

Approved 4/14/08

November 21, 2006
Keyport, New Jersey

Minutes of the Regular Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Borough Hall Council Chambers, 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 Merla called the meeting to order at 8:04 P.M. and read the Sunshine Law Notice. Councilman Sheridan led the Pledge of Allegiance and Moment of Silence.

ROLL CALL

On Roll Call the following were present: Councilmembers Hassmiller, Walling, Wedick, Bergen, Sheridan, Ortman. Others present: Mr. Wisniewski, Borough Attorney, Mr. Valesi, Borough Administrator.

Mayor Merla commended the Keyport Pop Warner Cheerleaders for all their work. Everyone should be proud of the success and wished them good luck in Florida.

Mayor and Council supported the Keyport Indians with a \$2500 donation. Thank you to all supporters.

Joseph Vecchio thanked Mayor and Council for continuous support. The league has grown from 50 to 250 and it is rewarding to go to competition. We are proud of the coaches who volunteer and coach our teams even when they work and raise their own families.

Election held in Borough of Keyport 2007, Council-elect members to come forward. Christian Bolte and Ezra Hill came forward to the table Robert Bergen and the Borough Clerk will get together to discuss matters. Congratulations to all.

APPEARANCE AND DISCUSSION

1. Martin Cummins and Brian Hoffman, Esq., Brian Hoffman, Highway 35

Kara Homes is now out of the picture. Borough Property will go to Bid to contiguous land owner. Redevelop site with Borough based on Planning Board approvals. Mayor asked Brian Hoffman to get Mrs. Caddle and Mr. Cummins together to talk with Robert Bergen and Borough Attorney.

APPROVAL OF MINUTES

Motion to approve the minutes of the Regular Meeting of October 3, 2006 moved by Mr. Sheridan, seconded by Mr. Wedick with Ayes by all present.

HEARING ON ORDINANCES

1. Ordinance No. 23-06, Prohibit Posting of Notices on Utility Poles.

The Clerk reports that the Ordinance was published as introduced in the Courier, issue of November 9, 2006 that the Affidavit of Publication is on file in her Office, that copies were posted on the Bulletin Boards and made available to the public.

The Clerk reads the Ordinance by Title:

AN ORDINANCE AMENDING THE BOROUGH OF KEYPORT ORDINANCE CHAPTER IV POLICE REGULATIONS, SECTION 4-1.17 POSTING NOTICES PROHIBITED

The Hearing was opened to the public at 8:33 P.M. for comments or questions; the meeting was closed at 8:33 P.M.

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

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick,
Bergen, Sheridan, Ortman

Nays: None
Abstain: None
Absent: None

- 1a. Motion authorizing the Borough Clerk to publish the Ordinance as finally adopted according to law in the Courier, issue of November 23, 2006 moved by Mr. Wedick, seconded by Mr. Sheridan with Ayes by all present.
2. Ordinance No. 24-06, Create Maintenance and Repair of Public Utility Poles

The Borough Clerk reports that the Ordinance was published as introduced in the Courier, issue of November 9, 2006 that the Affidavit of Publication is on file in her office, that copies were posted on the Bulletin Boards and made available to the Public.

The Clerk reads the Ordinance by Title:

AN ORDINANCE OF THE BOROUGH OF KEYPORT FOR THE MAINTENANCE AND REPAIR OF PUBLIC UTILITY POLES.

The Hearing was opened to the public at 8:35 P.M. for comments or questions; the meeting was closed at 8:35 P.M.

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

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick,
Bergen, Sheridan, Ortman

Nays: None
Abstain: None
Absent: None

- 2a. Motion authorizing the Borough Clerk to publish the Ordinance as finally adopted according to law in the Courier, issue of November 23, 2006 moved by Mr. Walling, seconded by Mr. Wedick with Ayes by all present.
3. Ordinance No. 25-06, Create Position of Fire Department Mechanic

The Borough Clerk reports that the Ordinance was published as introduced in the Courier, issue of November 9, 2006 that the Affidavit of Publication is on file in her office, that copies were posted on the Bulletin Boards and made available to the Public.

The Borough Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE #23-05
FIXING THE SALARIES OF THE VARIOUS OFFICERS, CLERKS AND EMPLOYEES
OF THE BOROUGH OF KEYPORT, N.J. IN THE COUNTY OF MONMOUTH AND STATE
OF NEW JERSEY.**

The Hearing was opened to the public at 8:36 P.M. for comments or questions; the meeting was closed at 8:36 P.M.

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

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick,
Bergen, Sheridan, Ortman

Nays: None

Abstain: None

Absent: None

- 3a. Motion authorizing the Borough Clerk to publish the Ordinance as finally adopted according to law in the Courier, issue of November 23, 2006 moved by Mr. Sheridan, seconded by Mr. Walling with Ayes by all present.

