Approved 4/14/08

December 18, 2006
Keyport, New Jersey

Minutes of a Regular Meeting of the Mayor and Council, held on the above date in the Council Chambers, Municipal Complex, 70 W. Front Street, Keyport, N.J. pursuant to being called by the Mayor and Borough Council, notice on file with the Borough Clerk, forwarded to the Asbury Park Press, Courier, Independent, the Newark 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.

The Mayor called the meeting to order at 7:04 P.M. and read the Sunshine Law Notice.

ROLL CALL

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

RESOLUTION

1. Resolution #351-06, Closed Meeting - Personnel, Litigation, Contract Negotiations

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

Personnel
1. Police Department
2. Tax, Water/Sewer Department
3. Administrator

Labor Relations
1. Police Department - Environmental

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, Labor Relations

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. Wedick

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

Council went into closed session at 7:06 P.M. and this meeting was reconvened at 8:19 P.M.

Mayor Merla called the meeting to order at 8:22 P.M. and read the Sunshine Law Notice.

Councilman Ortman 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. Valesi, Borough Administrator, Mr. Wisniewski, Borough Attorney and Mr. Fallon, Chief Financial Officer.

REPORTS OF COMMITTEES

Councilman Hassmiller; Finance and Redevelopment: Mr. Hassmille reported on the following. Salary Resolutions on later. Redevelopmen discussed earlier.

Councilman Walling; Public Works/Recycling/Property Maintenance: Mr. Walling reported on the following. Property Maintenance detailed report submitted. Harbor Commission Meeting and government recommendations to Peter Valesi. BLR Building and Green Acres. DPW/Recycling yard passed inspection. Meeting with residents near St. Joe's. Asked for specific time to present Joe Wedick with something. It is Mr. Wedick's and Mayor Merla's last meeting.

Councilman Wedick; Police: Mr. Wedick reported on the following. First this is my last meeting. On Council for nine years and had a great time. Congratulations and Happy Holidays. Recommended Resolution to appoint Joseph Redina, Chief and Captain. Thank you to everyone who works for the Borough, good luck to Christian Bolte.

Councilman Bergen; Fire: Mr. Bergen reported. He and Wedick ran together four times. He will always have feelings for him. Keyport Fire Department elections December 6th. Remember to be careful with electric this Holiday season.

Councilman Sheridan; Library/Recreation & Parks: Councilman Sheridan reported on the following. Theresa Street Park received $60,000 grant through County. Received board vote on Holiday Lighting awards 1/1/07. Library is in need of an electrician. Thanks to Mr. Wedick. Mr. Wedick wrote a letter to the papers for volunteers.

Councilman Ortman; Building & Grounds/Health: Councilman Ortman reported on the following. Thank you Mr. Wedick. He was instrumental on Mr. Ortman's running. Sent Roy Cadoo a letter regarding CAT Planning. Anne Biagianti is interested in helping with website. Air quality issues with Pete Valesi. Told Mr. Bergen he had response from Fire Chief on Bloodborne Pathogen.

Administrator Valesi; Mr. Valesi reported on the following. Bulkhead discussed tonight. There is a lot happening behind the scene. JCP&L was out there today. DPW/Recycling moving yard to Rollo Place. Received certified list of property owners. Meeting third week in January. Website training January 5, 2007. Revaluation/Tax Maps-research will take a few minutes before it goes to Engineer, 608 month for a certified tax map. Rejected Perry Street Bid. Interim measure for the plant. Must re-bid. Mr. Valesi states that he is a tree fan Newspaper report of trees coming down. Plans with trees on West Front Street need Environmental friendly solution. County road work with county. Budget requests are due December 22. Working with all. RFPs for professional Services January 1, 2007. Going to website training on January 5, 2007 and will cross train. Mr. Bergen asks how long before we get information on website. Mr. Valesi responds by the end of January.

Attorney, Wisniewski; Mr. Wisniewski has no report.

Mayor; Mayor to Mr. Wedick - sorry you won't be at the January 1, 2007 meeting. Speaking from the heart. Not my prepared statement. Involved in many projects and head of Keyport Police Department. Mayor applauded him and wished him good luck.

Town looked beautiful for the Holiday. Called KPD - Mini park decorations destroyed (wreaths & chairs). He repaired what he could with Ed Burlew. Some of the environment is not good & deterring business. Have patrols walk down town during the holidays. Would love to help less fortunate. KPD limited in force trying to make community better. Captain Mitchell states that he takes his job to heart and personally walks uptown everyday. Three have found a home. One more is going to business people. Please call him to discuss issues. Hazlet swim and tennis to do an interlocal discount rate to join their establishment. Jersey Shore Workcamp - H.S. students do painting and roof work. Overcrowding issue - letters from Congressman Pallone and Senator Lautenberg. Therese Street Park $60K county Grant. Thanked Tumulty Family for donation to KPD. Would like to present them with something (2nd donation). Beers Street aid not obtained.

Bayshore watershed - shared services website (13 communities), to residents and employees - thank you and happy holidays. Congratulations to the 2007 Governing Body. Thanked everyone who comes to all the meetings and volunteers. Will turn gavel over to Robert J. Bergen on January 1.

COMMUNICATIONS AND PETITIONS

1. Letter from a concerned resident regarding news article regarding truck traffic at Parkway Exit 117.

   Motion to Refer and File and copy to Keyport Police Department moved by Mr. Sheridan, second by Mr. Wedick with Ayes by all present.

2. Street Opening Applications from NJ Natural Gas:
   a. 28 Brook Avenue
   b. 9 East Third street
   c. 39 Route 36 (opening on Atlantic Street)

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

3. Letter from Keyport Fire Department advising that the 2nd Annual St. Patrick's Day Parade will be held on Sunday, March 18, 2007, 1PM

   Motion to refer and File moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

4. 2007 Tow Truck License Renewal Applications
   a. Bayshore Auto Service
   b. Bill Wright and Sons Towing
   c. B&W Towing
   d. D&D Towing
   e. DJ's Towing
   f. Key Auto Body
   g. Matty D's Towing
   h. Roder's Motors

Motion to hold until the January 1, 2007 meeting, moved to January 1, 2007 meeting moved by Mr. Bergen, second by Mr. Walling with Ayes by all present.

