

Keyport, New Jersey
November 6, 2006

Minutes of the Work Meeting of the Mayor and Council of the Borough of Keyport, held on the above date in the Municipal Complex, Council Chambers, 70 W. Front 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, Star Ledger, and Two River Times and posted on the Bulletin Board in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231.

Mayor Merla called the meeting to order at 7:32 P.M. and read the Sunshine Law Notice.

ROLL CALL

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

RESOLUTION

1. Resolution #256-06, Closed Meeting - Personnel, Litigation, Labor Relations, Contract Negotiations

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

Personnel

1. Vacant Borough Positions
2. Police Department

Litigation

1. St. John's Church vs. Keyport
2. Water/Sewer Connection

Contract Negotiations

1. Kara Homes

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 Council Chambers, Borough Hall for the purpose of discussing the following subjects:

Personnel, Litigation, and Contract Negotiations

BE IT FURTHER RESOLVED that the discussions on Personnel 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. Sheridan, second by Mr. Walling

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

Nays: None

Abstain: None

Absent: Councilman Wedick

Mayor Merla called the meeting to order at 8:13 P.M. and read the Sunshine Law Notice.

ROLL CALL

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

HEARING ON ORDINANCE

1. Ordinance No. 22-06, Salary Ordinance/Police Chief

The Clerk reported that the Ordinance was published as introduced in the Courier, issue of October 19, 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 read the Ordinance by Title:

AN ORDINANCE AMENDING AND SUPPLEMENTING THE BOROUGH OF KEYPORT ORDINANCE NO. 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 is opened to the public for comments or questions at 8:14 P.M. There being none, the Hearing was closed at 8:14 P.M.

Offered for adoption by Mr. Walling, second by Mr. Sheridan

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

Nays: None

Abstain: None

Absent: Councilman Wedick

- 1a. Motion authorizing the Clerk to publish the Ordinance as finally adopted according to law in the Courier, issue of November 9, 2006 moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

INTRODUCTION ON ORDINANCE

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

The Clerk read the Ordinance by Title:

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

WHEREAS, N.J.S.A. 40:48-1, et seq. permits municipalities to adopt local police ordinances, and

WHEREAS, the Mayor and Borough Council wish to amend Chapter IV -- Police Regulations, Section 4-1.17 Posting Notices prohibited.

BE IT ENACTED by the Mayor and Council of the Borough of Keyport that the Code of the Borough of Keyport, Section 4-1.17 is amended as follows:

4-1.17 Posting Notices Prohibited. No person shall post or affix any notice, poster or other paper or device, calculated to attract the attention of the public, to any lamp post, public utility pole or shade tree, or upon any public structure or building, except as may be authorized by the owners or required by law. Each owner of a public utility pole is responsible for the inspection and removal of any marks, signs, placards, bulletins, handbills, notices, or

any other foreign object placed upon its pole in violation of N.J.S.A. 27:5-9(f) and in accordance with N.J.A.C. 14:3-2.5.

If any part of this Ordinance is for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this Ordinance.

All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

This Ordinance shall become effective immediately upon its final passage and publication as required by law.

Offered for adoption by Mr. Walling, second by Mr. Sheridan

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

Nays: None

Abstain: None

Absent: Councilman Wedick

1a. Motion authorizing the Clerk to publish the Ordinance as introduced, in the Courier, issue of November 9, 2006 for a Hearing to be held on November 21, 2006 moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

2. Ordinance No. 24-06, Maintenance and Repair of Public Utility Poles

The Clerk read the Ordinance by Title:

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

WHEREAS, N.J.S.A. 40:48-1 The Power to Adopt Public Ordinance for Public Health, Safety and Welfare of the Municipality as residence is coterminous with the power of the legislature, and

WHEREAS, it has come to the attention of the Mayor and Borough Council that public utility poles are not being properly maintained by their owners to ensure safe, adequate, and proper service and to prevent injury to persons and property, and

WHEREAS, the Mayor and Borough Council wish to create an Ordinance entitled Maintenance and Repair of Public Utility Poles.

BE IT ENACTED by the Mayor and Council of the Borough of Keyport that the Code of the Borough of Keyport, is created as follows:

Each owner of a public utility pole, in order to ensure safe, adequate and proper service, and to prevent injury to persons and property, shall be required to repair or replace any public utility pole that, in the Borough Engineer's opinion, are not in a condition to provide a safe, adequate and proper service or present a potential to damage property or injure people.

If any part of this Ordinance are for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this Ordinance.

