarding Those Facts Or Findings Which Are Subject Of The Undersigned Professional Knowledge And Belief And In Accordance With The Common Accepted Procedure Consistent With The Applicable Standards Of Practice And Does Not Constitute A Warranty Or Guarantee Either Expressed Or Implied.
 A Written Waiver And Direction Not To Set Corner Markers Has Been Obtained From The Ultimate User Pursuant To P.L.2003 c.14 (C4S:B-39.3) And N.J.A.C. 13:40-5.1(d).

CERTIFIED TO:
2 WEST FRONT STREET, LLC; INVESTORS BANK, and/or its successors and assigns as their interest may appear; SCOTT TITLE SERVICES LLC as agent for STEWART TITLE GUARANTY COMPANY; GIORDANO, HALLERAN & CIESLA, PC; and BYRNES O'HERN, LLC
 This Survey Is Certified Only To The Above Named Parties For Purchase And/Or Mortgage Of Herein Delineated Property By Above Named Purchaser. No Responsibility Or Liability Is Assumed By The Surveyor For Any Other Use Of Survey Including, But Not Limited To, Use Of Survey For Survey Affidavit, Re-Sale Of Property, Or To Any Other Person Not Listed In The Certification.

Tax Map Reference
 Lot 10 Block 61
 Borough Of Keyport
 Tax Map Sheet No. 8
 Lot Area: 4,166.4 S.F.

SURVEY OF PROPERTY
2 WEST FRONT STREET
LOT 10 BLOCK 61
BOROUGH OF KEYPORT
MONMOUTH COUNTY NEW JERSEY

CVB CHARLES V. BELL ASSOCIATES INC.
 PROFESSIONAL LAND SURVEYORS AND PLANNERS
 40 MEREDITH DRIVE TINTON FALLS, NEW JERSEY 07724
 732-542-1016 Fax 732-542-2990 BellLandSurveyors@comcast.net

CHARLES V. BELL JR.
 N.J. Professional Land Surveyor License No. 27601
 N.J. Professional Planner License No. 2480
 Scale 1"=15' Date January 10, 2012 Drawn CVB Checked CVB File No. 12710 Field Book 302
 mscadfile F:\SC2012\12710.flx

Date	Description

DEC 14 2020

Dec. 14, 2020

Keyport, NJ 07735

Michele Clark
Borough Clerk
Keyport Borough
70 West Front Street
Keyport, New Jersey 07735

Michele,

This note documents my objection to granting the Kenneth Schwartz 11/20/20 application for a Place-to-Pace transfer (Expansion of Premises) of the Keyport Liquor License, LLC. - Plenary Retail Consumption License 1322-33-012-008.

A revision of this application along with re-Notice or a public hearing on this application is necessary in order to correct misstatements and incomplete information in the following sections of this application:

- 7.1 List additional licenses held by the applicant – only 2 of his 3 other liquor licenses are listed. Not listed is pocket license 1322-33-007-008 associated with 25 W Front Street Keyport.
- 8.3 Exception for restaurants to the Two License Limitation Law. Only 2 of the 4 licenses held by Mr. Schwartz are presently sited at restaurants. The other 2 are Pocket Licenses not presently sited at restaurants, exceeding the 2 limit license law.
- 3.5 Sketch of outdoor licensed area – The sketch in the application does not align with the Tax Map boundaries for Block 61 Lots 11-12 and no lot dimensions are provided. Additional input is needed to clearly delineate the area to be licensed for liquor by: 1.) Map the outside licensed lot area with dimensions onto a survey generated by a licensed surveyor; 2.) Identify location of entrances, signage and fencing designating the area licensed for liquor in Lots 11-12.
- 2.2 Actual address where license is to be used – Only one of 2 two addresses is listed. Not listed is 6-10 W Front Street. If these lots are under common ownership they should be merged as was required for the Uptown Keyport Bar and Grill lots. If not merged, the application should address landlord status for both lots 10 and 11-12 on Block 61.
- Page 10 Owner of Keyport Liquor License, LLC. – The 12/5/20 Public Notice for this application documents Kenneth Schwartz as the 100% owner. The data on page 10 of this application fails to document this sole ownership role, instead identifying him as a Member and Manager.

Based on the above identified application errors and deficiencies, I object to a granting of a license transfer to Kenneth Schwartz based on this Nov. 2020 application.

Regards,

Michael Lane
[Redacted]

Michael Lane 12/14/20

RENOTICE

BOROUGH OF KEYPORT

DEC 28 2011

NOTICE

DEC 28 2011

ALCOHOLIC BEVERAGE CONTROL

PLEASE TAKE NOTICE that application has been made to the Borough of Keyport for a Place-to-Place transfer (Expansion of Premises to include second floor of building and entirety of parking lot) of the Plenary Retail Consumption License #1322-33-012-008, owned by Keyport Liquor License LLC, t/a McDonagh's Pub and currently located at 2 West Front Street, Keyport, New Jersey 07735 to premises located at 2, 6-10 West Front Street, Keyport, New Jersey 07735.

The names and addresses of the individuals holding more than 1% of the ownership of said company are as follows:

Kenneth Schwartz – 100%
24 Clay Street
Red Bank, New Jersey 07701

Objections, if any, should be made immediately, in writing, to: Michele Clark, RMC, Clerk, Borough of Keyport, 70 W. Front Street, Keyport, NJ 07753.

