

Minutes of the Regular Session Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Borough Hall Council Chambers, Keyport, NJ, pursuant to the adoption of the Annual Notice on file with the Borough Clerk forwarded to the Asbury Park Press, the 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 Kennedy called the meeting to order at 7PM and Borough Clerk Heilweil read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Sheridan, Cooper, Goode, Pacheco, Fotopoulos and McDermott. Others present: Mayor Kennedy, Borough Administrator Stephen Gallo and Borough Attorney William P. Opel, Esq.

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

PROCLAMATION

Mayor Kennedy read the Developmental Disability Awareness Month Proclamation

ADMINISTRATOR'S REPORT

Borough Administrator Gallo reported on the following:

- Attended the Monmouth County CDBG meeting
- Attended a Police Commission meeting
- Met with the Court Administrator
- Met with Borough Engineer and Keyport First Aid Chief regarding ADA Project
- Met with Tony Gallo regarding solar projects
- Met with Maser Engineering
- Participated in the Mayor's House of Worship meeting
- Attended a Recycling Committee meeting
- Met with a former Summer Camp Director
- Met with the Municipal Prosecutor
- Participated in a Personnel Select Committee meeting; conducted interviews
- Met with Local 68 regarding employee issues
- Met with Keyport Board of Education members
- Met with JIF Subrogation attorney and KFD

Ongoing Capital Projects

- Beach Park and Beers Street Outfall
- Improvements to Benjamin Terry and Veteran's Parks
- DPW Building – Rollo Place
- Scattered Site Redevelopment Plan

Upcoming Capital Projects

- 2018 DOT Local Aid project
- TAP Grant Streetscape project
- Main Street Park
- Jack Conway Kearney Street Park

Redevelopment

- Brown's Point Redevelopment Plan
- Aeromarine Redevelopment Plan
- Longview/Boatworks Redevelopment Plan
- Ye Cottage Inn property
- 75 Manchester property

Water and Sewer Projects

- Perry Street Water Treatment Plant Upgrades

Other:

- Bike Share Program
- Complete Streets Project/Pedestrian Safety
- Harbor Issues
- County Dispatch
- Flood Control Ordinance Updates
- Shared Services
- Tech Review
- Library Bond
- CY 2019 Budget
- Borough Hall Leaks
- Emergency Dispatch Equipment
- Complete Streets
- Summer Recreation Camp
- Summer Programs
- Summer Movies

Mayor Kennedy asked Administrator Gallo to reach out to Ye Cottage Inn property owners regarding the silt fence which now needs to be replaced.

Councilmember Sheridan asked when we will rebid 2018 Road Improvement Program.

Administrator Gallo said it should be about two weeks.

Councilmember Fotopoulos stated we are all on the same page about the Road Improvement Program. He asked about an alarm that sounded today.

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.)

Clerk Heilweil read the items listed on the Consent Agenda

R129-19 Payment of Bills

R130-19 Authorizing Emergency Temporary Appropriation for Improvement to Beach Park and Beers Street Outfall (\$150,000)

R131-19 Authorizing the Hiring Per Diem Crossing Guards for the Borough – *Raymond Kilroy & Barbara Kilfoil*

R132-19 Authorizing the Rejection of Bids Submitted in Response to Request for Bids for the 2018 Road Program

R133-19 Authorizing the Award of a Contract in Response to Request for Bids for Beach Park and Beers Street Outfall Improvements – CRS Contractors, Inc. (\$440,850 = Base Bid + Add A & B)

R134-19 Authorizing and Approving the Person to Person of Plenary Retail Consumption License from Denjachris Inc. to TC Inn Beverage Corporation (Town & Country Inn)

PUBLIC COMMENT PORTION

The Meeting was opened to the public for comments or questions on items **listed on the agenda** at 7:22PM moved by Sheridan, carried by Cooper with ayes by all present

Elmer Graham, Jr., 22 St. Peters Place, asked about **R130-19** Authorizing Emergency Temporary Appropriation for Improvement to Beach Park and Beers Street Outfall (\$150,000). Administrator Gallo explained this was for the additional costs of the project since bids came in above the Engineer's estimate. Mr. Graham stated he is not favor of the blinking stop signs blinking during the daytime hours. He asked again about the progress of getting the Governor or Lt. Governor to come to Keyport. Administrator Gallo said there is no update.

There being no further comments or questions, the Meeting was closed to the public at 7:25PM moved by Sheridan, carried by Goode with ayes by all present.

Administrator Gallo spoke of the Outfall Improvements to be made to Beach Park which will improve drainage in that area. Our Temporary Budget did not include this, which is the reason for the Emergency Temporary Appropriation.

Councilmember McDermott asked how long the tide flex backflow valve will last.

Administrator Gallo has seen some that have lasted more than 15 years.

Mayor Kennedy asked about the Beers Street Outfall Project.

Councilmember McDermott asked who would own it.

Administrator Gallo explained the Borough would own it and would need to maintain it. There are no plans to establish a Stormwater Utility.

