approved 1/16/01

January 1, 2001
Keyport, New Jersey

Minutes of a Reorganization Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the All Purpose Room, Central School, Broad Street, Keyport, N.J. pursuant to the adoption of Resolution #320-00 at the Work Meeting of December 5, 2000 in accordance with the requirements of the Open Public Meetings Law, P.L. 1975, Ch. 231. Notices were filed with the Borough Clerk, posted on the Bulletin Boards, forwarded to the Asbury Park Press, the Courier, the Two River Times and the Independent.

Mayor Graham called the meeting to order at 12:03 P.M. and read the Sunshine Law Notice.

ROLL CALL - 2000 COUNCIL

On Roll Call the following were present: Mayor Graham, Councilmembers Merla, Atkins, Antonucci, Wedick, Bergen, Pedersen.

PRESENTATIONS

Mayor Graham presented Mr. Wedick with a clock plaque on behalf of the Councilmembers and residents thanking him for his 6 years of service to the Borough of Keyport as Councilman. The position of Councilman is time consuming and a great responsibility and Mr. Wedick did a great job. The Mayor said that he appreciates Mr. Wedick's time given as Councilman and his friendship. The clock is a token of the Borough's appreciation.

Mr. Wedick thanked everyone on Council and the Community for the opportunity to dream and share his ideas. He is grateful to provide an example to his children and show them that opinions do matter. The General Election was a close election with a loss by 13 votes. Mrs. Ashmore picked up one more vote with the recount. He extended his appreciation to Susan Ashmore for her graciousness during the whole election process. Mr. Wedick said the night of the election his wife told him to look on the bright side; he can now do projects around the house.........he decided to ask for a recount to put off the projects. He thanked everyone and wished everyone a Happy New Year and the best for the community.

Mayor Graham advised that Daniel Nicholl was not able to attend the meeting so his clock plaque will be presented at another meeting.

UNFINISHED BUSINESS

There was no unfinished business brought before the Governing Body.

OATH OF OFFICE ADMINISTERED TO NEWLY ELECTED COUNCILMEMBERS

Mrs. Judith L. Poling, Borough Clerk, administered the Oath of Office to Councilman Bergen whose wife, Kelly, and children, Casey and Nicholas held the Bible. Freeholder Edward Stominski administered the Oath of Office to Councilwoman Ashmore whose son Matthew held the Bible.

ROLL CALL - 2001 COUNCIL

On Roll Call the following were present: Mayor Graham, Councilmembers Ashmore, Antonucci, Merla, Atkins, Bergen and Pedersen.

INVOCATION

Reverend Frank Lawson, Second Baptist Church gave the Invocation.

SALUTE TO THE FLAG

Cub Scout Pack #364 led the Pledge of Allegiance. The Cub Scouts and their leaders were introduced.

PRESENTATIONS

Police Chief Theodore Gajewski thanked Mayor and Council for their support and trust in him as Police Chief. He said that he asked the Captain and Police Sergeants for recommendations on presentations. Last year a Bike Rodeo and National Night Out were held in the Borough. The whole department has given him a round of support.

Honorable Service Awards were given to the following Officers: Detective Kevin Cassidy for a sexual assault case investigation which involved the County and State lines. Detective Cassidy located and arrested the subject; Detective Anthony Gallo for a sexual abuse case in a family which led to an arrest; Patrolman David Sorber who investigated an automobile accident that occurred in February 2000 on Highway 35 across from the Town and Country (there were fatalities). Patrolman Sorber worked with the County Investigating team, the County Prosecutor and Detective Bureau which led to indictments; Sergeant Richard Ely and Patrolman Mark Hafner were given the Exceptional Duty Awards for a store broken into on West Front Street (a subject was arrested); Patrolmen Michael Ferm and Shannon Fischer were awarded the Drug Buster Awards for 32 narcotic arrests during traffic stops; Patrolman Kenneth Marr was given the Croix de Negotiator Award for talking a subject out of committing suicide at American Legion Drive; Detective Sergeant Thomas Mitchell was awarded the Outstanding Police Service Award for his work on the Bayshore Narcotics Task Force. Keyport lent the Task Force manpower for undercover operations during the year 2000; it was not Keyport's year, but Holmdel Chief Phillips asked for Detective Sergeant Mitchell. Detective Sergeant Mitchell worked both the Task Force and the Detective Bureau.

Mayor Graham presented the Holiday Lighting awards on behalf of the Recreation Commission. Honorable Mentions were given to the Gallo Family, Cabrera Family, Pedersen Family, Ferrara Family, Cerbo Family, Martinez Family, Mateo Family and Smutz Family. Third Place was awarded to the Merla Family, 104 Washington Street; Second Place was awarded to the Ely Family, 180 Washington Street and First Place was awarded to the Carey Family, 2 Hurley Street.

APPOINTMENT OF BOROUGH ATTORNEY

Mayor Graham announced the appointment of Gordon N. Litwin, Esq., as the Borough Attorney for the term of one year, from January 1, 2001 to December 31, 2001.

1. Resolution #1-01, Appointment of Borough Attorney

WHEREAS, there exists a need for legal services in the Borough of Keyport, County of Monmouth, and

WHEREAS, funds are or will be available for that purpose, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution awarding the contract shall state the supporting reasons and be printed in a newspaper of general circulation no more than ten days after the passage of the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that the appointment for the year 2001, by the Mayor, be and the same is hereby confirmed. The person hereby appointed, Gordon N. Litwin, Esq., is a member of the legal profession and it is not possible to obtain competitive bids.

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Courier, as required by law, within ten days of its passage.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

APPOINTMENT OF BOROUGH PROSECUTOR

Mayor Graham announced the appointment of Pasquale Menna as the Borough Prosecutor for the term of one year, from January 1, 2001 to December 31, 2001.

2. Resolution #2-01, Appointment of Borough Prosecutor

WHEREAS, there exists a need for a Borough Prosecutor in the Borough of Keyport, County of Monmouth, and

WHEREAS, funds are or will be available for that purpose, and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution awarding the contract shall state the supporting reasons and be printed in a newspaper of general circulation not more than ten days after the passage of the Resolution.

WHEREAS, pursuant to P.L. 1996, c.95, subsection 14, a municipality may employ an attorney at law as a prosecutor under the supervision of the Attorney General or County Prosecutor, who may represent the state, county or municipality in any matter within the jurisdiction of the Municipal Court.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that the appointment for the year 2001, by the Mayor, be and the same is hereby confirmed. The person hereby appointed, Pasquale Menna, is a member of the legal profession and it is not possible to obtain competitive bids.