All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

This Ordinance shall become effective immediately upon its final passage and publication as required by law.

Offered for adoption by Mr. Walling, second by Mr. Hassmiller

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

Nays: None
Abstain: None
Absent: Councilman Wedick

2a. Motion authorizing the Clerk to publish the Ordinance as introduced, in the Courier, issue of November 9, 2006 for a Hearing to be held on November 21, 2006 moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

3. Ordinance No. 25-06, Create Position of Mechanic for the Fire Department and Public Safety Telecommunication Trainee

The Clerk read 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**

WHEREAS, it is the desire and intent of the Mayor and Council of the Borough of Keyport to have prepared and adopt a salary ordinance which will have properly served their purposes, but which will be economical to adopt; and

WHEREAS, the following ordinances has been prepared with salary ranges therein for the positions listed, wherein the ranges give the minimum salary for the position as well as the maximum for the position and the exact salary to be paid to each employee as determined by a Resolution duly adopted by the Mayor and Council of the Borough of Keyport must be within the ranges given in the Ordinance and the purpose is to save money in preparation and publication costs by making the ranges sufficiently wide to last for several years and also to give greater flexibility, should a position be vacated and it is desired for start a new employee with less experience at a lower salary, since the new salary may be simply be set by a Resolution of Mayor and Council.

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

**PLEASE NOTE THAT ALL OF THE FOLLOWING ARE NOT
INCREASES INN EXISTING SALARIES, BUT ARE RANGES
WITHIN WHICH SALARIES MUST FALL**

SECTION 1. The following salary ranges are hereby fixed and determined for the following officers and employees effective January 1, 2006:

	MINIMUM SALARY	MAXIMUM SALARY
Fire Department Mechanic	\$ 500.00	\$2,000.00
Public Safety Telecommunication Operator Trainee	\$15,000.00	\$50,000.00

SECTION 2. Inconsistent Ordinances. All Ordinances parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

SECTION 3. Severability. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 4. Effective Date. This Ordinance shall take effect upon its passage and publication according to law.

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

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

Nays: None

Abstain: None

Absent: Councilman Wedick

Motion authorizing the Clerk to publish the Ordinance as introduced, in the Courier, issue of November 9, 2006 for a Hearing to be held on November 21, 2006 moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

COMMUNICATIONS & PETITIONS

1. Certification of the Table of Equalized Valuations from the State of New Jersey, Division of Taxation.

Motion to receive and file moved by Mr. Bergen, second by Mr. Walling with Ayes by all present.

2. Certification of Average Ratios and Common Level Ranges for Use in Tax Year 2007 from the State of New Jersey, Division of Taxation.

Motion to receive and file moved by Mr. Bergen, second by Mr. Walling with Ayes by all present.

3. Request from Philly's Franks for return of their Security Deposit for the Hot Dog Lease.

Motion to approve moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

4. Report of Taxes Not Collectible from Keri Stencel, Tax Collector

Motion to receive and file moved by Mr. Bergen, second by Mr. Sheridan with Ayes by all present.

5. Request from KBA to change the tie for the Street closing on West Front Street to 4:00 P.M.

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

6. Letter from NJDOT regarding Federal Aid for Safe Routes to Schools Program (Deadline: December 29, 2006).

There are some spots on Broad Street that need traffic calming. Include Traffic Safety from the Keyport Police Department in the meeting.

Motion to Administrator/Director of Engineering moved by Mr. Bergen, second by Mr. Sheridan with Ayes by all present.

7. Letter from the General Assembly of New Jersey requesting adoption of a Resolution urging Bipartisan Action by the State Legislature for Ethics Reform.

Motion to receive and file moved by Mr. Bergen, second by Mr. Sheridan with Ayes by all present.

8. Letter from Mansion House Realty regarding reimbursement of Solid Waste removal for 41 Broad Street.

Motion to refer to Chief Financial Officer and Administrator moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

9. Memo from the Office of Emergency Management regarding CERT Members Training.

Motion to receive and file moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

10. Raffle License Application from St. Joseph Church for 2007 Fair:

- A. On Premise Non Draw Raffles (Games)
- B. On Premise Cash Raffles (Nightly 50/50)
- C. Off Premise Cash Raffle (Super 50/50)

Motion to approve moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

11. 2007 Bingo License Applications:

- A. St. Joseph Church (Wednesdays)
- B. St. Joseph PTA (Sundays)

