Approved 4/17/02

January 1, 2002
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 #354-01 at the Work Meeting of December 10, 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 12:05 P.M. and read the Sunshine Law Notice.

ROLL CALL - 2001 COUNCIL

On Roll Call the following were present: Mayor Graham, Councilmembers Ashmore, Merla, Atkins, Pedersen. Absent: Councilman Antonucci who was ill and Councilman Bergen who is Carteret's attorney and was attending their Reorganization Meeting.

PRESENTATIONS

Mayor Graham presented Mr. Pedersen with a clock plaque on behalf of the Councilmembers and residents stating that Mr. Pedersen was a valued member of Council and a dear friend to him . The Mayor thanked Mr. Pedersen for his nine years of dedicated service. Councilmembers have knowledge, work hard, attend meetings, make phone calls and are dedicated to the Borough. We are fortunate to live our dreams in a democracy where people govern themselves. Two things are needed; to be a good citizen and a good reputation to work for the citizens and Mr. Pedersen is both. Mr. Pedersen's family has been behind him every step of the way and has made many contributions to the community in other capacities; Mr. Pedersen has been a life long resident, he has a family business in town (he is the epitome of a good citizen) and will be missed very much. Rudolph Guilliani said that as Mayor you form relationships. There is a line with constituents. Mayor Graham said that he is glad that Mr. Pedersen has been on Council and said that Mr. Pedersen should be proud of the nine years he has served. People have been touched by what he has done in those nine years. The Mayor told Mr. Pedersen to enjoy his free time and enjoy less stress; he wished him only the best in the days ahead.

Mr. Pedersen said that it has been a great nine years. He received a letter from Governor McGreevey. The credit goes to the men in the arena and he is a better person for it. He thanked everyone.

Mayor Graham advised that Thomas Antonucci was not able to attend the meeting due to a stomach virus 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

Freeholder Edward Stominski wished everyone a Happy New Year. Last year was the first time a local elected official, Rudolph Guilliani, was named Time Magazines "Man of the Year". Freeholder Stominski said that Robert Hyer would be sworn in as a local elected official. Tough challenges bring out the best in strong principled leadership. Freeholder Stominski said that Mr. Hyer's picture could be on the cover of the Borough's newsletter.

Freeholder Stominski, administered the Oath of Office to Councilman Robert Hyer whose wife, Eleanor, and grandsons held the Bible.

Monmouth County Sheriff Joseph Oxley administered the Oath of Office to Councilman Brian Stalter whose wife, Rebecca, and daughters held the Bible.

ROLL CALL - 2002 COUNCIL

On Roll Call the following were present: Mayor Graham, Councilmembers Atkins, Merla, Ashmore, Hyer and Stalter. Absent: Councilman Bergen.

INVOCATION

Reverend Frank Lawson, Second Baptist Church gave the Invocation.

SALUTE TO THE FLAG

Boy Scout Troop #80 and Cub Scout Pack #364 led the Pledge of Allegiance. The Cub Scouts and their leaders were introduced.

PRESENTATIONS

Police Chief Theodore Gajewski commended Mayor and Council, other Departments, the Borough Clerk Judith Poling and thanked everyone.

Chief Gajewski presented The Patriot Award, Unit Citation Award, Meritorious Service Award, Exceptional Duty Award, Honorable Service Award, Medal of Honor Award, Grand Cordon Award and Civilian Service Award. These various awards were given to the following Officers: Lieutenant Thomas Mitchell, Detectives Kevin Cassidy and Anthony Gallo, Patrolman Dixon, as well as Charles and James Bryant (civilians) for a hit and run motor vehicle accident that occurred January 2, 2001 on Broad Street, in which the pedestrian succumbed to her injuries. Patrolman Dixon was the investigating officer who collected evidence, the Detectives made the contacts and Mr. Bryant forwarded information on the make and model of the car to the Police Department. This allowed the Police to track down and arrest the person. The victims family sent a letter of thanks. Sergeant George Casaletto and Patrolman Mark Hafner responded to a 9-1-1 medical emergency call on October 2nd around 9 AM at a First Street residence. There was a Spanish woman in labor; the officers assisted in the delivery until the medics arrived. It has been two months, the family is doing fine. Sergeant Rick Ely and Patrolmen Joseph Ruth and Michael Ferm responded on October 14th to an alarm for an open door at a town tavern; the premises was searched and a canine was called in; a man was apprehended and wanted for two other burglaries. Sergeant Robert Dillon assisted in the capture of a bank robber from Alabama on June 28th; he did the follow up investigation. Detective Anthony Gallo coordinated an investigation on a stolen vehicle and a handgun; the suspect held up and robbed a gas station. Patrolman Michael Ferm received information on a stolen car; he investigated the matter and the suspects were arrested. On May 4th a call came in around midnight of a person in St. Joseph Cemetery with a handgun who was going to commit suicide; the person was gone when the Police arrived. A canine was called and the suspect was found in Union Beach and arrested by Lieutenant Mitchell and Patrolmen Hafner, Marr and Dixon. Captain John Dayback, Detective Cassidy, Sergeant Ely and Patrolmen Hafner and Ruth volunteered and went to New York after the September 11th attack; the served and volunteered all day and night.

