Approved 9/5/06

Keyport, New Jersey
February 21, 2006

Minutes of the Regular Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Municipal Complex, 70 W. Front St., Keyport, New Jersey, 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 7:03 P.M. and read the Sunshine Law Notice.

ROLL CALL

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

RESOLUTION

1. Resolution #88-06, 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. Eleanor Sappah, PSTO
2. Borough Clerk Position
3. Deputy Borough Clerk Position
4. Borough Administrator - 2006 Vacation/Personal Days
5. Public Works
6. Police Issues
7. Clerk of the Works Position
8. Senior Center

Litigation
1. Defino vs. Borough of Keyport

Labor Relations

Contract Negotiations
1. Document Management System
2. Bond Counsel Contract
3. Morio-Water/Sewer Bill
4. Health Insurance
5. Plan Endorsement Process
6. Municipal Building
7. E-Mail Server
8. Verizon Lease
9. Interlocal with Board of Education/Janitorial Services

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, Litigation, and Contract Negotiations conducted at said Closed Session shall be disclosed when the matters discussed are resolved and with

regard to Labor Relations when negotiations are completed and a contract executed and this meeting shall continue in approximately 20 minutes.

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

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

Council went into closed session at 7:03 P.M. and this meeting was reconvened at 8:03 P.M.

Mayor Merla called the meeting to order at 8:10 P.M. and read the Sunshine Law Notice.

Councilman Walling led the Pledge of Allegiance and Moment of Silence.

ROLL CALL

On Roll Call the following were present: Councilmembers Hassmiller, Walling, Wedick, Sheridan, Ortman. Absent: Councilman Bergen. Others Present: Mr. Wisniewski, Borough Attorney, Mr. Norbut, Borough Engineer and Mr. Antonucci, Borough Administrator.

APPEARANCE AND DISCUSSION

1. Clay Pearlman/Browns Point Marina Redevelopment-This matter was cancelled and will be rescheduled.

INTRODUCTION OF ORDINANCES

1. Ordinance #3-06, Create the Position and Salary for Deputy Municipal Department Head

The Clerk read the Ordinance by Title:

AN ORDINANCE CREATING THE POSITION OF DEPUTY MUNICIPAL DEPARTMENT HEAD IN THE BOROUGH OF KEYPORT AND TO AMEND AND SUPPLEMENT AN ORDINANCE 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 create the position of a Deputy Municipal Department Head; and

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 Ordinance 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 to start a new employee with less experience at a lower salary, since the new salary may simply be set by a Resolution of the 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 IN 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 or date of hire whichever come later:

	MINIMUM SALARY	**MAXIMUM SALARY**
Deputy Municipal Department Head	$10,000	$50,000 annually

SECTION 2. Inconsistent Ordinances. All Ordinances are 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 except that portion as it pertains to managerial, executive or confidential employees which shall become operative in 20 days after the publication thereof, after final passage, unless within said 20 days a petition signed by the voters equal in number to at least 5% of the registered voters protecting against the passage of such Ordinance being presented to the Governing Body.

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

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

1a. Motion authorizing the Clerk to publish the Ordinance, as introduced, in the Courier, issue of February 23, 2006 for a Hearing to be held on March 7, 2006 moved by Mr. Walling, second by Mr. Ortman with Ayes by all present.

2. Bond Ordinance #4-06, Repairs to Municipal Complex Roof

The Clerk reported the Supplemental Debt Statement was filed with her prior to the Ordinance's introduction.

The Clerk read the Ordinance by Title:

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF $150,000 FOR THE REPLACEMENT OF THE BOROUGH HALL ROOF AND RELATED IMPROVEMENTS IN AND BY THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF $142,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL, OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Borough of Keyport, in the County of Monmouth, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of $150,000, such sum being in addition to the $300,000 appropriated therefor by bond ordinance #25-05 of the Borough finally adopted November 1, 2005, and including the sum of $7,500 as the additional down payment required by the Local Bond Law. The additional down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the additional cost of the improvement or purpose not covered by application of the additional down payment, negotiable bonds are hereby authorized to be issued in the principal amount of $142,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is for the replacement of the Borough Hall roof and related improvements, as more specifically described in the Summary of Work section of the Bid Specs on file in the office of the Clerk, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is $427,500, including the $285,000 bonds or notes authorized by bond ordinance #25-05 of the Borough finally adopted November 1, 2005 and the $142,500 bonds or notes authorized herein.

