

**BOROUGH OF KEYPORT**  
**REGULAR MEETING AGENDA**  
**TUESDAY, JULY 18, 2023 – 7:00 P.M.**  
**MUNICIPAL COMPLEX COUNCIL CHAMBERS**  
**70 W. FRONT STREET, KEYPORT, NJ**

**CALL TO ORDER: PM**

**SUNSHINE LAW NOTICE:**

**ROLL CALL:** \_\_\_\_ Councilmember Demarest \_\_\_\_ Councilmember Reilly  
\_\_\_\_ Councilmember Vecchio \_\_\_\_ Councilmember Peperoni \_\_\_\_ Councilmember McNamara  
\_\_\_\_ Council President Davidson \_\_\_\_ Mayor Araneo

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

**PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE**

**COMMITTEE REPORTS**

*(Councilmember is lead or co-lead liaison of Committees in bold)*

**Councilmember Demarest:** KBBC, Public Works/Water-Sewer, Harbor Commission, Recreation/Senior Center

**Councilmember Reilly:** Environmental, Fire/First Aid/OEM, Finance/Grants, Heath/Registrar/Construction/Fire Bureau/Code Enforcement/Zoning, Cannabis

**Councilmember Vecchio:** Harbor Commission, Municipal Alliance, Police, NPP

**Councilmember Peperoni:** Health/Registrar/Construction/Fire Bureau/Code Enforcement/Zoning, Recreation/Senior Center, Recycling, Municipal Alliance, Police, Redevelopment

**Councilmember McNamara:** Finance/Grants, Cannabis, Green Team, NPP

**Council President Davidson:** Planning Board, Redevelopment, Fire/First Aid/OEM, Public Works/Water-Sewer

**Mayor Araneo:** Library, Planning Board, KBBC, Green Team, Cultural/Civic, Mayors Wellness Campaign

**MAYOR'S UPDATES**

Environmental Commission Chairman

**PUBLIC COMMENT PORTION**

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

Opened:        Closed:

## MINUTES FOR APPROVAL

April 18, 2023 Regular Council Meeting Minutes

MM:

2<sup>nd</sup>:

Ayes:

Nays:

## 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.)*

- R2023-211 Payment of Bills Listed on the July 14, 2023 Bills List
- R2023-212 Payment of Bills Listed on the July 18, 2023 Bills List
- R2023-213 Requesting Approval of Items of Revenue and Appropriation – N.J.S.A. 40A:4-87  
Clean Communities Program
- R2023-214 Requesting Approval of Items of Revenue and Appropriation – N.J.S.A. 40A:4-87  
NJ DEP Stormwater Assistance Grant
- R2023-215 Requesting Approval of Items of Revenue and Appropriation – N.J.S.A. 40A:4-87  
Office on Aging – ARPA Title IIIB
- R2023-216 Authorizing Refund of Certificate of Occupancy/Transfer of Title Fee
- R2023-217 Authorizing Refund of Pool Filling Permit Fee
- R2023-218 Authorizing Waiving Late Fee Assessed for Landlord Registration
- R2023-219 Resolution of the Mayor and Council of the Borough of Keyport Authorizing the  
Preparation and Submittal of a Community Development Block Grant Funding  
Application for Fiscal Year 2024
- R2023-220 Approving Updated Bloodborne Pathogens Exposure Control Plan
- R2023-221 Authorizing Liberty Hose Co. #3 to Solicit Donations on a Public Roadway
- R2023-222 Approving the Issuance of a Social Affair Permit for the Keyport Fire Department
- R2023-223 Approving New Jersey State Firemen's Association Application for Membership
- R2023-224 Authorizing a Salary Increase for Civil Service Clerical Administrative Duties
- R2023-225 Accepting the Resignation of Employment from a Keyport Borough Special  
Police Officer Class II
- R2023-226 Accepting the Resignation of Employment from a Keyport Borough Special  
Police Officer Class II
- R2023-227 Authorizing the Use of Borough Property for the Annual Scarecrow Contest  
Winners Event
- R2023-228 Approving Add-On Requests by the Keyport Bayfront Business Cooperative for  
the BeWitched Event
- R2023-229 Approving Rain Date Request by the Keyport Bayfront Business Cooperative for  
the Cars & Blues Show
- R2023-230 Authorizing Hiring Two Part-Time Temporary Administrative Assistant Interns  
for the Keyport Senior Center
- R2023-231 Granting Renewal of Plenary Retail Consumption Liquor License – Fantasies, Inc.  
For the 2023-2024 License Term
- R2023-232 Reduction of Performance Guarantee for the Project on the Property Located at  
Block 9, Lots 35 and 36
- R2023-233 Authorizing the Purchase of First Aid Equipment through the New Jersey State  
Cooperative Purchasing Program