Mayor Graham asked if Jeffrey Garcia, Natalie Sousa or Jessica Staats were present to accept a Recycling award for serving on the Recycling Committee; no one was present.

Mayor Graham presented the Holiday Lighting awards on behalf of the Recreation Commission. First Prize was awarded to the Riley Family, 425 Florence Avenue; Second Prize was awarded to the Ely Family, 180 Washington Street; Third Prize was awarded to the Deekin Family; 100 Elizabeth Street. Honorable Mentions were given to the Gallo Family, Martinez Family, Mann Family, Smutz Family, Hester Family, Hendrickson Family, Reedy Family and Gallopo Family. Liberty Hose was given a donation as a thank you for use of their truck and for their time.

APPOINTMENT OF BOROUGH ATTORNEY

Mayor Graham announced that this appointment would be held for thirty days.

APPOINTMENT OF BOROUGH PROSECUTOR

Mayor Graham announced the appointment of John Lane, Esq. as the Borough Prosecutor for the term of one year, from January 1, 2002 to December 31, 2002.

1. Resolution #1-02, 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 2002, by the Mayor, be and the same is hereby confirmed. The person hereby appointed, John Lane, 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. Merla, seconded by Mr. Hyer

Roll Call Vote: Ayes: Councilmembers Merla, Ashmore, Hyer, Stalter
Abstain: Councilwoman Atkins
Absent: Councilman Bergen

APPOINTMENT OF MUNICIPAL PUBLIC DEFENDER

Mayor Graham announced the appointment of Raymond Laytham, Esq. as the Municipal Public Defender for the term of one year, from January 1, 2002 to December 31, 2002.

2. Resolution #2-01, 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 2002, by the Mayor, be and the same is hereby confirmed. The person hereby appointed, Raymond Laytham, 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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

APPOINTMENT OF DEPUTY BOROUGH CLERK

Mayor Graham announced with the advice and consent of the Council, the appointment of Allyson M. Cinquegrana as Deputy Borough Clerk in the Borough of Keyport for a term of three years, from January 1, 2002 to December 31, 2004.

3. Resolution #3-02, Appointment of Deputy Borough Clerk

BE IT RESOLVED, by the Council of the Borough of Keyport that the appointment of Allyson M. Cinquegrana as Deputy Borough Clerk, for a three year term, from January 1, 2002 to December 31, 2004 be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

APPOINTMENT OF BOROUGH ENGINEER

Mayor Graham announced the appointment of Gerald Freda, as the Borough Engineer for the term of three years, from January 1, 2002 to December 31, 2004.

4. Resolution #4-02, Appointment of Borough Engineer

WHEREAS, there exists a need for engineering 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 (NJSA 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 years 2002 to 2004, by the Mayor, be and the same is hereby confirmed. The person hereby appointed, Gerald Freda is a member of the engineering 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 Mrs. Ashmore

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Hyer, Stalter
Absent: Councilman Bergen

APPOINTMENT OF BOROUGH AUDITOR

Mayor Graham announced the appointment of William Meyler. as the Borough Auditor for the term of one year, from January1, 2002 to December 31, 2002.

5. Resolution #5-02, 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 2002 by the Mayor, be and the same is hereby confirmed. The person hereby appointed, William Meyler 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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilmember Bergen

ANNUAL NOTICE

Notice is hereby given that effective January 1, 2002, 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 June 4, 2002 meeting will be held on Monday, June 3, 2002 and the November 5, 2002 meeting will be held on Monday, November 4, 2002.

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

6. Resolution #6-02, 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 Mrs. Ashmore

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

COUNCIL PRESIDENT

Mayor Graham announced the election of June Atkins as Council President for the year 2002.

7. Resolution #7-02, 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 June Atkins, a member of said Council, be elected President.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

COUNCIL COMMITTEES

Mayor Graham announced the appointment to Council Committees for the year 2002.

POLICE	**1. Susan Ashmore, Chairman** **2. Brian Stalter** **3. John Merla**
FIRE	**1. June Atkins, Chairman** **2. Robert Bergen** **3. Robert Hyer**
FINANCE	**1. John Merla, Chairman** **2. Robert Hyer**

	3.	Susan Ashmore
HEALTH/RECREATION/ PARKS	1.	Brian Stalter, Chairman
	2.	Susan Ashmore
	3.	June Atkins
PUBLIC WORKS/RECYCLING PROPERTY MAINTENANCE	1.	Robert Hyer, Chairman
	2.	John Merla
	3.	Robert Bergen
BUILDING & GROUNDS/ LIBRARY	1.	Robert Bergen, Chairman
	2.	June Atkins
	3.	Brian Stalter

8. Resolution #8-02, 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 2002 be and the same are hereby approved and confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

DESIGNATE OFFICIAL NEWSPAPERS

9. Resolution #9-02, 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. Merla, seconded by Mrs. Ashmore

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

DESIGNATE OFFICIAL DEPOSITORIES

10. Resolution #10-02, 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. Fleet Bank, First Union, Sovereign Bank of New Jersey, 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 2002 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 Mrs. Atkins, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

2002 FIRE DEPARTMENT CHIEFS

Mayor Graham announced the 2002 Fire Department Chiefs, and asked that they assemble to take their Oaths of Office, to be administered by the Borough Clerk.