INTRODUCTION OF ORDINANCE

1. Amend Water Shut Off Ordinance

The Borough Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING CHAPTER XIV, SECTION 14-1-7c
DELINQUENT BILLS/SHUT OFFS IN ITS ENTIRETY**

Offered for adoption by Mr. Wedick, seconded by Mr. Walling.

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick,
Bergen, Sheridan, Ortman

Nays: None

Abstain: None

Absent: None

- 1a. Motion authorizing the Borough Clerk to publish the Ordinance as introduced in the Asbury Park Press, issue of November 25, 2006 for a Hearing to be held on December 5, 2006 moved by Mr. Sheridan, seconded by Mr. Walling with Ayes by all present.

2. Amended Chapter XIV, Water/Sewer Connection Fees (as amended)

The Borough Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING CHAPTER XIV, WATER AND SEWER,
SECTIONS 14.1-15 "RATE SCHEDULES" AND 14.2-11 "COST OF INSTALLATION
OF LATERAL CONNECTIONS TO MAIN SEWER" OF THE REVISED GENERAL
ORDINANCE OF THE BOROUGH OF KEYPORT**

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick,
Bergen, Sheridan, Ortman

Nays: None

Abstain: None

Absent: None

- 2a. Motion authorizing the Borough Clerk to publish the Ordinance as introduced, in the Asbury Park Press, issue of November 25, 2006

for a Hearing to be Held on December 5, 2006 moved by Mr. Walling, seconded by Mr. Ortman with Ayes by all present.

REPORTS OF COMMITTEES

The following committees gave their reports:

Councilman Hassmiller; Finance and Redevelopment: Mr. Hassmiller reported that Mr. Marr submitted his report.

Councilman Walling; Public Works/Recycling/Property Maintenance: Mr. Valesi reported on Bulkhead Project. Recycling minutes were submitted. Mr. Seckinger spoke to the Borough Clerk about 3 Maple Place Rowland Seckinger and Marjone Seckinger handling it well. Keyport Business Alliance elections held - Borough Clerk has the results.

Councilman Wedick; Police: Mr. Wedick will discuss in closed session.

Councilman Bergen; Fire: Mr. Bergen reported on the emergency situations of the Keyport Fire Department. Congratulated opponents who ran a good campaign and was looking forward to serving with everyone. Wished all a Happy Thanksgiving.

Councilman Sheridan; Library/Recreation/Parks: Mr. Sheridan reported on the following. The Library is continuing to work on the Handicap Bathroom. Recreation Step Up Program in January 2007, there will be a commercial on channel 22 coming soon. A place is needed for Indoor Soccer. Meeting on December 4th at 7 P.M. for Skate Park Meeting.

Councilman Ortman; Buildings and Grounds/Health: Mr. Ortman reported the following. Ken Krohe will hold Bloodborne Pathogen Training for First Aid and Keyport Fire Department two or three nights in December.

Councilman Walling; Harbor Commission: Mr. Walling reported that he is concerned with flooding at Ye Cottage Inn and Firemen's Park with the Waterfront Project.

Mr. Valesi - Duck Bill Valves - Flooding will occur and should not be any worse. I will speak with those who are concerned.

Mr. Bergen - Bulkhead is being elevated in some areas. Boat launch ramp will remain.

Administrator Valesi. State is finalizing plans and trailer placement for the Bulkhead meeting December 19th at 6 P.M. Will be Public Forum. Construction should be in progress by then. Crane will be coming next week. Option A was discussed with DEP. Plans look good and going forward. DPW/Recycling - Rid recycling and going to Rollo Place working to scope project out. Need salt dome, DEP approval on site. Need public input on concerns. Mr. Valesi will keep you posted. May need consultant with storm water issues if we run into problems and things get technical. Rob Bergen felt we need to consolidate this with the County. George Sappah gave his opinion on salt versus sand due to environmental concerns. Website training set for January 5, 2007 at Monmouth College. Keyport Business Alliance is helping financially. There will be additional content on the website in January 2007.

Property Maintenance Office Interlocal with Union Beach doesn't like the numbers governing large proposal. Feel the Administrative Secretary is costing too much. We are working with Union Beach. Not meeting our

needs, 30 cents per mile, cell phone costs Personnel make office official.

Budget requests going out to Department Heads from Borough Clerk and Tom Fallon. Detailed Preliminary budgets. The state is hitting us with 20% on Pensions. The health care costs are going up. We need to get a handle on it. There were no bids on November 13. Offers were below \$600,000 for the Old Borough Hall. Ken Ebner feels that must Bid until the Bidder comes through.

Four consultants submitted proposals to redo tax maps the lowest proposal received was \$16K, this was present in a report on December 5th.