By: JASON C. MANDIA., ESQ.
STONE MANDIA, LLC
685 Neptune Boulevard
Neptune, NJ 07753
(732) 774-0800
Attorney for Applicant

Jan. 12, 2021

Keyport, NJ 07735

Michele Clark
Borough Clerk
Keyport Borough
70 West Front Street
Keyport, New Jersey 07735

RECEIVED
JAN 12 2020

Michele,

BY:

This 1/12/2021 letter documents my continuing objection to granting the Kenneth Schwartz 11/20/20 application for a Place-to-Place transfer (Expansion of Premises) of the Keyport Liquor License, LLC. - Plenary Retail Consumption License 1322-33-012-008. My present objection is based on new information in the 1/2/2021 Public Notice for Plenary Retail Consumption License 1322-33-012-008 and updated pages 2, 3, 7, and 8 for the 11/20/2020 application. The updated and undated page 2 now lists 6-10 West Front Street as a site to be licensed. The Monmouth County MOD IV Tax Data identifies this site as **Lot 11.01** Block 61, a McDonough Lot.

This latest version of the application contains flawed/misleading and incomplete information in the following sections:

- **3.5 Sketch of outdoor licensed area** – The applicant's aerial photograph with sketched lot lines (for the outdoor licensed area) in the application does not align with the County Property Line Map for **Lot 11.01** Block 61, see attached map and sketch. The applicant's sketch also fails to provide any **Lot 11.01** dimension. The County Tax Map lists the dimensions of the site boundaries for **Lot 11.01**, and it aligns with the **Lot 11.01** profile in the County Property Line Map, see attached Tax Map. Further, a review of property deeds for Lots 8, 9.01, and 10, reinforces the correctness of this County data. The Deed for Lot 9.01 states that "New Lot 9.01 in Block 61 as shown on Minor Subdivision of Lot 11 and consolidation of part of Lot 11 and Lot 9 in Block 61". The applicants sketch does not reflect the existence of the new Lots 9.01 and 11.01

A new sketch is needed to clearly delineate the outside area to be licensed for liquor by: 1.) Mapping the outside licensed lot area with dimensions onto a Lot 11.01 survey generated by a licensed surveyor, 2.) Identifying the location of entrances, signage and fencing designating the area licensed for liquor at the McDonough Lot, 6-10 West Front Street.

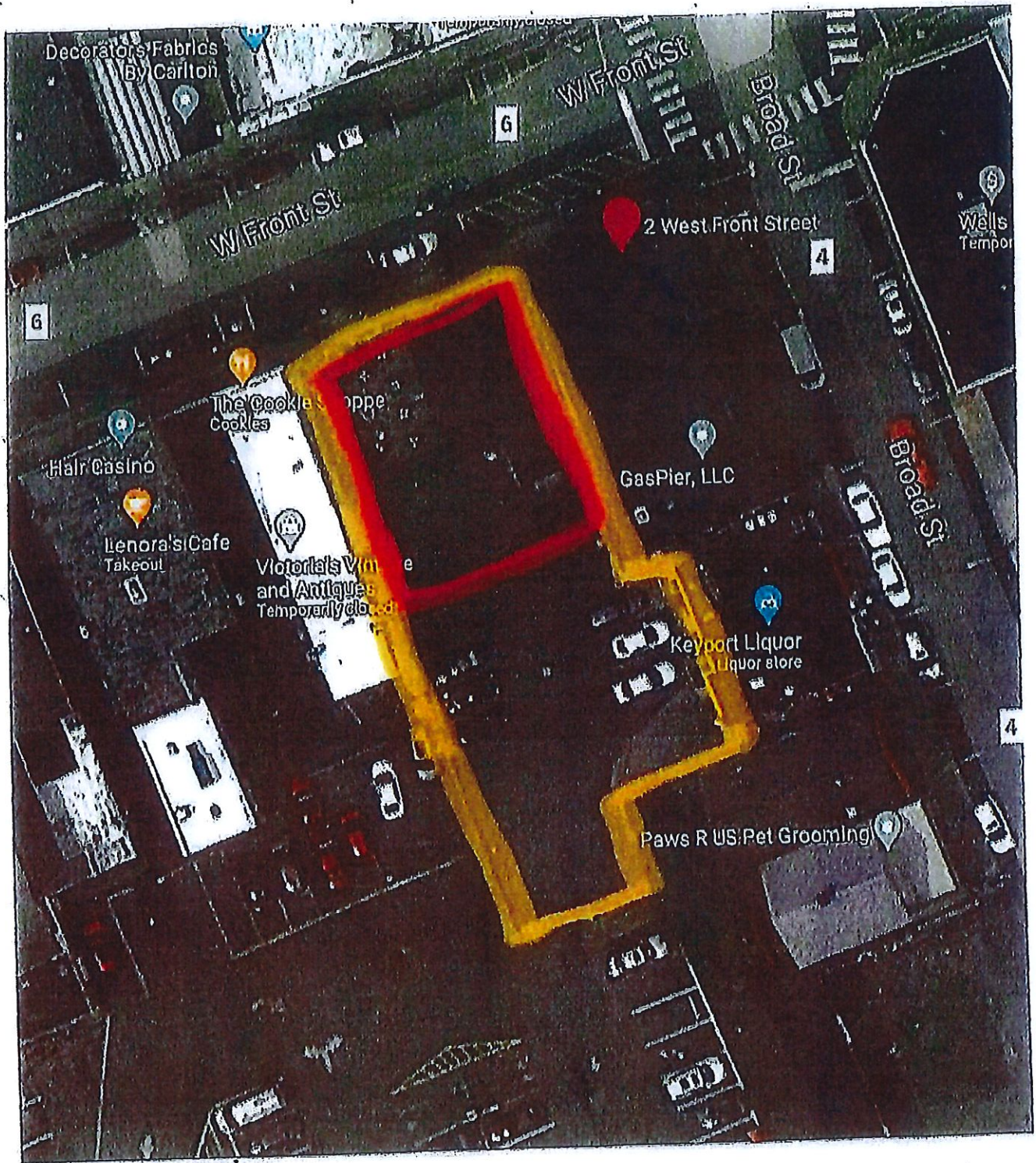
- **3.9 Landlord** – In the application, the address (2 West Front Street, Keyport) for the "Parking Lot Landlord", 6-10 West Front Street, LLC. does not align with the address (24 Clay Street Red Bank) listed for this LLC in the County MOD IV Tax Data, as owner of Lot 11.01, Block 61. Further, the named LLC is not a valid entity in the NJ Business Records Services data. Similarly, the address (2 West Front Street, Keyport) for the landlord of 2 West Front St LLC also does not align with the address (24 Clay Street Red Bank) listed for this LLC in the County MOD IV Tax Data, as owner of Lot 10 Block 61. Which of these addresses is correct for these LLCs?
- **8.3 Exception for restaurants to the Two License Limitation Law**. Only 2 of the 4 licenses held by Mr. Schwartz listed in this application are presently sited at restaurants. The other 2 are Pocket Licenses and not presently sited at restaurants. The license location for the 6 Broad St Waterfront Liquor LLC is a vacant lot at 6 Broad Street, which was created in 2014 when the building was demolished. The license location for the Keyport Liquor 3, LLC is a former bank building at 25 West Front Street, which has been vacant for a couple of years. Neither of these two sites is operating as a restaurant. Is this applicant exceeding the Two License Limitation Law and if so for how much longer?
- **Page 11** The statement that Kenneth Schwartz is in possession of all parts of the parking lot outlined in his sketch is not consistent with the material in the above item 3.5. Further, Kenneth Schwartz assertion that the contents of this application are true is not consistent with the above items 3.9 and 8.3. Mr. Schwartz's statement of accuracy also predates the material in the revised pages 2, 3, 7, and 8.

