January 9, 2001 Approved 2/20/01
Keyport, New Jersey

Minutes of a Work Meeting of the Mayor and Council, held on the above date in the Keyport Senior Center, 110 Second Street, Keyport, N.J. pursuant to the Annual Notice on file with the Borough Clerk, forwarded to the Asbury Park Press, Courier, Independent and Two River Times and posted on the Bulletin Boards in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231.

Mayor Graham called the meeting to order at 7:08 P.M. and read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Ashmore, Antonucci, Merla, Atkins, Bergen, Pedersen. Others present were Mr. Litwin, Borough Attorney and Thomas Fallon, Chief Financial Officer.

RESOLUTION

1. Resolution #46-01, Closed Meeting - Personnel, Litigation, Labor Relations and Contract Negotiations

WHEREAS, the Mayor and Council of the Borough of Keyport propose to discuss the following subjects:

Personnel

1. IUOE Grievances, Public Works/PSTO and Clerical Units
2. Police Department
3. Public Works

Labor Relations

1. PBA
2. Administrative and Non Union Employees

WHEREAS, the Governing Body has determined that within the provisions of the Open Public Meetings Law, the Public should be excluded from the discussion of said subjects;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that a meeting of the Mayor and Council shall be held forthwith from which the public shall be excluded in the Senior Citizen Center Meeting Room for the purpose of discussing the following subjects:

Personnel and Labor Relations

BE IT FURTHER RESOLVED that the discussions on Personnel, and Labor Relations conducted at said closed session shall be disclosed when the matters discussed are resolved, and with regard to Labor Relations when negotiations are completed and a contract executed, and this meeting shall continue in approximately 20 minutes.

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

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

Council went into closed session at 7:10 P.M. and this meeting was reconvened at 8:10 P.M.

Mayor Graham called the meeting to order at 8:15 P.M. and read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Ashmore, Antonucci, Merla, Atkins, Bergen, Pedersen. Others present: Mr. Litwin, Borough Attorney and Mr. Kriskowski, Borough Engineer.

PRESENTATIONS

Mayor Graham presented Daniel Nicholl a Clock Plaque for almost 6 years of service to the Borough of Keyport as Councilman. The Mayor said that Mr. Nicholl's term ended last month and he sacrificed hours away from his family. His time was well worth it and he made efforts on behalf of the Borough. The Governing Body is selected to commit to the Borough and the responsibility is there every day which gives satisfaction to those who serve. Mayor Graham thanked Mr. Nicholl's wife Cindy, his daughters Megan and Jenna as well as Mr. Nicholl's mother; he said that they should be proud of Mr. Nicholl.

Mr. Nicholl said that it was a pleasure sitting on Council for 6 years and that he took satisfaction from what it has done as a group (bi-partisan); there were honorable intentions. He wished the best of luck to Thomas Antonucci and Susan Ashmore as well as the rest of the Council; he said that everyone was a great bunch to work with. Mr. Nicholl wished everyone Happy Holidays.