UNFINISHED BUSINESS

Green Grove Avenue Package - signs up address after January 1, 2007. Commercial employees allow for permits. Tired marked on occasion. Three hour parking right now. Mayor referred to KBA last time.

Yacht Club - use of Atlantic Street. Mr. Bergen approved as long as easement made. Must open to contiguous owners. Half to neighbor and half to Yacht Club.

Tracey Dell - let it lie for now.

Clean up with Central School Environment Club - Mr. Sheridan and Mr Chudzik cleaned Henry Hudson Trail between Stultz and Cornucopia. They had a good turn out and great job cleaning up, and applauded everyone.

RESOLUTIONS

RESOLUTION FOR THE PAYMENT OF BILLS

352-06

Be it resolved by the Mayor and the Council of the Borough of Keyport, New Jersey that the following numbered vouchers be paid to the person therein respectively and hereinafter named, for the amounts set opposite their respective names, and endorsed and approved on said vouchers.

NUMBER OF VOUCHERS	BANK ACCOUNT	AMOUNT
See attached listing	CURRENT ACCT.	$ 1,312,740.34
	WATER/SEWER	$ 24,195.36
	GENERAL CAPITAL	$ 6,066.95
	TRUST ACCT.	$ 2,450.00
	DEVELOPER ESCROW TRUST	$ 2,000.00
	REC. BAYFRONT IMP. TRUST	$ 3,831.40
	OPEN SPACE TRUST	$ 252.75
	WATER CAPITAL	$ 160,732.67
	EDMUNDS ESCROW	$ 3,236.21
	ACCUTRACK ESCROW	$ 3,800.00

PASSED: December 18, 2006

APPROVED: December 18, 2006

JOHN J. MERLA, MAYOR

ATTEST:

ALLYSON M. CINQUEGRANA, DEPUTY BOROUGH CLERK

OFFERED BY: Mr. Bergen

SECOND BY: Mr. Wedick

ROLL CALL VOTE:
AYES: Councilmembers Hassmiller, Walling, Wedick, Bergen, Sheridan, Ortman
NAYS: None
ABSTAIN: None
ABSENT: None

2. Resolution #353-06, Ratify and Approve Memorandum of Agreement/Clerical Union

WHEREAS, on November 27, 2006 the Borough of Keyport (the "Borough"), through its representatives, and the International Union of

Operating Engineers Local 68-68A-68B-68C (the "IUOE"), through its representatives, entered into a Memorandum of Agreement providing for terms and conditions for a Collective Bargaining Agreement for the Clerical Employees for the period January 1, 2005 through December 31, 2007; and

WHEREAS, the Memorandum of Agreement has been ratified by the IUOE; and

WHEREAS, the Mayor and Council have reviewed said Memorandum of Agreement; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the Borough of Keyport as follows;

1. The terms and conditions of the Memorandum or Agreement dated November 27, 2006 are hereby ratified and approved.

2. The Borough's Labor Counsel is authorized to negotiate, review and/or prepare a Collective Bargaining Agreement consistent with the term of said Memorandum of Agreement;

3. Upon approval by the Borough's Labor Counsel of the Collective Bargaining Agreement and execution thereof on behalf of the IUOE, the Mayor and appropriate Borough officials are authorized to execute and implement the same.

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

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

Nays: None
Abstain: None
Absent: None

4. Resolution # 354-06, Transfer of Appropriations

WHEREAS, N.J.S.A. 40A:4-58 permits transfers of appropriations to be made during the last two months of the fiscal year from appropriations which are in excess of the amount deemed to be necessary to fulfill the purpose of such appropriation and to those appropriations deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Keyport that the transfers in the amount of $26,750 be made between the 2006 budget appropriations as follows:

Budget Appropriation	From	To
Administrative and Executive - S&W	$ 8,000.00	
Municipal Clerk - S&W	6,000.00	
Collection of Taxes - S&W	3,000.00	
Assessment of Taxes - S&W	2,000.00	
Planning Board -S&W		$ 250.00
UCC - S&W		2,500.00
Police – S&W	4,750.00	
Streets and Roads – S&W		10,000.00
Municipal Court – S&W	3,000.00	
Garbage and Trash Removal – S&W		4,000.00
Street Lighting – O/E		3,000.00
Social Security System		7,000.00
	$ **26,750.00**	$ **26,750.00**

BE IT FURTHER RESOLVED by the governing body of the borough of Keyport that transfers of appropriations in the amount of $10,000 be made between the 2006 budget appropriations of the Municipal Water-Sewer Utility as follows:

Budget Appropriation	From	To
Salaries and Wages	$ 10,000.00	
Social Security System		$ 3,000.00
Other Expenses		7,000.00
	$ 10,000.00	**$ 10,000.00**

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

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

5. Resolution #355-06, Authorize Sale of Special Emergency Note

WHEREAS, the Borough Council passed Resolution 173-06 authorizing a special emergency appropriation for the preparation of an approved tax map and revaluation of real property; and

WHEREAS, Resolution 173-06 also authorized the issuance of a special emergency not in accordance with applicable Statutes; and

WHEREAS, the Chief Financial Officer has deemed it to be more cost effective to sell the special emergency note internally.

NOW THEREFORE BE IT RESOLVED, that the Borough's Current Fund is authorized to sell a special emergency note to the Borough's General Capital Fund in the amount of $250,000 with an issue date of December 20, 2006 and maturity date of December 20, 2007. The note shall bear interest at 0%.

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

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

6. Resolution #356-06, Accept Donation to the Police Department from Tumulty Family

WHEREAS, the Tumulty Family had donated three (3) 7615 Police Carbine Standard Stock, Ghost Ring Sights #6488 in December 2005; and

WHEREAS, it has been determined that these weapons can no longer be used for Officers to qualify at the range and will be traded in to purchase weapons that are acceptable; and

WHEREAS, the Tumulty Family has donated money in the amount of $1,323.00 which will cover the remaining cost for the purchase of firearms and ammunition for use by the Keyport Police Department; and

WHEREAS, the Borough greatly appreciates the generosity of the Tumulty Family.

