

Minutes of the Regular Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Borough Hall Council Chambers, Keyport, N.J., pursuant to the adoption of the Annual Notice on file with the Borough Clerk, forwarded to the Asbury Park Press, Courier, Independent, Two River Times and Newark Star Ledger and posted on the Bulletin Board in accordance with the Open Public Meeting Act, P.L. 1975, Ch. 231.

Mayor Bergen called the meeting to order at 6:31 P.M. Clerk Valerie Heilweil read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman, Walling, Mayor Bergen. Others present: Mr. Wisniewski, Borough Attorney and Borough Administrator Valesi.

RESOLUTION

Resolution # 67-08, Closed Meeting - Litigation, Personnel, Contract Negotiations

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, Mayor and Council of the Borough of Keyport are of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

1. **POTENTIAL LITIGATION**
 - o Police Department
 - o Fire Department
 - o Muster Zone
 - o Former Mayor Merla
2. **PERSONNEL**
 - o Sergeant Promotions
3. **CONTRACT NEGOTIATIONS**
 - o Police Department

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 above-mentioned items.

BE IT FURTHER RESOLVED that discussions conducted at said Closed Session shall be disclosed when the matters discussed are resolved and this meeting shall continue in approximately 20 minutes.

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

Roll Call Vote: Ayes: Kovacs, Sheridan, Hill, Bolte, Ortman, Walling
Nays:
Abstain:
Absent:

Mayor Bergen called the meeting to order at 7:13 P.M. and read the Sunshine Law Notice. The Pledge of Allegiance was said and there was a Moment of Silence.

APPROVAL OF MINUTES

December 5, 2006 - Work Session

Offered for adoption by Mr. Sheridan, Hill, Ortman, second by Mr. Ortman

Roll Call Vote: Ayes: Sheridan, Hill, Ortman, Walling
Nays:
Abstain: Kovacs, Bolte
Absent:

INTRODUCTION OF ORDINANCE

1. Ordinance No. 1-08 Towing

The Clerk reads the Ordinance by Title:

AN ORDINANCE AMENDING BOROUGH OF KEYPORT ORDINANCE 5-13;

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

WHEREAS, the Mayor and Borough Council wish to amend Ordinance 5-13 to modify fees and practices.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of Keyport that the Code of the Borough of Keyport, Ordinance 5-13 entitled **Towing** is hereby amended as follows:

5-13 TOWING.

5-13.1 Purpose. The purpose of this section is to fix and establish licensing requirements, towing procedures and regulations for the use of tow truck operators in the Borough of Keyport. (Ord. #27-92, 1)

5-13.2 Compliance with State Statutes. This section complies with N.J.S.A. 40:48-2.49 creating nondiscriminatory and nonexclusionary regulations governing towing and storage services. (Ord. #27-92, 2)

5-13.3 List of Contractors. An annual list of towing contractors is to be selected by the Borough Council upon written recommendation of the Chief of Police. Each towing contractor on said list shall be called on a rotating basis. Said list shall be maintained by the Police Department and updated on an annual basis by the Borough Clerk. (Ord. #27-92, 3)

5-13.4 License, Application, Investigation, Fees. A tow truck operator's license is required for any person, partnership, corporation or other entity to be placed on the tow truck rotating call list. An application for license pursuant to this section shall be made in a form prepared by the Police Department of the Borough of Keyport, and a complete application shall be filed with both the Police Department and the Borough Clerk's Office. The application must state the following:

- a. Location, description, availability, number of tow trucks operating, each vehicle description, including year, make, model, type and serial number.
- b. Rates charged for towing and for storage, which rates must be available for public inspection and shall not be in excess of the maximum rates established by this ordinance or by State law.
- c. A thorough diagram and complete description of the area the applicant intends to utilize for accommodating towed vehicles indicating all security measures (such as fencing, gates,

locks, alarms, etc.) in place for the protection of stored vehicles.

d. A statement that applicant has sufficient personnel to comply with the provisions of this ordinance relating to response time, and applicable Stat Law N.J.S.A. 40:48-2.49, with proof of ownership or lease of storage area.

e. Name, address, and policy number of applicant's insurance company.

f. A signed statement by applicant of nondiscriminatory and nonexclusionary employment practices.

The Chief of Police shall conduct an investigation to be made of the applicant and the applicant's business operation and facility within ten (10) days of the filing of an application.

Within the aforesaid ten (10) days, the Chief of Police shall make his recommendation to the Mayor and Borough Council in writing to grant or deny the tow truck operation license to the applicant. If denied, detailed reasons must be set forth in said license; the operator must provide the Borough Clerk and the Mayor with true copies of all necessary insurance policies and proof of payment, or certificates of insurance.