APPEARANCE AND DISCUSSION

1. **New Municipal Bulkhead.** Mr. Kriskowski, Borough Engineer, introduced Mustafa Gouda and Tom Langin who will explain where the Borough is with the project, what has been done and what will be done in the future. Mr. Gouda said that he handles the technical items; he has done foundation and soil work for 40 years. Mr. Gouda has Master Degrees and has done waterfront work for New Jersey and New York; he is familiar with the soil condition here. Mr. Langin said that he has been an Engineer for 20 years with a Masters and Undergraduate Degree in Structural Engineering. Mr. Langin has designed bulkheads on the east coast and in the mid west. He finished the mooring structure, designed the bulkhead, tie backs and anchors for the Battleship NJ. Mr. Kriskowski said that a proposal for Keyport's Bulkhead has been submitted; the Committee met and worked a plan for a safe Bulkhead that would not block the view. The work on the pilings will be vinyl sheathing and grotech. The promenade will be 15-20 feet wide. It is 42 inches up from the grade and the piling increased it 2 more feet. With regard to the American Legion curbline, the walkway would be extended and the roadway relocated to provide a recreational area. There is a question about the relocation of First Street. The plan that is being used as a base is from 1988; it is the best and most favorable plan to provide recreation. The roadway would require acquisition of property (funding is available through the DEP). The first part would loop around the egress/ingress until property acquisition is obtained. Regarding geotechnical matter, there is 1900 linear feet of bulkhead to replace; there are sediment layers that create design difficulty, but the Borough could go with vinyl sheathing. Mr. Antonucci asked about sheathing and if it has been used elsewhere; Mr. Kriskowski said yes, by the Yacht Club and in the north, it is stable. Mr. Litwin asked if you would see the same thing at the Yacht Club; yes, vinyl and cap (vinyl is more aesthetically pleasing). Mayor Graham said that the Yacht Club's vinyl is thinner than what would be used on the Borough's bulkhead. Mr. Kriskowski said that once they get into the design the DEP will have the final say on the stability of vinyl. Mrs. Atkins asked about the durability of vinyl. Mr. Kriskowski said that vinyl (50 years) lasts longer than timber (30 years). Mr. Pedersen said that the system first came out as steel (chip resistant) which was not aesthetic. Mr. Kriskowski said that the Bulkhead Committee visited sites in Highlands and Atlantic Highlands as well as a Yacht Club. Mr. Litwin asked if vinyl could be steam cleaned to wash it ; it depends on the color. Mrs. Atkins asked about fisherman with bait; the cap could be wood or vinyl. John Olsen, Harbor Commission, said vinyl is environmentally sound. Mr. Pedersen asked if the outside pilings would be pressure treated and asked if there would be no creosate. Mr. Gouda said that CCU is better looking. Mr. Kriskowski said that the flood height elevation of the bay is 12', which is the minimum height to construct; a DEP recommendation. Posts were put up and marked to show 12 as the elevation; the promenade would be raised up to create safety barriers. Mr. Litwin asked if cars on the roadway would be able to see the water; Mr. Kriskowski said no, not if the roadway is where it is now.

Mayor Graham said that Council needs to move to a consensus and decide how important is what is behind the bulkhead. Mr. Kriskowski said that to save the Borough money they would relocate the road inside and closer to the buildings and make parking nearer to the bulkhead and recreation area. Mayor Graham said that the entrance from Broad Street is not wide enough for vehicular traffic only pedestrian traffic. Mr. Kriskowski said that property acquisition is time consuming. Mr. Litwin said that if the Borough creates and then acquires property it becomes "a new ball game". Mr. Kriskowski said that there will be a pre-application meeting with the DEP. Mayor Graham asked if the bulkhead design would have to be adjusted if the road is moved back; Mr. Kriskowski said that the DEP has already seen the 1988 plan. Mayor Graham asked what is the State's role in paying for the road; they will refund 75% eligible costs - bulkhead promenade and original American Legion