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

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

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

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

7. Resolution #357-06, Salary Resolution

BE IT RESOLVED, by the Mayor and Council of the Borough of Keyport, that the following salaries be and hereby are established for the indicated positions effective January 1, 2006, or the date of hire of transfer, whichever is later, in accordance with salary ordinance now in effect.

Borough Clerk	$51,500	Annually
Tax/Utility Collector	$46,800	Annually
Court Administrator	$40,300	Annually
Deputy Court Administrator	$27,924	Annually
Superintendent DPW	$81,640	Annually
Administrative Secretary	$56,740	Annually
Senior Center Director	$38,584	Annually
Chief Financial Officer	$48,464	Annually
Chief of Police	$99,739	Annually

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Keyport, that the following salaries be and hereby are established for the indicated positions effective January 1, 2007 or the date of hire or transfer whichever is greater, in accordance with the salary ordinances now in effect:

Borough Clerk	$53,560	Annually
Superintendent DPW	88,279	Annually

BE IT FURTHER RESOLVED that for the period of January 1, 2007 through December 31, 2007, the Superintendent of DPW shall not receive compensatory time, as negotiated.

BE IT FURTHER RESOLVED effective January1, 2006 the above salaries listed herein do not include longevity, which is as follows:

Years of Service	Percentage
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

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Keyport, that the following salaries be and hereby are established for the indicated positions effective January 1, 2006, or the date or hire or transfer, whichever is later, in accordance with salary ordinances now in effect.

Planning Board Secretary	$	3,000 Annually
Fire Inspector	$	4,743 Annually
Bloodborne Pathogen	$	3,220 Annually
Construction Code Official	$	26,316 Annually
Judge	$	18,870 Annually
Fire Official	$	12,750 Annually
Mayor	$	3,200 Annually
Council Members	$	2,600 Annually
Smoke Detector Inspector	$	5,300 Annually
Code Enforcement Officer	$	8,100 Annually
Fire Inspector	$	3,050 Annually
Electrical Sub Code Official	$	4,700 Annually
Electrical Inspector	$	4,250 Annually
Licensed Water & Sewer Operator	$	22,000 Annually
Tax Assessor	$	20,400 Annually
Municipal Court Prosecutor	$	11,500 Annually
Municipal Public Defender	$	4,775 Annually
Plumbing Sub Code Official	$	3,575 Annually
Plumbing Inspector	$	3,100 Annually
Recycling Coordinator	$	3,000 Annually
Assistant Recycling Coordinator	$	2,750 Annually
Zoning Officer	$	2,950 Annually
Property Maintenance Officer	$	7,800 Annually
Asst. Property Maint. Officer	$	3,500 Annually
Treasurer	$	10,400 Annually

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Keyport, that the following salaries be and hereby are established for the indicated positions effective January 1, 2006, or the date of hire or transfer, whichever is later, in accordance with salary ordinances now in effect.

Special Law Enforcement Officer	$	12.00 per Hour
Crossing Guards	$	10.25 per Hour
Fire Inspectors	$	17.00 per Hour

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

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

Nays: None
Abstain: None
Absent: None

8. Resolution #358-06, Approve Settlement in Century Land Litigation

WHEREAS, the Borough of Keyport is a defendant in the action in the U.S. District Court case captioned Century Land Group, LLC v. Mayor and Council of the Borough of Keyport, Civil Action No. 3:05-cv-01361 (GEB); and

WHEREAS, Eric Nementh, Litigation Counsel for the Borough ha negotiated a settlement agreement and limited mutual releas ("Settlement Agreement") o settle Borough's alleged liability in this litigation with the Century Land Group, LLC; and

WHEREAS, Gordon N. Litwin, Special Counsel to the Borough, has reviewed the Settlement Agreement and has made recommendations to the Borough; and

WHEREAS, the Borough's insurance carrier, the New Jersey Intergovernmental Insurance Fund, will pay in full the settlement payment under the Settlement Agreement, subject to its prior reservation of rights; and

WHEREAS, the Mayor and Council have determined that it is in the best interest of the borough to accept the Settlement Agreement as negotiated.

NOW THEREFORE BE IT RESOLVED, that the Borough of Keyport hereby accepts the Settlement Agreement as presented

BE IT FURTHER RESOLVED, that the Mayor and/or his designee is hereby authorized and directed to execute the Settlement Agreement.

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

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

9. Resolution #359-06, Approve First and Final Change Order for the Atlantic Street Phase II Improvements

WHEREAS, on or about March 21, 2006 the Borough of Keyport awarded a contract to Pioneer General Contracting Company, Inc. for the Improvements to Atlantic Street, Phase II for the sum of One Hundred Seventy Eight Thousand Four Hundred Fifty-Nine Dollars and Twenty Cents ($178,459.20), and

WHEREAS, T&M Associates has advised that there is a reduction in the original contract amount which creates Change Order No.1 and Final for said improvements in the amount of three hundred ninety seven dollars and five cents ($397.05).

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

1. Change Order No.1 and Final of the Atlantic Street Phase II improvements contract is hereby accepted and approved.
2. Change Order No.1 will be attached to the original contract.
3. A copy of the within resolution shall be forwarded to the Borough administrator, the Borough Attorney, the Borough Engineer, Municipal Finance Officer, Pioneer General Contacting Company, Inc. and a copy shall be maintained in the office of the Borough Clerk for public inspection.

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

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

10. Resolution #360-06, Reject Bid for Perry Street Water Treatment Plant

WHEREAS, the Borough of Keyport advertised for and received bids on November 30, 2006 for Improvements to the Perry Street Water Treatment Plant; and

WHEREAS, only one bid was submitted for said project, and that bid was above the estimated project cost and the funding for the project; and

WHEREAS, the Borough's Director of Engineering has determined that in review of the bid prices received from the single bidder, and due to the absence of multiple bidders for the project, that it cannot be confirmed that a favorable and competitive price was received; and

WHEREAS, the above reflects that the objectives of the State Loca Public Contracts Law have not been achieved.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Keyport that the bid be rejected and the matter be referred to the Director of Engineering with regard to a schedule and means for rebidding the project in the future.