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Courier, as required by law, within ten days of its passage.

Offered for adoption by Mr. Merla, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

APPOINTMENT OF MUNICIPAL PUBLIC DEFENDER

Mayor Graham announced the appointment of Patrick Healy as the Municipal Public Defender for the term of one year, from January 1, 2001 to December 31, 2001.

3. Resolution #3-01, Appointment of Municipal Public Defender

WHEREAS, pursuant to the laws of the State of New Jersey and Borough Ordinance there exists a need for a Municipal Public Defender in the Borough of Keyport, County of Monmouth; and

WHEREAS, funds are or will be available for that purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution awarding the contract shall state the supporting reasons and be printed in a newspaper of general circulation not more than ten days after the passage of the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that the appointment for the year 2001, by the Mayor, be and the same is hereby confirmed. The person hereby appointed, Patrick Healy, Esq. is a member of the legal profession and it is not possible to obtain competitive bids.

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Courier, as required by law, within ten days of its passage.

Offered for adoption by Mrs. Atkins, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

MUNICIPAL COURT JUDGE

Mayor Graham announced with the advice and consent of Council the appointment of C. Catherine Jannarone as Municipal Court Judge for a term of 3 years, from January 1, 2001 to December 31, 2003.

4. Resolution #4-01, Appointment of Municipal Court Judge

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of C. Catherine Jannarone as Municipal Court Judge of the Borough of Keyport be and the same is hereby confirmed.

Offered for adoption by Mr. Pedersen, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Antonucci, Bergen, Pedersen
Mayor Graham
Nays: Councilmembers Ashmore, Merla, Atkins

APPOINTMENT OF BOROUGH AUDITOR

Mayor Graham announced the appointment of William Antonides, Sr. as the Borough Auditor for the term of one year, from January1, 2001 to December 31, 2001.

5. Resolution #5-01, Appointment of Borough Auditor

WHEREAS, there exists the need for an Auditor to advise Mayor and Council on financial matters in the Borough of Keyport, County of Monmouth; and

WHEREAS, funds are or will be available for that purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that the Resolution awarding the contract shall state the supporting reasons and be printed in a newspaper of general circulation not more than ten days after the passage of the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that the appointment for the year 2001 by the Mayor, be and the same is hereby confirmed. The person hereby appointed, William Antonides, Sr. is a Registered Municipal Accountant and it is not possible to obtain competitive bids.

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the Courier, as required by law, within ten days of its passage.

Offered for adoption by Mr. Bergen, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

ANNUAL NOTICE

Notice is hereby given that effective January 1, 2001, the Keyport Borough Council will hold its Work Agenda Meetings on the 1st Tuesday of the month at 7:00 P.M. in the Keyport Senior Center, 110 Second Street, Keyport, N.J. and its Regular Agenda Meetings on the 3rd Tuesday of the month at 7:00 P.M. in the Keyport Senior Center, 110 Second Street, Keyport, N.J. with the following exception listed below. Formal action may be taken at these meetings. This notice is provided in accordance with the requirements of P.L. 1975, Ch. 231, Open Public Meetings Act (Sunshine Law Notice).

EXCEPTION: The January 2, 2001 meeting will be held on January 9, 2001, the June 5, 2001 meeting will be held on Monday, June 4, 2001 and the November 6, 2001 meeting will be held on Monday, November 5, 2001.

NOTE: 7:00 P.M.-Closed Meeting-Public excluded
8:00 P.M.-Regular Business-Public may attend and comment

6. Resolution #6-01, Annual Notice

BE IT RESOLVED by the Keyport Borough Council that the Notice of its Agenda Work Meetings which will be held the 1st Tuesday of the month in the Keyport Senior Center, 110 Second Street, Keyport, N.J at 7:00 P.M. and its Regular Meetings which will be held on the 3rd Tuesday of the month at 7:00 P.M. in the Keyport Senior Center, 110 Second Street, Keyport, N.J. be posted on the Bulletin Boards, in the Keyport Borough Hall, be mailed to the Asbury Park Press, the Two River Times, the Courier and the Independent and be filed in the office of the Borough Clerk.

Offered for adoption by Mr. Merla, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

COUNCIL PRESIDENT

Mayor Graham announced the election of Wade J. Pedersen as Council President for the year 2001.

7. Resolution #7-01, Appointment of Council President

WHEREAS, it is necessary that a member of the Council be elected President of said Council to fulfill the duties of Mayor during his absence.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Keyport that Wade J. Pedersen , a member of said Council, be elected President.

Offered for adoption by Mr. Bergen, seconded by Mr. Antonucci

Roll Call Vote: Ayes: Councilmembers Antonucci, Bergen, Pedersen
Mayor Graham
Nays: Councilmembers Ashmore, Merla, Atkins

COUNCIL COMMITTEES

Mayor Graham announced the appointment to Council Committees for the year 2001.

POLICE	1.	**Susan Ashmore, Chairman**
	2.	**Robert Bergen**
	3.	**John Merla**
FIRE	1.	**John Merla, Chairman**
	2.	**June Atkins**
	3.	**Wade Pedersen**
FINANCE, PURCHASING, INSURANCE AND GRANTS	1.	**Robert Bergen, Chairman**
	2.	**Thomas Antonucci**
	3.	**Susan Ashmore**
HEALTH, RECREATION AND PARKS	1.	**Thomas Antonucci, Chairman**
	2.	**John Merla**
	3.	**June Atkins**
PUBLIC WORKS/RECYCLING	1.	**Wade Pedersen, Chairman**
	2.	**Susan Ashmore**
	3.	**Robert Bergen**
BUILDING & GROUNDS AND LIBRARY	1.	**June Atkins, Chairman**
	2.	**Wade Pedersen**
	3.	**Thomas Antonucci**

8. Resolution #8-01, Appointment of Council Committees

BE IT RESOLVED by the Council of the Borough of Keyport that the foregoing appointments of Committees, as made by the Mayor, for the year 2001 be and the same are hereby approved and confirmed.

Offered for adoption by Mr. Merla, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

DESIGNATE OFFICIAL NEWSPAPERS

9. Resolution #9-01, Designate Official Newspapers

BE IT RESOLVED that this Borough Council hereby designates The Asbury Park Press, Neptune, N.J., The Two River Times, Red Bank, N.J., The Courier, Middletown, N.J. and the Independent, East Brunswick, N.J. as the Newspapers to receive notice of meetings required by P.L. 1975, Chapter 231, Open Public Meetings Act for the year 2001.

Offered for adoption by Mr. Pedersen, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore*, Antonucci, Merla*
Atkins*, Bergen, Pedersen
Mayor Graham

Mayor Graham asked why they voted Nay on the Independent.