Drive replacement. Mrs. Atkins asked if there would be realignment would there be parking behind the stores; no, walkway access. Mrs. Atkins asked about businesses using the parking; they are not that much further away. Mr. Pedersen said that if the road is brought in and looped it would cut off East Keyport. Matt Winchell asked if there would be an effect on the cost of the project if the road was not relocated or if an adjustment would be made if the road goes around the Historical Museum. Mary Allen asked if trees and parking spaces would be lost; Mr. Kriskowski said that this is a conceptual plan. Mr. Bergen asked if the road would be on the water or recreated on water; he said that they should move ahead with the funding. Mr. Bergen suggested putting a question on the ballot to contribute. Michael Palmisano said residents of First Street object to the road going from First Street; First Street is a County road and would need County approval. Moving the road would be a huge improvement as the parking lot obstructs the view. Mrs. Atkins asked that a specific area for fishermen be considered. Mayor Graham said that the improved look would encourage people to visit Keyport. Mr. Kriskowski said that three proposals were submitted. Mr. Bergen said that as far as financing, the Borough could do it themselves. Mr. Kriskowski said that it would take 8-10 weeks to complete the design and then another 7-8 months for permitting (if the work is authorized they could begin September or October). Mr. Merla said that the concept is good, but he has concerns he would like addressed before he endorses the application to acquire property. There should be a public hearing question on the November ballot. Mayor Graham had a display that he will be bringing to the next BID meeting. Matthew Winchell asked if Green Acres would award money for the acquisition of property. Mr. Kriskowski said that in October 2001 there will be development monies available from the DEP. Mayor Graham said that the three proposals are: Bulkhead design, survey work and application for acquisition funding. Mr. Kriskowski suggested doing the survey work first. The Mayor requested that the Finance Chairman look at the proposals and make a recommendation at the January 16th meeting. Mr. Merla said that drains are covered up and the existing drains should be looked at before tying in; Mr. Kriskowski agreed stating that two of the drains belong to the County. The Mayor thanked Mr. Kriskowski and Messrs. Gouda and Langin.

COMMUNICATIONS AND PETITIONS

1. Fire Department Membership Application from Terrance Groffie/Eagle Hose.

   Motion to Approve moved by Mr. Merla, seconded by Mrs. Atkins with Ayes by all present.

2. On Premise Draw Raffle License Application from Keyport Central School PTA (3/2/01).

   Motion to Approve moved by Mr. Merla, seconded by Mrs. Atkins with Ayes by all present.

3. On Premise Cash Raffle License Application from Keyport Central School PTA (3/2/01)

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

4. Letter of Resignation from Pasquale Menna, Esq. as Prosecutor.

   Motion to hold this matter until January 16th moved by Mr. Merla, seconded by Mr. Pedersen with Ayes by all present.

UNFINISHED BUSINESS

1. **Fire Patrol/Hahn Pumper.** Mr. Merla suggested going out to bid to sell; Mr. Litwin will look into this matter. Motion to list this matter on the January 16th Agenda moved by Mr. Merla, seconded by Mrs. Atkins with Ayes by all present.

2. **First Aid Cadets Request for Donation.** Mr. Bergen suggested putting this into the Temporary Budget. Motion to list on the January 16th Agenda moved by Mr. Bergen, seconded by Mr. Merla with Ayes by all present.

3. **NY/NJ Baykeeper-Oyster Garden.** Mr. Pedersen said that the spot that they would like to put the garden is not a good one. Motion advising them to contact other marinas moved by Mr. Pedersen,

seconded by Mr. Merla with Ayes by all present. Pedersen's marina has an oyster garden.

4. **Fast Ferry.** Mr. Bergen advised Mr. Cummins that a lease can be drafted, but there is a question as to whether the Borough will commit to more parking or just 40 spaces; $18,000 is not sufficient. Council must make a decision. Parking problems will have to be worked on. Mayor Graham said that he will meet with Mr. Cummins on the change in their proposal.

5. **County Traffic Signal Agreements.** This matter will be held. Mr. Bergen and Mr. Litwin will review and advised when to relist.

6. **Aniello Ventrone's Performance Bond.** Mr. Kriskowski asked that this be held; he has concerns.

7. **Municipal Complex and Annex Demolition.** The demolition can be done as a change order or a separate job. Mr. Litwin said that A&K will use a low quote. Lertch is a demolition company that would do the work. It would be best to have one company do all of the work; it was recommended a change order be done. This would be limited to 20% of the contract and A&K would be responsible and coordinate the work. Mr. Kriskowski said that the Annex has to come down and the equipment will come in that way. Mrs. Atkins said that the Building and Grounds Committee met prior to the Council Meeting; the Borough was going to fill in. David Rooke, Public Works, said that there should be one contractor. Mr. Litwin said that Schoor should supervise the issues on compaction, etc.; spend the extra money for one contractor so the Borough will know who is responsible. Mr. Kriskowski agreed. Mr. Antonucci asked if the Borough would have to go out to bid; Mr. Litwin said no, it can be done as a change order (we have quotes). Mr. Merla said that there are two contractors in Keyport: Pedersen & Staeger and Gary Gallopo. Mr. Litwin said that A&K should ask them for a quote. Mayor Graham said that this could be done as a subcontractor to A&K. This matter will be relisted January 16th. The Annex should be prepared to move out immediately. It was suggested that Dr. Gold be asked if a trailer could be parked in his lot. Mrs. Poling was asked to call Dr. Dumford/Mr. Winter regarding the property the school bought on Broad Street; she was asked to contact Earl Swift. A&K should be contacted regarding a time line and when demolition of the Annex is needed.

