October 16, 2001 Approved 11/20/01
Keyport, New Jersey

Minutes of the Regular Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Keyport Senior Center, 110 Second Street, Keyport, N.J., pursuant to the adoption of 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 Board in accordance with the Open Public Meeting 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, Pedersen. Absent: Councilman Bergen. Others present: Mr. Litwin, Borough Attorney.

RESOLUTION

1. Resolution #317-01, 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. Construction Code Office
2. Police Department

Litigation
1. Sandpiper Condo/Water Leak

Labor Relations
1. PBA
2. IUOE-Clerical
3. IUOE-Public Works/PSTO

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, Litigation and Labor Relations

BE IT FURTHER RESOLVED that the discussions on Personnel, Litigation, 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 15 minutes.

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

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

Council went into Closed Session at 7:08 P.M. and ended at 7:27 P.M. There was a recess and this meeting was reconvened at 8:00 P.M. On Roll Call the following were present: Councilmembers Ashmore, Antonucci, Merla, Atkins, Pedersen. Absent: Councilman Bergen

Mayor Graham called the meeting to order at 8:00 P.M. and read the Sunshine Law Notice. Councilmember Atkins led the Pledge of Allegiance and Moment of Silence.

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.

APPROVAL OF MINUTES

Minutes of the Regular Meeting of September 18th, Work Meeting of October 2nd, Special Meeting of October 9th, Closed Meetings of September 18th and October 2nd and 9, 2001 were approved as read on motion of Mr. Pedersen, seconded by Mr. Antonucci with Ayes by all present.

PROCLAMATIONS

Mayor Graham read a Proclamation for the 2001 Halloween Curfew.

INTRODUCTION OF ORDINANCE

1. Ordinance #17-01, Elderly/Disabled Crossing Sign-South Main Street (subject to DOT approval)

The Clerk read the Ordinance by Title:

ORDINANCE AMENDING CHAPTER VII TRAFFIC OF THE REVISED ORDINANCE OF THE BOROUGH OF KEYPORT TO DESIGNATE AN "OLDER AND WALKING IMPAIRED PERSONS CROSSING" AREA

WHEREAS, NJSA 39:4-183.1b provides that the Mayor and Council may designate "Older and Walking Impaired Persons Crossing" areas and erect appropriate signs to implement same; and

WHEREAS, the Mayor and Council, upon the recommendation of the Chief of Police, deem it necessary and appropriate to provide for such a designated area for the street crossing at the intersection of South Main and Raritan Streets extending from the southwest corner of Raritan Street at said intersection in an easterly direction across South Main Street; and

WHEREAS, at designated times there is presently a crossing guard assigned to said intersection by the Police Department to assist residents in said areas including those in the Bethany Manor senior citizen housing facilities in the immediate area that utilize said crossing; and

WHEREAS, there is no marked crossing area at said location and the governing body deems same necessary for the safety of said residents.

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

Section 1. Chapter VII, Traffic, of the Revised Ordinances of the Borough of Keyport is amended to designate the street crossing at the intersection of South Main and Raritan Streets extending from the southwest corner of Raritan Street at said intersection in an easterly direction across South Main Street as an "Older and Walking Impaired Persons Crossing" area and the Police Department is authorized to erect appropriate signs to implement same.

Section 2. The implementation of this Ordinance is subject to approval of the Commissioner of Transportation and shall be effective upon receipt of said approval.

Section 3. All ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed as to the extent of such inconsistency.

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

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

1a. Motion authorizing the Clerk to publish the Ordinance as introduced in the Courier, issue of October 18, 2001 for a Hearing to be held on November 5, 2001 moved by Mr. Pedersen, seconded by Mrs. Atkins with Ayes by all present.