(c) The estimated cost of the improvement or purpose is $450,000, including the $300,000 appropriated by bond ordinance #25-05 of the Borough finally adopted November 1, 2005 and the $150,000 appropriated herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $142,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding $122,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement. Of this amount, $100,000 was estimated for these items of expense in bond ordinance #25-05 of the Borough finally adopted November 1, 2005 and an additional $22,500 is estimated therefor herein.

Section 7. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

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

2a. Motion authorizing the Clerk to publish the Ordinance, as introduced, in the Courier, issue of February 23, 2006 for a Hearing to be held on March 7, 2006 moved by Mr. Walling, second by Mr. Wedick with Ayes by all present.

REPORTS OF COMMITTEES

Councilman Hassmiller; Fire: Mr. Hassmiller reported the following. The Fire Chief reported for January 2006 a major fire at Bethany Manor. Mutual aid was called; there were no injuries. In January there were 39 calls and 19 other assignments. There have been 72 alarms so far for 2006. Two life members of the Fire Department died of natural causes. Nextel radios were supplied to all of the Chiefs. The Fire Department has cataloged and inventoried all equipment. Chief Regan invited Mayor and Council to join in the St. Patrick's Day.

Councilman Walling; Public Works/Recycling/Property Maintenance: Mr. Walling reported on the following. The Harbor Commission discussed the pier and the changes; the information was given to Engineer Norbut. Mr. Norbut said the bids have been postponed until March 1st. The Recycling Yard is open half a day every Saturday. There has been illegal dumping at the Center ie. couches; ideas will be discussed at budget time. There will be a minimal price to upgrade. Regarding Property Maintenance, there is a brochure. A report was given for the last 5 months. In January there were 2 court appearances, 16 warnings, and no summonses.

Councilman Wedick; Police: Mr. Wedick reported on the following. In January there were 947 calls and 123 summonses issued. Pricing for the Radio Repeater for the Police Department was provided by the Police Chief ($4500). The Police Chief said there was a lower quote and he is trying to obtain another quote.

Councilman Bergen; Finance and Redevelopment: In Mr. Bergen's absence, the Mayor reported that Mr. Bergen would like Council to award CME the contract for the Aeromarine Project this evening.

Councilman Sheridan; Library/Recreation/Parks: Mr. Sheridan reported on the following. He asked Engineer Norbut for the status of the Third Street Renovations; a meeting was held and they discussed what the County will do. There is an issue with the Recreation staff; Bill Terry is moving. There is a need for a KBA liaison and Donna Brady is the Board of Education representative for the Library. Regarding Recreation, summer concerts will be less expensive this year. The Open Space Grant was obtained by the Borough. Mayor Merla asked if the Bandits were given a response. There should be a secretary at the Recreation meetings. There will be a Recreation Meeting on March 2nd in Borough Hall.

Councilman Ortman; Health/Buildings & Grounds: Mr. Ortman reported on the following. He attended the Board of Health meeting and there was some frustration about getting information on the website. Mr.

Antonucci will work on this matter. Mr. Ortman spent the morning with George Sappah visiting Borough Property and met with Thomas Antonucci on the cost for some things. There is an auction to be held to sell bikes, cars, etc. The taping of Council Meetings will start on March 7th and will be shown 2-3 days later. Two committees are needed; one for lights and benches for the Library and Bulkhead and the second for expediting the final design for the Water Tower.

Administrator Antonucci: Mr. Antonucci reported on the following. Payment of Bills for February 14th were as follows: CURRENT - $19,859.89 and WATER/SEWER - $16,945.86. A $42,000 Monmouth County Open Space grant award was received for 2005 for Beach Park. Equipment is outdated and will be replaced. A meeting was held regarding enforcement issues on Property Maintenance. A home collapsed on Brook Ave; it was demolished. Apollo Sewer has no sewer meters, but the Department of Public Works found a working water meter. Street Sweeping will begin on April 3rd and continue through the Spring and Summer. There are extra garbage cans out at American Legion Drive and the Boat Launching Ramp.