8. **Cablevision.** Mr. Litwin said that a meeting was held with Cablevision (he, Mr. Provence and Mrs. Poling attended) on December 20th. There may be a potential settlement. We leveled the playing field by negotiating reasonably. The Borough may not be sustained with the most favored nation clause. The video package was increased from $10,000 to $15,000. Mr. Litwin recommended settling the matter. They accepted the 5 year term. Mr. Litwin said that deregulation has not served the residents well. Motion to Authorize Mr. Litwin to approve the settlement moved by Mr. Bergen, seconded by Mr. Pedersen with Ayes by all present except Mrs. Atkins.

9. **Building Department.** The Mayor said that he has a meeting with Mark Coren, Aberdeen, on Thursday at 3:30 PM to discuss a possible Interlocal and asked Mr. Merla to sit in.

ADMINISTRATOR'S REPORT

Mrs. Poling reported on the following. December 27, 2000 Payment of Bills: **CURRENT ACCOUNT - $146,556.50, WATER/SEWER ACCOUNT - $59,280.96 AND GENERAL CAPITAL - $199,211.45.** There is a preconstruction meeting regarding the New Municipal Complex scheduled for Friday, January 12th at 10 AM. The Board of Health will make inspection of grease traps part of the annual inspection and also if they are advised of any problem. A three month extension (February-April) of Special Traffic Regulations for the School Construction will be requested of the DOT. She contacted the County Road Department and they have not hot patched since October; cold patch could have been put down temporarily if the lids were lower than the road. Mr. Merla said that he cannot see how they can do that; levels vary. There was discussion on manholes and why they were patched and if the patch can be removed. It was requested that the County be contacted again to raise the manholes.

ENGINEER'S REPORT

Mr. Kriskowski reported on the following. Washington Street Construction has been stopped until spring. Mrs. Poling contacted him regarding snow removal signs that have not been replaced (6 signs-3 signs were found by the Contractor and they will look for the rest).

Mr. Merla asked that the Administrator contact the County to fix the Green Grove Avenue bridge.

ATTORNEY'S REPORT

Mr. Litwin reported on the following. The Borough is close to filing a complaint on the Kutschman property. Mr. Bergen said that money has to be provided in order to file the complaint.

NEW BUSINESS

1. **Appointment of Planning Board Member.**

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

2. **Alternate Municipal Prosecutor.** Mr. Bergen said that the position would have to be created; Mr. Litwin said that the Ordinance would be amended. He suggested that Mr. Menna's resignation be held until the position is filled. This matter will be relisted January 16, 2001.

3. **Bulk Sticker Ordinance.** Mr. Pedersen said that he reviewed the Ordinance and has comments. There are people who work and cannot come in and get stickers; the Ordinance was adopted to regulate landlords. He said that it might be easier to issue 3 stickers per household. Absentee landlords still would be regulated. At the next Recycling Committee meeting, the Committee will discuss this further. Mrs. Atkins asked why junk mail is handled on different days.

4. **Bell Atlantic.** Mr. Bergen said that he would like a supportive Resolution and/or letter sent to the State regarding the personal property taxes formerly paid by Bell Atlantic, the "hold harmless" number this year would be $40 million. Motion to list a supportive resolution on January 16th moved by Mr. Bergen, seconded by Mr. Merla with Ayes by all present.