- R2023-234 Declaring an Emergency Regarding the Needed Replacement of the Main Supply Well Motor at the Water Plant on Perry Street
- R2023-235 Declaring an Emergency Regarding the Needed Repair of a Water Main Located inside the Sandpiper Development off Beers Street
- R2023-236 Borough of Keyport, County of Monmouth, State of New Jersey Resolution in Support of Assembly Bill No. A-4789 Supporting an Increase in Municipal Energy Tax Receipts Property Tax Relief Aid to Offset the Increase in Local Government Costs for Employee Health Care and Prescription Benefits Coverage
- R2023-237 Borough of Keyport, County of Monmouth, State of New Jersey Resolution in Support of Senate Bill No. S-3906 Concerning the "New Jersey Debt Defeasance and Prevention Fund"
- R2023-238 Authorizing the Extension of the Lease Agreement for 120 Francis Street, Unit 18, Keyport, New Jersey

### **APPROVAL OF RESOLUTIONS**

Motion to approve resolutions on the Consent Agenda

MM: 2<sup>nd</sup>: Roll Call: Demarest, Reilly, Vecchio, Peperoni, McNamara, Davidson

### **REPORTS**

1. Municipal Clerk's Report for June 2023
2. Tax/Water/Sewer Collector's Report for June 2023
3. Board of Health Treasurer's Report for June 2023
4. Building Department Report for June 2023
5. Municipal Court Report for June 2023

MM: 2<sup>nd</sup>: Ayes: Nays:

### **NEW BUSINESS**

### **UNFINISHED BUSINESS**

### **DAIS UPDATES**

### **PUBLIC COMMENT PORTION**

The Meeting is opened to the public for comments.

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

Opened: Closed:

MM: 2<sup>nd</sup>: Ayes: Nays:

## **EXECUTIVE SESSION**

**Resolution #2023-239**– 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 for the following item(s): attorney-client communications related to request for use of borough property

## **ADJOURNMENT**

Motion to Adjourn moved by:                      2nd:  
Time of Adjournment:                      PM

# RESOLUTION FOR THE PAYMENT OF BILLS

R23-211

7/14/23

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. 2023     | \$ 167,027.60 |
|                      | WATER/SEWER ACCT. 2023 | \$ 24,382.78  |
|                      | FEDERAL & STATE GRANTS | \$ 5,061.01   |
|                      | TRUST OTHER FUND       | \$ 12,992.50  |

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

# RESOLUTION FOR THE PAYMENT OF BILLS R23-212 7/18/23

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. 2023     | \$ 1,180,301.09 |
|                      | WATER/SEWER ACCT. 2023 | \$ 19,853.36    |
|                      | GENERAL CAPITAL FUND   | \$ 684,705.00   |
|                      | FEDERAL & STATE GRANTS | \$ 700.00       |
|                      | DEVELOPER ESCROW       | \$ 92.50        |

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

**RESOLUTION #2023-****REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATION – N.J.S.A. 40A:4-87  
CLEAN COMMUNITIES PROGRAM**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Keyport in the County of Monmouth, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$17,292.02, which is now available from State of New Jersey Clean Communities Program.

**BE IT FURTHER RESOLVED**, that the like sum of \$17,292.02 is hereby appropriated under the caption of Clean Communities Program; and

**BE IT FURTHER RESOLVED**, that the Electronic Special Item of Revenue Submittal form be filed with the Division of Local Government Services for approval thereof.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATION – N.J.S.A. 40A:4-87  
NJ DEP STORMWATER ASSISTANCE GRANT**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Keyport in the County of Monmouth, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$25,000, which is now available from State of New Jersey DEP Stormwater Assistance Grant.

**BE IT FURTHER RESOLVED**, that the like sum of \$25,000 is hereby appropriated under the caption of State of NJ DEP Stormwater Assistance Grant; and

**BE IT FURTHER RESOLVED**, that the Electronic Special Item of Revenue Submittal form be filed with the Division of Local Government Services for approval thereof.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATION – N.J.S.A. 40A:4-87  
OFFICE ON AGING – ARPA TITLE IIIB**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount,

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Keyport in the County of Monmouth, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$30,000, which is now available from the County of Monmouth Office on Aging ARPA Title IIIB.