Mr. Wedick asked with regard to the Municipal Building, can we recover costs with the pending lawsuit? Mr. Antonucci reported the Recycling Center is open every Saturday. The painting of the Water Tower will begin in April and Mr. Antonucci is now working with the cellular leases and coordinating the removal of their antenna. With regard to the Bulkhead, bids will be received on March 1st and the contract will be awarded 2 to 3 weeks later. Regarding the pier, Birdsall is moving forward; bids will be received in March. The Harbor Commission will submit their comments to Birdsall. There are some issues with the Borough Hall roof that need to be addressed. The hot tar is finished and the flashing will be done. There is still 3 to 4 weeks before the job will be completed. Atlantic Street Phase II will be bid the 1st or 2nd week in March; it will be coordinated with the Third Street Project. Library site improvements were authorized at the last meeting. There was a Broad Street traffic calming meeting tonight. There is a Monmouth County Meeting on cost sharing for First Street and Green Grove and Broad Street and the Bulkhead. The Gazebo will be installed at the end of March. Mr. Wedick asked about the outcome of the snow removal.

Engineer Norbut: Mr. Norbut reported on the following. Mr. Antonucci reported on the projects with T&M. Mr. Sheridan asked if there would be handicap accessibility with the Library Project? Yes, there will be accessibility by Third Street. Mr. Sheridan said there is a handicap parking space on Broad Street and the curb should be painted.

Mayor Merla: Mayor Merla reported on the following. He is excited to get moving on the County Open Space Grant. Woodmont's contribution will be used on the site to correct what is deficient. He met with Rowland Seckinger at the creek and showed him the erosion of Green Grove, the area must be cleaned there. The Mayor called the Monmouth County Mosquito Commission to help us clean. The Environmental Commission, school and Mosquito Commission will clean the area. The Cablevision Municipal Consent Application was received today and negotiations should start soon. Cablevision has a provision and is asking for a 15 year renewal term. There is a high debt and a lot more competition for cable services. We are on notice; this will go to the Cable Committee after the Attorney reviews everything. The Attorney said it is routine to ask for a 15 year contract. Negotiations have to take place; this is the beginning of the process. With regard to the Planning Board, he and Mr. Hassmiller serve on the Planning Board and are disqualified due to appeals. The Board is now unified. The Borough Ordinance should advise of the process. The Mayor and Council liaison do not vote on variances because appeals go to the Mayor and Council.

REPORTS OF DEPARTMENTS

December 2005

1. Librarian's Report

See full copy of the Report on file in the Clerk's Office.

Submitted by Jacqueline LaPolla, Librarian

January 2006

1. Borough Clerk Report

WATER/SEWER ACCOUNT

WATER CONNECTION	$	54,000.00	
TURN ON CHARGE		-0-	
WATER METER		-0-	
SEWER CONNECTION		54,000.00	
SEWER/POOL PERMIT		-0-	
WATER METER W/TO		- 300.00	
OTHER________________			
TOTAL WATER/SEWER,	**$**	**108,300.00**	CK #3687

CURRENT ACCOUNT

BINGO LICENSE	$	-0-	
FIREARM & FINGERPRINTING		49.00	
LIMO LICENSE		-0-	
PHOTOCOPIES		113.70	
POSTAGE		1.17	
RAFFLE LICENSE		-0-	
TAXI LICENSE, DRIVER		-0-	
TAXI LICENSE, OWNER		-0-	
POLICE DEPT. ACCIDENT REPORT		460.00	
SEARCHES		-0-	
VENDING LICENSE		-0-	
LIQUOR LICENSE		-0-	
STREET OPENING		150.00	
RECYCLING PERMITS		120.00	
PARKING PERMITS		30.00	
AUCTION		-0-	
OTHER: RETURNED CHECK CHARGE		20.00	
OTHER			
OTHER__________________________			
TOTAL CURRENT	**$**	**943.87**	CK #3679