A non-refundable annual application fee of three hundred fifty (\$350.00) dollars is to be paid each year at the time of the application.

~~A license fee of twenty-five (\$25.00) dollars shall be paid by the applicant to the Borough Clerk for each vehicle which will be used in the towing operation. A towing fleet license fee of \$150.00 dollars shall be paid by the applicant to the Borough Clerk with a single roster of vehicles which will be used in the towing operation within five (5) business days of written notification to the applicant of the applicant's approval. Upon full payment to the Borough Clerk, the Borough Clerk may place the applicant's name on the tow list. All licenses issued under this section shall expire on December 31 following the date of issuance, without regards to the time of the year issued, and the fee application and license fees as herein fixed shall not be pro-rated and shall be the fee for such time payable regardless of the time the application is made or approval is given. whether it is for all or part of such license year. Renewal of the license shall require the same information and filing as the original application, using the same form and fees.~~

The Borough Council shall terminate any license issued pursuant to this section if determined that the applicant has provided fraudulent or inaccurate information or the application, is in violation of any municipal, County or State ordinance, law or regulation, is providing unsatisfactory service, is in violation of New Jersey Department of Insurance rules and regulations, or equipment is inadequate. Proceedings for suspension or revocation of the license shall be service of five (5) day notice of charges preferred against the licensee, and a reasonable opportunity for a hearing shall be afforded. A hearing shall be held by the Mayor or the Chief of Police. A recommendation for the appropriate action shall be submitted in writing by the hearing officer to the Borough Council with five (5) days after conclusion of said hearing. (Ord. #27-92, 4; Ord. #1-94, I)

5-13.5 **Maximum Rates.** The maximum rates that may be charged for the use of a tow truck and/or storage of a vehicle towed, whether licensed or unlicensed, are as follows:

- a. Towing services to a location outside the Borough of Keyport or within the Borough of Keyport or to a storage yard, which services shall consist of the removal and transportation of a vehicle from a highway, street or other public or private road, or a parking area, or from a storage facility: ~~seventy-five (\$75.00) dollars~~

Class I Vehicles (under 2 tons) One Hundred Dollars (\$100.00) dollars.

Class II Vehicles (over 2 tons to 15,000 pounds) one hundred twenty five (\$125.00) dollars.

Class III Vehicles over 15,000 pounds one hundred fifty (\$150.00) dollars.

- b. Storage: ~~Twenty (\$20.00)~~ Storage fees shall be charged per calendar day or fraction thereof. An additional charge of twenty-five (\$25.00) dollars may be imposed if a request is made of the storage facility to release the vehicle in question after normal business hours, on a week-end, Saturday or Sunday, or on a holiday. (Ord. #27-92, 5)

Class I Vehicles

Outside twenty five (\$25.00) dollars.

Inside thirty five (\$35.00) dollars, (at request by police or vehicle owner).

Class II Vehicles

Outside thirty five (\$35.00) dollars.

Inside forty five (\$45.00) dollars, (at request by police or vehicle owner).

Class III Vehicles

Under 30,000 pounds forty five (\$45.00) dollars.

Over 30,000 pounds Sixty five (\$65.00) dollars.

All fees to be paid to an operator by a municipality, or department thereof, for the storage of removed motor vehicles shall not exceed the amount set forth in N.J.S.A. 40:48-2.50.

- c. Other fees

Off road recovery or winching

Class I vehicles one hundred (\$100.00) dollars.

Class II vehicles one hundred twenty (\$120.00) dollars.

Towing to another location other than the tow company's yard.

Rates to be determined by the towing company and the owner or operator of the vehicle to a maximum of \$0.60 per mile.

Additional man power

Seventy five (\$75.00) dollars.

Dolly use

Twenty five (\$25.00) per axle.

Administrative fee (after 2 days)

Twenty five (\$25.00).

Clean up fee

Thirty (\$30.00) dollars in half hour increments.

Speedy dry

Ten (\$10.00) dollars per bag.

Waiting time

After one half (1/2) hour twenty five (\$25.00) per half hour.

Vehicle removal
Fifty (\$50.00) dollars.

Service Calls
Forty (\$40.00) dollars plus cost of service (i.e., changing flat, supplying gasoline or other services at scene.

Other fee's not listed above may not be charged unless preauthorized by vehicle operator or owner.

d. Definitions.