November 30 Perry Street Bid. Pre-Bid meeting and site visit held will help us save money and improve water quality. Renew contract with Shorelands and save on overtime. Mr. Bergen feels that Bayshore Regional Sewerage Authority should have a savings because the debt will be paid. Mr. Valesi said great wells will produce water and less borrowing. Mr. Wedick asked about the bonds that are due; will they try to re-bond. Mr. Bergin said they will fight tooth and nail. They have videoed sewer lines. Discussion on cost savings and how to approach the future. Less water reduction in revenue.

Mr. Valesi - Elizabeth Street is not a candidate for rehabilitation.

Mr. Ortman asked about exposure to take off line. Pressure is an issue. Need a tank for fire flow.

There will be a meeting with OEM, KFD, KPD, and First Aid on dispatching held November 28th.

Mr. Sheridan asked how much be blocked by the Crane at ALD. Mr. Valesi said the Crane is not very large. What is happening to the Senior Center walkway? One Source Landscaping will do before the winter.

The Capital Project Spreadsheet will be done.

Mr. Walling spoke regarding the Library. Water runs off into the curb cut. T&M doing punchlist.

Mr. Valesi spoke about ponding on Warren and Coluco Streets. No excuse for water to pond anywhere. Second and Atlantic Streets are getting a letter to reseed (Outside maintenance bond) until grass grows. The contractor fixed the broken curbing. T&M said repaired. Scott Hicks and George Sappah took pictures.

Mayor Merla: The Mayor reported that the Halloween site was a great success, and thanked Captain Mitchell for Christmas decorations and KBA having twenty signs directing the public to the Business District. Clipper magazine had a two page article. The mayor would like the sweepers to come in and clean the streets.

Planning Board Variance at last meeting for old Post Office Property Applicant is willing to reset slate to keep Historic appeal. No subdivision yet.

Frank Currier donated the Christmas tree and decorations.

Light near McDonough's being repaired. Attended Veteran's Day Services with Robert Bergen.

Father Cioffi called regarding Church Property on Maple Place. He can't stop paying taxes mid-year. Burlew and Pezarras will inspect in January 2007. Can Borough waive taxes for two months for two homes? Mr. Bergen said can't reverse if gone to the county. Ken Ebner will look into and report back.

REPORTS OF DEPARTMENTS

1. Emergency Management gave their report for July 2006.
2. Emergency Management gave their report for August 2006.
3. Emergency Management gave their report for September 2006.
4. Librarian gave her report for September 2006.
5. Borough Clerk gave her report for October 2006.
6. Tax Collector gave their report for October 2006.
7. Building Department gave their report for October 2006.
8. Emergency Management gave their report for October 2006.
9. Municipal Court gave their report for October 2006.
10. Board of Health gave their report for October 2006.
11. Property Maintenance gave their report for October 2006.

Motion to accept all reports as read, moved by Mr.
second by Mr. Bergen with Ayes by all present.

COMMUNICATIONS & PETITIONS

1. Fire Department Membership/Fire Patrol/Julie A. Csik (contingent upon state approval)

Motion to Approve, moved by Mr. Bergen, second by Mr. Walling with Ayes all by present.

2. Letter from Shorelands Water Company regarding NJ American Water Company Rate Increase Hearing.

Motion to Receive and File moved by Mr. Bergen, second by Mr. Walling with Ayes all by present.

3. Interfaith Neighbors, Inc. 2006 Keyport Senior Center Nutrition Site Report.

Motion to Receive and File moved by Mr. Wedick, second by Mr. Bergen with Ayes all by present.

4. Request for 2007 Lease Renewal from Interfaith Neighbors, Inc. as the Keyport Senior Center Nutrition Site and for the rent to remain the same.

Motion to Approve, moved by Mr. Wedick, second by Mr. Bergen with Ayes all by present.

5. Street Opening Application #2966 from NJ Natural Gas/30 Broad Avenue

Motion to Refer to DPW and Administration, moved by Mr. Bergen, second by Mr. Walling with Ayes all by present.

6. Letter from Jessica Murillo requesting a garbage receptacle on Broad Street near Munchies Deli.

Motion to refer to Administration, moved by Mr. Bergen, second by Mr. Sheridan with Ayes by all present.

7. Letter from Keyport Historical Society requesting annual financial support.

Motion to refer to Administration, moved by Mr. Bergen, second by Mr. Wedick with Ayes by all present.

8. Raffle License Application from St. Joseph PTA:
 - a. On Premise Cash Raffle (1/30/07)
 - b. Off Premise Cash Raffle (1/30/07)

Motion to Approve moved by Mr. Bergen, second by Mr. Walling with Ayes by all present.

9. Resolution from South Brunswick Township responding to US Army Corps of Engineers Final Environmental Impact State regarding proposed Route 92.

Motion to receive and File moved by Mr. Bergen, second by Mr. Wedick with Ayes by all present.