PRESENTATION OF EX-CHIEFS BADGE

Councilman John Merla, 2001 Fire Commissioner presented the Ex-Chief's Badge to Larry Stonework by pinning it on his jacket and also presented him with a hat.

The Department horn was passed from Ex-Chief Stonework to incoming 2002 Fire Chief Marr.

Fire Chief Marr advised the public that the First Assistant Chief is a 9th generation Aumack in the Fire Department, Second Assistant Chief Jimenez is the first Spanish American member to be an Assistant Chief and the "baby" Chief is Michael Walling.

Kenneth Marr, Jr. was sworn in as Fire Chief. First Assistant Chief Harry Aumack, III, Second Assistant Chief Roy Jimenez and Third Assistant Chief Michael Walling were then sworn in.

Chief Marr advised the public that this year is the 125th Anniversary of the Keyport Fire Department and that there will be many events taking place during the year and he looks forward to seeing everyone at the celebration.

2002 FIRST AID SQUAD OFFICERS

Mayor Graham announced the 2002First 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
3RD LIEUTENANT:	PEARL DIXON

Captain Brandt was not in attendance, but the Lieutenant's were sworn in.

FIRE INSPECTORS

Mayor Graham announced, with the advice and consent of the Council, the appointments of William Larkin, Anthony Vecchio, Raymond Kilroy, Kenneth Marr, Jr. and David Olsen as Fire Inspectors in the Borough of Keyport for the term of one year, from January 1, 2002, to December 31, 2002.

11. Resolution #11-02, Appoint Fire Inspectors

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

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, 2002.

Richard S. Applegate	Pedro Santiago
Richard Burian	Phillip Serpico
Vito Esposito	Lawrence Stonework
Robert Ferry, Jr.	Marc Thalheimer
Kenneth Goble	Michael Van Jura

Jay Gordon	William Vaughn
Earl Hallam	Donald Vaughn
James McNerny	Nicholas Devincenzo
Matthew Farapan	

12. Resolution #12-02, 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, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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, 2002.

MICHAEL HANDLER

FRANK CURRIER

BRIAN MCGROGAN

ROGER OLMSTEAD

13. Resolution #13-02, 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, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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, 2002.

14. Resolution #14-02, 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, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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, 2002.

Emily Burlew	Alice Albrecht
John Yard	Paul Albrecht
Linda Corbett	Sonia Perno
Linda Connors	Laurie Leonard

Harry Kneute (Substitute)

Janine Popovich (Substitute)

15. Resolution #15-02, 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, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilmembers Bergen

APPOINTMENT OF EMERGENCY MANAGEMENT COORDINATOR

16. Resolution #16-02, Appointment of Emergency Management Coordinator

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of James H. Atkins, Jr. as Emergency Management Coordinator in the Borough of Keyport for a term of three years from January 1, 2002 to December 31, 2004 be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Merla, Ashmore, Hyer, Stalter
Abstain: Councilwoman Atkins
Absent: Councilman Bergen

APPOINTMENT OF DEPUTY EMERGENCY MANAGEMENT COORDINATOR

Mayor Graham announced with the advice and consent of the Council, the appointment of Kenneth Krohe, as Deputy Emergency Management Coordinator which will expire on December 31, 2002.

17. Resolution #17-02, Appointment of Deputy Emergency Management Coordinator

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Kenneth Krohe as Deputy Emergency Management Coordinator with a term to expire on December 31, 2002 be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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, 2002 to December 31, 2002.

18. Resolution #18-02, 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 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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.

19. Resolution #19-02, 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 Mrs. Atkins, seconded by Mr. Merla

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen,

APPOINTMENT OF RECYCLING COORDINATOR

Mayor Graham announced with the advice and consent of the Council, the appointment of Thomas Gallo, Jr., as the Recycling Coordinator for a term of one year, from January 1, 2002 to December 31, 2002.

20. Resolution #20-02, Appointment of 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. Merla, seconded by Mrs. Ashmore

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

DEPUTY RECYCLING COORDINATOR

Mayor Graham announced with the advice and consent of the Council, the appointment of Frank R. Currier, as Deputy Recycling Coordinator, for a term of one year, January 1, 2002 to December 31, 2002.

21. Resolution #21-02, Deputy Recycling Coordinator

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Frank R. Currier as Deputy Recycling Coordinator in the Borough of Keyport for a term of one year, January 1, 2002 to December 31, 2002 be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilmember Bergen

MONMOUTH COUNTY COMMUNITY DEVELOPMENT REPRESENTATIVE

Mayor Graham announced, with the advice and consent of the Council the appointment of John Merla as the Monmouth County Community Development Representative for the year 2002.