As used in this section:

- i. Cruising shall mean the driving of a wrecker along any Borough street for the purpose of soliciting business with the Borough.
- ii. Dolly wheels shall mean wheel and axle substitute.
- iii. Winching shall mean use of a cable and hook, crane operation, lifting dragging, uprighting a vehicle, etc.
- iv. Administrative fee shall not be included in a standard tow. This fee is for post-accident service, to include insurance inspection, telephone calls or faxes, removal of personal items and additional paperwork. This shall be assessed only one time per vehicle.
- v. Authorized Storage Facility shall be a licensed junkyard or auto body repair shop in the Borough of Keyport or a service station or public garage in the Borough of Keyport which has a temporary storage facility for disabled or abandoned vehicles.
- vi. Consent Tow shall mean someone other than the Keyport police Department requests a towing agency's service for the purpose of removing a vehicle. This could include, but is not limited to, the owner or operator of a vehicle or the owner or authorized agent of private property.
- vii. Non-Consent Tow when the Keyport Police Department contacts the towing agency to remove and/or impound a vehicle at the request of the Keyport Police Department.
- viii. Response Time shall mean the time from when the operator receives the telephone call from Keyport Police Department until the time the operator arrives on scene.
- ix. Service call shall mean a response to a motorist to provide aid for the changing of flat tires, providing fuel and/or other services rendered.
- x. Speedy Dry application shall mean the disbursement of an agent used to absorb liquid spills from vehicles.
- xi. Tow list is the list of approved tow truck operators authorized to operate in the Borough of Keyport.
- xii. Waiting time shall mean additional time a tow operator spends at the scene other than the time required for the actual tow and/or recovery.

xiii. Impound shall mean any vehicle authorized by law to be seized, towed and held in the custody of an approved impound storage yard as approved by the Keyport Police Department.

xiv. Wrecker shall mean a vehicle driven by mechanical power and employed for the purpose of towing, transporting, conveying and removing vehicles which are unable to be operated under their own power.

e. Return/Release of impounded vehicles:

No motor vehicle which has been impounded pursuant to the laws of this State shall be released by the Borough unless proof of valid insurance and proof of ownership for that vehicle is presented to the Keyport Police Department. This includes those individuals who plan to remove their vehicle with a wrecker. The recovery or salvage of the impounded motor vehicle by, or on behalf of, an insurer, financial institution or other lending entity, shall not require proof of valid motor vehicle insurance for that vehicle.

A twenty five (\$25.00) dollar administrative fee will be paid to the Borough of Keyport for a release of any impounded vehicle.

Criminal Investigation means vehicle seized for criminal investigation purposes shall not be returned to the owner with authorization from Keyport Police Department representative.

12 hour impoundment of a motor vehicle operated by a D.W.I. When a Law Enforcement Officer makes an arrest for D.W.I., the officer must impound the vehicle the person was operating and hold it for a minimum of 12 hours from the time of the arrest.

Release of vehicle before the 12 hour impoundment expires: The vehicle may be released prior to 12 hours of impoundment if the owner of the impounded vehicle was not the operator that was charged with D.W.I. In this circumstance, the vehicle may be released after the owner demonstrates proof of ownership, registration and automobile insurance coverage. The vehicle may only be released if no Title 39 violations exist.

5-13.6 Applicability of Maximum Rates. The maximum rates fixed in this section shall apply to the towing and storage of all passenger vehicles, except those exempt pursuant to N.J.S.A. 17:33b-47 and N.J.A.C.11:3-38.1 et seq. as well as to all ~~nonpassenger~~ non passenger vehicles not exceeding two (2) tons in gross vehicle weight. In the case of services rendered to other types of vehicles, services of a nature beyond basic towing services or tows to locations outside of the Borough of Keyport, or other than those covered by basic rates, or services rendered in extraordinary cases involving unusual conditions, the rate to be charged shall be fair and reasonable based on the ~~location~~ locations, length of time, number of men and amount of machinery involved and the difficulty of the job. (Ord. #27-92, 6)

5-13.7 Insurance Requirements. No licensed tow truck shall be utilized, approved or placed on the tow list unless and until all the vehicles to be used have been insured and true copies of the liability insurance policies or certificates of insurance have been received by the Borough.

For the purpose of protecting the Borough of Keyport, the following types and minimum policy limits are applicable and necessary for each applicant:

- a. Automobile Liability: one million (\$1,000,000.00) dollars combined, single limit.
- b. Workers Compensation as required by State Statute.
- c. Garage Keepers' Liability: Sixty thousand (\$60,000.00) dollars per location.
- d. Theft, Fire and Explosion: twenty five thousand (\$25,000.00) dollars.