*Councilwoman Ashmore voted against the Independent because of misquotes and misleadings; they should report accurately.

*Councilman Merla voted against the Independent because articles in the past have been misleading, there have been misquotes and there is possible Litigation with the Republican Organization.

*Councilwoman Atkins agreed with Mr. Merla and Mrs. Ashmore's comments.

DESIGNATE OFFICIAL DEPOSITORIES

10. Resolution #10-01, Designate Official Depositories

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a back or trust company having its place of business in the state and organized under the laws of the United States or this state.

NOW, THEREFORE, BE IT RESOLVED on the 1st day of January 2001 by the Council of the Borough of Keyport, County of Monmouth, State of New Jersey that:

1. Summit Bank Corp., First Union, United Counties Trust Company, Central Jersey Bank, New Jersey National Bank - A Corestates Bank, Sovereign Bank of New Jersey and New Jersey Cash Management Fund be and the same are hereby designated as the Depository Banks for the funds of the Borough of Keyport for 2001; and

2. Prior to the deposit or any municipal funds in the above mentioned depositories, said bank shall file with the Chief Financial Officer a statement indication that the bank is covered under the Governmental Unit Deposit Protection Act (R.S. 17:9-41).

3. Said banks are hereby authorized and directed to honor checks drawn upon said banks signed by the Mayor, Borough Clerk and Treasurer or in the absence of the Mayor signed by the Finance Chairman, and in the absence of the Borough Clerk, signed by the Deputy Borough Clerk, and in the absence of the Treasurer signed by the President of the Council.

Offered for adoption by Mr. Bergen, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

2001 FIRE DEPARTMENT CHIEFS

Mayor Graham announced the 2001 Fire Department Chiefs, and asked that they assemble to take their Oaths of Office, to be administered by the Borough Clerk.

FIRST ASSISTANT CHIEF: Kenneth Marr, Jr
SECOND ASSISTANT CHIEF: Harry Aumack, III
THIRD ASSISTANT CHIEF: Roy Jimenez

CHIEF OF THE DEPARTMENT: Lawrence Stonerock
(Wife held the Bible)

PRESENTATION OF EX-CHIEFS BADGE

Councilman John Merla, 2000 Fire Commissioner presented the Ex-Chief's Badge to Anthony Vecchio by pinning it on his jacket and thanked Mr. Vecchio for a great year. Mayor Graham said that as Mayor he appreciates the awesome responsibility these volunteers assume by protecting our homes and our lives.

2001 FIRST AID SQUAD OFFICERS

Mayor Graham announced the 2001 First Aid Squad Officers and asked that they assemble to take their Oaths of Office to be administered by the Borough Clerk.

CAPTAIN: HARVEY BRANDT
1ST LIEUTENANT: KENNETH KROHE
2ND LIEUTENANT: DEE KEERAN

They left on a call before their oaths could be administered.

FIRE INSPECTORS

Mayor Graham announced, with the advice and consent of the Council, the appointments of William Larkin, Anthony Vecchio, and Raymond Kilroy, as Fire Inspectors in the Borough of Keyport for the term of one year, from January 1, 2001, to December 31, 2001.

11. Resolution #11-01, Appoint Fire Inspectors

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of William Larkin, Anthony Vecchio, and Raymond Kilroy, as Fire Inspectors, be and the same are hereby confirmed.

Offered for adoption by Mr. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

FIRE MARSHALS

Mayor Graham announced, with the advice and consent of the Council, the appointments of the following named persons of the Board of Fire Wardens of the Keyport Fire Department as Fire Marshals, whose terms shall expire on December 31, 2001.

Richard S. Applegate
Richard Burian
Vito Esposito
Robert Ferry, Jr.
Kenneth Goble
Jay Gordon
Earl Hallam
James McNerny
Pedro Santiago
Phillip Serpico
Lawrence Stonerock
Marc Thalheimer
Michael Van Jura
William Vaughn

12. Resolution #12-01, Appointment of Fire Marshals

BE IT RESOLVED by the Council of the Borough of Keyport the appointments of the foregoing named persons of the Board of Fire Wardens of the Keyport Fire Department be and the same are hereby confirmed as Fire Marshals, each term to expire on December 31, 2001.

Offered for adoption by Mr. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

SPECIAL POLICE OFFICERS

Mayor Graham announced, with the advice and consent of the Council, the appointments of the following named persons as Special Police Officers, whose terms shall expire on December 31, 2001.

MICHAEL HANDLER

JEFFREY DEL BUONO

KEVIN GEOGHAN

STEPHANIE GEISEL

13. Resolution #13-01, Appointment of Special Police Officers

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of the foregoing named persons be and the same are hereby confirmed as Special Police Officers, whose terms shall expire on December 31, 2001.

Offered adoption by Mr. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

POLICE MATRON

Mayor Graham announced, with the advice and consent of the Council, the appointment of Jacqueline Shipley as Police Matron, whose term shall expire on December 31, 2001.

14. Resolution #14-01, Appointment of Police Matron

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of the foregoing named person be and the same is hereby confirmed as Police Matron, whose term will expire on December 31, 2001.

Offered for adoption by Mrs. Atkins, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

SCHOOL CROSSING GUARDS

Mayor Graham announced, with the advice and consent of the Council, the appointments of the following named persons as School Crossing Guards, whose terms shall expire on December 31, 2001.

Emily Burlew

Alice Albrecht

John Yard

June Silva

Linda Corbett

Sonia Perno

Linda Connors

Laurie Leonard

Roger Olmstead (Substitute)

Janine Gittens-Popovich (Substitute)

15. Resolution #15-01, Appointment of School Crossing Guards

BE IT RESOLVED by the Council of the Borough of Keyport that the appointments of the foregoing named persons be and the same are hereby confirmed as School Crossing Guards, each term to expire on December 31, 2001.

Offered for adoption by Mr. Pedersen, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

TREASURER

Mayor Graham announced, with the advice and consent of the Council, the appointment of Pauline Redmond, as the Borough Treasurer for the term of one year, January 1, 2001 to December 31, 2001.

16. Resolution #16-01, Appointment of Borough Treasurer

BE IT RESOLVED by the Council of the Borough of Keyport that Pauline Redmond is hereby appointed as Treasurer for the calendar year 2001.

Offered for adoption by Mr. Bergen, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

OFFICIAL COLLECTOR OF WATER & SEWER UTILITY RENTS

Mayor Graham announced the appointment of Pauline Redmond as Official Collector of Water & Sewer Utility Rents, for a term of one year, from January 1, 2001 to December 31, 2001.