COMMITTEE REPORTS

Councilwoman Ashmore; Police: Mrs. Ashmore reported on the following. She followed up with Chief Gajewski regarding the traffic study on Church Street; it has not been completed. She spoke with Chief Gajewski regarding the Country Jamboree; there was miscommunication on street closings and band playing. Meetings are scheduled with her, Chief Gajewski and BID representatives to bridge the gap on future events; she requested that the BID meet with the Police regarding events. Mrs. Ashmore will meet with the

Chief on Monday to review parking in various locations (set backs from corners); she will report back to Council. Mr. Bergen requested that the area of the Cornucopia (Atlantic Street and Maple Place) be looked at. She spoke with the Chief regarding evening patrol and she spoke with all Police personnel regarding several issues. A plan will be coordinated with Public Works to heighten security. Mr. Bergen asked Mrs. Ashmore about the Police Lieutenant performing overtime (football game); yes, the job was offered out and no one wanted it so he took it. Chief Gajewski said that he was not sure if he could order someone to work the overtime. Mrs. Ashmore asked about receiving a bond (cash deposit) from contractors regarding outside police work and how and when the Officers are paid. Mrs. Poling will check with Hazlet on their procedure.

Councilman Antonucci; Health, Welfare, Recreation and Parks: Mr. Antonucci reported on the following. The annual walk through of the parks will be on Sunday, October 21st at 9 AM beginning at Beach Park; George Sappah, Supt of Public Works will attend. The new tennis court nets were installed.

Councilman Merla; Fire: Mr. Merla reported on the following. At the last Council Meeting there was discussion on the possibility of the Recycling Committee holding a special meeting regarding concerns on recycling stickers. Tom Gallo, Recycling Coordinator, advised him that the concerns will be addressed at the next regularly scheduled meeting on October 29th. Fire Prevention went to the schools. He will meet with Raritan Hose's truck committee regarding the specifications they approved for a new truck. He referred to the Board of Chiefs that in 1980 an individual on Seventh Street (Robert Graham) saved a man's life in a fire. He was suppose to get an award; they would like to do this at the October or November Fire Department meeting. Mr. Merla asked about meeting with State representatives regarding the NJ State Health Benefits Program and what benefits it provides; he asked if this should go through committee. It was suggested that it be referred to the Insurance Coordinator. This matter should be mentioned to the Unions. Mr. Bergen said that he would like to look at plans that are most in comparison to our present benefits and how they address retirement. He spoke with George Sappah regarding streets (A Cedar Street resident sprained her ankle); there is a pothole on Orchard Street that needs to be addressed. Mayor and Council were invited to attend a benefit dinner at the VFW on October 28th for Kim Sullivan.

Councilwoman Atkins; Buildings & Grounds and Library: Mrs. Atkins reported on the following. There were 1,796 books and magazines circulated in the Library during the month of September, 70 new books were placed on the shelves, there were 1571 patrons and 219 people used the computer. Make a Difference Day is October 27th and will be held at the Senior Center from 10AM-3PM. Project Linus will sponsor a luncheon. A TV Personality will attend. This Saturday (10/20) is the Hall of Fame Dinner and game. Drug Alliance is meeting Monday, October 22nd at 7 PM; a general invitation was extended to attend the meeting in the school. The Alliance is working on the 2002 School Programs. The Country Jamboree was successful. She attended the dedication of the new wing at the grammar school.

Councilman Bergen; Finance, Purchasing, Insurance and Grants: Mr. Bergen reported on the following. Garbage pick up is to begin January 1, 2002 in the Apartment complexes.

Councilman Pedersen; Public Works and Recycling: Mr. Pedersen reported on the following. The new New Holland bucket loader was delivered yesterday. He thanked Mr. Bergen, Finance Chairman; the cost was almost half of what was appropriated. The leaf bags are out and the program is going well. The Recycling Committee is looking for new members; two names were received. Mr. Pedersen requested that names be submitted to him for the Committee. The Borough owns a piece of property; a 30X50 lot on Beers Street that can be fenced and black topped; he will contact the County Shade Tree Commission to put trees up. Benches will be put in and the area will be handicap accessible; Fast Ferry will landscape their property which is adjacent. Deeds would be needed. Mr. Kriskowski will provide a cost for the survey. Mr. Bergen said that there is dirt on the Apollo property; he asked Mr. Kriskowski to look at the Ordinances. Mr. Kriskowski said the Freehold Soil Conservation could be contacted. Mr. Merla said that there was dirt unloaded on the property by Shrewsbury State Bank. Mr. Pedersen met with Congressman Pallone regarding the Harbor being dredged; he also spoke with Bernie Moore of the Coastal Bureau who handles Marine Permits/Dredging. Mr. Moore will look at the situation and some work may be done in the channel. The Harbor Commission discussed the building at the Boat Ramp and possibly leasing it for concession (the Borough would retain the Boat Launching permits). The building is in bad shape; investigating work will effect the lease. The Harbor Commission is holding a Special Meeting on Monday, October 22nd to discuss the bulkhead. Mr. Merla asked if the Borough would go out to bid regarding the building at the ramp and if so, could it be bid as is; Mr. Litwin said that yes, it could be bid "as is". Mr. Pedersen said that the bathrooms should be reconstructed and made ADA accessible. Mr. Merla said that according to the year end report, the Borough took a hit; Mr. Pedersen said that it could have been due to the weather. Mr. Bergen asked if the ramp fees and concession could be leased together. Mr. Pedersen said that the Harbor Commission is investigating a gate system.