**BE IT FURTHER RESOLVED**, that the like sum of \$30,000 is hereby appropriated under the caption of County of Monmouth Office on Aging ARPA Title IIIB; and

**BE IT FURTHER RESOLVED**, that the Electronic Special Item of Revenue Submittal form be filed with the Division of Local Government Services for approval thereof.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

R23-216

**RESOLUTION #2023-**

**AUTHORIZING REFUND OF CERTIFICATE OF  
OCCUPANCY/TRANSFER OF TITLE FEE**

**WHEREAS**, Jennifer DeCeglia of 215 E. James Place, Iselin, New Jersey, 08830, provided payment for a Certificate of Occupancy/Transfer of Title for 16 Maple Place in Keyport, New Jersey, in the amount of \$155.00; and

**WHEREAS**, Ms. DeCeglia did not purchase the property and has requested a refund; and

**WHEREAS**, the Keyport Construction Office has recommended the refund; and

**WHEREAS**, N.J.S.A. 40A:5-17 requires governing body approval for said refund.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby authorize the refund of the Certificate of Occupancy/Transfer of Title fee for 16 Maple Place in Keyport, New Jersey, to Ms. DeCeglia in the amount of \$155.00.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at their Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

R33217

**RESOLUTION #2023-**

**AUTHORIZING REFUND OF POOL FILLING PERMIT FEE**

**WHEREAS**, Christopher Tucci of 68 Maple Place, Keyport, New Jersey, paid for sewer relief by obtaining a pool filling permit in the amount of \$15.00 when he thought he would have to replace the liner of his pool; and

**WHEREAS**, after emptying half of the pool, Mr. Tucci found and patched a hole and did not need to empty the pool in its entirety; and

**WHEREAS**, the Keyport Utility Collector has recommended the refund since Mr. Tucci is unable to have the benefit of the sewer relief because the pool was not entirely emptied; and

**WHEREAS**, N.J.S.A. 40A:5-17 requires governing body approval for said refund.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Keyport hereby authorize the refund of the pool filling permit fee to Christopher Tucci in the amount of \$15.00.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at a Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-**

**AUTHORIZING WAIVING LATE FEE ASSESSED FOR  
LANDLORD REGISTRATION**

**WHEREAS**, 12335, LLC, 123 Highway 35, Keyport, NJ, (the "**Property Owner**") is required to annually file a landlord registration form with the Borough Code Enforcement Office for a commercial business known as Discount Brakes & Mufflers, 123 Highway 35, Keyport, NJ, no later than May 1, 2023, the fee for which is \$100; and

**WHEREAS**, having not timely received the landlord registration form and required fee, 12335, LLC, was assessed a late fee in the amount of \$200; and

**WHEREAS**, due to a hardship, 12335, LLC, has requested the Borough Code Enforcement Office waive the \$200 late fee; and

**WHEREAS**, the Borough Administrator and the Construction Official have recommended waiving the late fee.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby authorize the \$200 late fee assessed to 12335, LLC, for the 2023 Landlord Registration be and is hereby waived.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH  
OF KEYPORT AUTHORIZING THE PREPARATION AND  
SUBMITTAL OF A COMMUNITY DEVELOPMENT BLOCK GRANT  
FUNDING APPLICATION FOR FISCAL YEAR 2024**

**WHEREAS**, the Mayor and Borough Council recognize that Beach Park is in need of restoration and improvement; and

**WHEREAS**, the Mayor and Borough Council wish to submit an application for a Community Development Block Grant in order to help offset the costs of said reconstruction; and

**WHEREAS**, the Borough Administrator has presented the concept to be included in the application at a hearing on this date; and,

**WHEREAS**, the Mayor and Borough Council recognize that the aforementioned park improvement project is in the best interest of the Borough of Keyport, and

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

1. The Borough Administrator is authorized to prepare and submit a Community Development Block Grant Application to the Monmouth County Community Development Office for the Improvements to Beach Park project.
2. A copy of the within Resolution shall be forwarded to the Borough Administrator, the Borough Attorney, the Municipal Finance Officer, and a copy shall be maintained in the office of the Borough Clerk for public inspection.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****APPROVING UPDATED BLOODBORNE PATHOGENS  
EXPOSURE CONTROL PLAN**

**WHEREAS**, the State of New Jersey has adopted as a component of PEOSHA, Bloodborne Pathogens Exposure Control Plan 29 CFR 1910.1030; and

**WHEREAS**, these policies must be formally updated and adopted; and

**WHEREAS**, Ken Howe, Bloodborne Pathogens Officer for the Borough of Keyport, has updated the plan.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby approve the Bloodborne Pathogens Exposure Control Plan updated by Bloodborne Pathogens Officer Ken Howe and dated June 1, 2023.

**BE IT FURTHER RESOLVED** that the Borough Administrator is authorized to take the necessary steps to implement the plan.

**BE IT FURTHER RESOLVED** that a copy of the plan be forwarded to the Bloodborne Pathogens Officer, Chief of Police, Fire Chief, First Aid Squad Chief, and OEM Coordinator. A copy of the plan shall be placed on file with the Borough Clerk.