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

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

11. Resolution #361-06, Extend Appointment of Carole Cerase as Temporary Secretary for Zoning and Code Enforcement

WHEREAS, the Mayor and Council of the Borough of Keyport have created the position of Zoning Officer and Code Enforcement Officer pursuant to N.J.S.A. 40A:60-6, and

WHEREAS, the position of Zoning Officer is set forth in Keyport Borough Ordinance '2-3.9 and Code Enforcement Officer is set forth in Keyport Borough Ordinance § 203.10, and

WHEREAS, the Borough of Keyport recognized the need to have a secretary to assist the Zoning Officer and Code Enforcement Officer on a full time basis, and

WHEREAS, the Mayor and Council of the Borough of Keyport would like to continue the temporary appointment of Carole Cerase as Secretary to the Zoning Officer and Code Enforcement Officer pursuant to borough Ordinance 12-3.10, and

WHEREAS, on June 5, 2006 the Mayor and council of the Borough of Keyport passed a resolution temporarily appointing Carole Cerase as the secretary for the Zoning Office and Code Enforcement Office and amended the Resolution on August 8, 2006, and

WHEREAS, the Mayor and Council of the Borough of Keyport wish to continue Mrs. Cerase's appointment until March 31, 2007, and

WHEREAS, sufficient funds are available and have been or will be appropriated for this specific purpose,

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

1. Carol Cerase will continue as the Secretary to the Zoning Officer and Code Enforcement Officer of the Borough of Keyport, for the annual salary of ten thousand ($10,000.00) dollars, to be pro-rated until March 31, 2007 or until such

time as the mayor and Council may take further action with regard to this position. Copies of the within Resolution shall be forwarded to the Municipal Finance Officer and the Borough Clerk, who shall retain a copy for public inspection.

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

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

12. Resolution #362-06, Extend Appointment of Robert Burlew as Zoning Officer

WHEREAS, Robert Burlew was appointed as Zoning Officer by Mayor and Council at their June 20, 2006 Meeting; and

WHEREAS, the Mayor and Council wish to continue the appointment of Mr. Burlew as the Zoning Officer until December 31, 2007.

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

1. Robert Burlew's appointment as Zoning Officer for the Borough of Keyport has will be continued until December 31, 2007 at an annual salary of $2,886.00

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

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

13. Resolution #363-06, Appoint Police Officer - Joseph Rendina pending notice in accordance with salary ordinance and resolution $40,822.00

WHEREAS, the enabling statute of ordinances relating to the police departments is N.J.S.A. 40A:14-118, et seq., and

WHEREAS, Chapter III of the ordinances of the Borough of Keyport provide, inter alia, for the appointment of police officers for the Borough of Keyport, and

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

1. Effective January 21, 2007 Joseph Rendina is appointed as a Patrolman 6th Class of the borough of Keyport Police Department for an annual salary of forty thousand eight hundred and twenty two dollars ($40,822.00), to be prorated, in accordance with the collective bargaining agreement between the Borough of Keyport and the New Jersey State Policeman's Benevolent Association, Keyport Local No. 223 (Jan. 1, 2004 through Dec. 31, 2007).

2. Copies of the within Resolution shall be forwarded to the Municipal Finance Officer and the Borough Clerk who shall retain a copy for public inspection.

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

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

Nays: None
Abstain: None
Absent: None

PUBLIC COMMENT PORTION

This meeting was opened to the public for comments or questions at 8:27 P.M. With there being no comments or questions the meeting was closed to the public at 8:27 P.M.

ADJOURNMENT

Motion to Adjourn the meeting by Mr. Walling, seconded by Mr. Sheridan with Ayes by all present.

Time of Adjournment: 8:27 P.M.

APPROVAL OF MINUTES

Closed Meeting Minutes of September 19th and October 17, 2006

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

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

Nays: None
Abstain: None
Absent: None

Motion to approve, and release as redacted for September 19th, October 3rd and October 17th.

HEARING ON ORDINANCE

1. Ordinance #26-06, Amend Water Shut Off Ordinance

The Clerk reports that the Ordinance was published as introduced in the Asbury Park Press, issues of November 25, 2006, that the Affidavit of Publication is on file in her office, that copies were posted on the Bulletin Board and made available to the Public.

The Clerk reads the ordinance by Title: **AN ORDINANCE AMENDING CHAPTER XIV, SECTION 14-1.7c DELINQUENT BILLS/SHUT OFFS IN ITS ENTIRETY**

BE IT ORDAINED by the Mayor and Council of the Borough of Keyport that Chapter XIV, Section 14-1.7c be amended in full as follows:

Section 1. 14-1.7 Bills and Payments

c. Delinquent Bills - termination of service due to non-payment: During the month of April the Utility Collector will send out 30 day notice letters to any property owner (if the mailing address is out of town, a letter will also be sent in c/o Tenant) that has a delinquent water/sewer account balance of fifty dollars ($50.00) up to and including the January water/sewer bill. The letter will advise of the amount due, plus interest and a final date payment before termination will occur. The Utility Collector, about 15-days after the initial mailing, will send out a second and final letter stamped in red - **FINAL NOTICE**. After the office closes on the final date listed in the letter, the Utility Collector will compile a list of unpaid accounts and fax it to the Department of Public Works to start shut offs the next business morning. Once the list is faxed, an on/off fee of $100 will be charged whether the service has been terminated or not since the date for payment has passed and the Department of Public Works is already out doing shut-offs. If service is terminated it shall not be restored until the delinquent amount up to the January billing, interest as set by New Jersey State turn off fee of fifty dollars ($50), turn on fee of fifty dollars ($50) and meter pull fee of one hundred dollars ($100), if applicable, is paid in full, in cash, money order or bank check. If any check used to pay an account that has received a notice for termination is returned by the bank for any reason, there will be no further notice. The Department of Public Works will be contacted to terminate service of said account. If service is terminated on any account, it shall not be restored until the amount of the original check, any additional interest that may have accrued, turn off fee of fifty dollars ($50), turn on fee of fifty dollars ($50) and meter pull fee of one-hundred dollars ($100), if applicable, and a twenty dollar ($20) return check charge as per N.J.S.A. 40:5-18c is paid in full, in cash, money order or bank check.