ESCROW ACCOUNT

CASH REPAIR	$	252.00	CK #3680
TOTAL RECIEPTS		**$109,495.87**	

Submitted by Allyson M. Cinquegrana, Deputy Borough Clerk

2. Tax Collector Report

2006 TAXES	$1,769,421.02
2005 TAXES	60,665.05
INTEREST AND COST	5,017.50
MUNICIPAL COURT FINES	32,615.08
UNIFORM FIRE SAFETY	5,023.00
SENIOR CITIZEN HOUSING IN LIEU OF TAXES	17,304.74
UNIFORM CONSTRUCTION CODE	8,904.00
ADMINISTRATIVE FEES	445.00
CABLE TELEVISION FEE	21,695.00
MUNICIPAL REVENUE NOT ANTICIPATED	6,940.64
FOOD HANDLERS PERMIT	7,115.00
ALL OTHER MISCELLANEOUS REVENUE	12,071.95
TOTAL CURRENT RECIEPTS	**$1,947,294.98**

WATER/SEWER RENTS	$ 618,966.93
INTEREST AND COSTS	2,008.43
WATER/SEWER CONNECTION FEE	108,000.00

TURN ON CHARGE	.00
NSF CHECK CHARGES	40.00
POOL FILL PERMITS	.00
METER TEST	35.00
METER INSTALLATION FEE	.00
METER WITH TURN ON CHARGE	300.00
SEWER REPAIR FEE	2,275.26
CELLULAR TOWER LEASE	9,868.21
TOTAL WATER/SEWER RECIEPTS	**$ 741,493.83**

Submitted by Keri Stencel, Tax Collector

3. Board of Health Report

TOTAL COLLECTED IN THE BOARD OF HEALTH OFFICE	**$**	**8,704.00**
DOG LICENSES	$	2,392.80
CAT LICENSES		541.20
MARRIAGE LICENSE		-0-
BURIAL PERMITS		130.00
DEATH CERTIFICATES		2,020.00
MARRIAGE CERTIFICATES		460.00
DOMESTIC PARTNERSHIP AFFIDAVITS		-0-
BIRTH CERTIFICATES		10.00
POOL PERMITS		-0-
PLAN REVIEW		-0-
FOOD HANDLERS		3,150.00
MISCELLANEOUS		-0-

DISBURSEMENTS

CHECK #2870 - BOROUGH OF KEYPORT MISC. ACCT.	$	5770.00
CHECK #2871 - BOROUGH OF KEYPORT TRUST ACCT		-0-
CHECK #2872 - BOROUGH OF KEYPORT DOG ACCT.		2410.20
CHECK #2873 - NJ STATE DEPT. OF HEALTH		523.80

4. Building Department Report

PERMITS	NUMBER OF PERMITS	AMOUNT RECIEVED
STATE DCA FEE	28	$ 328.00
CONSTRUCTION CERTIFICATES	1	44.00
PLUMBING	16	1,339.00
ELECTRICAL	17	1,732.00
BUILDING	21	3,502.00
FIRE SUB CODE	12	775.00
CODE ENFORCEMENT C OF O	45	1,165.00
TRANSFER OF TITLE C OF O	6	210.00
SMOKE DETECTOR INSPECTION	45	1,685.00
ZONING	11	110.00
200 FT. PROPERTY LIST	2	20.00
MISCELLANEOUS	4	95.00
COPIES	0	0.00
CONST. DEBRIS DEPOSIT	3	150.00
CONSTRUCTION VIOLATIONS	0	0.00
RE-INSPECTION	0	0.00
TOTAL		**$11,115.00**

ACCOUNTS PAYABLE

AMOUNT PAID TO BOROUGH, CHECK #2546	$10,667.00
DEBRIS DEPOSIT TO BOROUGH, CHECK #2544	150.00
STATE FEE DUE APRIL 1, 2006	328.00

Submitted by Carole Cerase, Senior Permit Clerk

5. Municipal Court Report

STATE FINES	$ 395.00
STATE SURCHARGE	254.00
STATE UNINSURED	150.00
COUNTY FUNDS	2,627.32
COUNTY FINES	3,375.50
MUNICIPAL FINES	3,375.50
MUNICIPAL COSTS	3,287.00
MUNICIPAL PARKING	1,256.00
MISCELLANEOUS	1,317.68

Submitted by Kathie Coffey, Court Administrator

6. Librarian's Report

See full copy of the Report on file in the Clerk's Office.