**OFFERED:**

**SECONDED**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****AUTHORIZING LIBERTY HOSE CO. #3 TO SOLICIT  
DONATIONS ON A PUBLIC ROADWAY**

**WHEREAS**, Keyport Borough Ordinance #2022-17 establishes guidelines and requirements for authorized charitable organizations to solicit contributions in the roadways; and

**WHEREAS**, Liberty Hose Co. #3 has requested to solicit donations at State Route 36 and Broad Street in the Borough on July 30, August 20 and 27, September 10 and 17, October 8 and October 22, 2023; and

**WHEREAS**, all permits for charitable solicitations on a state highway or its intersections must be approved by the State Department of Transportation and in compliance with the provisions of N.J.S.A. 39:4-60 and N.J.A.C.16:40-4.2; and

**WHEREAS**, all permits for charitable solicitations on any county roadway or its intersections must be approved by the Monmouth County Board of County Commissioners in compliance with the provisions of N.J.S.A. 39:4-60; and

**WHEREAS**, the Chief of Police is hereby authorized to sign the roadway solicitation permit on behalf of Borough of Keyport.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Keyport that Liberty Hose Co. #3 be and is hereby authorized to solicit donations at State Route 36 and Broad Street in the Borough on July 30, August 20 and 27, September 10 and 17, October 8 and October 22, 2023; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to Liberty Hose Co. #3 and the Chief of Police.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-**

**APPROVING THE ISSUANCE OF A SOCIAL AFFAIR PERMIT FOR  
THE KEYPORT FIRE DEPARTMENT**

**WHEREAS**, the Keyport Fire Department has filed an application for a Social Affair Permit for an event to be held August 8, 2023 through August 12, 2023, from 5:30 p.m. to 11:30 p.m. at Fireman's Park; 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 Fire Department for an event to be held August 8, 2023 through August 12, 2023, from 5:30 p.m. to 11:30 p.m. at Fireman's Park.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****APPROVING NEW JERSEY STATE FIREMEN'S ASSOCIATION  
APPLICATION FOR MEMBERSHIP**

**WHEREAS**, Eagle Hose Company #4 accepted the resignation of Darnell McDonald at a meeting held on June 12, 2023; and

**WHEREAS**, Eagle Hose Company #4 accepted Steven O'Dwyer into membership at that same meeting.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby approve Steven O'Dwyer to active membership in Eagle Hose Company #4.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

R23-224

**RESOLUTION #2023-**

**AUTHORIZING A SALARY INCREASE FOR CIVIL SERVICE  
CLERICAL ADMINISTRATIVE DUTIES**

**WHEREAS**, the County and Municipal Personnel System (CAMPS) is a web-based system that houses the employment information of local government employees; and

**WHEREAS**, the Borough is in need of personnel to input and maintain personnel-related information in CAMPS; and

**WHEREAS**, Denise Nellis has been assigned Civil Service Clerical Administrative duties for CAMPS; and

**WHEREAS**, the Borough Administrator has recommended an annual salary increase in the amount of \$3,000, pro-rated from January 2023, for the performance of these additional duties.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby authorize a salary increase for Denise Nellis in the amount of \$3,000, pro-rated from January 2023, for the performance of Civil Service Clerical Administrative duties.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-**

**ACCEPTING THE RESIGNATION OF EMPLOYMENT FROM A KEYPORT  
BOROUGH SPECIAL POLICE OFFICER CLASS II**

**WHEREAS**, Kelly A. Plath has been employed as a Special Police Officer Class II for the Borough of Keyport since December 7, 2021; and

**WHEREAS**, Officer Plath has tendered her resignation to the Chief of Police effective June 28, 2023.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby accept the resignation of Special Police Officer Class II Kelly A. Plath effective June 28, 2023, pursuant to her letter of resignation received by the Chief of Police.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**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 Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****ACCEPTING THE RESIGNATION OF EMPLOYMENT FROM A KEYPORT  
BOROUGH SPECIAL POLICE OFFICER CLASS II**

**WHEREAS**, Michael Richards has been employed as a Special Police Officer Class II for the Borough of Keyport since December 21, 2021; and

**WHEREAS**, Officer Richards has tendered his resignation to the Chief of Police effective July 6, 2023.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby accept the resignation of Special Police Officer Class II Michael Richards effective July 6, 2023, pursuant to his letter of resignation received by the Chief of Police.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**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 Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****AUTHORIZING USE OF BOROUGH PROPERTY FOR THE  
ANNUAL SCARECROW CONTEST WINNERS EVENT**