5. **Mosquito Commission.** Mr. Merla said that the Beers Street and Maple Place drains were cleaned of leaves by the Monmouth County Mosquito Commission. Green Grove Avenue and Warren Street had newspapers lodged in the line causing the pipe to rot. Mr. Merla asked if there were any other sections that need attention; Mayor Graham said Myrtle Avenue at Veteran's Park.

6. **Passage to Highway 35.** Mr. Merla said a Therese Street resident reported at the end of the Street is a passage to Highway 35 and cars are using it. It was asked that Chief Gajewski be advised of the problem and the Knights of Columbus should be contacted.

7. **Chandler Avenue drain.** Mr. Merla said the Mosquito Commission will assist Public Works with the drain when the weather breaks.

8. **Fire Department.** Mr. Merla said there will be a meeting with the Fire Official and Fire Chiefs regarding violations of the Fire Official's office; Ordinance changes were sent to Mr. Litwin.

9. **Fuel for Fire Apparatus.** Mr. Merla said that the Fire Department asked him about getting away from fueling with diesel at the Borough pump and being allowed to go to Bill Wright. Wright Express will be contacted about purchasing diesel.

10. **Snow Storm.** Mr. Merla commended Public Works on the snow storm clean up. Mr. Pedersen said that the County roads were bad.

PUBLIC PARTICIPATION

The Meeting was opened to the public for comments or questions at 10:30 P.M. There being none, the meeting was closed at 10:30 P.M.

RESOLUTIONS

2. Resolution #47-01, Authorize Execution of 2001 Bond Counsel Contract

WHEREAS, there exists a need for specialized legal services in connection with the authorization and the issuance of bonds and bond anticipation notes of the Borough of Keyport, in the County of Monmouth, New Jersey (the "Borough"), including the review of such proceedings and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided by a recognized bond counsel firm and the law firm of DeCotiis, Fitzpatrick, Gluck, Hayden & Cole, LLP, Teaneck and Trenton, New Jersey is so recognized by the financial community; and

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

WHEREAS, the Local Public Contracts Law, NJSA 40A:11-1 et seq. requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Keyport, County of Monmouth, as follows:

1. The law firm of DeCotiis, Fitzpatrick, Gluck, Hayden & Cole, LLP, Teaneck and Trenton, New Jersey, is hereby retained to provide the specialized legal services necessary in connection with the authorization and issuance of bonds and notes by the Borough in accordance with an Agreement submitted to the Governing Body of the Borough (the "Contract").

2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, NJSA 40A:11-5(1)(a), because it is for serviced performed by persons authorized by law to practice a recognized profession.

3. A copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Borough.

4. A notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in the legal newspaper of the Borough.

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

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

3. Resolution #48-01, Authorize Execution of Borough Attorney Contract

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that:

WHEREAS, on January 1, 2001, Gordon N. Litwin of Ansell, Zaro, Grimm and Aaron was appointed as Borough Attorney for the year 2001; and

WHEREAS, it is desirable to have a contract document which spells out the terms and conditions of employment of the Borough Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council, Borough of Keyport, County of Monmouth, State of New Jersey that the attached contract, marked Exhibit "A" for the legal services of Gordon N. Litwin, be and hereby is approved.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute said Contract on behalf of the Borough of Keyport.

BE IT FURTHER RESOLVED that a notice of this Resolution and Award of Contract shall be published as required by law.

Mr. Merla said that in the Contract it states "attendance at Regular Meetings". Mr. Litwin said that there are two or three meetings that he did not bill for. In another part of the contract it states "in the Borough Attorney's absence, an Attorney will be provided"; he asked if Andrew Provence would get the $130 - yes.