17. Resolution #17-01, Appointment of Official Collector of Water & Sewer Utility Rents

BE IT RESOLVED by the Council of the Borough of Keyport, that the appointment of Pauline Redmond as Official Collector of Water & Sewer Utility Rents. be and the same is hereby confirmed.

Offered for adoption by Mr. Pedersen, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

18. Resolution #18-01, Appointment of Deputy Recycling Coordinator

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Thomas Gallo, Jr as Deputy Recycling Coordinator in the Borough of Keyport for a term of one year, January 1, 2001 to December 31, 2001 be and the same is hereby confirmed.

Offered for adoption by Mr. Pedersen, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

MONMOUTH COUNTY COMMUNITY DEVELOPMENT REPRESENTATIVE

Mayor Graham announced, with the advice and consent of the Council the appointment of Kevin Graham as the Monmouth County

Community Development Representative for the year 2001.

19. Resolution #19-01, Appointment of Monmouth County Community Development Representative

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Kevin Graham as the Monmouth County Community Development Representative for the year 2001 be and the same is hereby confirmed.

Offered for adoption by Mr. Bergen, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

MONMOUTH COUNTY COMMUNITY DEVELOPMENT ALTERNATE REPRESENTATIVE

Mayor Graham announced, with the advice and consent of the Council the appointment of Wade J. Pedersen, as the Monmouth County Community Development Alternate Representative for the year 2001.

20. Resolution #20-01, Appointment of Monmouth County Community Development Alternate Representative

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Wade J. Pedersen as the Monmouth County Community Development Alternate Representative for the year 2001 be and the same is hereby confirmed.

Offered for adoption by Mr. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

PLANNING BOARD MEMBERS

Mayor Graham announced the appointment of Raymond Lee as a Class IV member of the Planning Board to fill a four year term which will expire on December 31, 2004.

Mayor Graham announced the appointment of Kevin McCann as an Alternate #1 member of the Planning Board to fill a two year term which will expire on December 31, 2002.

PLANNING BOARD COUNCILMEMBER

Mayor Graham announced the appointment of Wade Pedersen a member of the Governing Body, to the Planning Board as a Class III member for the year 2001.

21. Resolution #21-00, Appointment of Planning Board Councilmember

BE IT RESOLVED by the Council of the Borough of Keyport that the foregoing appointment to the Planning Board for the year 2001, as a Class III member, Councilmember Pedersen be and the same is hereby confirmed.

Offered for adoption by Mr. Bergen, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

HARBOR COMMISSION COUNCILMEMBERS

Mayor Graham announced the appointments of Councilmembers Wade J. Pedersen and Susan Ashmore, members of the Governing Body, to the Harbor Commission for the year 2001.

22. Resolution #22-01, Appointment of Harbor Commission Councilmembers

BE IT FURTHER RESOLVED by the Council of the Borough of Keyport that the foregoing appointments to the Harbor Commission for the year 2001, Councilmembers Pedersen and Ashmore, be and the same is hereby confirmed.

Offered for adoption by Mr. Bergen, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

HARBOR COMMISSION MEMBER

Mayor Graham announced, with the advice and consent of the Council, the appointment of Matthew Winchell as a member of the Harbor Commission for a term of five years, from January 1, 2001 to December 31, 2005.

23. Resolution #23-01, Appointment of Harbor Commission Member

BE IT RESOLVED by the Council of the Borough of Keyport that the foregoing appointment of Matthew Winchell as a member of the Harbor Commission be and the same is hereby confirmed.

Offered for adoption by Mr. Pedersen, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

BOARD OF HEALTH MEMBER

Mayor Graham announced, with the advice and consent of the Council, the appointment of Eloise Schanck as a member of the Board of Health for a term of four years, from January 1, 2001 to December 31, 2004.

24. Resolution #24-01, Appointment of Board of Health Member

BE IT RESOLVED by the Council of the Borough of Keyport that the foregoing appointment of Eloise Schanck as a member of the Board of Health be and the same is hereby confirmed.

Offered for adoption by Mr. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

RECREATION COMMISSION MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of Roy Jimenez, as a Recreation Commission member for the term of five years, from January 1, 2000 to December 31, 2004.

25. Resolution #25-01, Appointment of Recreation Commission Member

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Roy Jimenez , to the Recreation Commission be and the same is hereby confirmed.

Offered for adoption by Mrs. Atkins, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

APPOINTMENT OF ENVIRONMENTAL COMMISSION MEMBERS

WHEREAS, the Mayor and Council of the Borough of Keyport have established, by Ordinance, an Environmental Commission consisting of seven members; and

WHEREAS, the Ordinance provides that the Mayor shall appoint all members of the Commission.

NOW, THEREFORE, BE IT RESOLVED that I, Kevin Graham, Mayor of the Borough of Keyport, do hereby appoint the following members of the Environmental Commission for a three year term.

1. Michael Palmisano 1/1/01 to 12/31/2003
2. Roger Goedtel 1/1/01 to 12/31/2003

LIBRARY BOARD OF TRUSTEES MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of Claude Salomon, as a member of the Library Board of Trustees to fill a five year term which will expire on December 31, 2005.

26. Resolution #26-01, Appointment of Library Board of Trustee Member

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Claude Salomon as a member of the Library Board of Trustees to fill a five year term which will expire on December 31, 2005 be and the same is hereby confirmed.

Offered for adoption by Mr. Bergen, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

LIBRARY BOARD OF TRUSTEES MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of JoEllen Trilling, as a member of the Library Board of Trustees to fill a five year term which will expire on December 31, 2005.

27. Resolution #27-01, Appointment of Library Board of Trustee Member

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of JoEllen Trilling as a member of the Library Board of Trustees to fill a five year term which will expire on December 31, 2005 be and the same is hereby confirmed.

Offered for adoption by Mr. Pedersen, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

LIBRARY BOARD OF TRUSTEES MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of Marie Obreiter, as a member of the Library Board of Trustees to fill a five year unexpired term which will expire on December 31, 2002.

28. Resolution #28-01, Appointment of Library Board of Trustee Member

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Marie Obreiter as a member of the Library Board of Trustees to fill a five year unexpired term which will expire on December 31, 2002 be and the same is hereby confirmed.

Offered for adoption by Mrs. Atkins, seconded by Mr. Antonucci

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

BOROUGH PHYSICIAN

29. Resolution #29-01, Appointment of Borough Physician

WHEREAS, the Borough is desirous of having a Borough Physician to send employees to for medical services when necessary.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council this 1st day of January 2001 that Hazlet Health Care be and hereby is appointed as Borough Physician for the year 2001 and that they be compensated for each employee referred to them for examination.