**WHEREAS**, Friends of the Keyport Library and the Keyport Public Library have submitted an Application to use Borough Property, the grounds of the Library, on October 28, 2023, from 9:30 a.m. to 3:30 p.m. to hold the 9<sup>th</sup> Annual Scarecrow Contest Winners Event; and

**WHEREAS**, the event is co-sponsored between Friends of the Keyport Library, the Keyport Public Library and the Keyport Bayfront Business Cooperative.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Keyport hereby authorizes the use of the Keyport Public Library grounds on October 28, 2023, from 9:30 a.m. to 3:30 p.m. for the 9<sup>th</sup> Annual Scarecrow Contest Winners Event.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Municipal Clerk

**RESOLUTION #2023-**

**APPROVING ADD-ON REQUESTS BY THE KEYPORT BAYFRONT  
BUSINESS COOPERATIVE FOR THE BEWITCHED EVENT**

**WHEREAS**, Resolution #2023-114 authorized the Keyport Bayfront Business Cooperative (the "KBBC") to hold a BeWitched event on Saturday, October 28, 2023, from 11 a.m. to 5 p.m.; and

**WHEREAS**, the KBBC has submitted a request to add a rain date of Sunday, October 29, 2023, increase the tent area, and close American Legion Drive.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby approves the request to add a rain date of Sunday, October 29, 2023, increase the tent area, and close American Legion Drive for the BeWitched event.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****APPROVING RAIN DATE REQUEST BY THE KEYPORT BAYFRONT  
BUSINESS COOPERATIVE FOR THE CARS & BLUES SHOW**

**WHEREAS**, Resolution #2023-114 authorized the Keyport Bayfront Business Cooperative (the "KBBC") to hold a Cars & Blues Show on Thursday, June 22, 2023, from 5 p.m. to 8 p.m.; and

**WHEREAS**, Resolution #2023-201 authorized the KBBC to add the use of the Mini Park Lot for the event; and

**WHEREAS**, due to weather, the Cars & Blues Show scheduled for Thursday, June 22, 2023, was canceled; and

**WHEREAS**, the KBBC has submitted a request to add a rain date and reschedule the Cars & Blues Show for Thursday, September 28, 2023, from 5 p.m. to 8 p.m.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport approves the rain date of September 28, 2023, for the KBBC Cars & Blues Show.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****AUTHORIZING HIRING TWO PART-TIME TEMPORARY ADMINISTRATIVE ASSISTANT INTERNS FOR THE KEYPORT SENIOR CENTER**

**WHEREAS**, the Keyport Senior Center has a need to hire part-time temporary administrative assistant interns; and

**WHEREAS**, the Borough Administrator recommends that Kathrine Beam and Nicholas Ciavolino be hired as part-time temporary administrative assistant interns for the Keyport Senior Center for a twelve month period beginning retroactive to July 3, 2023, at a rate of \$15 per hour, with no other benefits; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds from a Monmouth County Office on Aging ARPA Title IIIB grant.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Keyport hereby authorize the hiring of Kathrine Beam and Nicholas Ciavolino as part-time temporary administrative assistant interns for the Keyport Senior Center for a twelve month period beginning retroactive to July 3, 2023, at a rate of \$15 per hour, with no other benefits.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****GRANTING RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE  
FANTASIES, INC., FOR THE 2023-2024 LICENSE TERM**

**WHEREAS**, Fantasies, Inc., located at 63 Highway 36, Keyport, New Jersey, was issued an Ad-Interim permit from the New Jersey Division of Alcoholic Beverage Control on June 27, 2023, thereby extending license no. 1322-33-004-007 through July 20, 2023; and

**WHEREAS**, the Plenary Retail Consumption Liquor License renewal application has been submitted and is complete in all respects and the applicant is qualified to be licensed according to all statutory, regulatory, and local government ABC laws and regulations; and

**WHEREAS**, the Borough Clerk certifies the Fire Official, Police Department and Monmouth County Board of Health have inspected the location and that they have advised her that all pertinent statutes, rules and ordinances of the Borough of Keyport have been complied with by the applicant.

**NOW, THEREFORE, BE IT RESOLVED** that a **plenary retail consumption** license be issued by the Borough of Keyport to Fantasies, Inc., license no. 1322-33-004-007, and the appropriate officers of the Borough are hereby authorized to issue and sign the same in the name of the Borough of Keyport for the period commencing July 1, 2023 and ending June 30, 2024.

