

BOROUGH OF KEYPORT
MEETING AGENDA
TUESDAY, MAY 6, 2025 at 7:00 PM
MUNICIPAL COMPLEX COUNCIL CHAMBERS
70 W. FRONT STREET, KEYPORT, NJ

EXECUTIVE SESSION 6:00 PM

R2025-152 - Authorizing a meeting not open to the Public in accordance with the provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12b, for the purpose of discussing matters related to contract negotiations, and pending or anticipated litigation, pursuant to N.J.S.A. 10:4-12b(7).

MM: 2nd: Ayes: Nays:

REGULAR COUNCIL MEETING OPENS AT 7:00 PM

CALL TO ORDER: PM

SUNSHINE LAW NOTICE:

ROLL CALL: __ Councilmember Brady __ Councilmember Gross __ Councilmember McNamara
 __ Councilmember Merla __ Councilmember Reilly __ Council President Vecchio __ Mayor Araneo

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

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

PUBLIC COMMENTS

The Meeting is opened to the public for comments on **agenda items only**.

Comments are limited to no more than five minutes per person.

Opened: MM: 2ND: Closed: MM: 2ND:

CONSENT AGENDA

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

- R2025-153 Payment of Bills Listed on the April 18, 2025 Bills List
- R2025-154 Payment of Bills Listed on the May 2, 2025 Bills List
- R2025-155 Payment of Bills Listed on the May 6, 2025 Bills List
- R2025-156 Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Improvements to Clark Street Project
- R2025-157 Authorizing Execution of a Memorandum of Agreement between Monmouth County Board of Health and Borough of Keyport for the Provision of Local Public Health Services
- R2025-158 Appointing the Borough Chief Financial Officer
- R2025-159 Appointment of Class I Special Law Enforcement Officers
- R2025-160 Authorizing Operation of Keyport Ghost Tours and Related Events for 2025
- R2025-161 Approving the Issuance of a Social Affair Permit Application Keyport Matawan Elks BPOE 2030 Event

ADDED

- R2025-162 Appointment of Class II Special Law Enforcement Officers
- R2025-163 Revoking Ron’s Clutch’s Towing License

APPROVAL OF RESOLUTIONS

Motion to approve resolutions on the Consent Agenda

MM: 2nd: **Roll Call:** Brady, Gross, McNamara, Merla, Reilly, Vecchio

PUBLIC HEARINGS/ADOPTION OF ORDINANCES

1. **Ordinance No. 2025-03**– Authorizing Lease for KBBC Sign Installation on Borough Property

The Clerk reads the Ordinance by Title: **AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING THE LEASE OF BOROUGH PROPERTY TO THE KEYPORT BAYFRONT BUSINESS COOPERATIVE TO INSTALL SIGNS AT BLOCK 21.01, LOT 34 AND BLOCK 22, LOT 24**

- 1a. Motion to Open Public Hearing MM: 2nd:
- 1b. Motion to Close Public Hearing MM: 2nd:
- 1c. Motion to adopt Ordinance MM: 2nd:
Roll Call: Brady, Gross, McNamara, Merla, Reilly, Vecchio
- 1d. Motion authorizing the Clerk to publish the Ordinance as adopted MM: 2nd

INTRODUCTION OF ORDINANCES

1. **Ordinance** – Municipal Alliance Committee Chairperson

The Clerk reads the Ordinance by Title: **AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING BOROUGH CODE CHAPTER II (ADMINISTRATION) SECTION 2-7.9 (MUNICIPAL ALLIANCE COMMITTEE)**

- 1a. Motion to introduce:
MM: 2nd: **Roll Call:** Brady, Gross, McNamara, Merla, Reilly, Vecchio
- 1b. Motion authorizing the Clerk to publish the Ordinance as introduced for a public hearing:
MM: 2nd: Ayes: Nays:

2. **Ordinance** – West Front Street Loading Zone – Keyport Fishery

The Clerk reads the Ordinance by Title: **AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING BOROUGH CODE CHAPTER 7A (TRAFFIC SCHEDULES) SCHEDULE XIII (LOADING ZONES)**

- 2a. Motion to introduce:
MM: 2nd: **Roll Call:** Brady, Gross, McNamara, Merla, Reilly, Vecchio
- 2b. Motion authorizing the Clerk to publish the Ordinance as introduced for a public hearing:
MM: 2nd: Ayes: Nays:

3. **Ordinance** – Designate Alley between Block 21.01, Lots 53 and 54 as a One-Way Street

The Clerk reads the Ordinance by Title: **AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING BOROUGH CODE CHAPTER 7A (TRAFFIC SCHEDULES), SCHEDULE IX (ONE WAY STREETS)**

3a. Motion to introduce:

MM: 2nd: **Roll Call:** Brady, Gross, McNamara, Merla, Reilly, Vecchio

3b. Motion authorizing the Clerk to publish the Ordinance as introduced for a public hearing:

MM: 2nd: Ayes: Nays:

4. **Ordinance** – Cross-Access Easement between 18-24 Broad Street and Borough Parking Lot

The Clerk reads the Ordinance by Title: **AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING A CROSS-ACCESS EASEMENT WITH THE OWNER OF BLOCK 21.01, LOT 54, FOR ACCESS BETWEEN LOT 54 AND THE BOROUGH PARKING LOT LOCATED AT BLOCK 21.01, LOT 49**

4a. Motion to introduce:

MM: 2nd: **Roll Call:** Brady, Gross, McNamara, Merla, Reilly, Vecchio

4b. Motion authorizing the Clerk to publish the Ordinance as introduced for a public hearing:

MM: 2nd: Ayes: Nays:

APPROVAL OF MINUTES

April 1, 2025 Regular Meeting

MM: 2nd: Ayes: Nays:

NEW BUSINESS

PUBLIC COMMENTS

The Meeting is opened to the public for comments.

Comments are limited to no more than five minutes per person.

Opened: MM: 2ND: Closed: MM: 2ND:

ADJOURNMENT

Motion to Adjourn MM: 2nd:

RESOLUTION NO. 2025-

**RESOLUTION OF THE BOROUGH OF KEYPORT, COUNTY OF
MONMOUTH, NEW JERSEY AUTHORIZING A MEETING NOT OPEN
TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE
NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.**

WHEREAS, N.J.S.A. 10:4-12 provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by resolution; and

WHEREAS, it is necessary for the Borough to discuss, in a session not open to the public, pursuant to N.J.S.A. 10:4-12b, matters related to contract negotiations, and pending or anticipated litigation pursuant to N.J.S.A. 10:4-12b(7).

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 Mayor and Council assembled in public session on May 6, 2025 and determined that an Executive Session closed to the public shall be held on May 6, 2025, at approximately 6:00 P.M. at the Borough Hall located at 70 West Front Street, Keyport, New Jersey, for the discussion of matters relating to the specific items designated above.
2. This resolution will take effect immediately.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

RESOLUTION FOR THE PAYMENT OF BILLS

R25-153

4-18-25

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.2025	\$ 178,597.31
	WATER/SEWER ACCT.2025	\$ 26,859.26
	PAYROLL FUND BUDGET	\$ 29,114.44
	FEDERAL & STATE GRANTS	\$ 5,447.73
	TRUST OTHER FUND	\$ 9,950.00

AUTHORIZED PER RESOLUTION

PASSED:

APPROVED:

MAYOR ROSE P. ARANEO

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 *R25-154*

5-2-25

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.2025	\$ 198,731.81
	WATER/SEWER ACCT.2025	\$ 83,448.81
	PAYROLL FUND BUDGET	\$ 850.00
	FEDERAL & STATE GRANTS	\$ 4,382.73
	TRUST OTHER FUND	\$ 7,500.00
	REC BAYFRONT IMPROVEMENT	\$ 50.00

AUTHORIZED PER RESOLUTION

PASSED:

APPROVED:

MAYOR ROSE P. ARANEO

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 *R25-155*

5-6-25

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. 2024	\$ 47,452.68
	CURRENT ACCT. 2025	\$ 601,609.81
	WATER/SEWER ACCT. 2025	\$ 64,129.74
	ANIMAL CONTROL TRUST FUND	\$ 1,597.24
	GENERAL CAPITAL FUND	\$ 3,282.00
	FEDERAL & STATE GRANTS	\$ 1,873.25
	REC BAYFRONT IMPROVEMENT	\$ 1,695.00
	OPEN SPACE TRUST FUND	\$ 59,646.02
	DEVELOPER ESCROW	\$ 17,697.50

AUTHORIZED PER RESOLUTION

PASSED:

APPROVED:

MAYOR ROSE P. ARANEO

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

R25-156

RESOLUTION NO. 2025-

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE IMPROVEMENTS TO CLARK STREET PROJECT

NOW, THEREFORE, BE IT RESOLVED that the Keyport Borough Council formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LTPF-2025-Improvements to Clark Street-00045 to the New Jersey Department of Transportation on behalf of the Borough of Keyport.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Keyport and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

BE IT FURTHER RESOLVED that a concurrent resolution is required and has been solicited from the Township of Hazlet to support the application as the project limits extend across the municipal boundary which generally follows the centerline of Clark Street between Broadway and the Garden State Parkway northbound on-ramp.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

(Clerk)

(Presiding Officer)

RESOLUTION NO. 2025-**AUTHORIZING EXECUTION OF A MEMORANDUM OF AGREEMENT
BETWEEN THE MONMOUTH COUNTY BOARD OF HEALTH
AND THE BOROUGH OF KEYPORT FOR THE PROVISION OF
LOCAL PUBLIC HEALTH SERVICES**

WHEREAS, the Monmouth County Board of Health, through the Monmouth County Health Department (the "County"), provides State mandated local health services pursuant to the Local Health Services Act, *N.J.S.A. 26:3A2-1 et seq.* and the Public Health Practice Standards of Performance for Local Boards of Health in New Jersey, *N.J.A.C. 8:52-1 et seq.*; and

WHEREAS, there must be a Board of Health in every municipality in the State, whether through its own individual municipal local health agency or through another agency such as a county health department; and

WHEREAS, the County serves as the health department for various towns throughout Monmouth County by virtue of contractual agreements; and

WHEREAS, the Borough of Keyport (the "Municipality") is in need of the provision of local health services, and the County desires to provide these health services to the Municipality.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Keyport, that the Mayor and Municipal Clerk be and are hereby authorized to execute a Memorandum of Agreement with the Monmouth County Board of Health for the Provision of Local Public Health Services for a term of five years at a cost to be apportioned among the participating municipalities in accordance with N.J.S.A. 26:3A2-19.

BE IT FURTHER RESOLVED, that the Borough Administrator be and is hereby authorized to undertake such acts as are reasonable and necessary to accomplish the purposes of this Resolution.

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the Monmouth County Administrator and the Monmouth County Health Department.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

R25-158

RESOLUTION NO. 2025-

APPOINTING THE BOROUGH CHIEF FINANCIAL OFFICER

WHEREAS, the Borough's Chief Financial Officer, Thomas Fallon, will be retiring and the Borough will need to transition to a new Chief Financial Officer; and

WHEREAS, Thomas Fallon will remain Chief Financial Officer until June 30th, 2025; and

WHEREAS, Jeffery Elsasser, through a Shared Services Agreement with the Township of Freehold, will serve as Assistant Chief Financial Officer beginning May 1st, 2025 and through June 30th, 2025; and

WHEREAS, as of July 1st 2025, Jeffrey Elsasser, through a Shared Services Agreement with the Township of Freehold, will be appointed as the Borough's Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Council of the Borough of Keyport, that as of July 1st 2025, Jeffrey Elsasser, through a Shared Services Agreement with the Township of Freehold, will be appointed as the Borough's Chief Financial Officer.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

RESOLUTION NO. 2025-

APPOINTMENT OF CLASS I SPECIAL LAW ENFORCEMENT OFFICERS

Ryan Burns and Matthew O'Dwyer

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

WHEREAS, N.J.S.A.40A:14-146.8 et seq. authorizes the appointment of Special Law Enforcement Officers (SLEO) for a term not to exceed one (1) year; and

WHEREAS, Section 3-5.9 of the Borough Code provides for the appointment of special law enforcement officers subject to approval by resolution of the Borough Council; and

WHEREAS, the Chief of Police has recommended the appointment of Ryan Burns and Matthew O'Dwyer as Class I Special Law Enforcement Officers and the Borough Administrator, as the designated Appropriate Authority, approves the recommendation.