The applicable policies shall contain an endorsement to provide collision coverage for vehicles in tow and name the Borough of Keyport as additional named insured.

Each policy required herein must contain an endorsement providing a ten (10) day written notice to the Borough of Keyport in the event of a material change or cancellation of any policy for any cause or reason. (Ord. #27-92, 7)

5-13.8 Equipment Applicant/licensee is responsible for the inspection and operation of his equipment and is responsible for providing adequate equipment in compliance with the requirements of this section, New Jersey Statutes, Rules and Regulations of the NJ Department of Insurance, and the NJ Division of Motor Vehicles. (Ord. #27-92, 8)

5-13.9 Response Time. Any license shall require and applicant to provide the maximum response call time of twenty (20) minutes from 7:00 a.m. to 6:00 p.m. and of thirty (30) minutes from 6:01 p.m. to 6:59 a.m. For the purpose of qualifying to meet response time requirements of this section, all applicants shall have towing vehicles and suitable storage facilities located within three (3) miles of the perimeter of the Borough of Keyport. (Ord. #27-92, 9; Ord. #1-96, 1)

5-13.10 Records. Each tow truck operator shall maintain for a period of thirty (30) months accurate records of all calls made, vehicles towed and tow fees. A written release shall be obtained from the owner of any vehicle before it is released. The Police Department shall keep current records of the names, addresses of all persons holding licenses, and the vehicle identification of each tow vehicle utilized. (Ord. #27-92, 10)

5-13.11 Penalties. Any person, firm, entity or corporation found guilty in Municipal Court of the Borough of Keyport of a violation of the terms of this section shall be subject to one or more of the following penalties, subject to the discretion of the Municipal Court Judge: Imprisonment in the County Jail or in any place provided by the municipality for the detention of prisoners for any term not to exceed sixty (60) days, or by a fine not to exceed one thousand (\$1,000.00) dollars, or by a period of community service not to exceed sixty (60) days.

Except as otherwise provided, each and every day in which a violation of any provision of this ordinance exists shall constitute a separate violation. In addition, each violation of this section shall be considered a separate offense upon each and every day a violation exists. (Ord. #27-92, 12)

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

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

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

Motion to introduce moved by Mr. Sheridan, second by Ms. Bolte with Ayes by all present

Motion authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008 moved by Mr. Walling, second by Mr. Ortman with Ayes by all present.

2. Ordinance No. 2-08 - Registration with the Police Department

The Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING BOROUGH OF KEYPORT ORDINANCE 6-7.2;
REGISTRATION WITH THE POLICE DEPARTMENT**

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

WHEREAS, in light of increasing costs of providing services the Mayor and Borough Council wish to amend Ordinance 6-7.2.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of Keyport that the Code of the Borough of Keyport, Ordinance 6-7.2 entitled **Registration with Police Department** is hereby amended as follows:

6-7.2 Registration with Police Department

b.3. Payment of a registration fee of ~~twenty-five (\$25.00)~~ thirty (\$30.00) dollars or whatever the current State fee for fingerprint checks.

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

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

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

Offered for adoption by Mr. Sheridan, second by Ms. Bolte

Roll Call: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman,
Walling

Nays: None
Abstain: None
Absent: None

Motion authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008.

Motion to introduce moved by Mr. Walling, second by Mr. Hill with Ayes by all present.

3. Ordinance No. 3-08 - Identification Cards Required; Term; Fees

The Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING BOROUGH OF KEYPORT ORDINANCE 6-7.3
IDENTIFICATION CARDS REQUIRED; TERM; FEES**

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

WHEREAS, the Mayor and Borough Council wish to amend Ordinance 6-7.3 to reflect the actual costs associated with producing Identification cards.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of Keyport that the Code of the Borough of Keyport, Ordinance 6-7.2 entitled **Identification Cards Required; Term; Fees** is hereby amended as follows:

6-7.3 Identification Cards Required; Term; Fees.

b.2. The annual fee for an identification card shall be ~~ten (\$10.00)~~ twenty (\$20.00) dollars.