**BE IT FURTHER RESOLVED** the Borough Clerk is hereby directed to transmit a certified true copy of this resolution to the New Jersey Division of Alcoholic Beverage Control.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Council Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

## RESOLUTION #2023-

**REDUCTION OF PERFORMANCE GUARANTEE FOR THE PROJECT ON  
THE PROPERTY LOCATED AT BLOCK 9, LOTS 35 AND 36**

**WHEREAS**, Robert Devino is the developer (the "**Developer**") of property known as Block 9, Lots 35 and 36 on the tax map of the Borough of Keyport (the "**Property**"); and

**WHEREAS**, the Developer posted a performance guarantee comprised of a performance bond in the amount of \$23,747.04 and a cash deposit in the amount of \$2,638.56 (collectively, the "**Original Performance Guarantee**") as security for the installation of the project at the Property; and

**WHEREAS**, in response to the Developer's request for a reduction of the performance guarantee, CME Associates (the "**Engineer**") conducted a status review and site observation of the project; and

**WHEREAS**, in a letter dated May 24, 2023, the Engineer reported that the bonded improvements are approximately seventy four (74) percent complete on the site; and

**WHEREAS**, the Engineer recommends a reduction of the cash deposit to an amount not less than \$791.57, and a reduction of the performance guarantee to a face amount of no less than \$7,124.11 (collectively, the "**Revised Performance Guarantee**"); and

**WHEREAS**, the above amounts equal to \$7,915.68 and represents 30% of the original performance guarantee; and

**WHEREAS**, in accordance with N.J.S.A. 40:55D-53(e)(1), a resolution authorizing the reduction of the Original Performance Guarantee and approving the Revised Performance Guarantee is required by the Mayor and Council of the Borough.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Original Performance Guarantee of the Developer shall be reduced to a performance guarantee comprised of a performance bond in the amount of \$7,124.11 and a cash guarantee in the amount of \$791.57, referred to herein as the Revised Performance Guarantee.
3. 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.

4. A copy of this Resolution shall be available for public inspection at the offices of the Borough Clerk.
5. This Resolution shall take effect as provided by law.

**OFFERED:**  
**SECONDED:**  
**AYES:**  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at a Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

R23-233

**RESOLUTION #2023-**

**AUTHORIZING THE PURCHASE OF FIRST AID EQUIPMENT  
THROUGH THE NEW JERSEY STATE COOPERATIVE  
PURCHASING PROGRAM**

**WHEREAS**, there is a need to purchase equipment for use by the Borough of Keyport First Aid Squad; and

**WHEREAS**, the First Aid Chief has recommended the purchase of this equipment through the State of New Jersey Cooperative Purchasing program; and

**WHEREAS**, in accordance with the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-12, public bids are not required when a purchase is made utilizing a New Jersey State Cooperative Purchasing contract or other cooperative purchasing program, provided the purchase is approved by resolution of the governing body; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds from budget account #3-01-44-907-907-000 Capital Outlay-Acquisition of First Aid Equipment.

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

1. The purchase of the following equipment is hereby authorized: MTS Power-Load System, Power Cot and related equipment and services in an amount not to exceed \$65,535.39 pursuant to the New Jersey Cooperative Purchasing Alliance #CK04, Contract #BC-BID-22-14 (Stryker Medical).
2. The Borough Administrator is authorized to issue purchase orders and execute all documents necessary to effectuate this purchase.
3. The Borough Clerk is directed to forward copies of this resolution to the Borough Administrator, Chief Financial Officer, and the First Aid Chief.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

RESOLUTION #2023-

**DECLARING AN EMERGENCY REGARDING THE NEEDED  
REPLACEMENT OF THE MAIN SUPPLY WELL MOTOR  
AT THE WATER PLANT ON PERRY STREET**

**WHEREAS**, the Borough is permitted to declare an emergency due to the needed replacement of the main supply well motor (well #7) at the Water Plant on Perry Street which occurred on April 27, 2023, which impacted the public health, safety and welfare; and,

**WHEREAS**, the public emergency required the immediate delivery of goods and services to respond to that public emergency; and,

**WHEREAS**, any municipality that experiences an emergency that warrants the immediate delivery of goods or services may negotiate or award a contract without public advertising and bidding, notwithstanding that the contract price will exceed the bid threshold, and need not comply with the pay to play provisions in state law.

**NOW, THEREFORE BE IT RESOLVED** on this 18<sup>th</sup> day of July 2023, as follows:

1. The Borough was required to declare a public health and safety emergency on April 27, 2023, due to the needed replacement of the main supply well motor (well #7) at the Water Plant on Perry Street; and,
2. The Borough was required to obtain immediate delivery of goods and services to respond to that public emergency, and therefore, the Borough was not able to comply with all the requirements of the Local Public Contracts Law and Pay-to-Play to obtain those goods and services in response to that public emergency; and,
3. The Business Administrator is hereby instructed to ensure the filing of the necessary report of the declaration of emergency with the Director of the Division of Local Government Services an "Emergency Procurement Report," within 30 days of the date of any contract issued to respond to this public emergency.
4. The Borough was required to secure the services of Peter P. Faccas & Sons, 1 Stella Drive, Keansburg, New Jersey, to perform repair services in furtherance of this emergency at a cost of \$17,000.00, which shall be paid from the Water/Sewer-Repairs/Maintenance Account #3-09-55-502-502-262.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-**