If any water account is turned on by anyone other than the Department of Public Works, the Utility Collector will file charges with the Keyport Police Department for theft of service under N.J.S.A. 2C:20-8.

Section 2. All Ordinances and/or provisions thereof inconsistent with the provision of this Ordinance shall be and are hereby repealed as to the extent of any such inconsistencies.

Section 3. If any section, subscription, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any Court of competent jurisdiction, the section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

Section 4. This Ordinance shall take effect upon passage an publication according to applicable law.

The Hearing is opened to the public at 8:55 P.M. for comments or questions.

Seeing no one has any comments or questions, the public hearing is Closed at 8:55 P.M.

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

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

Motion authorizing the Clerk to publish the Ordinance as finally adopted according to law in the Courier, issue of December 7, 2006.

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

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

2. Ordinance 27-06, Amend Chapter XIV, Water/Sewer Connection Fees

The Clerk reports that the Ordinance was published as introduced in the Asbury Park Press, issue of November 25, 2006, that the Affidavit of Publication is on file in her office, that copies were posted on the Bulleting Boards and made available to the Public.

The Clerk read the Ordinance by Title: **AN ORDINANCE AMENDING CHAPTER XIV, WATER AND SEWER, SECTION 14.1-15 "RATE SCHEDULES" AND 14-2.11 "COST OF INSTALLATION OF LATERAL CONNECTION TO MAIN SEWER" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT**

BE IT ORDAINED by the Mayor and Council of the Borough of Keypo that Chapter XIV, Section 14-1.7c be amended in full as follows:

Section 1. 14-1.15 Rate Schedules

Schedule IV - Connection Fees

With regard to connection fees levied for a change of use of an existing building, the "equivalent units" shall be capped at 3 Equivalent Dwelling Units (EDUs), provided that no physical changes to the building layout have been made and further provided the change in use is not an industrial change in use. In instances where a building expansion has taken place, the cap shall be increased by a ratio equivalent to the increase in structural square footage of the building (e.g. 2,500 square foot building expanded to a 4,000 square foot building with a new use will be capped at 4.8 EDU, or 1.6 times the EDU cap number due to the building expansion).

Should the construction on the property be deemed outside of his definition of a building expansion due to the magnitude and/or type of the changes, connection fees will not be capped, and will be assessed as detailed above for new construction with a full calculation of EDUs to ·e applied at the discretion of the Borough.

hould the foregoing connection fee create hardship, application can be made to Mayor and Council for a time payment.

Section 2. 14-2.11 Cost of Installation of Lateral Connection to Main Sewer

With regard to connection fees levied for a change of use of an existing building, the "equivalent units" shall be capped at 3 Equivalent Dwelling Units (EDUs), provided that no physical changes to the building layout have been made and further provided the change in use is not an industrial change in use. In instances where a building expansion has taken place, the cap shall be increased by a ratio equivalent to the increase in structural square footage of the building. (e.g. 2,500 square foot building expanded to a 4,000 square foot building with a new use will be capped at 4.8 EDU, or 1.6 times the EDU cap number due to the building expansion).

Should the construction on the property be deemed outside of the definition of a building expansion due to the magnitude and/or type of changes, connection fees will not be capped, and will be assessed as detailed above for new construction with a full calculation of EDUs to be applied at the discretion of the Borough.

Should the foregoing connection fee create a hardship, application can be made to Mayor and Council for a time payment.

Section 3. All Ordinances and/or provisions thereof inconsistent with the provision of this Ordinance shall be and are hereby repealed as to the extent of any such inconsistencies.

Section 4. If any section, subscription, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any Court of competent jurisdiction, the section subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

Section 5. This Ordinance shall take effect upon passage and publication according to applicable law.

The Hearing is opened to the public at 8:56 P.M for comments or questions.

Ed Burlew asks whether this is a one time fee. Administrator Valesi explains that it applies only to a commercial change of use. He then gave examples of a change in use.

Peggy Hayes asked whether the fee is now in line with other towns; all towns bill differently. She also asked when we will pay off the BRSA debit; 2012.

Public Hearing was closed at 9:04 P.M.

Offered for adopted by Mr. Wedick, second by Mr. Sheridan

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

Nays: None
Abstain: None
Absent: None

Motion authorizing the Clerk to publish the ordinance as finally adopted according to law in the Courier, issue of December 7, 2006

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

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

Nays: None
Abstain: None
Absent: None

COMMUNICATIONS AND PETITIONS

1. Request for 2006/2007 Yearbook Ad contribution from Keyport High School.

   Motion to approve by Mr. Bergen, seconded by Mr. Wedick with Ayes by all present.

2. Street Open Application #2967 from NJ Natural Gas/210 Atlantic Street.

   Motion to approve by Mr. Bergen, seconded by Mr. Wedick with Ayes By all present.

3. Letters from Monmouth County Planning Board regarding Bayshore Region Strategic Plan with proposed resolutions.

   Motion to list Resolution on December 19th agenda by Mr. Berge seconded by Mr. Sheridan with Ayes by all present.

4. Letter from Keyport Ministerium Food Pantry, Inc. requesting a Waiver of municipal fees for raffle licenses.

   Motion to approve by Mr. Wedick, seconded by Mr. Sheridan with Ayes By all present.

5. Off-Premise Cash Raffle Application from Keyport Ministerium Food Pantry, Inc.

   Motion to approve by Mr. Wedick, seconded by Mr. Sheridan with Ayes by all present.

UNFINISHED BUSINESS

Mr. Sheridan - 11/25 Tree Lighting ceremony- Thanked KBA
11/30 Drug Alliance Dinner was great

Mr. Walling - Drug Alliance- Broad Stroke of Attendees

Mr. Ortman asked Pete Valesi about Bloodborne Pathogen.

ADMINISTRATOR'S REPORT

The Crane is at Bulkhead site. JCP&L pole removal late this week or early next week. Option A Bulkhead moving forward on schedule. Preliminary discussions on height of pier. Discussing with Harbor Commission. Looking to raise 18″ for moon high tide.

Mr. Wedick - Construction Company gave parameters for not working - sent to DEP not us.

Mr. Valesi - meeting with them on Wednesday. Website may be able to update. JCP&L can slow it down.