Based on the above identified application errors and deficiencies, I continue to object to the granting of a license Place-to-Place transfer (expansion of premises) for Kenneth Schwartz based on this Nov. 2020 application and its undated modified pages 2, 3, 7, and 8.

Regards,

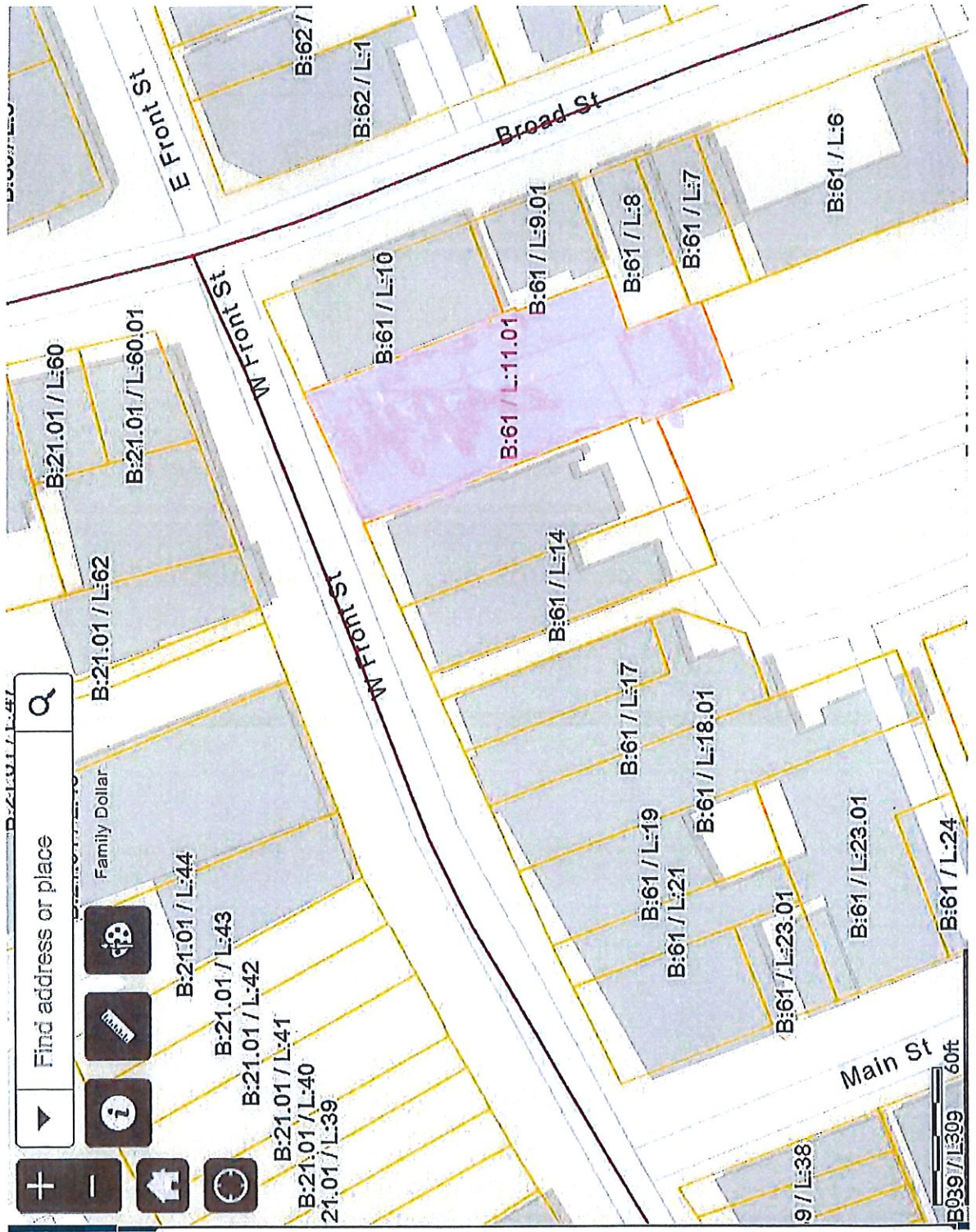
Michael Lane
Michael Lane

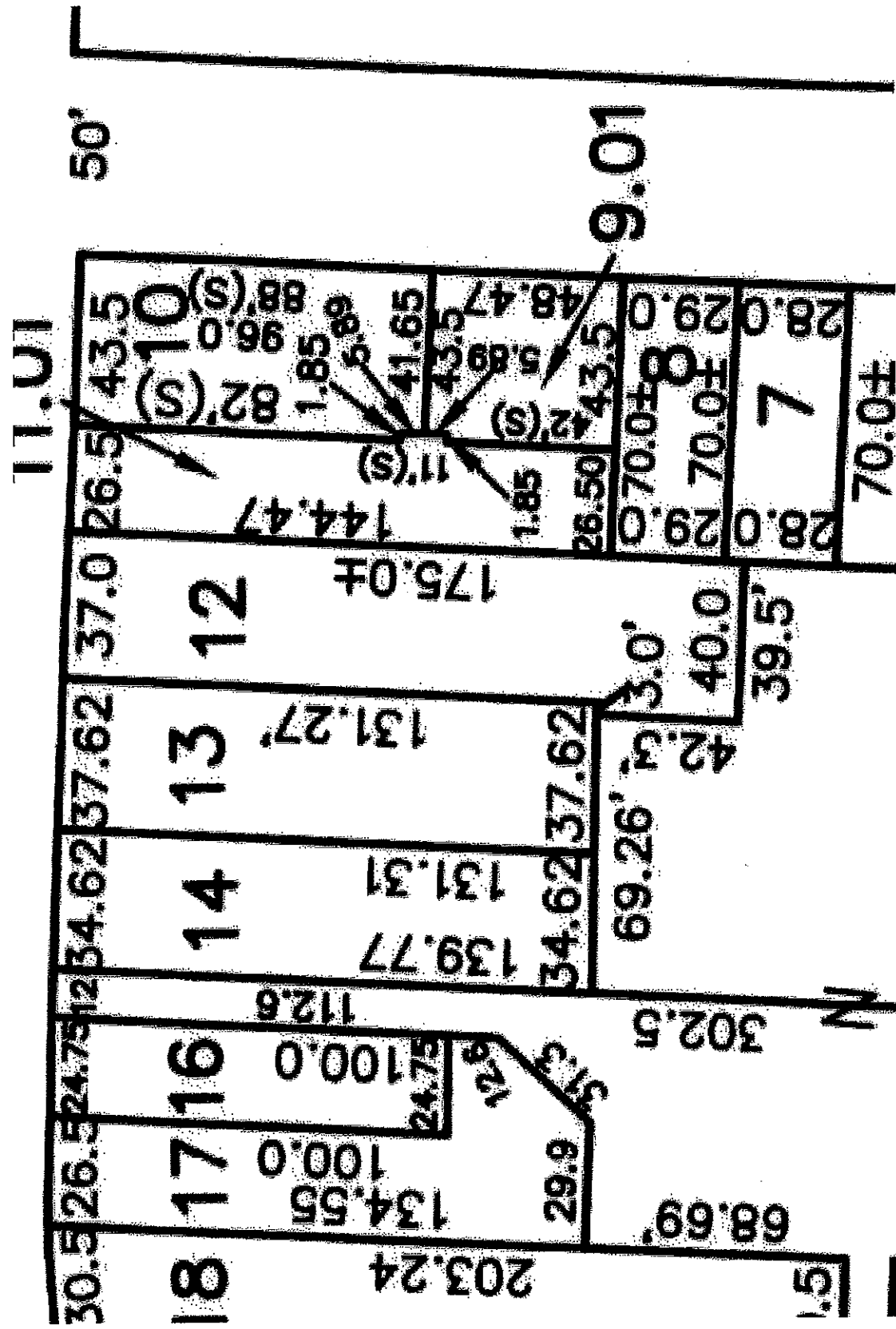
Orange - currently licensed
Yellow - new licensed area



Monmouth County Property Lot Lines Program

Parking Lot Block 61 Lot 11.01 (Merged Lots 11-12)





R64-21

RESOLUTION FOR THE PAYMENT OF BILLS

1-21-21

Be it resolved by the Mayor and the Council of the Borough of Keyport, New Jersey that the following numbered vouchers be paid to the person therein respectively and hereinafter named, for the amounts set opposite their respective names, and endorsed and approved on said vouchers.