**DECLARING AN EMERGENCY REGARDING THE NEEDED REPAIR  
OF A WATER MAIN LOCATED INSIDE THE SANDPIPER  
DEVELOPMENT OFF BEERS STREET**

**WHEREAS**, the Borough is permitted to declare an emergency due to a water main break that occurred on June 13, 2023, which impacted the public health, safety and welfare; and,

**WHEREAS**, the public emergency required the immediate delivery of goods and services to respond to that public emergency; and,

**WHEREAS**, any municipality that experiences an emergency that warrants the immediate delivery of goods or services may negotiate or award a contract without public advertising and bidding, notwithstanding that the contract price will exceed the bid threshold, and need not comply with the pay to play provisions in state law.

**NOW, THEREFORE BE IT RESOLVED** on this 18<sup>th</sup> day of July 2023 as follows:

1. The Borough was required to declare a public health and safety emergency on June 13, 2023 due to a water main break that occurred inside the Sandpiper Development off Beers Street; and,
2. The Borough was required to obtain immediate delivery of goods and services to respond to that public emergency, and therefore, the Borough was not able to comply with all the requirements of the Local Public Contracts Law and Pay-to-Play to obtain those goods and services in response to that public emergency; and,
3. The Business Administrator is hereby instructed to ensure the filing of the necessary report of the declaration of emergency with the Director of the Division of Local Government Services an "Emergency Procurement Report," within 30 days of the date of any contract issued to respond to this public emergency.
4. The Borough was required to secure the services of Branin's Contracting, P.O. Box 415, Highlands, New Jersey, to perform repair services in furtherance of this emergency at a cost of \$14,961.00, which shall be paid from the Water/Sewer-Repairs/Maintenance Account #3-09-55-502-502-262.

**OFFERED:**  
**SECONDED:**  
**AYES:**  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting of July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**BOROUGH OF KEYPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**SUPPORT OF ASSEMBLY BILL NO. A-4789 SUPPORTING AN INCREASE IN MUNICIPAL ENERGY TAX RECEIPTS PROPERTY TAX RELIEF AID TO OFFSET THE INCREASE IN LOCAL GOVERNMENT COSTS FOR EMPLOYEE HEALTH CARE AND PRESCRIPTION BENEFITS COVERAGE**

**WHEREAS**, Assembly Bill No. A-4789 which supports an offset to the increase in local government costs for employee health care and prescription benefits by an equivalent increase in municipal energy tax receipts property tax relief aid is being considered for adoption by the New Jersey State Assembly; and

**WHEREAS**, this bill provides that, in the event that a municipality, due to an annual rate increase, is required to increase the amount it expends from the prior year to provide health care and prescription benefits coverage to its officers and employees, the State will increase the amount of annual aid distributed to the municipality under the "Energy Tax Receipts Property Tax Relief Act," P.L.1997, c.167 (C.52:27D-438 et seq.) by the equivalent amount to offset the increase in the employee health care and prescription benefits coverage expenditures; and

**WHEREAS**, the provisions of the bill apply when the health care and prescription benefits are provided through self-insurance, the purchase of commercial insurance or reinsurance, an insurance fund or joint insurance fund, the "New Jersey State Health Benefits Program Act," P.L.1961, c.49 (C.52:14-17.25 et seq.), or in any other manner or any combination thereof; and

**WHEREAS**, under the bill, the governing body of a municipality that is required to increase its expenditures to provide employee health care and prescription benefits coverage would submit the information concerning the amount of the annual increase to the Director of the Division of Local Government Services in the Department of Community Affairs in a manner and on such forms as determined by the Director. Prior to submission, the information is required to be certified by a Business Administrator or the Chief Financial Officer; and

**WHEREAS**, the bill also provides that the exclusion of certain health care costs from the property tax levy calculation would not apply to a municipality which receives an increase in energy tax receipts property tax relief aid pursuant to the bill.

**NOW THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Keyport, County of Monmouth, and State of New Jersey, hereby supports Assembly Bill A-4789 and urges the Legislature to approve and pass the bill for the reasons expressed herein; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to the members of the NJ State Assembly, the members of the NJ Senate, the Governor of the State of NJ, the New Jersey State League of Municipalities, the Municipal Clerks' Association of New Jersey, and all Monmouth County municipalities.