Motion to approve moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

12. Letter from Borough Attorney's Office regarding property tax appeal/92 Main Street

Motion to receive and file moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

UNFINISHED BUSINESS

1. **Tax Exemption Request from St. Joseph Church.** Mayor Merla spoke with the Tax Assessor and Father Cioffi; they cannot predate. This must be done by October 1st with an onsite inspection.
2. Mr. Sheridan thanked Mr. Valesi for setting up a meeting with the Library. He also thanked the P.B.A. for the Halloween Parade.
3. **Integrated Pest Management.** Mr. Sheridan said the Environmental Commission is to look into an Integrated Pest Management page from Hazlet.
4. **Synchronized Traffic Lights.** Mr. Sheridan stated traffic lights near the Highway should be synchronized; move forward on the synchronizing. Mr. Valesi said the lights are synchronized from Broad Street to Sandy Hook. Liberty Hose may hit the light in an emergency and it takes 36 hours to resynchronize. It is hard to get the Department of Transportation to change. A study would be needed. Mr. Bergen said to Mr. Valesi to set up a meeting with the Department of Transportation to discuss this matter.
5. Mayor Merla asked about the lot at 2nd Street and Church Street; there is no progress. Dirt and hay were left there. They should be brought back into address the cracked sidewalks.

ADMINISTRATOR'S REPORT

Mr. Valesi reported on the following. There was a groundbreaking information session this evening. It was a good first step and there will be bi-weekly reports provided on the progress. Regarding the interlocal with the Property Maintenance Officer, Union Beach is not coming up with the numbers. Numbers are needed in order to negotiate; this needs to be understood. Mr. Bergen said to talk to Mr. Seckinger about beefing up the Property Maintenance. Mr. Valesi spoke with Mr. Seckinger. The Borough is advertising for several jobs in Administration. There are 18 Department of Public Works interviews. Regarding the NPP Coordinator, initial funding has been set. Mr. Valesi spoke with the DCA today and there is a problem with the KBA on cost share. They declined funding but they will take part in the grant page. There are three or four qualified people for the position. One Source Landscaping will do the Senior Center before. Receipt of bids for the Old Municipal Building will be on November 13th at 10:00 A.M. Regarding the revaluation and tax map redevelopment a third quote is needed. Second Street is closed at Fulton Street for one year; local traffic only. Regarding December 12th Mr. Sheridan will send out an e-mail.

ATTORNEY'S REPORT

The Attorney had no Report.

NEW BUSINESS

1. Water/Sewer Connection Fee Ordinance. Mr. Valesi stated the Ordinances are allowed by the State. The way the fees are calculated poses a hardship; must determine an acceptable limit for change in use. There are excessive connection fees. An acceptable cap from the Mayor and Council is needed for connection fees to compensate with the rate payers for the extra usage costs. This is mandated by statute. Mayor Merla said there are different opinions. Here was a big change from the old Ordinance when it was updated. There was a discussion on connections and hook up fees and fair shares. Mr. Valesi said EDU's result in high connection fees. Mr. Bergen said the new construction is easy; it's easy in use. Mayor Merla read a portion of the Ordinance. The Ordinance has been challenged twice; Mr. Bergen said to amend the Ordinance. Mayor Merla said to get together with Tom Fallon and discuss fees and a CAP. Mr. Valesi said Cap EDU's are not excessive. Mr. Bergen said the big picture should be given to the applicant so they can decide to move forward. There was a discussion between Mayor and Council and Mr. Valesi on various scenarios and to keep up with the flow so that all ratepayers have enough pressure and flow. Mr. Valesi, Mr. Fallon and Mrs. Cinquegrana will work on verbage for amending the Ordinance. Mayor Merla said Mr. Lane would like Capital Project Report by the Administrator. Mayor Merla thanked the Keyport Police Department for the stolen car pursuit on November 5th and thanked Hazlet for apprehending.

2. Keyport Pop Warner Cheerleading. The Keyport Pop Warner Cheerleaders are in a competition and could go to Florida. The Cheerleaders need money and are fundraising. It is \$700.00 per Cheerleader for the trip not including their parents. Union Beach will match the donation the Borough makes. Mr. Bergen asked Mr. Sheridan if this is through Recreation as well.

3. Retirement Party. Council should think about having a Retirement Party in January for all the retirees.

RESOLUTIONS

2. Resolution #324-06, Payment of Bills

(See full copy of Resolution attached hereto and made a part hereof these minutes.)