22. Resolution #22-02, Appointment of Monmouth County Community Development Representative

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of John Merla as the Monmouth County Community Development Representative for the year 2002 be and the same is hereby confirmed.

Offered for adoption by Mrs. Atkins, seconded by Mrs. Ashmore

Roll Call Vote: Ayes: Councilmembers Atkins, Ashmore, Hyer, Stalter
Abstain: Councilman Merla
Absent: Councilman Bergen

MONMOUTH COUNTY COMMUNITY DEVELOPMENT ALTERNATE REPRESENTATIVE

Mayor Graham announced, with the advice and consent of the Council the appointment of June E. Atkins, as the Monmouth County Community Development Alternate Representative for the year 2002.

23. Resolution #23-02, Appointment of Monmouth County Community Development Alternate Representative

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of June E. Atkins as the Monmouth County Community Development Alternate Representative for the year 2002 be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Merla, Ashmore, Hyer, Stalter
Abstain: Councilwoman Atkins
Absent: Councilman Bergen

PLANNING BOARD MEMBERS

Mayor Graham announced the appointment of George Sappah as a Class II member of the Planning Board to fill a one year term which will expire on December 31, 2002.

Mayor Graham announced the appointment of Andrew Willner as a Class IV member of the Planning Board to fill a four year term which will expire on December 31, 2005.

Mayor Graham announced the appointment of Wade J. Pedersen as a Class IV member of the Planning Board to fill a four year term which will expire on December 31, 2005.

Mayor Graham announced the appointment of Thomas W. Antonucci as an Alternate #2 member of the Planning Board to fill a two year term which will expire on December 31, 2003.

PLANNING BOARD COUNCILMEMBER

Mayor Graham announced the appointment of Susan Ashmore-Montanti a member of the Governing Body, to the Planning Board as a Class III member for the year 2002.

24. Resolution #24-02, 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 2002, as a Class III member, Councilmember Ashmore-Montanti be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Hyer, Stalter
Abstain: Councilwoman Ashmore
Absent: Councilman Bergen

HARBOR COMMISSION COUNCILMEMBERS

Mayor Graham announced the appointments of Councilmembers Robert Hyer and Brian Stalter, members of the Governing Body, to the Harbor Commission for the year 2002.

25. Resolution #25-02, 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 2002, Councilmembers Hyer and Stalter, be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore
Abstain: Councilmembers Hyer and Stalter
Absent: Councilman Bergen

HARBOR COMMISSION MEMBER

Mayor Graham announced, with the advice and consent of the Council, the appointment of Catherine McLane as a member of the Harbor Commission for a term of five years, from January 1, 2002 to December 31, 2006.

26. Resolution #26-01, Appointment of Harbor Commission Member

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

BOARD OF HEALTH MEMBER

Mayor Graham announced, with the advice and consent of the Council, the appointment of Annette Kovacs as a member of the Board of Health for a term of four years, from January 1, 2002 to December 31, 2005.

27. Resolution #27-02, Appointment of Board of Health Member

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

BOARD OF HEALTH MEMBER

Mayor Graham announced, with the advice and consent of the Council, the appointment of Kenneth DeGroat as a member of the Board of Health for a term of four years, from January 1, 2002 to December 31, 2005.

28. Resolution #28-02, Appointment of Board of Health Member

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

RECREATION COMMISSION MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of Marilyn Lee, as a Recreation Commission member for the term of five years, from January 1, 2002 to December 31, 2006.

29. Resolution #29-02, Appointment of Recreation Commission Member

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Marilyn Lee, 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 Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

RECREATION COMMISSION MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of John Aumack, as a Recreation Commission member for the term of five years, from January 1, 2002 to December 31, 2006.

30. Resolution #30-02, Appointment of Recreation Commission Member

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer

Stalter
Absent: Councilman Bergen

RECREATION COMMISSION MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of Carlos Maldonado, as a Recreation Commission member for a five year unexpired term, from January 1, 2002 to December 31, 2004.

31. Resolution #31-02, Appointment of Recreation Commission Member

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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. Robert Sipe 1/1/02 to 12/31/2004
2. Jennifer Henning 1/1/02 to 12/31/2004
3. Andrew Willner 1/1/02 to 12/31/2004

LIBRARY BOARD OF TRUSTEES MEMBER

Mayor Graham announced with the advice and consent of the Council, the appointment of Bonnie Ashmore, as a member of the Library Board of Trustees to fill a five year term which will expire on December 31, 2006.