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

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

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

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

Roll Call: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman,
Walling

Nays: None

Abstain: None

Absent: None

Motion authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008 moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

4. Ordinance No. 4-08 - Amending Pool Filling Ordinance to be handled by the Collector of Water and Sewer

The Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING BOROUGH OF KEYPORT ORDINANCE 14-3.2;
PERMITS FOR USING BOROUGH WATER SUPPLY**

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

WHEREAS, the Mayor and Borough Council wish to amend Ordinance 14-3.2 to reflect the actual practice in the municipality.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of Keyport that the Code of the Borough of Keyport, Ordinance 14-3.2 entitled **Permits for Using Borough Water Supply** is hereby amended as follows:

14-3.2 Permits for Using Borough Water Supply. Any customer having a swimming pool upon premises served by the Borough water supply and not utilizing a separate meter as provided in subsection 14-3.1, may apply for a permit to fill the swimming pool with water. Thereafter, upon certification by the Superintendent of Public Works as to the size of the pool, that it has been filled after the granting of such a permit,

and the amount of water used to fill the pool, such amount of water shall be deducted from the calculation of sewer charges and rents on the next bill to be rendered by the Borough for said premises. All applications for such permits shall be made to and upon forms supplied by the ~~Borough-Clerk~~ Collector of Water and Sewer Utility Rents and shall be processed upon payment of a fee of fifteen (\$15.00) dollars for each permit. To be eligible for such deduction, the customer shall not fill the pool until after same has been inspected by the Superintendent of Public Works. (Ord#1-90)

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

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

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

Offered for adoption by Mr. Sheridan, second by Ms. Bolte

Roll Call: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman,
Walling

Nays: None
Abstain: None
Absent: None

Motion authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008 moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

5. Ordinance No. 5-08 - Time Limited Parking

The Clerk reads the Ordinance by Title:

AN ORDINANCE AMENDING CHAPTER VII (TRAFFIC), SCHEDULE IV (TIME LIMITED PARKING) OF THE ORDINANCES OF THE BOROUGH OF KEYPORT

WHEREAS, the Mayor and the Borough Council are aware that the present Traffic Ordinances allow for parking on certain streets at certain times in certain areas of the Borough, and

WHEREAS, the Mayor and the Borough Council believe that time limited parking as specified in this ordinance will benefit both the residents and business communities of the Borough, now therefore

BE IT ENACTED by the Mayor and Council of the Borough of Keyport that Schedule IV relating to Section 7.36 of the Ordinances of the Borough of Keyport are amended as follows:

SCHEDULE IV TIME LIMITED PARKING

In accordance with the provisions of subsection 7-3.6, no person shall park in a vehicle for longer than the time limit shown on any of the following streets or parts of street:
(Amendments are underlined)

Name of Street	Side	Time Limit	Hours	Location
Atlantic Street	West	15 mins.	7:30 a.m. to 3:30 p.m. weekdays	From a point 25 feet south of the southerly curblin of Union Street to a point 250 feet south therefrom.
Broad Street	Both	2 hours	9 a.m. to 6 p.m. Mon. thru Sat.	Third Street to the northerly terminus.
Broad Street	Both	30 mins.	Weekdays 2 p.m. to 5 p.m.; Monday evenings 7 p.m. to 9 p.m.; Saturdays 9 a.m. to 12 noon	Beginning 35 feet from the southerly curblin of Third Street to a point 100 feet south thereof.
Broad Street	East	1 mins.	8:30 a.m. to 9 a.m. and 2 p.m. to 2:30 p.m.	From a point 132 feet north of the northerly curblin of Jackson Street to a point 230 feet northerly therefrom.
Broad Street Parking Lot		3 hours	9 .am. to 6 p.m. Mon. thru Fri.	
Division Street		3 hours	9 .am. to 6 p.m. Mon. thru Fri.	
Parking Lot East Front St.	Both	2 hours	9 a.m. to 6 p.m. Mon. thru Sat.	Broad Street east to Church Street
First Street	South	15 mins.		From a point 35 feet east of the easterly curblin of Greengrove Avenue to a point 15 feet easterly therefrom.
Main Street	Both	2 ½ hours	9 a.m. to 12 noon weekdays	From Monroe to St. George Place
Maple Place	Both	2 hours		May Street to the Keyport Borough - Township of Aberdeen corporate line.
Maple Place	North	30 mins.	8:00 a.m. to 6:00 p.m.	Beginning 53 feet east of the easterly curblin of Orchard Street and continuing 22 feet east thereof within the Borough of Keyport
<u>St. Peter's Place</u>	<u>Both</u>	<u>2 ½ hours</u>	<u>9 a.m. to 12 noon weekdays.</u>	<u>to a point 250 Ft. from the intersection of Main Street</u>

Name of Street	Side	Time Limit	Hours	Location
West Front Street	North	15 mins.		From a point 100n feet east of the easterly curbline of Broadway to Washington Street.
West Front Street	South	30 mins.		Beers Street east to Broadway.
West Front Street	South	30 mins.		Beers Street west to Broadway.
West Front Street	South	15 mins.		From a point 25 feet east of the easterly curbline of Broadway to a point 78 feet therefrom.