Submitted by Jacqueline LaPolla, Librarian

7. Property Maintenance Officer

See full copy of the Report on file in the Clerk's Office.

Submitted by Timothy Regan, Property Maintenance Officer

8. Fire Department

See full copy of the Report on file in the Clerk's Office.

Submitted by Timothy Regan, Fire Chief

COMMUNICATIONS & PETITIONS

1. Request from Jesus the Lord Church to hold two processions (April 9th and April 14th) during Holy Week.

   Motion to approve moved by Mr. Hassmiller, second by Mr. Wedick with Ayes by all present.

2. Request for donation from Keyport First Aid Cadet Squad.

   Motion to donate to the Keyport First Aid earmarked to the Cadets in the amount of $500.00 moved by Mr. Sheridan, second by Mr. Hassmiller with Ayes by all present.

3. Letter regarding Water/Sewer Bill from Mr. and Mrs. Wilson, 314 Broad St.

   Motion for the bill to stand as due and owing moved by Mr. Wedick, second by Mr. Walling with Ayes by all present.

4. Letter from Monmouth County Mosquito Commission regarding Aerial Spray Program (see Resolution)

   Motion to copy the Environmental Commission moved by Mr. Walling, second by Mr. Wedick with Ayes by all present.

5. Letter from Gary Fisher requesting information about his home / 116 Division St.

   The Mayor read the letter. Keyport is built on water. Keyport's Historian has information on water tables, etc.

Motion to refer this letter to the Borough Historian for a response moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

6. Request from Keyport's St. Patrick's Day Parade Committee to hold a parade on March 18, 2006 from 1-3 P.M. and have West Front St. closed (between Broad St. and Main St.) until 6 P.M.

   County Approval is needed to close the road. McDonagh's Pub has a liquor license. Liquor should not be served outside the building. A Police escort will be part of the parade. More notice is needed. The request should not be received last minute.

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

7. Letter from Alice Albrecht, School Crossing Guard, advising of her retirement effective June 19, 2006.

   Motion to accept and make a presentation at the time of her retirement moved by Mr. Sheridan, second by Mr. Wedick with Ayes by all present.

UNFINISHED BUSINESS

1. **Monmouth County Drug & Alcoholic Representative.** Mr. Wedick will represent the Borough Council as the liaison.

2. **Duck Hunters.** The State has been in the Borough twice to monitor. The Borough will post a sign at the Boat Launching Ramp with information and the punishment/fine.

3. **Letter of Resignation from William Quinn, Recreation Commission Member**

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

4. **Water/Sewer Bill-Halstead, 45 Beers Street, Apt. 2.** This matter will be held until the March 7th meeting.

5. **Water/Sewer Bill-Morio, 53 Highway 36.** There is a Resolution on the Agenda.

6. **Water/Sewer Bill-Yurowski.** This matter will be held until the March 7th meeting.

NEW BUSINESS

Mayor and Council thanked Mr. Antonucci for his report. The Mayor thanked Councilman Ortman for arranging for the Council meetings to be televised.

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 9:04 P.M. Rowland Seckinger, said he reported to Thomas Antonucci on his meeting with the Mayor today; he read a report of the issues that are going on with the creek. The Department of Transportation and Monmouth County were contacted on the issues. Mr. Seckinger thanked Mr. Antonucci and the Department of Public Works for the extra trash cans. Mr. Seckinger thanked Mr. Regan for his assistance on the Aeromarine trash problem. He stated the Bayshore Regional Dredging Commission will be in Atlantic Highlands on February 23rd. He informed Council of an oil spill that happened in Perth Amboy; 30 to 50 thousand gallons of oil. The fumping of trash at Green Grove and St. Joseph's Cemetery is being investigated. Mr. Seckinger reported on this matter. Mr. Antonucci, the Property Maintenance Officer, Board of Health, and

Environmental Commission will meet with the cemetery owners to discuss the issues. The Environmental Commission meeting will be the 4th Tuesday of the month at 7 P.M. Mr. Ortman suggested addressing the issue of the wire at the creek before doing a clean up.