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

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

Nays: None

Abstain: None

Absent: Councilman Wedick

3. Resolution #325-06, Support Public Question #2 on the November 7th Ballot

WHEREAS, New Jersey's parks and natural areas have suffered a steady decline in service and maintenance due to decades of under funding of the Division of Parks and Forestry and the Division of Fish and Wildlife; and

WHEREAS, more than 16 million people visit New Jersey parks, forests, and wildlife management areas annually making these areas increasingly critical as places of family recreation and health-wise physical activity; and

WHEREAS, New Jersey's economic tourism activity directly related to parks, nature and outdoor recreation totals more than \$812 million annually of all 50 states, New Jersey ranks sixth in the amount of economic activity created by in-state wildlife viewing activities; and

WHEREAS, due to insufficient funding, there is a backlog of \$250 million in overdue repairs for State parks, forests, and wildlife management areas alone, a situation that worsens with every passing season; and

WHEREAS, key parts of New Jersey's parks, forest, and wildlife management areas have been closed or uses curtailed due to maintenance and service shortfalls; and

WHEREAS, due to the backlog of repairs to our existing state and local parks, the opportunity to develop many of our newly acquired parklands for public recreation and achieve equity for desperately needed urban parks has often been shortchanged; and

WHEREAS, the proposed constitutional amendment supported by Public Question #2 would reallocate a surplus of existing, already environmentally-dedicated funds from the New Jersey Corporate Business Tax revenue, in the amount of \$15 million a year through 2015 and \$32 million a year thereafter, to improving state parks, forests, wildlife management areas, and local urban and rural parks across the state; and

WHEREAS, the proposed parks fund would require no new taxes or any other revenue source to be raised or used;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Keyport supports Question #2, urges residents to vote "YES" on this measure on November 7, 2006, and authorizes The Outdoor Recreation Alliance to list it among the supporters of Public Question #2.

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Bergen,
Sheridan, Ortman
Nays: None
Abstain: None
Absent: Councilman Wedick

4. Resolution #326-06, Amend Resolution No. 43-06 authorizing Tax Assessor to file Tax Appeals

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

WHEREAS, provision is also allowed for the discovery and correction of errors after establishments 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 complaints, counterclaims and 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 be authorized to direct the Borough Attorney to file complaints, counterclaims, and appeals in the New Jersey Tax Court on behalf of the Borough of Keyport.

BE IT FURTHER RESOLVED that the Tax Assessor and Borough Attorney are hereby authorized to execute stipulations of Settlements on behalf of Attorney, with the approval of the Tax Assessor, is authorized to execute stipulations of Settlements on behalf of the Borough of Keyport in New Jersey Tax Court.

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Bergen,
Sheridan, Ortman
Nays: None
Abstain: None
Absent: Councilman Wedick

5. Resolution #327-06, Authorize Borough of Execute an RCA as a Receiving Municipality

WHEREAS, Howell Township, Monmouth County has a fair share obligation to provide housing opportunities to household of low- and moderate-income as established by the New Jersey Supreme Court and by the new Jersey fair Housing Act, N.J.S.A. 52:27D-301 et seq.; and

WHEREAS, the Fair Housing Act provides that municipalities within the same region as deigned by the Council on Affordable Housing (COAH) may meet up to 50 percent of the obligation through a regional contribution agreement (RCA) under which the sending municipality makes a cash payment to another municipality, know as the receiving municipality, which undertakes to provide low- and moderate-income housing which is credited toward the sending municipality's fair share obligation; and

WHEREAS, N.J.A.C. 5:94-5.1 (a) allows municipalities to propose the transfer of up to 50 percent of their third round growth share obligation; and

WHEREAS, Howell Township proposes to transfer 239 units of its growth share obligation at a cost of \$8,330,000 in the form of an RCA with the Borough of Keyport; and

WHEREAS, Howell Township and the Borough of Keyport are in the same region as defined by COAH; and

WHEREAS, the Borough of Keyport desires to provide affordable housing for low- and moderate-income residents of the region, which action will be furthered by funds made available through the RCA; and

WHEREAS, the RCS is in the best interests of the Borough of Keyport.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Keyport in Monmouth County is hereby authorized to execute such documents and exhibits as may be necessary to effectuate the RCA.