10. Letter from Keyport Board of Fire Wardens regarding their name change to Keyport Fire Patrol.

Motion to Refer to Administration moved by Mr. Bergen, second by Mr. Wedick with Ayes by all present.

UNFINISHED BUSINESS

Mr. Bergen said he is looking for the Rehabilitation study by T&M. Resolution was on December 5th and report to Planning Board. Mr. Valesi spoke to with Mr. Seckinger and can't find site for using machines in Industrial area.

Mr. Walling asked how do we enforce if CO issued for industrial use without a lawsuit. Mr. Seckinger, the property owners have been cooperative. Tony Vecchio, Rowland Seckinger, Rob Burlew, Russ Groves have all been there.

Mr. Sheridan - a letter of closure will be sent. Mayor replied that we have done everything in our power to look into and conduct air quality samples. There has been nothing and other neighbors are not complaining. Mr. Seckinger heard saws, but working during the day. Letter of closure will be sent. Have done all within our power and listed steps taken.

RESOLUTIONS

1. Resolution No. 332-06, Payment of Bills
2. Resolution No. 333-06, Special Meeting - December 19, 2006 at 6 PM (Bulkhead Replacement Project)

WHEREAS, the Mayor and Council of the Borough of Keyport have determined it is necessary to schedule meetings of the Governing body on the following dates and times:

Tuesday, December 19, 2006, 6:00 P.M.

In the Municipal Complex, Council Chambers, 70 W. Front Street, Keyport, N.J. for the purpose of holding a special meeting.

3. Resolution No. 334-06, Salary Resolution - Fire Department Mechanic
4. Resolution No. 335-06, Amend Expiration Date for Recreation Commission Member - Marialaina Storrow
5. Resolution No. 336-06, Transfer of Appropriations
6. Resolution No. 337-06, Authorize Clerk to advertise for Proposals for 2007 Professional Services
7. Resolution No. 338-06, Tax Assessors Appointment Secretary
8. Resolution No. 339-06, Hire Administrative Secretary effective December 4, 2006 - \$45,000 (Jill Gregorin-Locha)
9. Resolution No. 340-06 Hire Temporary Planning Board Secretary - \$3,000 (Jill Gregorin-Locha)

Offered for adoption by Mr. Bergen, second Mr. Wedick.

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick, Bergen, Sheridan, Ortman

PUBLIC COMMENT PORTION

The Meeting was opened to the public for comments or questions at 9:54 P.M.

Frank Mongiello, Main Street, asked about the sidewalk project for town; Is anything in the works? He needs to replace sidewalks. Mayor Merla said State project awards have contractor address curbs and sidewalks. We can re-examine the steps again.

Standing water at Main and Jackson (3 new Homes); Mr. Valesi will look into it.

Parking permits for residents in the area. He spoke about it with the Chief a few weeks ago. Traffic Safety should study the area and make recommendation. Mr. Bergen said to have Dr. Blachford monitor faculty parking for school.

Robert Ludwig, asked if there will be a public discussion meeting with Kara Homes. Would like it announced before any discussion, so public is aware. Concerned Mr. Hoffman representing Mr. Cummins. Bob Hoffman was a KBA member. He feels the piece of Property is a hazard to the Community because it is abandoned. He would like to see the Borough clean up the property and bill the owner.

Mayor Merla said they have taken steps to demolish the building. They have abated for rodents. Mr. Bergen said that they have waited long enough for the property to be cleaned. We feel council needs a plan, to work and move forward.

Tim Telemonde, 100 First Street asked about the storm water on the Bulkhead. Have pump out stations been considered? Mr. Valesi said pump stations pump heavy. Mayor said, we live in a place that floods or we hit oyster shells. Army Corp of Engineers never guaranteed we would not flood again. The Engineer will give a presentation on December 5th for the area in need of redevelopment.

Al De Gracia, Osborne Street, has constant water in gutter. Spoke of recycling in Town. Not happy that the Recycling center is open six hours a month for 7500 residents. Can we expand time or hire part time person to handle recycling? We have property maintenance issues. Center should be open every Saturday.

Mike Lane, spoke about Green Grove parking. Purchasing signs to implement ordinance. Ponding in front of Borough Hall; Borough Clerk contacted T&M for their survey. Mayor asked if A&K posted a Bond with the County. Have them fix it. Winter is coming.

Carlos Maldonado, said that, Middletown Recycling has fenced in area for bottles and cans at the train station which is open 24 hours.

Rowland Seckinger, Firemen's Museum will be open 1-5 P.M. 11/25. It will be open for the House Tour.

ADJOURNMENT

Meeting adjourned 10:24 P.M.

Council went into Closed Executive Session at 1030 P.M.

Returned to open session at 10:47 P.M.

Motion to adjourn was made and carried.