DPW yard - working on a plan. Got property-owner list in order to send a letter. Forum here for neighbors input and concerns. 1/5 website training at Monmouth College. To launch in January.

Old Boro Hall Bid - no more received. Advertised on December and January for receipt in mid-January. Keep at $600,000.00.

Tax Map Revaluation - Resolution on tonight. Received four quotes. Awarded to Hatch Mott McDonald.

Received Bids for Perry Street; $1.36 Million. Not a competitive Bidding - Busy time of year. Discuss preventative measures with water Plant operator.

Grant from Monmouth County Community Development $200K for Cedar Street upgrades T&M submitted an application. Waiting for County paperwork. Will go over with T&M.

Front Street tree proposal for 12/19/06. Contacted Monmouth County Shade Tree Commission. They may fund the removal. Need a committee (KBA & DPW Committee). Trees are lifting sidewalks and disturbing infrastructure. Need a long term plan.

Light near McDonalds will be different design. On West Front Street will be aligned with light across the street. DPW will do underground work and electrician will hook up the lights.

Mayor - Have the county look at electrical lines along West Front Street before winter comes.

Budget requests out and due by December 22nd. Divide up and review with committee chairs.

Final Tech documents on library bathrooms. Bid in near future.

Advertised for 2007 professionals through Fair and Open process. Due December 15th.

Senior Center walkway to start in 2 weeks.

ENGINEER'S REPORT

ATTORNEY'S REPORT

Mr. Ebner had no report for this meeting.

NEW BUSINESS

Mr. Hassmiller - Keyport Food Ministerium Pantry. Keep permanently and give monthly. Mr. Cooper helps 123 families monthly

Mayor - Spent Thanksgiving with them and thinks they are doing a great job. We will help them anyway we can.

Mayor - December 9th House Tour- Ticket sales are going well.
Tree Lighting- Thank You, KBA, Captain Mitchell and Breeze Radio Station

Midgets were presented with donation, $28K raised to go to Florida.

Thanked M. Norris and Sandra Shevlin for their many years of service. Today's Asbury Park Press has is an article about a resident chose for GAP ad. A small child. Go to Gap.com

RESOLUTIONS

1. Resolution #342-06, Payment of Bills

See full copy of this Resolution on file with the Borough Clerk.

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

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

Nays: None
Abstain: None
Absent: None

2. Resolution # 343-06, Authorize Lease of the Senior Center to Interfaith Neighbors

AUTHORIZING THE LEASE OF THE SENIOR CENTER IN KEYPORT TO INTERFAITH NEIGHBORS FOR ANUTRITION PROGRAM

WHEREAS, the Borough of Keyport is the owner of the property located at 110 Second Street, Keyport, N.J. which is more commonly known as the Keyport Senior Center: and

WHEREAS, Interfaith Neighbors,Inc., is an entity with a principal location of 810 Fourth Avenue, Asbury Park, desiring to continue, its location in Keyport from which to operate a Nutrition Program funded by either the County of Monmouth, State of New Jersey or the United States of America; and

WHEREAS, Interfaith Neighbors,Inc Mr. Joseph Marmora, Executive Director and Treasurer acting as its agent, desires to rent specific portions of the Keyport Senior Center, in Keyport for the purpose of operating a Nutrition Program; and

WHEREAS, the Mayor and Council are have reviewed and considered the renting of the Keyport Senior Center to Interfaith Neighbors,Inc., for the purpose previously stated, and have determined this rental to be appropriate; and

WHEREAS, the Mayor and Council are satisfied with the terms and conditions as set forth in the Lease Agreement reviewed by the Borough Attorney for the time period from January 1, 2007 to December 31, 2007; and

WHEREAS, pursuant to N.J.S.A. 40A: 12-14 it has been determined that Interfaith Neighbors, Inc., as Lessee is a non-profit corporation for a public purpose and the following factors have been established.

1. The consideration for the lease shall be the payment of $300.(per month rental and the performance of the obligations requir(of Lessee as set forth in the lease.

2. The public purpose served by the Lessee will be furnishing a nutrition program to persons within the community.

3. Approximately 500 persons will benefit from the public purposes served by the Lessee.

4. The term of the lease shall be for one year commencing January 1, 2007 as aforesaid.

5. The Borough Administrator shall be responsible for the enforcement of the conditions of the lease in consultation with the Mayor and Council.

6. Interfaith Neighbors, Inc., shall as a condition of the lease, submit by December 1, 2006, a report to the Borough Clerk setting out the use to which the leaseholder was put during the term of the lease; the activities of Interfaith Neighbors, Inc., undertaken in furtherance of the public purpose for which the leasehold was granted; the approximate value or cost, if any, of such activities in furtherance of such purpose, and an affirmation of the continued tax exempt status of the non-profit corporation pursuant to both State and Federal Law.

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

1. That the Mayor and Borough Clerk are authorized to execute the lease for specific portions of the Keyport Senior Center to Interfaith Neighbors, Inc., for the purpose of operating a Nutritional Program as per the terms and conditions specified in the proposed Lease Agreement.

2. That upon adoption, the specific portions of the Senior Center will be leased to Interfaith Neighbors, Inc., as per the terms and conditions specified in the proposed Lease Agreement.

3. A copy of this resolution duly certified by the Borough Clerk shall be forwarded to Interfaith Neighbors, Inc. and the Keyport Senior Center upon adoption.

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

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

3. Resolution #344-06, Authorize Yearbook Ad Donation to Keyport High School

RESOLUTION APPROVING CONTRIBUTION
TO KEYPORT HIGH SCHOOL FOR THE 2007 YEARBOOK

WHEREAS, the Keyport High School is an organization located in the Borough of Keyport which conducts activities that benefit the public good; and

WHEREAS, the Keyport High School has requested that the Borough of Keyport contribute the sum of $225.00 for the purpose of assisting them with funds for full page Ad in their 2007 Program; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport , that the sum of $22.00 hereby approved as a contribution to the Keyport High School and the Mayor and Chief Financial Officer are authorizes and directed to pay said sum.