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

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

Offered for Introduction by Mr. Walling, second Mr. Ortman

Roll Call Vote: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman, Walling

Nays:
Abstain:
Absent:

Motion made and carried authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008 moved by Mr. Walling, second by Mr. Ortman with Ayes by all present.

6. Ordinance No. 6-08 - Amend Liquor License Fees

The Clerk reads the Ordinance by Title:

AN ORDINANCE AMENDING THE BOROUGH OF KEYPORT ORDINANCE
6-3.4 LICENSE FEES;

WHEREAS, The Mayor and Council of the Borough of Keyport wish to increase the Borough's liquor license fees, and

WHEREAS, pursuant to N.J.S.A. 33:1-12 municipal liquor license fees may be increased twenty percent (20%) from that charged in the preceding license year or five hundred dollars (\$500.00), whichever is lesser, for plenary retail consumption licenses and plenary retail distribution licenses and can set the license fee for a club license at not more than one hundred and eighty eight dollars (\$188.00).

BE IT ENACTED by the Mayor and Council of the Borough of Keyport that Chapter VI, Section 6-3.4 of the Revised Ordinances of the Borough of Keyport is amended as follows;

6-3.4 License Fees. The annual license fees for the sale or distribution of alcoholic beverages in the Borough shall be as follows:

Class of License	Annual License Fee
Plenary Retail	
Consumption License	\$1,960.99 <u>\$2353.18</u>
Plenary Retail	

Distribution License	\$1,311.55	<u>\$1573.86</u>
Club License	\$165.00	<u>\$188.00</u>

The provisions of this subsection with respect to the limitation on the number of licenses shall not apply to the renewal or transfer of licenses presently issued. (Ord. #12-81, \$1, New; Ord. #4-90, \$1; Ord. #8-91, SI; Ord. #10-92, SI; Ord. #3-99, \$1). If any part or parts of the Ordinance are for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this Ordinance.

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

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

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

Roll Call: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman,
Walling

Nays: None
Abstain: None
Absent: None

Motion authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008 moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

7. Ordinance --Permitted Number of Club Liquor Licenses - Ordinance Tabled

Motion to table by Mr. Walling, second by Ms. Bolte

Roll Call: Ayes: Councilmembers Sheridan, Hill, Bolte, Ortman, Walling
Nays: Kovacs
Abstain:
Absent:

8. Ordinance No. 7-08- Pay-to-Play; Redevelopment

The Clerk reads the Ordinance by Title: **AN ORDINANCE AMENDING CHAPTER XXV OF THE ORDINANCES OF THE BOROUGH OF KEYPORT TO PROHIBIT CAMPAIGN CONTRIBUTIONS UNDER CERTAIN CIRCUMSTANCES**

WHEREAS, it had become more frequent for developers, sometimes at the request of candidates for local elected office or political party officials, to make political contributions to the election campaigns for local government offices, and to the political parties which support them; and

WHEREAS, the local government officials are, once elected, responsible for deciding the terms of a redevelopment agreement; and

WHEREAS, political contributions from developers entering into agreements for redeveloping projects approved by the elected officials who receive such contributions raise reasonable concerns on the part of taxpayers and residents as to their trust in the process of local redevelopment, including but not limited to redevelopment decisions on tax abatements, zoning densities, publicly funded infrastructure improvements, and acquisition of property rights pursuant to eminent domain; and

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. provides a mechanism to empower and assist local governments in efforts to promote programs for redevelopment; and

WHEREAS, N.J.S.A. 40A:12A-8 allows municipalities or a designated redevelopment entity to enter in agreements with redevelopers of planning, replanning, construction or undertaking of any project or redevelopment work without public bidding and at such prices and upon such terms as it deems reasonable within areas designed for redevelopment; and

WHEREAS, N.J.S.A. 40A:12A-11 provides that redevelopment entities are instrumentalities of the municipality; and

WHEREAS, both the exceptions to the Open Public Meetings Act, more specifically N.J.S.A. 10:4-12b, and N.J.S.A. 40A:12A-8 provide that negotiations for such agreements can be conducted in executive session, provide the full terms of any such agreements are discussed and approved in open session; and