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

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

Nays: None

Abstain: None

Absent: Councilman Wedick

6. Resolution #328-06, Salary Resolution -IUOD- DPW and Dispatchers

BE IT RESOLVED, by the Mayor and Council of the Borough of Keyport that the following annual salaries be and hereby are established for the indicated positions effective January 1, 2005 or the date of hire or transfer

	<u>Effective 1/1/2005</u>	<u>Effective 1/1/2006</u>	<u>Effective 1/1/2007</u>
Supervisor of Public Works	\$55,625.39	\$57,850.40	\$60,164.42
Assistant Water Treatment Plant Operator	\$55,700.24	\$57,928.25	\$60,245.38
Public Safety Telecommunications Operator A	\$25,348.56	\$26,362.51	\$27,417.01
Operator B	\$35,195.95	\$36,603.79	\$38,067.94
Senior Public Safety Telecommunications Operator	\$38,583.45	\$40,126.79	\$41,731.86
Public Safety Telecommunications Trainee	\$27,374.69	\$28,469.68	\$29,608.47
Equipment Operator	\$ 23.70	\$ 24.65	\$ 25.64
Mechanic	\$ 25.32	\$ 26.34	\$ 27.39
Public Works Repairer	\$ 23.70	\$ 24.65	\$ 25.64
Laborer, Third Year	\$ 22.11	\$ 22.99	\$ 23.91
Laborer, Second Year	\$ 21.16	\$ 22.01	\$ 22.89
Laborer, First Year	\$ 17.85	\$ 18.56	\$ 19.30
Assistant Water Plant Treatment Operator/Laborer	\$ 18.20	\$ 18.93	\$ 19.69
Water Meter Reader/Repairer	\$ 23.70	\$ 24.65	\$ 25.64
Park Maintenance Worker	\$ 23.70	\$ 24.65	\$ 25.64

BE IT RESOLVED, effective January 1, 2005, the above salaries listed herein do not include longevity, which is follows:

<u>Years of Service</u>	<u>Percentage</u>
5-10 years of service	1% increase above base pay
10-15 years of service	2% increase above base pay
15-20 years of service	4% increase above base pay
20-25 years of service	5% increase above base pay
25 years of service	6% increase above base pay

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

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

Nays: None

Abstain: None

Absent: Councilman Wedick

7. Resolution #329-06, Appoint Jessica Walling - PT Clerical Employee

WHEREAS, it is necessary to hire a Temporary Clerical Employee; and

WHEREAS, Jessica Walling worked as a Part Time Summer Laborer for the Borough of Keyport this past summer and is familiar with the office duties that are performed in the Borough of Keyport.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council JESSICA WALLING is hereby hired as a Temporary Clerical Employee retroactive October 30, 2006 at the hourly rate of \$10.00 per hour.

BE IT FURTHER RESOLVED that the maximum number of hours per week is not to exceed 30 hours.

BE IT FURTHER RESOLVED that since this is a part time position there are no benefits.

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

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

Nays: None

Abstain: Councilman Walling

Absent: Councilman Wedick

8. Resolution #330-06, Authorize Mayor and Council to Execution of Yost Deed

WHEREAS, the Borough of Keyport acquired Block 131, Lot 5.01 (formerly known as Block 72, Lot 13) (thereinafter the "Property") through a final decree dated October 18, 1943 and by a quit claim conveyance dated July 25, 1949 and recorded April 4, 1950, and

WHEREAS, the on or about March 2, 1948 the Borough of Keyport auctioned the Property for sale pursuant to the Local Lands and Buildings Law, and

WHEREAS, Ralph Walters and Bianche Walters at the aforesaid meeting offered to purchase the aforesaid property from the Borough of Keyport for the sum of seventy five dollars (\$75.00), and

WHEREAS, the Mayor and Borough Clerk were authorized at the aforesaid meeting to execute a Deed to carry out the terms of the aforementioned sale, and

WHEREAS, no record can be found of a Deed for the Property from the Borough of Keyport to Ralph Walters and Bianche Walters ever having been actually executed or recorded, and

WHEREAS, notwithstanding the absence of a recorded Deed, Ralph Walters and Bianche Walters, and their daughter Linda Yost, have paid and continue to pay to the Borough of Keyport the real property taxes assessed thereon

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

- 1) The Mayor and Clerk are authorized to execute a Deed granting title to Linda A. Yost to complete the transaction first contemplated by the Mayor and Borough Council in 1948.
- 2) Linda Yost is to pay the Borough of Keyport's legal fees for the preparation of the Deed and supporting documents.