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

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

Nays: None
Abstain: None
Absent: None

4. Resolution # 345-06, Approve Sick Time Buy Back for Non Union and Administrative Employees

APPROVE 2006 SICK TIME BUY FOR NON-UNION AND ADMINISTRATIVE EMPLOYEES

WHEREAS, In recent years, Non-Union and Administrative Employees have been permitted to receive sick day buy back in accordance with an agreement negotiated in 2002;and

WHEREAS, the sick day buy back policy with regard to the amount of buy back days and the sick day bank thresholds have followed that agreement since 2002;and

WHEREAS, there are four (4) Non Union and Administrative Employees that are entitled to sick day buy back for 2006 as follows:

Virginia Febo	10 days
George Sappah	10 days
Kathryn Coffey	10 days
Wendy Tooker	6 days

NOW,THEREFORE,BE IT RESOLVED by the Mayor and Council that the above mentioned employee are approved to receive sick time buy back for 2006 in the amounts specified above.

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

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

Nays: None
Abstain: None
Absent: None

5. Resolution 346-06, Salary Resolution- IUOE/ Clerical Employees

SALARY RESOLUTION
346-06

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, that the following salaries be and hereby are establishes for the indicted positions effective January 1.2005, or the date or hire or transfer, whichever is later, in accordance with salary ordinances now in effect.

	Effective 1/1/2005	**Effective 1/1/2006**	**Effective 1/1/2007**
Senior Account Clerk (Hoffman)	$35,434.53	$6,851.92	$38,326.00 annually
Senior Account Clerk (Hassmiller)	$34,265.92	$35,636.56	$37,062.02 annually
Administrative Secretary (McLane)	$43,003.22	$44,723.35	$46,512.28 annually
Police Records Clerk (Andrews)	$32,448.00	$33,745.92	$35,095.76 annually
Senior Permit Clerk/ Typist (Cerase)	$25,829.44	$26,862.62	$27,937.12 annually
Senior Permit Clerk/Typist (Kovacs)	$26,453.16	$27,511.29	----------- annually
Clerk (O'Steen)	$23,920.00	$24,876.80	$25,871.87 annually
Registrar of Vital Statistics/ Secretary-Board of Health (Purcell)	$26,256.89	$27,307.17	$28,399.45 annually
Clerk Typist (Curry)	$8.32 per hour	$8.65 per hour	$9.00 per hour

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

Year of service	Percentage
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

BE IT FURTHER RESOLVED that this Resolution will take effect immediately.

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

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

5. Resolution # 347-06, Permanent Appointment of Public Works Supervisor Scott Hicks

PERMANENT APPOINTMENT OF PUBLIC WOKRS SUPERVISOR

WHEREAS, Scott Hicks was provisionally appointed and has been in the position of Supervisor of Public Works; and

WHEREAS, the Department of Personnel called for testing and certification of eligibles for said position; and

WHEREAS, Mr. Hicks took said test and the Borough of Keyport received the Certification of Eligibles for Appointment from the Department of Personnel.

NOW, THEREFORE, BE IT RESOLVED that Scott Hicks be hired permanently to the position of Supervisor of Public Works effective December 5, 2006 in accordance with the Salary Ordinance and Resolution now in effect.

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

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

6. Resolution #348-06, Award Tax Map Update Contract to Hatch Mott McDonalds

ACCEPT PROPOSAL FOR TAX MAPUPDATE/CONVERSION

WHEREAS, there is a need to update the Tax Map of the Borough of Keyport, and

WHEREAS, proposals were solicited from various contractors to update the Boroughs tax map; and

WHEREAS, Mayor and Council adopted Ordinance No.8-06 on May 16,2006 which authorized a special emergency appropriation for the preparation of updated tax maps; and

WHEREAS, the following four quotes have been received from the following contractors:

Hatch Mott MacDonald
3 Paragon Way
Freehold, New Jersey 07728 $14,200.00

Birdsall Engineering, Inc
611 Industrial Way West
Eatontown, New Jersey 07724 $20,000.00

CME Associates
1460 Route 9 South
Howell, New Jersey 07731 $28,155.00

T&M Associates
Eleven Tindall Road
Middletown, New Jersey 07748 $30,600.00

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby accepts and awards the proposal received from Hatch Mott MacDonald in the amount not to exceed $14,200.00 and that the Mayor is hereby authorized to execute said proposal.

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

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

Nays: None
Abstain: None
Absent: None

7. Resolution #349-06, Hire PT Public Safety Telecommunications Operator -David Behrens

PART TIME PUBLIC SAFETY TELECOMMUNICATIONS OPERATOR

WHERES, there is a present need for Part-Time Public Safety Telecommunications Operators; and

WHEREAS, sufficient funds have been provided in the 2006 budget for this Part Time position; and

WHEREAS, Police Captain Thomas Mitchell has recommended David Behrens be hired for the position of Part-Time Public Safety Telecommunications Operator.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that David Behrens is hereby hired as Part-Time Public Safety Telecommunications Operator at a rate of $7.00 per hour effective December 6, 2006. When David Behrens is fully trained, the rate per hour will be increased to $10.00 per hour.

BE IT FURTHER RESOLVED that since this is a Part Time Position, there are no benefits.

BE IT FURTHER RESOLVED that the maximum number of hours per week : not to exceed 28 hours.

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

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

Nays: None
Abstain: None
Absent: None

8. Resolution #350-06, Authorize Donation to Keyport Pop Warner Cheerleaders- $2,500.00

WHEREAS, the Keyport Pop Warner Mitey Mite Cheerleading Organization is an organization located in the Borough of Keyport which conducts activates that benefit the public good; and

WHEREAS, the has requested that the Borough of Keyport contribute the sum of $2,500.00 for the purpose of assisting them with funds for their 2006 Cheerleading Competition in Florida; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the sum of $2500.00 is hereby approved as a contribution to the Keyport Pop Warner Mitey Mite Cheerleading Organization and the Mayor and Chief Financial Officer are authorized and directed to pay said sum.

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

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

9. Resolution #351-06, Hire DPW Employee-AJ Youncofski

FULL TIME LABORER
DEPARTMENT OF PUBLIC WORKS

WHEREAS, there exists a vacancy in the position of Public Works Laborer; and

WHEREAS, advertisement were placed in the newspaper, applications submitted and interviews held, and

WHEREAS, funds are available in the 2006 budget for this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that A.J. Youncofski is herby appointed Laborer, First Year, in the Public Works Department effective December 6, 2006 at an hourly rate of $18.56 in effect for this position as per Salary Ordinance and Salary Resolution.