32. Resolution #32-02, Appointment of Library Board of Trustee Member

BE IT RESOLVED by the Council of the Borough of Keyport that the appointment of Bonnie Ashmore as a member of the Library Board of Trustees to fill a five year term which will expire on December 31, 2006 be and the same is hereby confirmed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Hyer, Stalter
Abstain: Councilwoman Ashmore
Absent: Councilman Bergen

BOROUGH PHYSICIAN

33. Resolution #33-02, 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 2002 that Hazlet Health Care be and hereby is appointed as Borough Physician for the year 2002 and that they be compensated for each employee referred to them for examination.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

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 C Member, Timothy Regan, term expiring on 12/31/2003

NEW BUSINESS

1. **Matawan Interlocal Officials.** Per Joseph Leo, Matawan Borough Administrator, Matawan Borough needs to hire a Building Inspector and a Fire Subcode Official as back up on a per diem basis. Motion to approve the hiring by Matawan of Robert Burlew as a Building Inspector and Anthony Vecchio as a Fire Subcode Official moved by Mr. Merla, seconded by Mrs. Ashmore. Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer, Stalter. Absent: Councilman Bergen.

2. **Pop Warner.** Mrs. Atkins requested permission to look into awards for the Pop Warner Cheerleaders and Football Players who won their Division.

RESOLUTIONS

34. Resolution #34-02, 2002 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, 2002 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, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer

Stalter
Absent: Councilman Bergen

35. Resolution #35-02, 2002 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, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

36. Resolution #36-02, Authorize Payroll/Emergencies for the year 2002

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 2002 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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

37. Resolution #37-02, 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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

38. Resolution #38-02, 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 2002.

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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

39. Resolution #39-02, 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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

40. Resolution #40-02, 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.

Definitions
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.

Designation of Depositories
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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

41. Resolution #41-02, 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 Wilentz, Goldman and Spitzer 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 Wilentz, Goldman and Spitzer, 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 Wilentz, Goldman and Spitzer 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.

Mr. Merla said that John Cantaluppo will be the representative of Wilentz, Goldman and Spitzer.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

42. Resolution #42-02, 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 2002.

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

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

43. Resolution #43-02, 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, 2000 for a one year term which expired on December 31, 2000.

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, 2002 for a one (1) year term which shall expire on December 31, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

44. Resolution #44-02, 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, Edward S. Rainer is qualified and holds a license as a Water Treatment Facility Operator.

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

1. Edward S. Rainer is hereby retained as the licensed Operator of the Keyport Water Treatment Facility effective from January 1, 2002 to December 31, 2002.

2. Edward S. Rainer shall be compensated for said services at the rate of $5,260.00 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 Edward S. Rainer, he shall then be compensated with an additional rate of $5,260.00 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 Edward S. Rainer providing for the performance of said professional services.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

45. Resolution #45-02, Appointment of Licensed Waste Water Collection System Operator and Licensed Water Distribution System Operator

WHEREAS, the Borough of Keyport is presently in need of the professional services of a duly licensed "Waste Water Collection System Operator" and "Water Distribution System Operator"; and

WHEREAS, these professional services include the preparation of filing of all operation reports, performance of all services required by the State of New Jersey and other regulatory bodies of persons so licensed; and

WHEREAS, David Rooke has offered these professional services for which he is qualified, pending additional licensing, for a cost of $5,500 per license per annum; and

WHEREAS, the Borough has reached an agreement with the International Union of Operating Engineers, Locals 68-68A-68B to allow for the retention of these professional services from David Rooke, in accordance with the Memorandum of Agreement attached hereto; and

WHEREAS, the Chief Financial Officer has certified that funds for same are available.

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

1. The Borough hereby retains the professional services of Licensed Waste Water Collection Systems Operator and Licensed Water Distribution System Operator from David Rooke, for a term of January 1, 2002 through December 31, 2002 at a rate of $5,500 per annum for each license.

2. This retention is conditioned upon David Rooke performing all of the duties and responsibilities of a Licensed Waste Water Collection System Operator and Licensed Water Distribution System Operator in accordance with all laws and regulations pertaining to same and the obtaining of all necessary licenses to perform said duties.

3. The Mayor and appropriate Borough officials are authorized to execute any necessary documents pertaining to same.

4. This action is approved without competitive bids, nor the solicitation of competitive price quotes, in accordance with State law.

5. A notice of this award shall be advertised as required by law.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

46. Resolution #46-02, Appointment of Acting Code Enforcement Officer

WHEREAS, it is necessary to have an acting Code Enforcement Officer available to replace the designated Code Enforcement Officer in the event that said officer is absent from the Borough or from his office; and

WHEREAS, Harry Aumack is qualified to perform the duties of the Code Enforcement Officer and has agreed to serve as acting Code Enforcement Officer in the absence of the Code Enforcement Officer.

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

1. Harry Aumack is designated as acting Code Enforcement Officer in the absence of the designated Code Enforcement Officer for the purpose of performing Certificate of Occupancy inspections.

2. For said services in serving as acting Code Enforcement Officer and performing Certificate of Occupancy Inspections, Harry Aumack shall be paid at the rate of Twenty ($20.00) Dollars per inspection, said amount to be due and payable yearly for services rendered during the calendar year.