WHEREAS, the Borough of Keyport has previously or may in the future declare certain areas of the Borough to be areas in Need of Redevelopment under the Local Redevelopment and Housing Law, and has or may in the future adopt a Redevelopment Plan; and

WHEREAS, given the potential of negotiating with private parties or redevelopers and the entering into agreements with such redevelopers without a formal public bidding process, as permitted by the Local Redevelopment and Housing Law, it is necessary to establish certain limitations on political contributions which may undermine public confidence in any redevelopment effort; and

WHEREAS, N.J.S.A. 40A:11-51 authorizes municipalities to regulate by ordinance public contracting with regard to campaign contributions that may be made pursuant to P.L. 1973, c. 83, and

WHEREAS, the restriction against local political contributions contained herein does not impair in any way the remaining opportunities for such redevelopers to speak, write and publish their sentiments about local elections and candidates or to volunteer or associate with campaigns of their own choosing.

NOW THEREFORE BE IT ORDAINED by the Mayor and Borough Council of the Borough of Keyport, in the County of Monmouth and State of New Jersey, that the Borough of Keyport hereby amends Chapter XXV of the Ordinances of the Borough of Keyport to create a new Article 4 to make ineligible any entity or individual seeking to enter into a redevelopment agreement or amendment thereto or is otherwise seeking to obtain rights to develop pursuant to redevelopment agreement, who makes political contributions to Keyport elected officials and local and county political committees.

Section 1: Redevelopment Agreements under the Local Redevelopment and Housing Law

I. Prohibition of entering into or amending redevelopment agreements with certain contributors

- (a) Any other provision of law to the contrary notwithstanding, the Borough of Keyport or any of its purchasing agents or agencies or those of its independent authorities, as the case may be, shall not enter into an agreement, amend an agreement, or otherwise contract with any redeveloper for the planning, re-planning, construction or undertaking of any redevelopment project, including the acquisition or leasing of any public property in conjunction with the redevelopment of any areas within the Borough of Keyport pursuant to the Local

Redevelopment and Housing Law, if that redeveloper has made any "contribution" as such term is defined at N.J.A.C. 19:25-1.7(hereinafter "contribution"), during the applicable time period as specified below, to;

1. the campaign committee of any Keyport candidate for, or holder of public office within the Borough of Keyport, having responsibility for arranging, entering into, or approving the redevelopment agreement, or for appointing those who enter into the agreement on behalf of the Borough of Keyport, or
2. to any Keyport campaign, candidate and/or committee, to a campaign committee of to any municipal political campaign committee, or to any Keyport political party committee, or to any political action committee which financially supports candidates for Keyport municipal elections and/or Keyport municipal parties or which engages in the support of Keyport municipal campaigns, or

3. To any Monmouth County Party Committee, provided said Monmouth County Party Committee has subsequently made a contribution of an equivalent amount to any candidate, elected official or committee listed in (1) and (2) above.

(b) For purposes of this section, the "applicable time period" shall be defined as the time period between the date that the property which is the subject of the redevelopment project has been included in a memorializing resolution adopted by the governing body directing the planning board to conduct a preliminary investigation to determine if the site is in need of redevelopment pursuant to and in accordance with the New Jersey Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., and the later of the termination of negotiations or the completion of all matters specified in the redevelopment agreement.

(c) All redevelopment agreements or amendments thereto entered into by the Borough of Keyport shall contain a provision prohibiting redevelopers as defined in section (d) to solicit or make any contribution to any candidate, person or committee set forth in section (a), during the applicable time period.

As defined in N.J.S.A. 40A:12A-3, a "redeveloper" means any person, firm, corporation or public body that shall enter into or propose to enter into a contract with a municipality or other redevelopment entity for the redevelopment or rehabilitation of any area in need of redevelopment, or an area in need of rehabilitation, or any part thereof, under the provisions of this act, or for any construction or other work forming part of a redevelopment or rehabilitation project. For the purposes of this ordinance, the definition of a redeveloper includes all principals who own ten percent (10%) or more of the equity in the corporation or business trust, partners, and officers in the aggregate employed by the provider as well as any affiliates or subsidiaries directly controlled by the redeveloper. Spouses and adult children at home shall also be included.

(d) For the purposes of this section, the office that is considered to have responsibility for arranging and entering into a redevelopment agreement:

1. The Borough of Keyport Council if the redevelopment agreement requires approval or appropriation from the Council or a public officer who is responsible for arranging and entering into the redevelopment agreement if that public officer is appointed by Council; or

2. The Mayor of the Borough of Keyport if the redevelopment agreement requires the approval of the Mayor or a public officer who is responsible for arranging and entering into the redevelopment agreement if that public officer is appointed by the Mayor; or
3. Members of a designated redevelopment entity, if the redevelopment agreement requires the approval of the redevelopment entity.