Administrator Poling: Mrs. Poling reported on the following. The Grease Trap Ordinance was introduced by the Board of Health at their October 9th meeting and Hearing and Adoption will be on November 13th. The Maple Place bridge closed at 9 AM on October 15th and will be down for one week. Mr. Bergen asked about the guard rail near the Town and Country; Mrs. Poling said that she spoke with the DOT and Keyport is on their list.

Engineer Kriskowski: Mr. Kriskowski reported on the following. Receipt of Bids for Cedar Street Lighting is on October 18th. Mr. Bergen asked about Washington Street cores; they are O.K. and will be patched. Mr. Merla asked about the paving at the end of Beers Street; whoever did it did a great job. The Gas Company did the work; Mr. Sappah said that they milled one foot out from the trench.

Attorney Litwin: Mr. Litwin reported on the following. Oral Argument before the Appellate Division regarding the New Municipal Building is scheduled for Monday, November 5th. Keyport and the Burlington County case who had an opposite ruling will be heard at the same time. With regard to LAD (Major's property), Mr. Devino is the buyer and a Developers Agreement will be ready for the next meeting. Mr. Bergen requested they be contacted regarding the barrels and to clean up the property again.

Mayor Graham: The Mayor reported on the following. He missed the closed meeting two weeks ago (10/2) because he attended a meeting at Raritan Hose where the County Emergency Management Office Coordinator and various Borough personnel attended. The meeting was with regard to changes in the Borough's Emergency Management Plan; the Emergency Management Coordinator would like to add "Weapons of Mass Destruction" to the plan. The FBI asked for information regarding chemicals, etc. A few nights later (10/5) at the Bayshore Conference of Mayors Meeting, Harry Conover, County Emergency Management Coordinator spoke. He attended the Country Jamboree on October 6th and 7th; he judged the cake, pie and jam contest.

REPORTS OF DEPARTMENTS

AUGUST 2001

1. Treasurer's Report

CURRENT CHECKING	$1,534,179.14
ASSESSMENT TRUST	621.33
FEDERAL AND STATE GRANTS	588.11
ANIMAL CONTROL	2,233.21
TRUST CHECKING	59,157.04
TRUST SAVINGS	139,298.71
RECREATION BAYFRONT	59,403.12
UNEMPLOYMENT/DISABILITY	59,479.09
RECREATION COMMISSION	11,195.81
GENERAL CAPITAL	224,045.00
ESCROW TRUST	153,714.54
LAW ENFORCEMENT	9,299.26
SELF HEALTH INSURANCE FUND	3,616.04
WATER/SEWER OPERATING	5,000.00
WATER/SEWER SAVINGS	159,855.55

WATER/SEWER INVESTMENT	117,179.11
WATER CAPITAL CHECKING	1,301.73
WATER CAPITAL INVESTMENT	92,763.38
GENERAL CAPITAL INVESTMENT	3,165,976.49

INTEREST EARNED ON INVESTMENTS FOR AUGUST, 2001
CURRENT - $10,857.76
WATER - $ 834.16

Submitted by Pauline Redmond, Treasurer

2. Librarian's Report

See full copy on file in the Borough Clerk's Office

Submitted by Jacqueline LaPolla, Librarian

SEPTEMBER 2001

3. Borough Clerk's Report

WATER/SEWER ACCOUNT

WATER CONNECTION	$	-0-
WATER METER		-0-
TURN ON CHARGE		-0-
SEWER CONNECTION		-0-
SEWER/POOL PERMIT		15.00
WATER METER W/TO		-0-
DEMOLITION		600.00
TOTAL WATER/SEWER, CHECK #3454	**$**	**615.00**