3. The term of the Acting Code Enforcement Officer shall be for one (1) year from January 1, 2002 to December 31, 2002, or until a successor is appointed.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

47. Resolution #47-02, 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. Merla, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

48. Resolution #48-02, 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 2002 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 2002; and

WHEREAS, the total appropriations in the 2002 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance is the sum of $5,426,832.93 and $2,751,283.00 for the General Budget and Water/Sewer Utility Budget respectively; and

WHEREAS, 26.25% of the total appropriations in the 2001 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance in said 2001 budget is the sum of $1,424,543.64 and $722,211.79 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 2002
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	93,000.00
WORKERS COMPENSATION INSURANCE	50,000.00
EMPLOYEE GROUP INSURANCE	150,000.00
UNEMPLOYMENT INSURANCE	3,500.00
POLICE DEPARTMENT	
S&W	450,000.00
OE	
MISCELLANEOUS	30,000.00
CLOTHING ALLOWANCE	6,100.00
FIRE DEPARTMENT	
OTHER EXPENSES	23,000.00

EMERGENCY MANAGEMENT SERVICES	500.00
OE	5,000.00
FIRST AID CONTRIBUTIONS	5,000.00
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
PUBLIC BUILDINGS AND GROUNDS	
OTHER EXPENSES	1,5000.00
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	**$ 1,424,500.00**

WATER/SEWER UTILITY BUDGET	TEMPORARY APPROPRIATIONS 2001
SALARIES AND WAGES	$ 110,000.00
OTHER EXPENSES	100,000.00
BRSA	370,000.00
ACQUISITION OF WATER	131,000.00
SOCIAL SECURITY SYSTEM	10,000.00
UNEMPLOYMENT COMPENSATION INSURANCE	1,000.00
TOTAL WATER/SEWER UTILITY BUDGET	$ 722,000.00

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

49. Resolution #49-02, Payment of Bills

See full copy of Resolution as pages 30-32 of these minutes

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

50. Resolution #50-02, Authorize Debt Service

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, 2001; and

WHEREAS, principal and interest will be due on various dates from January 1, 2002 to December 31, 2002, 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, 2002 to December 31, 2002 inclusive:

DEBT SERVICE - CURRENT FUND	
Principal on Bonds	$180,000.00
Interest on Bonds	52,606.00
Interest on Notes	149,300.00
Principal on Notes	49,500.00
Monmouth Cty Improvement Authority Loan Principal & Interest	6,000.00
	$437,406.00

DEBT SERVICE - WATER/SEWER UTILITY	
Principal on Bonds	$110,000.00
Interest on Bonds	64,600.00
Interest on Notes	5,700.00
Principal on Notes	5,000.00
	$185,300.00

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

51. Resolution #51-02, Appointment of Bloodborne Pathogen Compliance Officer

WHEREAS, the Borough of Keyport has provided for the appointment of a Bloodborne Pathogen Compliance Officer by

Ordinance adopted by the Mayor and Council of the Borough of Keyport; and

WHEREAS, the Mayor and Borough Council have determined that Michelle Dunn should serve in that capacity as mandated by Borough Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that Michelle Dunn is appointed Bloodborne Pathogen Compliance Officer.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

52. Resolution #52-02, Appoint Property Maintenance Officer

WHEREAS, there exists in the Borough of Keyport the need for the appointment of a Property Maintenance Officer; and

WHEREAS, the Mayor and Borough Council have reviewed the qualifications of William Cerase to serve as Property Maintenance Officer for the Borough of Keyport; and

WHEREAS, William Cerase will serve in the position of Property Maintenance Officer for the Borough of Keyport on a part time basis for eight (8) hours per week.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that William Cerase is appointed Property Maintenance Officer of the Borough of Keyport with an annual salary in the amount of Four Thousand ($4,000.00) Dollars or as may be fixed and determined in the Salary Ordinance adopted by the Mayor and Borough Council.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

53. Resolution #53-02, Creation Position and Appoint Assistant Property Maintenance Officer

WHEREAS, the Borough of Keyport has created the position of Property Maintenance Officer to provide for the inspection of property within the Borough of Keyport to insure compliance with applicable Borough Ordinances relative too the maintenance of property within the Borough of Keyport; and

WHEREAS, the Mayor and Borough Council have determined that the creation of the position of Assistant Property Maintenance Officer would provide an additional officer to insure compliance with the Borough Ordinances as it pertains to the maintenance of property within the Borough of Keyport; and

WHEREAS, Anthony Infante will serve in the position of Property Maintenance Officer for the Borough of Keyport on a part time basis for eight (8) hours per week.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that Anthony Infante is appointed Assistant Property Maintenance Officer of the Borough of Keyport with an annual salary in the amount of Three Thousand Five Hundred ($3,500.00) Dollars or as may be fixed and determined in the Salary Ordinance adopted by the Mayor and Borough Council.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

54. Resolution #54-02, Appointment of Recycling Committee Members

WHEREAS, the Mayor and Council of the Borough of Keyport did, by Resolution, duly adopted on March 24, 1992, create a Recycling Committee to oversee recycling activities throughout the Borough of Keyport; and