Offered for adoption by Mrs. Atkins, seconded by Mr. Bergen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

MAYORS APPOINTMENT OF MEMBERS OF THE HISTORIC PRESERVATION COMMISSION

WHEREAS, the Mayor and Council of the Borough of Keyport have established by Ordinance, a Historic Preservation Commission consisting of five members; and

WHEREAS, the Ordinances provides that the Mayor shall appoint all members of the Commission.

NOW, THEREFORE, I KEVIN GRAHAM, Mayor of the Borough of Keyport, do hereby appoint the following members of the Historic Preservation Commission for the terms designated:

Class A Member, William Cerase	term expiring on 12/31/2002
Class B Member, John Doyle	term expiring on 12/31/2004
Class C Member, Desiree Iosue	term expiring on 12/31/2004
Class C Member, Rebecca Schneider	term expiring on 12/31/2003
Class C Member, Frank Wrolblewski	term expiring on 12/31/2002

NEW BUSINESS

There was no new business brought before the Governing Body.

RESOLUTIONS

30. Resolution #30-01, 2001 Rate of Interest for Non-Payment of Taxes and Assessments

WHEREAS, N.J.S.A. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, N.J.S.A. 54:4-67 has been amended to permit the fixing of said rate of 8% annum on the first $1,500.00 of the delinquency and 18% per annum on any amount in excess of $1,500.00 an allows an additional penalty of 6% be collected against a delinquency in excess of $10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

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

1. The Tax Collector is hereby authorized and directed to charge 8% per annum on the first $1,500.00 of taxes becoming delinquent after the due date and 18% per annum on any amount of taxes in excess of $1.500.00 becoming delinquent after due date and if a delinquency is in excess of $10,000.00 and remains in arrears beyond December 31st an additional penalty of 6% shall be charged against the delinquency.

2. Effective January 1, 2001 there will be a ten (10) day grace period of quarterly tax payments made by cash, check or money order.

3. Any payments not made in accordance with paragraph two of this Resolution shall be charged interest from the due date as set forth in paragraph one of this Resolution.

4. A certified copy of this Resolution shall be provided by the Borough Clerk to the Tax Collector, Borough Attorney and Borough Auditor for the Borough of Keyport.

BE IT FURTHER RESOLVED that said letter of interest rates shall become effective January 1, 2001.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

31. Resolution #31-01, 2001 Rate of Interest for Non-Payment of Water & Sewer Charges

BE IT RESOLVED that pursuant to the authority N.J.S.A. 54:4-67 the rate of interest to be charged for the nonpayment of water and sewer charges on or before the date when they would become delinquent be and the same is hereby fixed in the Borough of Keyport at 8% per annum on the first $1,500.00 of the delinquency, and 18% per annum on any amount in excess of $1,500.00; and

BE IT FURTHER RESOLVED that no interest shall be charged if payment on any installment is made within ten days of the date upon which the same became payable. After the 10 day "grace period" interest will revert back to the due date.

BE IT FURTHER RESOLVED that said interest rates shall become effective January 1, 2001.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

32. Resolution #32-01, Authorize Payroll/Emergencies for the year 2001

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the Chief Financial Officer is hereby authorized and directed to pay Payroll as it becomes due and any emergencies which may arise during the year 2001 without future Resolution of the Mayor and Council.

BE IT FURTHER RESOLVED that the Chief Financial Officer is to report to the Mayor and Council at the next Council Meeting following, all Payroll and emergency payments made, so that it becomes part of the official minutes.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

33. Resolution #33-01, Authorization for Tax Assessor to File Tax Appeals with the County

WHEREAS, statutory provision is made for review and correction of errors prior to certification of an assessment list; and

WHEREAS, provision is also allowed for the discovery and correction of errors after establishment of the tax rate; and

WHEREAS, changes in property ownership at times necessitates adjustments in the veterans and/or senior citizen deductions allowed on the assessment list; and

WHEREAS, responsibility for maintenance and correction for assessments and the assessment list rests with the local Tax Assessor subject to laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport that the Tax Assessor fulfilling the duties and requirements of his office, be authorized to file with the Monmouth County Board of Taxation such appeals as may be necessary to maintain accuracy and equality in the assessment list of the Borough of Keyport; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to execute stipulations of Settlement on behalf of the Borough of Keyport; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to file complaints on behalf of the Borough of Keyport based upon farmland rollback procedures; and

BE IT FURTHER RESOLVED that the Tax Assessor is hereby authorized to file cross petitions of appeal and counterclaims.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

34. Resolution #34-01, Authorize Purchasing Under State Contracts

WHEREAS, in the past, the Borough of Keyport has availed itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of Treasury pursuant to N.J.S.A. 40A:11-12; and

WHEREAS, it is desirable from time to time to obtain materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State by the said Division without the necessity of advertising for bids, or in the cases where no bids have been received; and

WHEREAS, it is contemplated that it will be necessary or desirable to obtain materials, supplies and equipment under such contract or contracts entered into on behalf of the State of New Jersey by said Division during the year 2000.

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

1. That the purchases by the Borough of Keyport, through

several municipal department shall be purchased under a contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury, in those cases where it is desirable and in the best interest of the Borough of Keyport, and in those cases where bids have been sought by advertisement therefore and no bids are received.

2. That a copy of the Resolution be forwarded to the Borough Administrator, all Department Heads of the Borough of Keyport, and the Chief Financial Officer and any other party in interest.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

35. Resolution #35-01, Authorize Investment of Idle Funds

WHEREAS, it is desirable that idle funds of the Borough of Keyport be invested in legal investment vehicles at all times; and

WHEREAS, it is occasionally necessary to transfer funds for the purpose of meeting current Borough expenses for the purpose of effecting investments.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth, that it does hereby authorize the Chief Financial Officer and/or Treasurer to request bids and to place orders for the investment of idle funds solely in legally authorized investment vehicles, such investments to the investing institution; and

BE IT FURTHER RESOLVED that the above named Chief Financial Officer and/or Treasurer is hereby authorized to transfer funds by wire solely for the following purposes and subject to all pertinent regulations:

1. To or from Borough checking or savings accounts to other Borough Accounts.

2. To or from Borough checking or savings accounts to or from accounts and investment accounts specified by banks or to the State of New Jersey Cash Management Fund and any other legal investment vehicle solely for the purpose of investing for the account of the Borough of Keyport.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

36. Resolution #36-01, Adoption of Cash Management Plan

WHEREAS, it is in the best interest of the Borough of Keyport to earn additional revenue through the investment and prudent management of its cash receipts; and

WHEREAS, P.L. 1983, Chapter 8 approved January 18, 1983 is an act concerning the Local Fiscal Affairs Law and amends N.J.S.A. 40A:5-2 and N.J.S.A. 40A:5-14; and

WHEREAS, this law requires that each local unit shall adopt a cash management plan.