CURRENT ACCOUNT

BINGO LICENSE	$	-0-
GUN PERMITS & ID'S		50.00
LIMO LICENSE		-0-
PHOTOCOPIES		34.25
POSTAGE		-0-
RAFFLE LICENSE		130.00
TAXI LICENSE, DRIVER		-0-
TAXI LICENSE, OWNER		-0-
POLICE DEPT ACCIDENT REPORT		328.00
SEARCHES		-0-
VENDING LICENSE		-0-
PEDDLER LICENSE		-0-
LIQUOR LICENSE		-0-
STREET OPENING		-0-
FISH & GAME		1.00
NEWSPAPER VENDING MACHINES		-0-
RECYCLING PERMITS		719.00
PARKING PERMITS		-0-
AUCTION LICENSES		-0-
TOTAL CURRENT, CHECK #3455	**$**	**1,262.25**

RECREATIONAL BAYFRONT IMPROVEMENT TRUST

BOAT LAUNCHING RAMP PASSES	$	3,000.00
BAIT		175.00
ICE		78.75
ICE CREAM		18.00
SODA		2.75
TOTAL RBIT, CHECK #3456	**$**	**3,274.50**

ESCROW ACCOUNT

CASH REPAIR DEPOSIT, CHECK #	$	-0-

TOTAL RECEIPTS	**$**	**5,151.75**

Submitted by Allyson M. Cinquegrana, Deputy Borough Clerk

4. Tax Collector's Report

2001 TAXES	$	90,732.24
2000 TAXES		35,473.43
2002 PREPAID TAXES		.01
PRIOR YEARS TAXES		-0-
PROPERTY REDEEMED		-0-
INTEREST AND COSTS		14,422.54
TAX SEARCHES		-0-
POST OFFICE LAND RENT		-0-
SENIOR CITIZEN HOUSING IN LIEU OF TAXES		22,873.00
RETURNED CHECK CHARGES		40.00

ALL OTHER MISCELLANEOUS REVENUE		79,948.65
TOTAL CURRENT RECEIPTS	**$**	**243,480.87**

WATER & SEWER RENTS	$	29,749.92
INTEREST AND COSTS		742.17
TURN ON CHARGES		-0-
RETURNED CHECK CHARGES		-0-
POOL PERMITS		60.00
WATER METERS/WITH TURN ON		600.00
NEW METERS AND INSTALLATION CHARGE		-0-
WATER & SEWER CONNECTIONS		9,000.00
METER TEST CHARGE		-0-
FIRE SERVICE		199.79
METER REPLACEMENT, PARTS ETC		-0-
DEMOLITION PERMIT		600.00
ALL OTHER MISCELLANEOUS REVENUE		-0-
TOTAL WATER/SEWER RECEIPTS	**$**	**40,951.88**

Submitted by Pauline Redmond, Tax Collector

5. Building Department Report

PERMITS	NUMBER OF PERMITS	AMOUNT RECEIVED
CONSTRUCTION STATE FEE	26	$ 233.00
CERTIFICATE OF OCCUPANCY	34	860.00
PLUMBING PERMITS	12	930.00
ELECTRICAL PERMITS	8	695.00
BUILDING PERMITS	22	3,436.00
FIRE SUB CODE	11	750.00
CONST CERT OF OCCUPANCY	5	200.00
ZONING PERMITS	8	80.00
200 FT PROPERTY LIST	2	20.00
TRANSFER OF TITLE	11	385.00
REINSPECTION FEES	0	-0-
CONSTRUCTION VIOLATIONS	0	-0-
COPIES	0	-0-
MISC.	0	-0-
ELEVATOR INSPECTION AGENCY	0	-0-
ELEVATOR-BOROUGH	0	-0-
SMOKE DETECTORS	34	680.00
CONST. DEPOSITS REFUNDABLE	2	100.00
TOTAL		**$ 8,369.00**