JoEllen Trilling commented on the issue of Library aesthetics; Handicapped parking should be on Broad Street. Mr. Sheridan said at the meeting parking was discussed and there is not much room. Parking would have to be on the corner which will be more of an expense. Ms. Trilling said the trees are a Historic significance and shouldn't be removed. Engineer Norbut said they can shift the benches and save the trees; the trees can be pruned.

Jack Jeandron, stated the Library and Handicapped Parking should be on the Library side of the street. Engineer Norbut said he will speak with the Traffic Safety Officer.

Bob Ludwig, stated there will be a Planning Board meeting on March 2nd. Recreation can meet in the Conference room that night for their meeting. Mr. Ludwig asked the council if they were going to modify the live entertainment ordinance. He thanked Thomas Antonucci on the issue with Apollo Sewer. There was an advertisement in the Asbury Park Press for a place to place transfer of the Uptown Bar and Grill. Mr. Wisniewski said Mayor and Council are the authority and there will be a hearing on this matter. It was asked if there was a Resolution to appoint a Borough Clerk. No, a Resolution appointing Allyson M. Cinquegrana will be adopted on March 7th.

Angel Matos, 47 Chandler Avenue, said there was a technology matter discussed in Closed Session. He questioned if the cable renewal was exclusive or not. Mr. Wisniewski stated the law in New Jersey and it is non-exclusive; cost is a factor because there is only one provider. Verizon is seeking a change in the law so they can apply to municipalities as well. There will not be any negotiations with Verizon because there is no application. Cablevision applied to the Board of Public Utilities and Keyport; negotiations will commence. It is not viable to opt. out. Mr. Wedick said the Borough negotiated the 15 year request and approved a 5 year contract. Mr. Matos asked Mr. Ortman if Closed Sessions would be televised; no.

Mr. Isaiah Cooper, Atlantic Street, said the food bank has more people coming into church requesting food stamps. There are online food stamps through the Church. Mr. Wedick said the County took over the Borough's local assistance program; it is cost effective to be in the County program. There needs to be a centrally located local assistance office. The food bank can no longer be involved in this matter. Mr. Cooper said the Church went from 23 families receiving assistance to 117 families. It is a lot of work; there is no help and people are given "the run around". The Church is there to help. The Borough had a local assistance office, but decided to let the County handle its cases. Problems need to be addressed and Keyport should have a representative. The "run around" is unacceptable. The Mayor will call the County to find out information on who requested and received assistance and he will report back on March 7th.

Mike Lane said some of the comments that are made when the residents are speaking are rude. He questioned the Aeromarine contract asking if there is a Professional Contract for Smart Growth and one for litigation. Mr. Lane asked if there was a response from Judge Leher; no. Mr. Lane stated Planning Board Class I and Class III members do not participate in Use Variances. A member of the board encouraged an applicant to appeal the decision on their case. Mr. Lane reviewed the Municipal Land Use Law and approvals can be appealed. Mr. Wisniewski said the decision of the board is being appealed. The Board erred in its interpretation of the law; a neighbor can contest.

Police Chief Gajewski spoke as a tax payer asking what the additional $150,000 is for in Bond Ordinance #4-06 when we already bonded $300,000. With regard to the library's handicapped parking space, an Ordinance would have to be sent to County for approval. Chief Gajewski met with George Sappah with regard to the last snow storm; everything went smooth and no change is required. The Keyport Police Department and Department of Public Works will work continue to work together. Regarding the garbage truck inspections, Thomas Antonucci will send a memo to M & S on where they start each route. The Police will conduct spot inspections during the route they will stop the truck and report their findings to Mr. Wedick.

There being no further comments or questions from the audience, the meeting was closed to the public at 9:36 P.M.