WHEREAS, the initial Resolution #140-92 provided for an appointment of an eight member committee, with each member being appointed for a term of two (2) years; and

WHEREAS, the Mayor and Borough Council have determined that the Recycling Committee should continue to oversee recycling activities within the Borough of Keyport, but that the terms of appointment should be staggered to provide for continuity in the Committee which is determined to be beneficial to the residents of the Borough of Keyport; and

WHEREAS, the Mayor and Council have determined that three members shall be appointed to a three year term, two members appointed to a two year term and three members appointed to a one year term, the latter appointment to include a Council Representative; and

WHEREAS, the Mayor and Council have determined that all appointment shall be effective January 1, 2002.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the following members are hereby appointed to the Recycling Committee and shall serve the following terms:

Tom Gallo, Jr., Coordinator, for a one (1) year term expiring December 31, 2002;

Frank F. Currier, Assistant Coordinator, for a one (1) year term expiring December 31, 2002;

Amanda Russo, for a two (2) year term expiring December 31, 2003;

Anthony Triano, for a two (2) year term expiring December 31, 2003;

Luis Gonzalez, for a three (3) year term expiring December 31, 2004;

James Lawson, for a three (3) year term expiring December 31, 2004;

Peter Panullo, for a three (3) year term expiring December 31, 2004;

Robert Hyer, Council Representative, for a one (1) year term expiring December 31, 2002.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer Stalter
Absent: Councilman Bergen

55. Resolution #55-02, Appointment of Special Legal Counsel

WHEREAS, the Mayor and Council of the Borough of Keyport have determined the need for the appointment of Special Legal Counsel to handle certain matters as may be designated by the Borough Attorney or the Mayor and Council based upon circumstances arising, including conflict, as the case may be; and

WHEREAS, the Mayor and Council of the Borough of Keyport have considered the qualifications of Brian Mullen, Esq., Louis Granata, Esq., Robert F. Schillberg, Jr. Esq. and Wesley Kain, Esq. and have determined that these attorneys are admitted to the practice of law in the State of New Jersey and are otherwise qualified to handle any legal work requested by the Borough of Keyport; and

WHEREAS, the Mayor and Council of the Borough of Keyport are mindful of the requirements of NJSA 48:11-5 of the Local Public Contracts Law and deem it necessary and appropriate to act in accordance therewith.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the

Borough of Keyport, County of Monmouth and State of New Jersey as follows:

1. Brian Mullen, Esq., Louise Granata, Esq., Robert F. Schillberg, Jr., Esq and Wesley Kain, Esq. are hereby appointed Special Legal Counsel for the Borough of Keyport.

2. Special Legal Counsel shall be paid at the rate and shall bill at the rate established for the Borough Attorney.

3. Public Notice of this Resolution shall forthwith be published in the Courier.

4. Copy of the Resolution between the Borough of Keyport and Special Counsel shall be kept on file with the Borough Clerk and shall be available for public inspection upon request.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

INTRODUCTION OF ORDINANCE

1. Ordinance #1-02, Repeal Recycling Fees

The Clerk read the Ordinance by Title:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT" ADOPTED BY THE MAYOR AND COUNCIL AND AMENDED FROM TIME TO TIME THEREAFTER

BE IT ORDAINED by the Mayor and Council of the Borough of Keyport, County of Monmouth, State of New Jersey that Chapter 16 of the Revised General Ordinances of the Borough of Keyport, Section 16-7, Recycling Fees, be amended as follows:

Section 1. Chapter 16, Article 16-7.3, Fees for White Goods and Bulk items, is hereby repealed in its entirety.

Section 2. Declaration. The Mayor and Borough Council of the Borough of Keyport hereby declare that no Keyport resident shall be assessed a fee or surcharge for the disposal of recyclable white goods and bulk items within the Borough of Keyport.

Section 3. All Ordinances and provisions thereof inconsistent with the provisions of this ordinance shall be severable from the remainder of the Ordinance.

Section 4. If any subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgement of any court or competent jurisdiction this section, subsection, part, clause or phrase shall be deemed severable from the remainder of the ordinance.

Section 5. This Ordinance shall take effect immediately after final passage and publication as required by law.

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

Roll Call Vote: Ayes: Councilmembers Atkins, Merla, Ashmore, Hyer
Stalter
Absent: Councilman Bergen

1a. Motion authorizing the Clerk to publish the Ordinance, as introduced, in the Courier, issue of January 3, 2002 for a Hearing to be held on January 15, 2002 moved by Mr. Merla, seconded by Mrs. Atkins with Ayes by all present.

REMARKS OF MAYOR AND COUNCIL

Councilman Bergen: Mr. Bergen was absent. Mayor Graham extended Mr. Bergen's good wishes to everyone.