NUMBER OF VOUCHERS	BANK ACCOUNT	AMOUNT
See attached listing	FEDERAL & STATE GRANTS	\$ 228,818.16

AUTHORIZED PER RESOLUTION

PASSED:

APPROVED:

MAYOR COLLETTE KENNEDY

ATTEST:

MICHELE CLARK, BOROUGH CLERK

OFFERED BY:

SECOND BY:

ROLL CALL VOTE:

AYES:

NAYS:

ABSTAIN:

ABSENT:

I, MICHELE CLARK, BOROUGH CLERK HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT THE _____ MEETING OF

MICHELE CLARK, BOROUGH CLERK

R65-21

RESOLUTION FOR THE PAYMENT OF BILLS

1-26-21

Be it resolved by the Mayor and the Council of the Borough of Keyport, New Jersey that the following numbered vouchers be paid to the person therein respectively and hereinafter named, for the amounts set opposite their respective names, and endorsed and approved on said vouchers.

NUMBER OF VOUCHERS	BANK ACCOUNT	AMOUNT
See attached listing	CURRENT ACCT. 2021	\$ 145,278.10
	WATER/SEWER ACCT. 2021	\$ 24,095.39
	FEDERAL & STATE GRANTS	\$ 5,405.00
	TRUST ACCT.	\$ 7,862.50

AUTHORIZED PER RESOLUTION

PASSED:

APPROVED:

MAYOR COLLETTE KENNEDY

ATTEST:

MICHELE CLARK, BOROUGH CLERK

OFFERED BY:

SECOND BY:

ROLL CALL VOTE:

AYES:

NAYS:

ABSTAIN:

ABSENT:

I, MICHELE CLARK, BOROUGH CLERK HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT THE _____ MEETING OF

MICHELE CLARK, BOROUGH CLERK

RESOLUTION FOR THE PAYMENT OF BILLS

2-2-21

Be it resolved by the Mayor and the Council of the Borough of Keyport, New Jersey that the following numbered vouchers be paid to the person therein respectively and hereinafter named, for the amounts set opposite their respective names, and endorsed and approved on said vouchers.

NUMBER OF VOUCHERS	BANK ACCOUNT	AMOUNT
See attached listing	CURRENT ACCT. 2021	\$ 680,052.45
	WATER/SEWER ACCT. 2021	\$ 12,569.32
	CURRENT ACCT. 2020	\$ 67,596.90
	WATER/SEWER ACCT. 2020	\$ 22,946.14
	REVENUE ACCT.	\$ 20.00
	ANIMAL CONTROL ACCT.	\$ 1,478.58
	GENERAL CAPITAL ACCT.	\$ 32,423.35
	FEDERAL & STATE GRANTS	\$ 298.70
	TRUST ACCT.	\$ 150.00
	REC. BAYFRONT IMPROVEMENT	\$ 1,471.10
	UNEMPLOYMENT TRUST ACCT.	\$ 5,156.21
	OPEN SPACE TRUST ACCT.	\$ 22,265.71
	WATER CAPITAL ACCT.	\$ 555.00
	DEVELOPER ESCROW	\$ 4,799.50

AUTHORIZED PER RESOLUTION

PASSED:

APPROVED:

MAYOR COLLETTE KENNEDY

ATTEST:

MICHELE CLARK, BOROUGH CLERK

OFFERED BY:

SECOND BY:

ROLL CALL VOTE:

AYES:

NAYS:

ABSTAIN:

ABSENT:

I, MICHELE CLARK, BOROUGH CLERK HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT THE _____ MEETING OF

RESOLUTION #___-21
AUTHORIZING THE BOROUGH OF KEYPORT TO
RELEASE THE REMAINING ESCROW FUNDS TO BRIAN
HALL ON BEHALF OF BUCCANEER REALTY, LLC

WHEREAS, the Borough of Keyport, County of Monmouth (the "**Borough**") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, in 2013, a company called Buccaneer Realty, LLC filed an application to the Keyport Unified Planning Board (the "**KUPB**") regarding the property at 6 Broad Street, Block 21.10, Lot 52 on the Borough Tax Map designated PB13-03ESC; and

WHEREAS, as part of this application to the KUPB, Buccaneer Realty, LLC deposited escrow funds for the application; and

WHEREAS, the application to the KUPB did not proceed and a balance of \$1,700 remains in the escrow account; and

WHEREAS, Buccaneer Realty, LLC has since been dissolved and Brian Hall, the former CEO of Buccaneer Realty, LLC has requested that the balance of the escrow account be release to him; and

WHEREAS, the Borough seeks to release of the remaining balance in the escrow account for PB13-03ESC to Mr. Hall.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Borough is authorized to release the remaining funds in the escrow account for Buccaneer Realty in the amount of \$1,700 to Brian Hall.
3. The Mayor of the Borough, the Borough Administrator, and/or the Borough Chief Financial Officer is authorized to effectuate the release of the funds, including the execution of any form necessary for the release of the escrow balance.
4. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.
5. A copy of this Resolution shall be available for public inspection at the offices of the Borough Clerk.
6. This Resolution shall take effect as provided by applicable law.