Offered for adoption by Mr. Sheridan, seconded by Mr. Hassmiller

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

Nays: None

Abstain: None

Absent: Councilman Wedick

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 9:03 P.M. Bob Ludwig, 50 Beers Street, asked about the progress regarding the Keyport Police Department and Property Maintenance Office with the Restaurant on Beers Street. Regarding Channel 22, there should be a slideshow or still pictures of Keyport. Ed McNamara handles this matter. Mr. Ludwig said to Mr. Valesi the door should be opened about improving access at the top of Highway 36. Mr. Valesi should speak with Cliff Moore at I-Hop; the u-turn was closed a few years back.

Mayor Merla spoke regarding the NPP Coordinator. Mayor Merla said he wrote to elected officials regarding immigration; they passed the buck to the Federal Government.

Roy Cadoo, 83 Washington Street, since April everyone knew Mrs. Febo was leaving on December 31st. We are lax on this matter and have had a long time to fill the position. Mayor Merla said that Mr. Valesi will fill the position and someone will be there at the next meeting. Mr. Cadoo said it takes a long time to train, not just one or two days. A Deputy also has to be replaced. Mr. Valesi said he was authorized tonight to move forward on this issue. Mr. Cadoo said the Engineer didn't know the connection fee at the Planning Board Meeting and sent a letter in January 2006.

Bern Hefeale, Esq., representative for the Laundromat is concerned with the Water/Sewer Ordinance. Properties have been connected for a long time. Mr. Hefeale said he is looking forward to the Ordinance revision. Commercial properties change their owners constantly. There are water bills that are charged for usage and a new resident is not charged a connection fee when they move into their new home. Mayor Merla said that the Borough offers tax abatement for commercial property owners.

Mike Lane, First Street, regarding 92 Main Street he asked if it is the same as the Planning Board case. Mr. Lane asked if we are forcing them to rectify the illegal units; nine units on a single lot. Mr. Bergen asked Ken Ebner to get a letter to the attorney to find out how many units before setting a tax appeal. It was asked if it was 75 feet frontage and 7500 square feet; no 75 feet, go back and look at Ordinance. Mr. Lane complimented the Property Maintenance Officer on a job well done and resolving the matter so quickly.

Roy Cadoo made a statement regarding illegal immigrants. He praised Mr. Wedick and said that we are legal immigrants and have rights. Illegal residents do not have any rights. Mr. Cadoo stated facts on minimum wage, paying taxes, and going to schools. Mr. Cadoo asked if there were required inoculations of these children. There was an article in the Independent from Frank Leonard; we suffer. Mayor and Council signed an Oath to uphold the Constitution.

Al DeGracia, 23 Osborn Street, said this is a racially motivated Ordinance; the illegal immigrants are the victims (landlords, employers, etc.). The pay taxes and contributes to our economy. Mr. DeGracia addressed Mr. Cadoo's statement. Council made the correct move by not adopting the Ordinance. Mayor Merla stated he wrote to all the elected officials (Senate, Assembly, etc.) regarding this issue. The Federal Government has the means right now to address. Keyport Police Department, Mr. Vecchio and other inspectors have been contacted and addressed the Borough Ordinance. There are two issues, the illegal immigration and overcrowding. Nine years ago Captain Mitchell and Churches met with the illegal and immigrant s for bank accounts and setting up guidelines. Need to pressure Federal Government to address the issue. The landlords are held accountable. Revaluation will help us find illegal conversions and overcrowding. We would have been sued if the Ordinance was passed. Keyport is small we have leaders who cannot find a solution to this matter.

Rowland Seckinger, Property Maintenance Officer, handed out a report on the Beach Sweep from October 21st. He read the report aloud. Mayor Merla thanked Mr. Seckinger for always bringing positive when there is negative.

David Behrens and Chris Pace, Keyport Explorers thanked Mayor and Council for their support and insuring their bus. Mr. Behrens and Mr. Pace requested a Police Explorer budget. Many details and events have been attended by the Explorers. Mayor Merla thanked both officers. Patrolmen Ruth and Sorber are to submit something for 2007. Patrolman Ruth started as an explorer and it is not easy. Peers do not look at them the same way. The Explorers have fundraised for every dime for events and trips. Patrolman Ruth stated they need the use of the Council Chambers for their meetings and will coordinated with Mrs. Cinquegrana. The P.B.A. is collecting for needy families. Patrolman Sorber stated the Explorers want to set up a DVD and CD for our soldiers. There being no further comments or questions from the audience the meeting was closed to the public at 9:50 P.M.

ADJOURNMENT

Motion to Adjourn moved by Mr. Sheridan, seconded by Mr. Hassmiller with Ayes by all present.

Time of Adjournment: 9:52 P.M.