RESOLUTIONS

2. Resolution #89-06, Payment of Bills

CURRENT	$796,437.15
WATER/SEWER	45,865.76
GENERAL CAPITAL	86,564.47
WATER CAPITAL	7,176.70
RBIT	202.50
TRUST	114,527.00
UNEMPLOYMENT TRUST	8,588.82
EDMUNDS ESCROW	3,919.50

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

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

3. Authorize Monmouth County Mosquito Commission 2006 Aerial Spray Program

4. Resolution #90-06, Authorize the Videotaping of Council Meeting

WHEREAS, the Mayor and Council of the Borough of Keyport wish to stimulate the involvement of the citizens of Keyport in their local government, and

WHEREAS, the Mayor and Council of the Borough of Keyport wish to promote the accessibility of the Borough Council meetings, and

WHEREAS, the Mayor and the Borough Council recognize that it would be in the best interest of the citizens of Keyport to videotape Borough Council meetings for local television broadcast, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that approval is hereby granted for the videotaping of the public portion of Borough Council meetings for local television broadcast by a person/entity and cost to be determined and approved by the Borough Council.

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

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

5. Resolution #91-06, Reappoint Clerk of the Works for Municipal Complex - Frank Grabowski

WHEREAS, the Mayor and Council of Borough of Keyport, have previously retained the services of Frank Grabowski as an at will employee in the capacity of Clerk of the Works with regard to the construction of the Municipal Building; and

WHEREAS, the Mayor and Council have been apprised of certain conditions relative to the construction of the complex which will require further review and examination including certain testing which must be performed with respect to the roof; and

WHEREAS, the Mayor and Council of the Borough of Keyport are resolved to extend the appointment of Frank Grabowski as temporary, at will, employee of the Borough of Keyport, in the capacity of Clerk of the Works beyond the completion of the new Municipal Complex to monitor testing required in order to fully protect the interest of the Borough; and

WHEREAS, the Mayor and Council have further resolved to continue payment to Frank Grabowski, a temporary, at will, employee of the Borough of Keyport, at the rate of sixty-eight dollars ($68.00) per hour on an as needed basis as approved by the Borough Administrator.

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

1. Frank Grabowski will hereby continue as a temporary, at will, employee for the Borough of Keyport, in the capacity of Clerk of the Works for the purposes of monitoring any testing performed relative to the complex and the complex roof of the Municipal Complex and attending such meetings as may be required on behalf of the Mayor and Council to properly advise the Borough relative to any conditions.

2. Frank Grabowski, as a temporary, at will, employee of the Borough of Keyport and Clerk of the Works, shall continue to be paid the sum of sixty-eight dollars ($68.00) per hour on as needed basis assigned or directed by the Borough Administrator at the continued pleasure of the Mayor and Council until the expiration set forth herein or the further direction of the Mayor and Council.

3. All terms of the previous resolutions appointing the Clerk of the Works not specifically modified herein are hereby confirmed.

4. The within resolution and appointment is contingent upon the certification of the Municipal Finance Officer as to the availability of funds for payment of the within position.

5. Copies of the within Resolution shall be forwarded to the Municipal Finance Officer, and a copy shall be retained in the Office of the Borough Clerk for public inspection.

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

Roll Call Vote: Ayes: Councilmembers Hassmiller, Walling, Wedick

Sheridan, Ortman
Nays: None
Abstain: None
Absent: Councilman Bergen

6. Resolution #92-06, Authorize Payment Plan for Mrs. Morio, 53 Highway 36

WHEREAS, Mr. & Mrs. Morio have received a high water/sewer billing due to the outside register reading not matching the inside water meter; and

WHEREAS, the Municipal Collector of Water and Sewer Utility Rents, submits a schedule of adjustments, payment plans and/or refunds due for various reasons; and

WHEREAS, it is the desire of the Mayor and Council to approve these adjustments, payment plans and/or refunds as recommended by the Municipal Collector of Water and Sewer Utility Rents;

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

1. Formal authorization to grant Mr. & Mrs. Morio a payment plan to pay off the balance of their January 1, 2006 water/sewer billing due to the outside register not showing the same reading as the actual water meter. The balance to be paid off in equal monthly payments totals $400.00. The payments will be due March 1, April 1, May 1, and June 1. If said payments become delinquent the entire balance will be due at the time the payments become delinquent.