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

1. The appointment of Ryan Burns as a Class I Special Law Enforcement Officer effective April 25, 2025, for a term ending December 31, 2025, is hereby ratified and confirmed, contingent upon the successful completion of a pre-employment physical examination.
2. The appointment of Matthew O'Dwyer as a Class I Special Law Enforcement Officer effective April 25, 2025, for a term ending December 31, 2025, is hereby ratified and confirmed, contingent upon the successful completion of a pre-employment physical examination.
3. All Special Law Enforcement Officers shall be compensated on an hourly basis within the hourly pay range established by ordinance and approved by the Chief of Police and Borough Administrator.
4. The Borough Clerk is directed to forward certified copies of this resolution to the Chief of Police and Borough Administrator.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

RESOLUTION NO. 2025-

**AUTHORIZING OPERATION OF KEYPORT GHOST TOURS
AND RELATED EVENTS FOR 2025**

WHEREAS, Jersey Shore Ghost Tours has successfully operated the Keyport Ghost Tour for the past 18 years and proposes to continue the tours and introduce additional experiences in 2025, including a Historical Walking Tour and a Ghostly Pirate Treasure Hunt; and

WHEREAS, the tours will take place on public sidewalks and crosswalks, begin at The Parlour, 8 Main Street, and will be conducted in a safe and organized manner; and

WHEREAS, the operator has secured insurance naming the Borough of Keyport as an additional insured and agrees to notify the Police Department of scheduled events;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Keyport that Jersey Shore Ghost Tours is hereby authorized to operate:

- Keyport Ghost Tours on Saturday evenings, May through December 2025;
- Keyport Historical Tours on Saturday and Sunday afternoons, May through December 2025;
- Ghostly Pirate Treasure Hunt Tours, privately scheduled, June through September 2025;
- Additional private tours, as weather and demand allow.

BE IT FURTHER RESOLVED, that the tours shall follow applicable safety guidelines and be coordinated with Borough officials as necessary.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon adoption and that a copy be provided to the Keyport Police Chief.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

R25-161

RESOLUTION NO. 2025-

**APPROVING THE ISSUANCE OF A SOCIAL AFFAIR PERMIT FOR
KEYPORT MATAWAN ELKS BPOE 2030**

WHEREAS, the Keyport Matawan Elks BPOE 2030 has filed an application for a Social
Affair Permit for an event to be held August 23, 2025, from 10:00 a.m. to 6:30 p.m. at 249
Broadway, Keyport, New Jersey; and

WHEREAS, the application is complete in all respects.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough
of Keyport hereby approve the issuance of the Social Affair Permit to the Keyport Matawan Elks
BPOE 2030 for an event to be held August 23, 2025, from 10:00 a.m. to 6:30 p.m. at 249
Broadway, Keyport, New Jersey.

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 held
on May 6, 2025.

Michele Clark, RMC
Borough Clerk

RESOLUTION NO. 2025-

ADDED
R25-162

APPOINTMENT OF CLASS II SPECIAL LAW ENFORCEMENT OFFICERS

Ryan Buchanan and Christopher Hayes

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

WHEREAS, N.J.S.A.40A:14-146.8 et seq. authorizes the appointment of Special Law Enforcement Officers (SLEO) for a term not to exceed one (1) year; and

WHEREAS, Section 3-5.9 of the Borough Code provides for the appointment of special law enforcement officers subject to approval by resolution of the Borough Council; and

WHEREAS, the Chief of Police has recommended the appointment of Ryan Buchanan and Christopher Hayes as Class II Special Law Enforcement Officers and the Borough Administrator, as the designated Appropriate Authority, approves the recommendation.

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

1. Ryan Buchanan is hereby appointed as a Class II Special Law Enforcement Officer effective May 6, 2025, for a term ending December 31, 2025.
2. Christopher Hayes is hereby appointed as a Class II Special Law Enforcement Officer effective May 6, 2025, for a term ending December 31, 2025.
3. All Special Law Enforcement Officers shall be compensated on an hourly basis within the hourly pay range established by ordinance and approved by the Chief of Police and Borough Administrator.
4. The Borough Clerk is directed to forward certified copies of this resolution to the Chief of Police and Borough Administrator.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

ADDED
R25-163

RESOLUTION NO. 2025-

REVOKING RON'S CLUTCH'S TOWING LICENSE

WHEREAS, the Borough of Keyport (the "Borough") has received information indicating that Ron's Clutch, a licensed Tow Truck Operator, is not operating in accordance with the requirements of Section 5-13 of the Borough Code.

WHEREAS, a police incident involving Ron's Clutch has revealed that Ron's Clutch had charged beyond the maximum rates allowed by Borough Code Section 5-13.5.