OFFERED:
SECONDED:
AYES:
NAYS:
ABSENT:

I, Michele Clark, Deputy Borough Clerk, do hereby certify that this is a true copy of the Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Council Meeting of February 2, 2021.

Michele Clark, RMC
Borough Clerk

Brian Hall
[REDACTED]
[REDACTED], NJ [REDACTED]
[REDACTED]

January 13th, 2021

Dear Mr. Moon,

I hope this email finds you well.

My daughter has been in contact with Denise Nellis at Keyport Borough. I am looking to get a Planning Escrow Refund for PB13-03ESC. The account that the Escrow was originally made for is no longer in use and I would like the funds to be released to my name.

Along with this formal request I have included two additional attachments.

1. Certificate of Dissolution and Termination for Buccaneer Realty LLC
2. Certificate of Annual Report

If needed again the information regarding the escrow refund is below:

PB13-03ESC

Address: 6 Broad Street

Block: 21.10

Lot: 52

Please let me know if there is any additional information that I can provide for you at this time.

Thank you,
Brian Hall

STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF REVENUE AND ENTERPRISE SERVICES
CERTIFICATE OF DISSOLUTION AND TERMINATION

Title N.J.S.A 42:2C

BUCCANEER REALTY LLC
0600390110

I, the Treasurer of the State of New Jersey, do hereby certify that the above-named business entity did on the 9th of January, 2017, file and record in this department a combined Certificate of Dissolution and Termination.

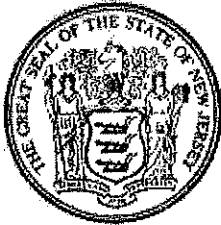
1. Name: BUCCANEER REALTY LLC
2. Business ID#: 0600390110
3. Date of Formation: 08/21/2012
4. All assets have been discarded and have been applied to creditors or distributed to its members.

The undersigned represents that the filing complies with State laws detailed in Title 42:2C and that they are authorized to sign this form on behalf of the Limited Liability Company.

Filed Date: 01/09/2017

Signature and Title

Brian Hall, CEO



IN TESTIMONY WHEREOF, I have
hereto set my hand and affixed
my Official Seal, this
9th day of January, 2017

A handwritten signature in cursive script, appearing to read "Ford M. Scudler".

Ford M. Scudler
State Treasurer

Certificate Number: 2145911124
Filed for recordation on
Department of Treasury, Division of Enterprise Services, Office of the State Treasurer

**STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF REVENUE AND ENTERPRISE SERVICES
ANNUAL REPORT CERTIFICATE**

BUCCANEER REALTY LLC
0600390110

The Division of Revenue and Enterprise Services hereby affirms that the following annual reports for BUCCANEER REALTY LLC was submitted on 01/04/2017 for the years: 2015-2016

Registered Agent and Office

BRIAN HALL
75 BATTIN ROAD
FAIR HAVEN, NJ 07704

Main Business Address

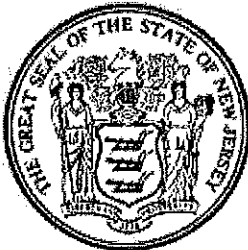
75 BATTIN ROAD
FAIR HAVEN, NJ 07704

Principal Business Address

75 BATTIN ROAD
FAIR HAVEN, NJ 07704

Officers and Directors

CHIEF EXEC. OFFICER (CEO)
BRIAN HALL
75 BATTIN ROAD
FAIR HAVEN, NJ 07704



Certificate Number: 2242143408
Verify this certificate online at
<https://www1.state.nj.us/TYR/standingCertificateVerifyCert.jsp>

IN TESTIMONY WHEREOF, I have
hereunto set my hand and affixed
my Official Seal, this
4th day of January, 2017

A handwritten signature in cursive script, appearing to read "Ford M. Scudder".

Ford M. Scudder
State Treasurer

RESOLUTION #___-21**AUTHORIZING A SOCIAL MEDIA PROFILE FOR THE
BOROUGH OF KEYPORT MUNICIPAL ALLIANCE**

WHEREAS, a Social Media Policy for the Borough of Keyport has been adopted as provided in section 2-25 of the Borough Code; and

WHEREAS, in accordance with this policy, the Coordinator of the Borough's Municipal Alliance has requested authorization to establish a Facebook social media account to provide public information and promote the programs, activities and services of the Keyport Municipal Alliance; and

WHEREAS, Municipal Alliance Coordinator Barbara Hilliard, and such other individuals as may be approved by the Borough Administrator pursuant to section 2-25.5, be designated as the account, page or profile administrator.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Keyport as follows:

1. The request to establish the Facebook social media account for the Keyport Municipal Alliance is hereby approved and shall be maintained and used in accordance with the requirements of Borough Code section 2-25, entitled "Social Media Policy."
2. Municipal Alliance Coordinator Barbara Hilliard, and such other individuals as may be approved by the Borough Administrator pursuant to section 2-25.5, is designated as the account, page or profile administrator.
3. The Borough Clerk is directed to provide copies of this resolution to the Municipal Alliance Coordinator and the Borough Administrator.