**OFFERED:**  
**SECONDED:**  
**AYES:**  
**NAYS:**  
**ABSTAIN:**  
**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

\_\_\_\_\_  
Michele Clark, RMC  
Borough Clerk

## RESOLUTION 2023-

## BOROUGH OF KEYPORT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

SUPPORT OF SENATE BILL NO. S-3906 CONCERNING THE "NEW JERSEY DEBT  
DEFEASANCE AND PREVENTION FUND"

**WHEREAS**, proposed Senate Bill No. S-3906 adds \$2.35 billion from the General Fund to the "New Jersey Debt Defeasance and Prevention Fund," and appropriates a total of \$4.32 billion from the fund to the Department of the Treasury for the purpose of providing funds to each municipality and county in the State to be used by the municipality or county to retire and defease local debt or to fund capital projects on a pay-as-you-go basis rather than issuing additional local debt is being considered for adoption by the New Jersey State Assembly; and

**WHEREAS**, this bill provides that, \$3.0 billion would be allocated to each municipality on an equal per capita basis wherein each municipality receives the same dollar amount per resident, and the remaining \$1.32 billion appropriated by the bill would be allocated to each county on an equal per capita basis. The bill requires that all funds appropriated by the bill be distributed to each municipality and each county within 30 days of enactment; and

**WHEREAS**, local governments have compelling infrastructure and capital needs that include, but are not limited to: water, sewer, parks, flooding, storm water, public safety, emergency medical services, community development, and traffic improvements; and

**WHEREAS**, the State's budgeting process has frequently provided only small and symbolic amounts of assistance towards local infrastructure and capital improvements and only after burdensome, inefficient, and politicized processes; and

**WHEREAS**, the proposal will not impact the State Budget since the funds sought to be dedicated to property tax relief have already been slated to be available in the State's debt relief fund and have yet to be allocated to another purpose.

**NOW THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Keyport, County of Monmouth, and State of New Jersey, hereby supports Senate Bill S-3906 and urges the Legislature to approve and pass the bill; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to the Governor, Senate President, Assembly Speaker, NJ State Assembly Representatives, NJ Senate Assembly Representatives, the New Jersey State League of Municipalities, the Municipal Clerks' Association of New Jersey, and all Monmouth County municipalities.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

RESOLUTION # 2023-

**AUTHORIZING THE EXTENSION OF THE LEASE  
AGREEMENT FOR 120 FRANCIS STREET, UNIT 18,  
KEYPORT, NEW JERSEY**

**WHEREAS**, pursuant to Resolution 155-21, the Borough of Keyport (the "Borough") entered into a two (2) year extension of its lease for 120 Francis Street, Unit 18 for the period August 1, 2021 through July 31, 2023 (the "**Lease**"); and

**WHEREAS**, the Borough thereafter determined the need to extend the Lease for up to an additional three (3) year period, and Alley Property Management LLC (the "**Lessor**") has offered the Borough such an extension of the Lease, at the monthly rent of \$\_\_\_\_\_, for the period starting August 1, 2023 through July 31, 2026; and

**WHEREAS**, the Borough has determined that it is beneficial to extend the term of the Lease for up to an additional three (3) year period at the same the terms and conditions including the monthly rent of \$\_\_\_\_\_ for the period starting August 1, 2023 through July 31, 2026; and

**WHEREAS**, apart from the aforementioned monthly rent payment, all other terms and conditions of the original lease will remain in effect; and

**WHEREAS**, sufficient funds are or will be available to pay the monthly payments under the Lease.

**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 hereby authorizes the extension of the Lease as set forth above at a monthly rent payment of \$\_\_\_\_\_.
3. 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.
4. A copy of this Resolution shall be available for public inspection at the offices of the Borough Clerk.
5. This Resolution shall take effect as provided by law.

**OFFERED:**  
**SECONDED:**  
**AYES:**  
**NAYS:**  
**ABSTAIN:**  
**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 July 18, 2023.

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Michele Clark, RMC  
Borough Clerk

**RESOLUTION #2023-****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**, the Borough of Keyport, County of Monmouth (the "**Borough**"), a public body corporate and politic of the State of New Jersey, is subject to certain requirements of the Open Public Meetings Act, *N.J.S.A. 10:4-6, et seq.* (the "**Act**"), and

**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, attorney-client communications related to request for use of borough property.

**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 Mayor and Council assembled in public session on July 18, 2023 and determined that an Executive Session closed to the public shall be held on July 18, 2023 at approximately 7:00 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.
3. This resolution will take effect immediately.

**OFFERED:**

**SECONDED:**

**AYES:**

**NAYS:**

**ABSTAIN:**

**ABSENT:**

I, Michele Clark, Borough Clerk, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at the Regular Meeting held on July 18, 2023.

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Michele Clark, RMC  
Borough Clerk