NOW, THEREFORE, BE IT RESOLVED that the following shall constitute the Cash Management Plan for the Borough of Keyport and the Borough shall manage its funds pursuant to this plan.

<u>Definitions</u>
1. Treasurer and CFO shall mean the Treasurer and Chief Financial Officer of the Borough of Keyport.
2. Fiscal Year shall mean the twelve months ending December thirty one.
3. Cash Management Plan shall mean the plan as approved by this resolution.

<u>Designation of Depositories</u>

At least once each fiscal year the governing body shall by resolution designate the depositories for the Borough of Keyport in accordance with N.J.S.A. 40A:5-14.

Audit Requirements
The Cash Management Plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-14.

Authority to Invest
The governing body shall pass a resolution at its first meeting of the fiscal year designating the Borough Official(s) who shall make and be responsible for municipal deposits and investments.

Investment Instrument
The designated Borough Official(s) shall invest at his discretion in any investment instrument as approved by the State of New Jersey in accordance with N.J.S.A. 40A:5-15.2.

Records and Reports
1. The Treasurer shall report all investments in accordance with N.J.S.A. 40A:5-15.2.
2. At a minimum the Treasurer shall:
   a. Keep a record of all investments
   b. Keep a cash position record which reveals, on a daily basis, the status of the cash in its bank accounts.
   c. Confirm investments with the governing body as to the status of cash balances in bank accounts, revenue collection, interest rates and interest earned.

Cash Flow
1. The Treasurer shall ensure that the accounting system provides regular information concerning the cash position and investment performance.
2. All moneys, shall be turned over to the Treasurer and deposited in accordance with N.J.S.A. 40A:5-15.
3. The Treasurer/CFO is authorized and directed to invest surplus funds of the Borough of Keyport as the availability of the funds permit. In addition, it shall be the responsibility of the Treasurer to minimize the possibility of idle cash by depositing the moneys in interest bearing accounts whenever practical and in the best interest of the Borough of Keyport.
4. The CFO shall ensure that funds are borrowed for Capital projects in a timely fashion.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

37. Resolution #37-01, Appointment of Bond Counsel

WHEREAS, there exists a need for specialized legal services in connection with the authorization and issuance of bonds and other obligations and other matter relating to capital financing by the Borough of Keyport, County of Monmouth, New Jersey (herein the "Borough"); and

WHEREAS, such specialized legal services can be provided only by a recognized Bond Counsel firm, and the law firm of DeCotiis, Fitzpatrick, Gluck are so recognized by the financial community; and

WHEREAS, the services to be performed are "professional services" as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-2(6) and therefore are excepted from the Local Public Contracts Law requirements for competitive bidding, pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), requires the public advertisement of notice with respect to contracts for professional services awarded without competitive bids; and

WHEREAS, funds are or will be available for this purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AS FOLLOWS:

1. That the Borough Council hereby appoints the firm of DeCotiis, Fitzpatrick, Gluck, to serve as Bond Counsel to the Borough in connection with the financing of capital projects, and awards the contract which is annexed hereto and made a part hereof (the "Contract") in accordance with N.J.S.A. 40A:11-1 et seq.

2. That the Mayor or other appropriate official of the Borough, on behalf of the Borough, is hereby authorized and directed to execute the Contract and the Clerk is hereby authorized and directed to attest to the execution of said Contract for professional services in connection with the preparation of all bond ordinances and the authorization and issuance of all bonds, bond anticipation notes, tax anticipation notes or similar obligations and related matters of capital and debt financing by the Borough.

3. That no appropriation of funds is required at this time, payment coming from the proceeds of the sale of bonds, bond anticipation notes and tax anticipation notes or similar obligations or from capital authorizations or other appropriate budgeted items in accordance with the attached Contract.

4. That this Contract is awarded without competitive bidding as a professional service under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), because legal services are a recognized profession licensed and regulated by law.

5. That a notice in accordance with this resolution and the Local Public Contracts Law, shall be published in the official newspaper or newspapers of the Borough.

6. That an executed copy of the Contract between the Borough and DeCotiis, Fitzpatrick, Gluck and a copy of this resolution shall be filed in the Office of the Clerk and be available there for public inspection in accordance with law.

7. That this resolution shall take effect immediately.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

38. Resolution #38-01, Designate Public Agency Compliance Officer

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that Judith L. Poling is hereby designated Public Agency Compliance Officer (P.A.C.O) for the year 2001.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the State Affirmative Action Office.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

39. Resolution #39-01, Appointment of Smoke Detector Inspector

WHEREAS, the Mayor and Council adopted Ordinance #21-98 establishing the position of Smoke Detector Inspector in the Borough of Keyport; and

WHEREAS, the Ordinance established said position provided that the initial term shall be for the remainder of the year 1998; and

WHEREAS, Anthony Vecchio was appointed as the Smoke Detector Inspector for the Borough of Keyport effective December 2, 1998, for the initial term for such position to expire as of December 31, 1998 and was reappointed January 1, 1999 for a one year term which expired on December 31, 1999.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that Anthony P. Vecchio is appointed Smoke Detector Inspector for the Borough of Keyport effective January 1, 2001 for a one (1) year term which shall expire on December 31, 2001

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

40. Resolution #40-01, Appointment of Licensed Water Treatment Facility Operator

WHEREAS, the Borough of Keyport is required to have a licensed operator of its Water Treatment Facility; and

WHEREAS, Ramesh Bhatia is qualified and holds a license as a Water Treatment Facility Operator and has filled said position since June 16, 1995.

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

1. Ramesh Bhatia is hereby retained as the licensed Operator of the Keyport Water Treatment Facility effective from January 1, 2001 to December 31, 2001.

2. Ramesh Bhatia shall be compensated for said services at the rate of $5,058.00 per annum.

3. Said services shall include the preparation and filing of all operation reports, performance of all services required by the State of New Jersey and any other regulatory bodies of a licensed operator of the Keyport Water Treatment Facility. In the event of an emergency and services are required outside the scope of this agreement that require on site supervision of Mr. Bhatia, he shall then be compensated with an additional rate of $25.00 per hour for said services but shall not receive any other benefits or compensation.