ACCOUNTS PAYABLE

AMOUNT PAID TO BOROUGH, CHECK #2348	$ 8,036.00
STATE FEE DUE - PAID QUARTERLY 2349	351.00
ELEVATOR INSPECTION AGENCY, CHECK #	

Submitted by Annette Kovacs, Senior Permit Clerk

6. Police Department/Traffic Safety Report

Total Amount received $ 328.00

Submitted by Theodore Gajewski, Police Chief

7. Board of Health Report

TOTAL COLLECTED IN THE BOARD OF HEALTH OFFICE		**$1,855.20**
DOG LICENSES	$	11.20
CAT LICENSES		-0-
MARRIAGE LICENSES		168.00
BURIAL PERMITS		26.00
DEATH CERTIFICATES		1,080.00
MARRIAGE CERTIFICATES		45.00
BIRTH CERTIFICATES		-0-
POOL PERMITS		-0-
PLAN REVIEW		-0-
FOOD HANDLERS		225.00
MISCELLANEOUS		300.00

DISBURSEMENTS

CHECK #2666 - BOROUGH OF KEYPORT MISC. ACCT	$1,694.00
CHECK #2667 - BOROUGH OF KEYPORT TRUST ACCT	150.00
CHECK #2668 - BOROUGH OF KEYPORT DOG ACCT	7.00
CHECK #2669 - NJ STATE DEPT OF HEALTH	4.20

Submitted by Anne R. Biagianti, Treasurer

8. Librarian's Report

See full copy on file in the Clerk's Office

Submitted by Jacqueline LaPolla, Librarian

9. Property Maintenance Officer Report (3rd Quarter Report)

Full copy on file in the Clerk's Office

Submitted by James Poling, Property Maintenance Officer

Motion to Accept reports as submitted moved by Mr. Merla, seconded by Mr. Antonucci with Ayes by all present.

PUBLIC PARTICIPATION

The meeting was opened to the public for comments or questions at 8:45 P.M. There being none, the Meeting was closed to the public at 8:45 P.M.

RESOLUTIONS

2. Resolution #318-01, Authorize Refund of Recycling Sticker/CFC 894

WHEREAS, the Permit/License listed below was purchased through the Borough Clerk's Office; and

WHEREAS, the applicant has requested a refund; and

WHEREAS, the Borough Clerk has reviewed the matter and has endorsed the refund.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the following refund be made:

License/Permit	Number	License Permit Fee	Total to be Refunded
Recycling/CFC Permit	0894	$15.00	$15.00

Yousry Suryil
241 First Street
Keyport, New Jersey 07735

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

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

3. Resolution #319-01,Accept 2000 Municipal Audit/Authorize Execution of Affidavit

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2000 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, at a minimum, the section of the annual audit entitled:

General Comments

Recommendations

and

WHEREAS, the members of the Governing Body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

"R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Keyport, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

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

4. Resolution #320-01, Accept Donated Item from Home Depot (14' bleachers)

WHEREAS, the Borough of Keyport ("Borough") was established in 1908; and

WHEREAS, Home Depot has donated to the Borough of Keyport ("Borough") a set of 14' bleachers for use by the Borough of Keyport; and

WHEREAS, the Borough has a need for said item to enhance and expand the Borough of Keyport's Parks and Playgrounds; and

WHEREAS, the Borough greatly appreciates the generosity of Home Depot.

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

1. A list containing this donation accepted by the Borough is hereto attached.

2. The Borough Clerk is authorized and directed to acknowledge receipt of this donation and express the Borough's appreciation to Home Depot.

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

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

5. Resolution #321-01, Authorize Borough Clerk/Administrator to advertise for Property Sale

BE IT RESOLVED by the Mayor and Council that the Borough Clerk/Administrator is hereby authorized to advertise for a sale of items no longer needed for Public Use which includes, but is not limited to, Assorted Office Equipment, bicycles and various vehicles.

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

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

6. Resolution #322-01, Authorize the Continuation of Membership with the New Jersey Intergovernmental Insurance Fund and Execution of Agreement

WHEREAS, the Borough of Keyport has been a participating member of the New Jersey Intergovernmental Insurance Fund (hereinafter the "Fund") established pursuant to Chapter 372, Laws of 1983 (NJSA 40A:10-36 et seq); and

WHEREAS, the Municipal Council of the Borough of Keyport has determined that continued membership in the "Fund" is in the best interest of the municipality.