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

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

4. Resolution #49-01, Authorize Right of Entry Agreement/Montanari

WHEREAS, certain activities have been proposed to be performed upon Borough property comprised of Block 39, Lots 34, 35 and 41 for the purpose of constructing a new Keyport Municipal Building Complex; and

WHEREAS, said activities will require encroachment onto Block 39, Lot 33; and

WHEREAS, Mayor and Council have received and reviewed a "Right of Entry Agreement" executed by the owner of said premises which would permit the encroachment of said activities upon Block 39, Lot 33 in exchange for a sum of $1,000 and other reasonable considerations.

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

1. The Right of Entry Agreement pertaining to Block 39, Lot 33 is approved.
2. The Mayor and appropriate Borough officials are authorized to execute same.
3. Annexed hereto is a copy of said agreement.

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

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

5. Resolution #50-01, Extension of Special Traffic Regulations/Board of Education Construction Project

WHEREAS, the Mayor and Council adopted Resolution #217-00 on June 26, 2000, attached and incorporated herewith; and

WHEREAS, the special traffic regulations were effective August 1, 2000 for a three month period; and

WHEREAS, Captain John Dayback recommended that the Special Traffic Regulations be extended for an additional three (3) month period commencing November 1, 2000 as per Resolution #276-00 adopted on October 3, 2000, copy attached and incorporated herewith; and

WHEREAS, the school construction will continue until the end of the school term this year; and

WHEREAS, Captain John Dayback has recommended that another 3 month extension be requested.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the Special Traffic Regulations shall be extended for an additional three (3) month period commencing February 1, 2001 for the following:

1. Jackson Street between Broad Street and the vocational School shall be restricted to street residents and construction use.

BE IT RESOLVED that a copy of this Resolution and any further Resolutions be forwarded to the Department of Transportation.

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

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

6. Resolution #51-01, Approval of Person to Person and Place to Place Liquor License Transfer (Major's Lounge)

WHEREAS, application has been made to the Mayor and Council of the Borough of Keyport for transfer of Plenary Retail Consumption License #1322-33-012-002 issued to J&C Fenn t/a Major's Lounge, 215 Atlantic Street, Keyport, New Jersey 07735 as a Person to Person and Place to Place transfer to Daniel Langan, 30 State Highway 36, PO Box 128, Port Monmouth, N.J. 07758; and

WHEREAS, the Borough Clerk reports that the application is in order, that the applicant is qualified to be licensed according to all standards, established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder as well as pertinent local ordinances and conditions consistent with Title 33, that the applicant has disclosed and the authority reviewed the source of all funds used in the purchase of the license and the licensed business and the requirements of notice and of publication have been met, with the second publication having been October 26, 2000; and

WHEREAS, all investigations and inspections have been made and are in order; and

WHEREAS, the Mayor and Council are not aware of any circumstances or provisions of law or local ordinance which would prohibit the transfer of the license.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the application of Daniel Langan, 30 Highway 36, PO Box 129, Port Monmouth, N.J. 07758 for transfer of Plenary Retail Consumption License #1322-33-012-002 from J&C Fenn, Inc t/a Majors Lounge, 215 Atlantic Street, Keyport, N.J. 07735 for the year 2000/2001 is hereby granted.

BE IT FURTHER RESOLVED that the aforementioned transfer is hereby effective January 10, 2001.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to execute the endorsement of transfer.

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

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

7. Resolution #52-01, Authorize Donation to Ancient Order of Hibernians (½ page ad)

WHEREAS, the Ancient Order of Hibernians is an organization located in Monmouth County which conducts activities that benefit the public good; and

WHEREAS, the Ancient Order of Hibernians has requested that the Borough of Keyport contribute the sum of $75.00 for the purpose of assisting them with funds for the 11th Annual Dinner Dance Souvenir Ad Journal.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the sum of $75.00 is hereby approved as a contribution to the and the Mayor and Chief Financial Officer are authorized and directed to pay said sum.