OFFERED:

SECONDED:

AYES:

NAYS:

ABSENT:

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of the Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Council Meeting of February 2, 2021.

Michele Clark, RMC
Borough Clerk

TO: Mayor and Council and Business Administrator
FROM: Barbara Hilliard (Department Head)

DATE: Jan 22, 2021

RE: Social Media Approval for Borough Department Keyport Municipal Alliance

Dear Mayor and Council:

As the head of the Keyport Municipal Alliance Department within the Borough of Keyport, I acknowledge receipt and review of Resolution 233-12 and the adopted Social Media policy. This department currently has a social media profile on _____ called _____.

The following individual(s) is/are designated as Administrator(s) of the social media profile with authority to manage, administer, or communicate through the page on behalf of the Keyport Municipal Alliance Department:

NAME	TITLE	EMAIL	Phone No.
Barbara Hilliard	Coordinator	_____	_____

The Keyport Municipal Alliance Department requests the approval of the Mayor and Council to continue use of the above social media profile and approval of the above individual(s) as Administrator(s). The purpose and mission of the Social Media page/profile is (add additional sheets as necessary):

share information and programs/events

Attached hereto in compliance with Borough Policy, please find a certification signed by each Administrator as identified above.

Sincerely,

Signature: _____

Title: _____

Barbara Hilliard
COORDINATOR

SOCIAL MEDIA POLICY – CERTIFICATION OF PAGE ADMINISTRATOR

I, BARBARA HILLIARD, hereby certify as follows,

1. I am a profile administrator for the Facebook page for the Keyport Alliance Department.
2. I acknowledge that posts made by me as Administrator on behalf of the Keyport Alliance Department :
 - a. will be limited to public information, sharing of news and information directly involving the department, public safety bulletins, hours of operation and how to contact the department.
 - b. will not advertise, promote, endorse, or discuss any private individuals, businesses, organizations, political parties or persons, or political opinions.
 - c. Will always be in compliance with all applicable laws, regulations, ordinances and policies and will always be professional and courteous.
3. I will promptly remove any comments from the public that do not comply with the above.
4. I will protect the privacy and confidentiality of all individuals as provided by law or any applicable guidelines.
5. If I am no longer acting as the profile administrator, I will promptly notify the governing body.

I hereby certify that the foregoing statements made by me are true.

Dated: 1-26-2021

Signature: Barbara Hilliard

Title: COORDINATOR

Email: [REDACTED]

Phone: [REDACTED]

RESOLUTION #__-21

**AUTHORIZING THE BOROUGH OF KEYPORT POLICE
DEPARTMENT TO PARTICIPATE IN THE DEFENSE
LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT
OFFICE, 1033 PROGRAM TO ENABLE THE KEYPORT
POLICE DEPARTMENT TO REQUEST AND ACQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, the Borough of Keyport, County of Monmouth (the "**Borough**") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, the United States Congress authorized the Defense Logistics Agency (the "**DLA**") Law Enforcement Support Office ("**LESO**") 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and state law enforcement agencies ("**LEAs**"); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling and upkeep of the property and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the Governing Body of the municipality or county approve, by a majority of the full membership, both enrollment in and acquisition of any property through the 1033 Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Council of the Borough of Keyport the Keyport Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31st of the current calendar year.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Keyport Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A" which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars and any other supplies or equipment of non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Keyport Police Department without restriction.

BE IT FURTHER RESOLVED that the Keyport Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time which this resolution authorizes.

BE IT FURTHER RESOLVED that the "DEMIL B through Q" controlled 3-page property list, in its entirety, is hereby approved and hereto attached to this resolution.

BE IT FURTHER RESOLVED that the Keyport Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property.

BE IT FURTHER RESOLVED that the Keyport Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request.

BE IT FURTHER RESOLVED that this resolution shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year.

A copy of this Resolution shall be available for public inspection at the offices of the Borough Clerk.

OFFERED:
SECONDED:
AYES:
NAYS:
ABSENT:

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of the Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Council Meeting of February 2, 2021.