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

SECTION 1. The Borough of Keyport hereby agrees to continue its membership in the "Fund" for a period commencing January 1, 2002 and terminating on December 31, 2004 for the purpose of establishing the following types of insurance coverage:

Workers Compensation and Employers Liability

SECTION 2. For the purpose of contribution of sums into the "Fund" to be designed for administrative costs and claims, the Borough of Keyport hereby agrees to obtain the types of coverage from the "fund" as are set forth in SECTION 1 of the Resolution and indemnity and Trust Agreement to be signed by it.

SECTION 3. The Bylaws of the New Jersey Intergovenmental Insurance Fund have been adopted and accepted by the Local Unit and the Local Unit hereby agrees to conduct its membership in the Fund according to the rights and obligations set forth therein.

SECTION 4. The Mayor and Council are hereby authorized and directed to execute such other agreements, including, but not limited to the Indemnity and Trust Agreement, attached hereto as Exhibit A, in order to implement its membership in the Fund and to conduct itself according to the terms thereof.

SECTION 5. The Local Unit certified that it has never defaulted on claims under a self insurance plan and that it has not had its insurance canceled for nonpayment of premium for a period of at least two (2) years prior to this application.

SECTION 6. Inconsistent Resolutions. All Resolutions, or parts thereof, inconsistent with provisions of this Resolution are hereby repealed as to such inconsistency.

SECTION 7. Severability. If any section, paragraph, subdivision, clause or provision of this Resolution shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Resolution shall be deemed valid and effective.

SECTION 8. Effective Date. This Resolution shall take effect upon its passage.

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

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

7. Resolution #323-01, Payment of Bills

See full copy of Resolution as pages 12-1 of these minutes

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

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

*Mr. Merla abstained on voting on Pasquale Menna, Esq. Bill in the amount of $149.50 under the Trust Account.

8. Resolution #324-01, Approve Application of a Special Project Grant - $5,000 (Drug Alliance)

BE IT RESOLVED that on this 16th day of October, 2001, the Keyport Borough Mayor and Council support and approve the application of a Special Project Grant for DEDR funds in the amount of $5,000.00 to continue the work of the KIDS (Keyport Intervention for Drug Free Streets) Drug Alliance for the year 2002.

BE IT FURTHER RESOLVED that the programs emphasize prevention activities related to drugs, alcohol and tobacco both in the community and through the school system.

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

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

9. Resolution #325-01, Approve Application of an Equity Allotment Grant - $1,500 (Drug Alliance)

BE IT RESOLVED that on this 16th day of October, 2001, the Keyport Borough Mayor and Council support and approve the application of an Equity Allotment Grant for DEDR funds in the amount of $1,500.00 to continue the work of the KIDS (Keyport Intervention for Drug Free Streets) Drug Alliance for the year 2002.

BE IT FURTHER RESOLVED that the programs emphasize prevention activities related to drugs, alcohol and tobacco both in the community and through the school system.

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

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

10. Resolution #326-01, Cancel Taxes-Block 5, Lot 35

WHEREAS, on October 12, 2001, the Tax Collector of the Borough of Keyport submitted a list showing taxes deemed uncollectible to the Mayor and Council; and

WHEREAS, NJSA 54:4-91.2 provides that within 60 days after the filing of such a delinquent list, the governing body shall examine same and on being satisfied that any of the liens so listed are not collectible, it shall by resolution release the Tax Collector from the collection therefor, and order the same canceled; and

WHEREAS, the Governing Body has examined said list, and is satisfied that the lien listed thereon is not collectible.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the tax lien listed on the schedule annexed hereto as submitted by the Tax Collector is found to be not collectible and the Tax Collector of the Borough of Keyport is released from the collection thereof and ordered to cancel same of record.

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

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

11. Resolution #327-01, Closed Meeting-Contract Negotiations

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

Contract Negotiations

1. Purchase of Property

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:

Contract Negotiations

BE IT FURTHER RESOLVED that the discussions on Contract Negotiations 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 5 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 8:50 P.M. and this meeting was reconvened at 8:56 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 Mrs. Atkins with Ayes by all present.

Time of Adjournment: 8:56 PM

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