APPROVAL OF RESOLUTIONS

Motion to approve items listed on the Consent Agenda moved by Sheridan, carried by Pacheco

Roll Call: Ayes: Sheridan, Cooper, Goode, Pacheco, Fotopoulos, McDermott
Nays:
Absent:
Abstain:

INTRODUCTION OF ORDINANCE

1. Ordinance – Renewed Consent to Operate Gas Facilities in the Borough

The Clerk read the Ordinance by Title: **GRANTING RENEWED CONSENT REGARDING PERMISSION TO LAY, MAINTAIN AND OPERATE GAS FACILITIES IN THE BOROUGH OF KEYPORT – NJ NATURAL GAS COMPANY**

1a. Motion to introduce moved by Fotopoulos, carried by Sheridan

Roll Call: Ayes: Sheridan, Cooper, Goode, Pacheco, Fotopoulos, McDermott
Nays:
Absent:
Abstain:

1b. Motion authorizing the Clerk to publish the Ordinance as introduced in the Asbury Park Press for a public hearing moved by Sheridan, carried by Fotopoulos with ayes by all present

COMMUNICATIONS BY CONSENT (For Approval OR to Receive and File)

Mayor Kennedy spoke of road closures for the Elks Club with no signatures and unpermitted open fire grills. No permission was requested last year. Has a problem asking residents for a petition. She believes the organizations should need a petition as well.

Administrator Gallo said we can make it conditional on open fire permit and petition from neighbors.

Communication #5 – yellow highlighting on the map does not match what was closed this year.

Communication #11 – Mayor did not know the Borough previously supplied trash cans. DPW Laborer, Chris Hicks, stated we have provided them in the past.

Communication #5 – Councilmember Cooper believes we need a personal dialogue with the Elks.

1. Letter of Objection to the person-to-person/place-to-place transfer of DTV Pizza, Inc. to Keyport Liquor 3 LLC from resident Michael Lane
2. Application for an Off-Premise Merchandise Raffle from BPOE #2030 Keyport-Matawan to be held June 16, 2019 at 5PM
3. Application for Off-Premise 50/50 Cash Raffle from BPOE #2030 Keyport-Matawan to be held August 24, 2019 at 5PM
4. Application for Tricky-Tray Raffle from BPOE #2030 Keyport-Matawan to be held August 24, 2019 from Noon to 5PM
5. Letter from Keyport-Matawan Elks #2030 requesting permission to hold an annual charity event on August 24, 2019 and requesting road closures from 9AM-7PM in order to set up and disassemble. Event will be from 10AM-6PM.
6. Letter of Resignation from Property Maintenance Officer Paul Murphy effective Friday, March 8th
7. Letter from the Environmental Commission regarding a “tree giveaway” program and requesting approval to initiate such a program for 2019
8. Application for Off-Premise Merchandise Raffle from Raine Organization for an event to be held at the Keyport Yacht Club on June 8, 2019 at 8PM
9. Application for a Tricky-Tray Raffle from the Raine Organization for an event to be held at the Keyport Yacht Club on June 8, 2019 from 1-11PM
10. Letter from the Keyport Fire Department requesting the use of Firemen’s Park on Saturday, May 4, 2019 for the purpose of its Annual Department Inspection. Fire patrol will close off the front half of the parking lot from Friday evening, May 3rd at 11PM to Saturday, May 4, at 7:30
11. Letter from resident of 127 Chingarora Ave requesting road closure on Chingarora Ave from 4th Street to 3rd Street on March 23rd from 11AM-5PM for the purpose of a block party to coincide with the Keyport St. Patrick’s Day parade. Further requesting “No Parking” signs, barricades and a trash can. Petition from neighbors included.

APPROVAL and/or RECEIVE AND FILE of COMMUNICATIONS

Motion to Approve and/or Receive and File Communications by Consent moved by Sheridan, carried by Cooper

Roll Call: Ayes: Sheridan, Cooper, Goode, Pacheco, Fotopoulos, McDermott
Nays:
Absent:
Abstain:

APPROVAL OF MINUTES

Motion to approve the October 2, 2018 Work Session Minutes moved by Sheridan, carried by Pacheco

Roll Call: Ayes: Sheridan, Cooper, Goode, Pacheco
Nays:
Absent:
Abstain: Fotopoulos, McDermott

Motion to approve the October 16, 2018 Regular Session Minutes moved by Pacheco, carried by Goode

Roll Call: Ayes: Cooper, Goode, Pacheco, and Mayor Kennedy-voted to carry
Nays:
Absent:
Abstain: Sheridan, Fotopoulos, McDermott

NEW BUSINESS

None

UNFINISHED BUSINESS

None

ATTORNEY'S REPORT

None

PUBLIC COMMENT PORTION

The Meeting was opened to the public for comments or questions at 7:54PM moved by Sheridan, carried by Pacheco with ayes by all present

Andrew Kelsey, 29 St. Peters Place, asked about the five-minute Public Comment rule. He asked if that was per meeting or each session. He asked does the five-minutes include when called up or when you begin speaking. He asked does it include comments from the dais; Yes. Can one give their time to another? *No, not at this time.*

Ed Burlew, 59 W. Front Street, likes the lighted stop signs. He does not see police patrols at E. Front and Broad Streets, which is now a "No Turn on Red." He asked whether we are doing anything to eliminate plastic.

Councilmember Fotopoulos said there may be a voluntary elimination of plastic bags and straws to begin with.

Mayor Kennedy asked Councilmember Fotopoulos if the Environmental Commission would do a presentation at the KBBC stakeholders meeting.

Elmer Graham, Jr., believes it should be left up to the businesses, not mandated by the Borough.

Councilmember Fotopoulos said it may turn out that everyone does it willingly.

Elmer Graham, Jr., asked whether the \$15 hourly mandate will affect employees in the Borough; *Some*. He said he supports making New Jersey affordable, but he's concerned it will hurt small businesses. He believes that it should be left up to each business, as well.

There being no further comments or questions, the Meeting was closed to the public at 8:09PM moved by Sheridan, carried by Cooper with ayes by all present

ADJOURNMENT

Motion to Adjourn at 8:09PM moved by Sheridan, carried by Fotopoulos with ayes by all present