Michele Clark, RMC
Borough Clerk

DESCRIPTION	QTY	UNIT	PRICE	TOTAL	REMARKS
SHIELD, PERSONAL PROTECTIVE				1	
SHIELD, SELF-PROTECTION					3
SHOP EQUIPMENT, CONTACT MAINTENANCE	1		2		6
SHOP SET, CONTACT MAINTENANCE, TRUCK MOUNTED (ENGINEER)	1				
SHOP SET, CONTACT MAINTENANCE, TRUCK MOUNTED (ORDNANCE)	1				
SIGHT, THERMAL				1	
SLEDGE HAMMER	1				
TOOL, BREAKER, HINGE	1				
TRAINING KIT, DEMOLITION		1			
TRUCK TRACTOR			4		7
TRUCK, AMBULANCE			9		
TRUCK, ARMORED			3		
TRUCK, BOLSTER					
TRUCK, BOMB SERVICE			2	2	1
TRUCK, CARGO			28	17	
TRUCK, CARRYALL		3	22		30
TRUCK, COMMAND RECONNAISSANCE			2		1
TRUCK, DUMP			2		
TRUCK, MAINTENANCE				6	7
TRUCK, MATERIALS HANDLING-CONTAINER HOISTING			1	3	
TRUCK, PALLETIZED LOADING			8		2
TRUCK, PANEL			2		
TRUCK, STAKE					
TRUCK, TANK					2
TRUCK, UTILITY			5	13	8
TRUCK, VAN			84		4
TRUCK, WRECKER		1			1
TRUCKS AND TRUCK TRACTORS, DEMIL C		1	2	3	2
UNMANNED AIRCRAFT			1		1
UNMANNED VEHICLE			1		
UP ARMORED NTVS			1		
UTILITY VEHICLE, OFF ROAD		1	2	1	1

RESOLUTION #___-21**AUTHORIZING THE BOROUGH ADMINISTRATOR TO
INITIATE THE HIRING PROCESS TO FILL VACANCIES
WITHIN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Borough of Keyport, County of Monmouth (the "**Borough**") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, section 10-3.1 of the Borough Code provides the Borough Council must formally approve the creation of any new position and authorize the filling of it prior to the initiation of action to do so, and further provides the Borough Council must formally approve by resolution, the filling of any vacancy in any previously authorized or established full time position, before any action is initiated to fill the same; and

WHEREAS, the Superintendent of the Department of Public Works ("DPW") has recommended the hiring of laborers to fill vacancies within the DPW; and

WHEREAS, the Public Works Committee of the Borough Council has reviewed the recommendation of the Superintendent and recommends the Borough Council approve initiating the action necessary to fill laborer vacancies.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Borough Administrator is authorized and directed to initiate the process required to fill laborer vacancies in accordance with Borough policy and the rules and regulations of the New Jersey Civil Service Commission.
3. This Resolution shall take effect as provided by law.

OFFERED:

SECONDED:

AYES:

NAYS:

ABSENT:

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of the Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Council Meeting of February 2, 2021.

Michele Clark, RMC
Borough Clerk

RESOLUTION #__-21

RESOLUTION ESTABLISHING A PARKING ADVISORY COMMITTEE

WHEREAS, the Borough of Keyport, County of Monmouth (the "**Borough**") is a public body corporate and politic of the State of New Jersey; and

WHEREAS, pursuant to *N.J.S.A. 40A:60-7(d)*, the Borough Council is authorized to create such advisory councils to the Borough as it may choose; and

WHEREAS, the Borough desires to establish a Parking Advisory Committee (the "**Parking Advisory Committee**") for the purposes of studying and addressing the ongoing parking issues faced by Borough residents, business patrons, owners, and tourists; and

WHEREAS, the Parking Advisory Committee will be tasked with the following:

- a) Inventory the existing supply of parking spaces and parking regulations within the Borough, including parking for disabled persons;
- b) Identify residential neighborhoods with limited parking supply;
- c) Identify public facilities (library, parks, etc.) with localized parking requirements;
- d) Prepare a report to the Borough Council within six (6) months with findings, policy options and recommendations for improved management of existing parking resources; and

WHEREAS, the Parking Advisory Committee shall consist of the committee Chair and seven (7) members as follows:

- a) two (2) members of the governing body,
- b) one (1) member of the Planning Board, and
- c) four (4) members of the public which shall include two (2) business owners; and

WHEREAS, Borough resident Andrew Kelsey will serve as the Chair of the Parking Advisory Committee based on his knowledge and understanding of the Borough's parking issues, parking regulations and his broad knowledge of contemporary parking methods and strategies.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Borough Council hereby approves and authorizes the establishment of a Parking Advisory Committee to provide the functions as set forth herein.

OFFERED:
SECONDED:
AYES:
NAYS:
ABSENT:

I, Michele Clark, Deputy Borough Clerk, do hereby certify that this is a true copy of the Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Council Meeting of February 2, 2021.

Michele Clark, RMC
Borough Clerk

Comm #1

RECEIVED
JAN 25 2021

BY:

Borough of Keyport
70 West Front Street
Keyport NJ 07735

Clerks Office: 732-739-5124
Fax Number: 732-739-8738
vheileweil@keyportonline.com

APPLICATION & PERMIT FOR USE OF BOROUGH PROPERTY

Date Received _____ Date of Response _____

Property requested Waterfront Pavilion

Organization Name/Purpose Wedding

Name Sheila Miller

Address _____

Telephone Number: _____ Fax Number _____

Email Address: _____

Type of Event Wedding
Date of Event 3/20/2021 Time of Event 12:00 pm
No of People Attending 6-8

Fee Schedule

Borough Property	Minimum 3 Hours	Additional Per Hour
Senior Center	\$23.00	\$5.75
Borough Hall Council Room	\$23.00	\$5.75
OTHER		
Waterfront Pavilion/Promenade	\$100.00	✓ pd- CK #697
Pictures at Pavilion/Promenade	\$100.00	
Beach Park	\$100.00	

Mail Check or Money Order Payable to:
Borough of Keyport, 70 West Front St., Keyport, NJ 07735