4. The Mayor and Borough Clerk are authorized to enter into an agreement with Mr. Bhatia providing for the performance of said professional services.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

41. Resolution #41-01, Authorize Tax Collector to Issue Duplicate Tax Sale Certificates

WHEREAS, P.L. 1997, Chapter 99, requires the authorization of the Governing Body for replacement and issuance of a duplicate tax sale certificate held by a third party lien holder which has been destroyed or lost.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, County of Monmouth, State of New Jersey, hereby authorizes the Tax Collector, upon receipt of the appropriate affidavits from owner of the certificates, prepare replacement certificates for Tax Sale Certificates and issue to original lien holder

BE IT FURTHER RESOLVED that these replacement certificates, duplicated in original form, shall be marked as "duplicate" and a $100 fee per duplicate certificate be assessed to the original lien holder for the preparation of said duplicate certificates.

BE IT FINALLY RESOLVED that a Certified copy of said duplicate certificates shall be maintained by the Tax Collector and issued to the lien holder.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla
Atkins, Bergen, Pedersen

42. Resolution #42-01, Temporary Budget

WHEREAS, NJSA 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2001 Budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January 2001; and

WHEREAS, the total appropriations in the 2000 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance is the sum of $5,261,017.78 and $2,694,248.00 for the General Budget and Water/Sewer Utility Budget respectively; and

WHEREAS, 26.25% of the total appropriations in the 2000 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2000 budget is the sum of $1,381,017.17 and $707,240.10 for the General Budget and Water/Sewer Utility budget respectively.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

GENERAL BUDGET	TEMPORARY APPROPRIATIONS 2001
MUNICIPAL GOVERNMENT	
ADMINISTRATIVE AND EXECUTIVE	
S&W	$ 8,400.00
OE	2,200.00
MAYOR AND COUNCIL	
S&W	3,700.00
OE	600.00
MUNICIPAL CLERK	
S&W	9,800.00
OE	
Revision and Codification of Ordinances	2,500.00
Miscellaneous	8,000.00
FINANCIAL ADMIN.	
S&W	11,900.00
OE	2,200.00
AUDIT SERVICES	
OE	8,000.00
COLLECTION OF TAXES	
S&W	16,700.00
OE	2,500.00
ASSESSMENT OF TAXES	
S&W	5,800.00
OE	2,000.00
LEGAL SERVICES & COSTS	
OE	30,200.00
ENGINEERING SERVICES & COSTS	
OE	5,000.00
PLANNING/ZONING BOARD	
S&W	4,500.00
OE	2,000.00
PROPERTY MAINTENANCE CODE	
S&W	1,900.00
OE	400.00
ZONING AND CODE ENFORCEMENT	
S&W	4,800.00
OE	800.00
INSURANCE	
LIABILITY INSURANCE	80,000.00
WORKERS COMPENSATION INSURANCE	50,000.00
EMPLOYEE GROUP INSURANCE	150,000.00
UNEMPLOYMENT INSURANCE	3,500.00
POLICE DEPARTMENT	
S&W	400,000.00
OE	
MISCELLANEOUS	20,000.00
CLOTHING ALLOWANCE	6,100.00
POLICE DISPATCH	
S&W	26,000.00
OE	1,100.00

EMERGENCY MANAGEMENT SERVICES	
OE	500.00
FIRST AID CONTRIBUTIONS	5,500.00
FIRE DEPARTMENT	
OE	23,000.00
UNIFORM FIRE SAFETY ACT	
S&W	3,900.00
OE	1,000.00
MUNICIPAL PROSECUTOR	
S&W	3,100.00
ROAD REPAIRS AND MAINTENANCE	
S&W	63,400.00
OE	23,100.00
GARBAGE AND TRASH REMOVAL	
S&W	12,000.00
OE	3,300.00
CONTRACTED (40a:4-85)	47,000.00
BOARD OF HEALTH	
S&W	6,900.00
OE	1,300.00
RECREATION	
S&W	4,750.00
OE	5,500.00
SENIOR CITIZEN COMMUNITY CENTER	
S&W	6,000.00
OE	4,000.00
SENIOR CITIZEN TRANSPORTATION CONTRACTED	1,000.00
PARKS AND PLAYGROUNDS	
OE	2,400.00
CELEBRATION OF PUBLIC EVENTS	
OE	500.00
FUEL FOR MOTOR VEHICLES	12,000.00
TELEPHONE	6,500.00
STREET LIGHTING	23,500.00
FUEL OIL	1,900.00
NATURAL GAS	2,000.00
ELECTRICITY	9,900.00
LANDFILL DISPOSAL COSTS	44,000.00
SOCIAL SECURITY SYSTEM	40,000.00
MUNICIPAL COURT	
S&W	19,700.00
OE	2,600.00
BLOODBORNE PATHOGENS-HEPATITIS	
OE	1,200.00
MAINTENANCE OF FREE LIBRARY	30,000.00
SERVICES OF REGIONAL HEALTH ASSOC.	26,000.00
PUBLIC DEFENDER	
S&W	1,400.00
OE	100.00
RECYCLING (HAZLET)	
OE	1,300.00
POLICE (BAYSHORE TASK FORCE)	
OE	5,500.00
MUNICIPAL DRUG ALLIANCE PROGRAM	
LOCAL SHARE	1,850.00
STATE SHARE	7,400.00
OFFICE ON AGING GRANT	8,500.00
CAPITAL IMPROVEMENT FUND	30,000.00
TOTAL GENERAL TEMPORARY APPROPRIATIONS	**$ 1,378,600.00**

WATER/SEWER UTILITY BUDGET	TEMPORARY APPROPRIATIONS 2001
SALARIES AND WAGES	$ 120,000.00
OTHER EXPENSES	114,000.00
BRSA	330,000.00
ACQUISITION OF WATER	131,000.00
SOCIAL SECURITY SYSTEM	10,000.00
UNEMPLOYMENT COMPENSATION INSURANCE	2,000.00
TOTAL WATER/SEWER UTILITY BUDGET	$ 707,000.00

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

43. Resolution #43-01, Support Apartment Solid Waste Mandate Relief

WHEREAS, in 1999, in the case of WHS Realty v. Morristown, the Appellate Court ruled that municipalities must provide the same solid waste services to apartment complexes that they provide to single family residences; and

WHEREAS, in response to this ruling, the Legislature passed bill which provided a moratorium on the implementation of the mandate, so that local officials could, through negotiations with apartment complex owners, try to find a way to lessen the impact of the requirements on residential property taxpayers; and

WHEREAS, with the moratorium set to expire on January 1, 2001, very few municipalities have been successful with their negotiations; and

WHEREAS, without further action by the Legislature a substantial new burden will suddenly be imposed on local budgets, at that time; and

WHEREAS, in anticipation of this problem, Senator Robert Singer and Assemblyman Richard Merkt have introduced companion bills which would allow municipalities to phase-in the costs of providing the service over the next five years; and

WHEREAS, this phase-in approach was used in the early Nineteen Nineties, when municipalities were forced to provide municipal services to condominium complexes; and

WHEREAS, other provisions contained in the bills introduced by Senator Singer and Assemblyman Merkt ensure that the beneficiaries of the services will be the residents and not the absentee landlords of the apartment complexes; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Keyport calls on its State Senator, the Honorable Joseph M. Kyrillos, Jr. and its Assembly Representatives, the Honorable Joseph Azzolina and Honorable Samuel Thompson, to support with voice and vote S-1903 and its Assembly companion; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Senator Kyrillos and Assemblymen Azzolina and Thompson and the New Jersey State League of Municipalities.