WHEREAS, another police incident involving Ron's Clutch has revealed that Ron's Clutch has operated tow trucks in another's company name not submitted as part of the operator license application as required Borough Code Section 5-13.4.

WHEREAS, Borough Code Section 5-13.4(f) mandates that the Borough Council terminate any license if the Chief of Police determines that the towing licensee has provided fraudulent or inaccurate information in its application or is in violation of any municipal, county or state ordinance, law, or regulation.

WHEREAS, the Borough Administrator issued notice on April 24, 2025 to Ron's Clutch in accordance with Section 5-13.4(f) that a hearing would be conducted before the Chief of Police to determine whether to suspend or revoke Ron's Clutch's Towing License.

WHEREAS, the Chief of Police conducted such a hearing for Ron's Clutch on May 1, 2025.

WHEREAS, the Chief of Police subsequently issued a written determination on May 5, 2025 recommending that Ron's Clutch's Towing License be revoked.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport that Ron's Clutch's Towing License is hereby revoked.

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 held on May 6, 2025.

Michele Clark, RMC
Borough Clerk

ORDINANCE NO. 2025-03

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF
KEYPORT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY
AUTHORIZING THE LEASE OF BOROUGH PROPERTY TO THE KEYPORT
BAYFRONT BUSINESS COOPERATIVE TO INSTALL SIGNS AT BLOCK 21.01,
LOT 34 AND BLOCK 22, LOT 24**

WHEREAS, the Borough of Keyport is the owner of properties located near the waterfront and Keyport Fishery, otherwise known as Block 21.01, Lot 34 and Block 22, Lot 24; and,

WHEREAS, the Borough is authorized pursuant to N.J.S.A. 40A:12-14(c) to enter into a lease with a non-profit corporation of the State of New Jersey for a public purpose; and,

WHEREAS, Keyport BID, Inc. d/b/a Keyport Bayfront Business Cooperative (KBBC) is a nonprofit corporation and serves as the District Management Corporation for the Borough's Business Improvement District; and,

WHEREAS, the KBBC desires to utilize portions of these properties to install two signs to advertise events for the KBBC and the Borough, thereby furthering the public purposes of the KBBC including coordinating community activities and fostering economic development, and thereby promoting the general welfare in accordance with N.J.S.A. 40A:12-15; and,

WHEREAS, the Mayor and Council of the Borough of Keyport has determined that it is in the best interests of the residents of the Borough to enter into a lease agreement with the KBBC and formalize an arrangement for the use of portions of the Borough properties for the installation of two signs, which serves a beneficial public purpose; and,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Keyport, the County of Monmouth, in the State of New Jersey, that the Mayor or the Business Administrator is hereby authorized to enter and execute a lease agreement with the Keyport Bayfront Business Cooperative for the use of portions of Borough properties (Block 21.01, Lot 34 and Block 22, Lot 24) to install two signs, which shall include the following terms:

1. Consideration: The KBBC shall pay the Borough a yearly fee of \$1.00.
2. Public Purpose: The Lease shall provide that the use of the Borough properties shall be for signs by the KBBC, a non-profit, for an inherent public purpose within the meaning of N.J.S.A. 40A:12-15(i).
3. Term of Lease: The Lease shall be for five years.
4. Termination Clause: The Lease shall provide that if the lease shall be terminated the KBBC fails to adhere to the terms of the Lease and/or applicable law. The Lease shall also provide that the Borough of Keyport shall have the right to terminate the Lease with thirty days' notice.

5. **Duty to Report:** The Keyport Bayfront Business Cooperative shall annually submit a report to the Borough Administrator of the Borough of Keyport, which sets forth the following: the use to which the leasehold was put during each year; the activities of the lessee undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose; an accounting of monies collected for use of KBBC; and, an affirmation of the continued tax-exempt status of the non-profit corporation pursuant to both State and Federal law.

BE IT FURTHER ORDAINED that the Borough Administrator is hereby authorized to take such actions required to effectuate the terms of this Ordinance, including the preparation and execution of any documents relating thereto.

BE IT FURTHER ORDAINED that if any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not impact the remaining parts of this Ordinance.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately and a copy of this Ordinance shall be available for public inspection at the offices of the Borough Clerk.

Introduced: April 15, 2025

Public Hearing: May 6, 2025

Adopted:

Michele Clark, RMC
Borough Clerk

Rose P. Araneo, Mayor
Borough of Keyport