Councilwoman Atkins: Mrs. Atkins wished everyone a Happy and Healthy New Year. She congratulated Mr. Hyer and Mr. Stalter on becoming Councilmen and wished Mr. Pedersen and Mr. Antonucci good luck. Her agenda for this year contains 4 c's and a T. 1.

Challenge - For general support in the election and to continue to work as a team; 2. Communication - Listen, consider and evaluate every point of view and reach a just decision; 3. Commitment - to move Keyport forward; 4. Change - To change what we can and accept what we cannot and to do our best. The "T" stands for teamwork - to represent everyone which requires everyone to participate. Mrs. Atkins said that it has been a pleasure to serve and pledged to do her best.

Councilman Merla: Mr. Merla recognized the hard work and dedication of all Borough Employees and their efforts each year. He thanked Al DeGracia for his time on the Planning Board. He thanked the men and women in the armed services; life has changed. For those who lost loved ones in the September 11th tragedy, he said he was sorry. Everyone must have faith; lives have been lost, but hope has been gained. People may differ or disagree, but we are all Americans and can get along. Everyone works together in Keyport. After the September 11th tragedy, taxes, etc did not matter. There is a certain "brotherhood" between firemen; they are the heroes. Mr. Merla said that he has been a firemen for 22 years and served two years as Fire Commissioner. Equipment grants have been received and membership and morale have gone up. He thanked Mayor and Council for supporting the needs of the Fire Department and wished the Fire Chief Marr and his Board luck. All departments have done a great job. The November 6th vote changed the leadership (5 Republicans and 2 Democrats); we work for everyone. Mr. Merla congratulated Mr. Hyer and Mr. Stalter and said that they both bring their talents to Council. He has worked with Mrs. Atkins and Mrs. Ashmore. He thanked Mr. Pedersen and Mr. Antonucci for their time as Councilmen. This year will be a platform of change. The Projects for 2002 will be the New Municipal Building, Waterfront Improvement, paving of streets, Capital Improvements, Task Force Committee and Professional input on parking, the businesses, the Senior Citizens, Keyport Day, a new Public Works/Recycling yard, Recycling program in the schools, new sources of revenue, a commercial tax abatement program. Mr. Merla will communicate with the residents. He will work with Anthony Vecchio on Landlord Registration. He will focus his attention on the quality of life for Keyport residents. The residents talents will be used. Mrs. Atkins and Mrs. Ashmore were thanked for the time they spent on projects. Mr. Merla advised the public that Mrs. Atkins is the longest serving Councilperson in the history of Keyport (16 years). He gave Mayor Graham his assurances that the Republican majority will help strive to make Keyport resident's lives better. He thanked his wife, Kelly and family and friends for their support during his 13 years of public service. He pledged to make Keyport a cleaner, safer and secure place to live.

Councilwoman Ashmore: Mrs. Ashmore said that it is tough to follow Mr. Merla. All of the issues that she was going to discuss have been touched on. As she reflected back to the September 11th tragedy, she noticed that everyone stopped looking at each other one way and then differently. Her goal is to enhance communication and move the community forward. She welcomed Mr. Hyer and Mr. Stalter to Council. This will be her second year; the first year was a big learning experience which will be used as knowledge to move forward. Mrs. Ashmore said that Mr. Hyer and Mr. Stalter bring energy and enthusiasm to help make change and move forward.

Councilman Hyer: Mr. Hyer acknowledge honored guests and his family. He thanked Freeholder Stominski for swearing him in. He said that it is an honor to be sitting at the dais. He thanked each individual who voted for him and said that he looks forward to representing them. He looks forward to working with Mayor Graham and Mr. Bergen. He pledged to work hard.

Councilman Stalter: Mr. Stalter thanked all of his family and friends for coming out today. Everyone touched on the topics he was going to speak on. After the September 11th attack, he did an inventory and said that Keyport's most valuable resource is its people. Mr. Stalter said that he is proud to sit on Council and work with everyone and looks forward to three years of service.

Mayor Graham: Mayor Graham echoed the positive sentiments. This year will be a different year; he sat down with Mr. Merla and Mrs. Atkins to discuss matters. He said that people have an exaggerated sense of conflict on Council; most matters both parties agree on, but there are some issues where there are differences of opinion. He will maintain cordiality and will work with the majority, but will speak up if he disagrees. The Mayor said that he is here for the right reasons. Projects are close to fruition and good working relationship is needed. He is committed to do his job as Mayor. Even though Mayor and Council may argue, it is forgotten. He looks forward to a good 2002 and congratulated Mr. Hyer and Mr. Stalter on their Council seats.

AUDIENCE PARTICIPATION

The Meeting was opened to the public for comments or questions at 1:45 PM. Allyson Cinquegrana, Deputy Borough Clerk, thanked Mayor and Council for her reappointment for another three year term and said that she looks forward to working with everyone.

ADJOURNMENT

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

Time of Adjournment: 1:46 P.M.

Respectfully submitted,

Judith L. Poling/amc

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

Allyson M. Cinquegrana

per Allyson M. Cinquegrana, RMC
Deputy Borough Clerk