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

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

8. Resolution #53-01, Payment of Bills

See full copy of Resolution as pages 12-13 of these minutes

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

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

9. Resolution #54-01, Amend December 19, 2000 Payment of Bills

WHEREAS, on December 19, 2000, the Mayor and Council of the Borough of Keyport passed Resolution #335-00 for the Payment of Bills; and

WHEREAS, on the Payment of Bills, in the RBIT Account Section, check #171 payable to the order of Monmouth County Clerk in the amount of $17.00 was incorrect and had to be reissued in the amount of $3.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the check in the amount of $17.00 payable to the Monmouth County Clerk be reissued in the amount of $3.00 and that the RBIT Account Section of the Payment of Bills of December 19, 2000 be amended to read $90.62.

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

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

10. Resolution #55-01, Accept Plan to Finance Run-In Liabilities from the Central Jersey Health Insurance Fund

WHEREAS, the Borough of Keyport has joined the Central Jersey Health Insurance Fund on January 1, 2001, a self insured health fund; and

WHEREAS, the Central Jersey Health Insurance Fund has agreed to assume the unpaid liabilities for the Borough of Keyport's medical, prescription and dental plans through 12:01 A.M., on December 31, 2000.

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

The run-in claims outstanding effective December 31, 2000 of the Borough of Keyport are hereby transferred to the Central Jersey Health Insurance Fund as of that date.

It is hereby noted that the Central Jersey Health Insurance Fund has represented that the Borough of Keyport has agreed to pay the Fund in the amount of $10,969.83 monthly for the period January 1, 2001 through and including June 30, 2001.

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

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

11. Resolution #56-01, Appoint Fund Commissioner to the Central Jersey Health Insurance Fund for 2001

WHEREAS, the Borough of Keyport has joined the Central Jersey Health Insurance Fund on January 1, 2001, a self insured health fund; and

WHEREAS, the bylaws of the Central Jersey Health Insurance fund require that each Member appoint a Fund Commissioner.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Keyport does hereby appoint Judith L. Poling as its Fund Commissioner for the Central Jersey Health Insurance Fund for the Year 2001.

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

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

12. Resolution #57-01, Waive County Fee for duplicate Tax Sale Certificate

WHEREAS, P.L. 1997, Chapter 99, requires the authorization of a municipal governing body for replacement and issuance of a duplicate tax certificates held by a third party lienholder which has been destroyed or lost; and

WHEREAS, the Monmouth County Clerk's Office has advised the Tax Collector that it has misplaced a tax sale certificate and requested a replacement for same; and

WHEREAS, the Mayor and Council have previously required that replacement certificates shall be issued upon payment of a $100 fee; and

WHEREAS, the Mayor and Council as a courtesy to the County of Monmouth has considered its request that this governing body waive said fee for the issuance of said replacement tax sale certificate to the County of Monmouth.

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

1. The Tax Collector is hereby authorized to waive the charge of $100 for the replacement of a tax sale certificate as requested by the County of Monmouth.

2. A copy of this Resolution shall be furnished to the Tax Collector as authorization for said waiver.

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

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

13. Resolution #58-01, Closed Meeting - Personnel and Labor Relations

WHEREAS, the Mayor and Council of the Borough of Keyport propose to discuss the following subjects:

Personnel
1. Police Department
2. Public Works

Labor Relations
1. PBA
2. Administrative and Non Union Employees

WHEREAS, the Governing Body has determined that within the provisions of the Open Public Meetings Law, the Public should be excluded from the discussion of said subjects;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that a meeting of the Mayor and Council shall be held forthwith from which the public shall be excluded in the Senior Citizen Center Meeting Room for the purpose of discussing the following subjects:

Personnel and Labor Relations

BE IT FURTHER RESOLVED that the discussions on Personnel, and Labor Relations conducted at said closed session shall be disclosed when the matters discussed are resolved, and with regard to Labor Relations when negotiations are completed and a contract executed, and this meeting shall continue in approximately 20 minutes.

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

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

Council went into closed session at 10:40 P.M. and this meeting was reconvened at 11:02 P.M. On Roll Call, the following were present: Councilmembers Ashmore, Antonucci, Merla, Atkins, Bergen, Pedersen.

ADJOURNMENT

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

Time of Adjournment: 11:03 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