BE IT FURTHER RESOLVED that there is a 90 day probationary period commencing December 6, 2006 and ending on February 4, 2007

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

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

Nays: None
Abstain: None
Absent: None

10. Resolution #352-06, Defeated Relist on December 19th Agenda

AREA IN NEED OF REHABILITION DESIGNATION
FOR KEYPORT PLANNING BOARD

WHEREAS, the Borough Engineer has provided the Borough Council with a report confirming that the entire Borough complies with the statutory criteria for designation as an area in need of rehabilitation as specified in Section 14 of the LRHL (N.J.S.A. 40A:12A-14); and

WHEREAS, the Borough Planning consultant has provided the Borough Council a planning report confirming that more than half of the housing stock in the Borough is at least 50 years old.

WHEREAS, such a designation provides benefits to the Borough of Keyport and the property owners within the Borough to encourage revitalization and reinvestment throughout the Borough.

THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Keyport:

1. That the entire Borough of Keyport is hereby designated as an "area in need or rehabilitation;" and,
2. A certified copy of this resolution shall be forwarded the Commissioner of the New Jersey Department of Community Affairs.
3. A copy of this resolution shall be forwarded to T&M Associates and the borough of Keyport Tax Assessor.

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

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

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 9:34 P.M.

Mr.Ludwig - should not add resolutions for Rehabilitation; so questions. Can't revoke once done. Put conditions upfront. Have a publ meeting before guidelines are done.

Mr.Wedick - Specifics for Planning board to act on.

Mr.Ludwig - Refer to Planning board for discussion.

Andy Provence - explained the process. Mayor and Council did their homework and had a study done.

Mr. Bergen - cannot go on while Planning Board is reviewing for 45 days.

Mayor - Mayor and Council bound by the resolution? No (per A.P.)

Mr.Ludwig - will ask for a special meeting for public input.

Mr. Bergen - will hear what the Planning Board has to say and the public

Mr.Ludwig - put energy into the Master Plan

Mr.Jeandron- Supports what Bob Ludwig said, busy time of the year w: 1 holiday; a bad time to continue with out public input? Bad time to br g forward.

Mr. Telemonde- Investment Banker into Old Borough Hall would be Positive. Could help taxes and housing value. Encourages Mayor and Council to move forward. Public shouldn't get involved in Rehabilitation Process. That is why we have a Planner and the Planning Board.

Mr. Mateos- How did proposal come about? Who spear headed? Mr. Bergen recommended to council to Rehabilitation. Impact from delineation? Affect homes over 50 years.

Mayor- Paul Ricci and Mr. Bergen brought up something taking place on Tuesday and Thursday. Passed on application by Planning Board. Old P.O. Property on East Front Street asked to put slate down as sidewalk- it's a National Historic site.

Historic Districts set by ordinance & would follow with application. Masonic Lodge and Woodmont given approval. Cut down trees and weren't suppose to. Planning Board hears every new business coming into town.

s. Bolte Councilwoman - elect on Planning Board discussed bringing aster Plan in play. Planning Board issues to be addressed.

Mr.Bergen Design standards are key and can developed.

Mr. DeGracia is a Planning Board member; there is a question of power Planning Board or Mayor and Council?

Mayor: 1989 joint meeting with Planning Board and Council 2001 re-eval of master plan opened meetings simultaneously and discussed. Mr. Bergen doesn't feel this should be in the Mayors control. Thought saving money by combining boards. Must go to referendum to have two boards. Zoning board has power as well as Planning Board. Same amount of applications. Mayor and Council and Planning should be meeting jointly to make the process easier.

Mr.Valesi: Mutual involvement is needed for rehabilitation. Soon redevelopers will have the power and not the town.

Discussion about various Planning Board applications and how to correct. Rehabilitation Plan would help. Mr. Bergen said town should have the ower over the developers.

r. Provence: Mayor and Council must follow the recommendations of Planning Board. This Mayor and Council integrates Planning Board recommendations. There is good dialogue between both of the Boards.

Mr. Kmetz, Second Street: What properties have tax abatements? Mr. Bergen replies we can set for whatever and whoever we choose. Mayor states Ordinance is in the book and reads a portion of the Ordinance.

Ms. Shevlin, Beers Street: Concerned Citizens for a Better Keyport. On 11/4/06 children are going door to door passing out literature without parental observation or permission. She will not permit it and wants to bring to Council's attention.

Mr. Cadoo: revision of Master Plan is long overdue. We are in compliance. Driveway is safety hazard for Municipal Building; advised last year, still there, there is a huge crack at Washington Street paved and coming again. Cat problem; cats need to be licensed, wild cats need to be addressed.

ayor asks Mr. Ortman to have the Board of Health address this. Funds oing to Cedar St Park, Therese Street? Being addressed by OHKP. Plan in ffect, meeting tomorrow with OHKP to discuss. Planning Board Secretary hired? Yes, experienced? Somewhat

Mr. Ludwig Wants public to comment on it. Advise public and hear them.

Mr. DeGracia is there no other solution other than cutting trees on W. Front Street. Mr. Valesi, if you prune the trees you still have the roots. Mr. DeGracia responds the town looks great; it took 15 years for trees to be grown. Do we have to cut them?

Ms. Hayes: Prevent developers from Building too dense a project. Ask for volunteers to help with these matters. Projects are being passed because they fit into the town. Discussions on how rehabilitation will and won't work.

Mayor: In 1971, approved Keyport Legion Apartments on Swamp wouldn't happen now with CAFRA. Rehabilitation plan will benefit the town, not Planning Board or Governing Body. Ms Hayes, coming to meeting for four years. What happened before 2002? Mayor should support rehabilitation process.

Mr. Cadoo, Planning Board Member, Ludicrous statements being made. H rise for Senior Citizens to go because taxes are high. Close the lc holes.

ADJOURNMENT

The meeting was adjourned at 10:55 with a motion by Mr. Wedick, seconded by Mr. Walling with Ayes by all present

Time of Adjournment: 11:08 P.M.