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

44. Resolution #44-01, Payment of Bills

See full copy of Resolution as pages 23- 24 of these minutes

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

45. Resolution #45-01, Temporary Debt Service Budget

WHEREAS, NJSA 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year providing that such resolution is not made earlier than December 20 of the year preceding the beginning of the fiscal year; and

WHEREAS, the date of this resolution is subsequent to December 19, 2000; and

WHEREAS, principal and interest will be due on various dates from January 1, 2001 to December 31, 2001, inclusive on sundry bonds and notes issued and outstanding:

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made to cover the period from January 1, 2001 to December 31, 2001 inclusive:

DEBT SERVICE - CURRENT FUND	
Principal on Bonds	$150,000.00
Interest on Bonds	61,306.00
Interest on Notes	43,000.00
Principal on Notes	44,000.00
Monmouth Cty Improvement Authority Loan Principal & Interest	6,000.00
	$304,306.00

DEBT SERVICE - WATER/SEWER UTILITY	
Principal on Bonds	$105,000.00
Interest on Bonds	70,300.00
Interest on Notes	840.00
Principal on Notes	128,450.00
	$304,590.00

Offered for adoption by Mr. Bergen, seconded by Mr. Pedersen

Roll Call Vote: Ayes: Councilmembers Ashmore, Antonucci, Merla Atkins, Bergen, Pedersen

AUDIENCE PARTICIPATION

The Meeting was opened to the public for comments or questions at 1:03 PM. Robert Hyer presented a gift to Councilwoman Ashmore on behalf of the Republican Committee. The Meeting was closed to the public at 1:04 PM.

REMARKS OF MAYOR AND COUNCIL

Councilwoman Ashmore: Mrs. Ashmore thanked everyone for this opportunity. She congratulated Councilman Bergen on his re-election. She thanked her family for their support. November was a tight election. She thanked Mr. Wedick for being gracious throughout the recount process. Mrs. Ashmore looks forward to working together and said that she will keep the communication open between Council and the residents and will address problems. Open lines of communication are important.

Councilman Antonucci: Mr. Antonucci thanked Council for voting him into office. He congratulated Mr. Bergen and Mrs. Ashmore on being elected to office. He looks forward to representing the interests of town. He wished everyone the best and a Happy New Year.

Councilman Merla: Mr. Merla thanked everyone for coming out. He applauded Mr. Wedick's 6 years of service and also Mr. Nicholls 5 years of service. Mr. Merla congratulated Mr. Antonucci, Mr. Bergen and Mrs. Ashmore on their election into office (it is nice to see some new faces on the dais). He congratulated the Fire Department for all that they did under Chief Anthony Vecchio. There have been tragic and recent losses for the Borough. The year 2001 has a lot ahead such as the New Municipal Building, Ferry Service and Bulkhead. He encouraged residents to attend meetings and volunteer their time. He thanked the residents for his opportunity to serve them (it goes both ways). He wished everyone good health and a Happy New Year.

Councilwoman Atkins: Mrs. Atkins wished everyone a Happy Holiday and New Year. She congratulated the new and old Councilmembers and wished Mr. Wedick the best. There are great changes ahead such as reconstruction of the Bulkhead and New Municipal/Police Complex (contract awarded). The Business Improvement District is full steam ahead; the downtown looks great. A lot of homes were decorated this holiday. Keyport has great volunteers and programs would not get off the ground if it was not for them. Volunteers make Keyport a better place to live.

<u>Councilman Bergen:</u> Mr. Bergen wished everyone a Healthy, Happy and Prosperous New Year and thanked everyone for coming out. He thanked Mr. Nicholl and Mr. Wedick for being such great colleagues and friends. He welcomed Mrs. Ashmore and Mr. Antonucci to Council. Mr. Bergen said that he is now in his 10th year as Councilman and it will be nice to have new ideas from the new members of Council. He thanked his family (wife and children) for the sacrifices they have made while he has been on Council. He also thanked the residents. He said as Councilmembers, we volunteer our time. He thanked the professionalism of the Borough staff. Mr. Bergen said that the loss of Art Rooke, Supt of Public Works, was great; he was a godsend to the Borough as he knew the water/sewer lines inside and out. Art Rooke will be sorely missed.

<u>Councilman Pedersen:</u> Mr. Pedersen congratulated the new Councilmembers; it is nice to have new faces with new ideas. The loss of Art Rooke is bittersweet after working with him for 8 years. The Recycling Center will have a new home; the Borough has property for it. The waterfront will be cleaned up which was Art's quest. Art Rooke gave back more than he received and he has the respect of all fellow citizens.

<u>Mayor Graham:</u> Mayor Graham wished everyone a Happy and Healthy New Year. He congratulated Mrs. Ashmore and Mr. Bergen. He thanked the Councilmembers, Borough Engineer, Borough Attorney, Borough Clerk/Administrator. This is the end of his 6th year as Mayor of Keyport. He remembered the first Reorganization Meeting as Mayor when there was mention of the year 2000. The Borough is in good shape, he is proud of this community and said that it is a wonderful place to live; he knows most everyone. He said that he will disagree with some things in an agreeable fashion. Everyone must look out for each other and everyone should contribute. The Mayor said that he moved here in 1977 and it was the luckiest day of his life; he is proud to be the Mayor and looks forward to a positive year.

ADJOURNMENT

Motion to Adjourn moved by Mr. Pedersen, seconded by Mr. Merla with Ayes by all present.

Time of Adjournment: 1:10 P.M.

Respectfully submitted,

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk/Administrator

Allyson M. Cinquegrana

per Allyson M. Cinquegrana, RMC
Deputy Borough Clerk