ACCOUNT #	NAME	AMOUNT	REASON
1-0971007	Morio	400.00	Payment Plan

2. Certified copies of this Resolution to Municipal Collector of Water and Sewer Utility Rents, Administrator and any other interested parties.

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

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

7. Resolution #93-06, Approve Membership in the Emergency Services Insurance Program

WHEREAS, the Borough of Keyport has studied the feasibility of joining the Emergency Services Insurance Program (hereafter the "ESIP") to provide accident and sickness insurance for our volunteer emergency response personnel for the current year; and

WHEREAS, the Governing Body of the Borough of Keyport has determined that membership in ESIP is in the best interest of the Borough of Keyport.

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

SECTION 1. The Borough of Keyport hereby agrees to become a member of the ESIP for a period commencing on January 6, 2006 and terminating on January 6, 2007 for the purpose of establishing the following types of insurance coverage (indicated by check) :

(X) a) Volunteer Fire Accident & Sickness Policy

BE IT FURTHER RESOLVED that the Governing Body of the Borough of Keyport hereby authorize the Borough Administrator to notify VFIS, the Borough's existing carrier, of the Borough's intent of non renewal of said insurance with VFIS.

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

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

Nays: None
Abstain: None
Absent: Councilman Bergen

The Mayor stated that he hoped Council read over this Resolution very carefully. The Cadets are driving to calls on the fire trucks, but they are not covered; neither are the First Aid Cadets. The Cadets should not be riding to calls. Mr. Antonucci said he spoke with VFIS and the Borough must approve this tonight because we are past the approval time. The Mayor addressed Tim Regan, Fire Chief, stating he needs to amend the identity of Cadets. Mr. Wedick said he would also advise the First Aid that the Cadets are not covered. Mayor and Council approve Fire Department members contingent upon State Approval. The Mayor said we do not approve Cadets or Jr. Members and the policy should be amended in the future. The Mayor requested a cover letter from the insurance company. Mr. Wisniewski will create modification to the language.

8. Resolution #94-06, Temporary Capital Budget

WHEREAS, the Borough of Keyport desires to constitute the 2006 Temporary Capital budget of said municipality by inserting therein capital projects.

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

SECTION 1. The 2006 Temporary Capital Budget of the Borough of Keyport is hereby constituted by the adoption of a schedule to read as follows:

Temporary Capital Budget of the Borough of Keyport
County of Monmouth, New Jersey

Projects Scheduled for 2006 and
Method of Financing

Project	**Estimated Cost**	**Capital Imp Fund**	**Grants in Aid**	**Bond and Notes Auth.**
Supplemental Approp. for Replacement of Borough Hall Roof	150,000.00	7,500.00	0.00	142,500.00

SECTION 2. The Borough Clerk be and is authorized and directed to file a certified copy of this Resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for the 2006 Temporary Capital Budget, to be included in the 2006 Permanent Capital Budget as adopted.

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

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

9. Resolution No. 95-06, Approve Administrator's Vacation/Personal Time for 2006

WHEREAS, Thomas Antonucci, Business Administrator, has requested combined Personal and vacation days in the amount of 21 days.

BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that Mr. Antonucci's request is hereby approved.

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

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

10. Resolution #96-06, Approving the Contribution to the Keyport First Aid Cadets

WHEREAS, the Keyport First Aid Cadet Squad is an organization located in the Borough of Keyport which conducts activities that benefit the public good; and

WHEREAS, the Keyport First Aid Cadet Squad has requested that the Borough of Keyport contribute a monetary donation for the purpose of assisting them with funds to continue the Cadet program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, that the sum of $500.00 hereby approved as a contribution to the Keyport First Aid Cadet Squad and the mayor and Chief Financial Officer are authorized and directed to pay said sum.

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

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

Council went into closed session at 9:44 P.M. and this meeting was reconvened at 9:57 P.M.

ADJOURNMENT

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

Time of adjournment: 9:57 P.M.

Respectfully submitted,
Allyson M. Cinquegrana
Allyson M. Cinquegrana, RMC
Deputy Borough Clerk