II. Contributions Made Prior to the Effective Date

No contribution of money or any other thing of value, including in-kind contributions, made by a redeveloper to any person, candidate or committee set forth in section 1(a) shall be deemed a violation of this section nor shall an agreement for redevelopment project of any kind whatsoever be disqualified thereby if that contribution or agreement was made by the redeveloper prior to the effective date of this ordinance.

III. Notice given by Municipality; Sworn Statement of Redeveloper

- (a) It shall be the municipality's continuing responsibility to give notice of this Section when the municipality gives notice of redevelopment pursuant to N.J.S.A. 40A:12A-6 and when the municipality adopts a resolution directing the planning board to prepare a redevelopment plan and at the time that the municipality adopts the ordinance to implement the redevelopment plan.
- (b) Prior to arranging and entering into the redevelopment agreement with any redeveloper, the Borough of Keyport or any of its purchasing agents or agencies or independent authorities, as the case may be, shall receive a sworn statement from the redeveloper that the redeveloper has not made any contribution in violation of section 1(a) above. Furthermore, the redeveloper shall have a continuing duty to report any violations of this ordinance that may occur while arranging and entering into the Redevelopment Agreement and until all specified terms of the agreement have been completed.
- (c) The certification required under this Subsection shall be made prior to entry into the agreement with the municipality and shall be in addition to any other certifications that may be required by any other provision of law.

IV. Contribution Restrictions and Disclosure Requirement Applicability to Consultants

- (a) The contribution and disclosure requirements in this Ordinance shall apply to all developers as well as professionals, consultants or lobbyists contracted or employed by the business entity ultimately designated as the redeveloper to provide services related to the:
 - 1) Lobbying of government officials in connection with the examination of an area and its designation as an area in need of redevelopment or in connection with the preparation, consultation and adoption of this redevelopment plan.
 - 2) Obtaining the designation or appointment as redeveloper;
 - 3) Negotiating the terms of a redevelopment agreement or any amendments or modifications thereto.

- 4) Performing the terms of a redevelopment agreement; and
- (b) It shall be a breach of the consultant's contract, and shall require immediate termination, for violation(s) of this Ordinance.
- (c) A redeveloper who participates in, or facilitates, the circumvention of the contribution restrictions through consultants or professionals shall be deemed to be in breach.

IV. Return of Excess Contributions

A redeveloper or any person, candidate or committee set forth in section 1(a) may cure a violation of Section 1 of this Ordinance, if, within 30 days after the general election, the redeveloper notifies the Municipal Council in writing and seeks and receives or makes a reimbursement of a contribution from the municipal candidate or municipal or county political party or continuing political committee referenced in this Ordinance.

V. Penalty

- (a) It shall be a breach of the terms of the Borough of Keyport's Redevelopment Agreement for a redeveloper to (i) make or solicit a contribution in violation of this ordinance; (ii) knowingly conceal or misrepresent a contribution given or received; (iii) make or solicit contributions through intermediaries for the purpose of concealing or misrepresenting the source of the contribution; (iv) make or solicit any contribution on the condition or with the agreement that it will be contributed to a campaign committee of any candidate or holder of the public office of the Borough of Keyport; (v) engage or employ a lobbyist or consultant with the intent or understanding that such lobbyist or consultant would make or solicit any contribution, which, if made or solicited by the redeveloper itself, would subject that entity to the restrictions of this Ordinance; (vi) fund contributions made by third parties, including consultants, attorneys, family members, and employees; (vii) engage in any exchange of contributions to circumvent the intent of this Ordinance; or (viii) directly or indirectly, through or by any other person or means, do any act which would subject that entity to the restrictions of this Ordinance.
- (b) Furthermore, any redeveloper who violates this section shall be disqualified from eligibility for future Borough of Keyport Redevelopment Agreements for a period of four (4) calendar years from the date of the violation.

BE IT FURTHER ORDAINED, that the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

BE IT FURTHER ORDAINED, that this ordinance shall take effect immediately upon final passage and publication in accordance with the law.

BE IT FURTHER ORDAINED, that all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Offered for adoption by Ms. Bolte, second by Mr. Sheridan

Roll Call: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman,
Walling

Nays: None
Abstain: None
Absent: None

Motion authorizing the Clerk to publish to the Ordinance as introduced, in the Courier, February 7, 2008 issue, for a Hearing to be held on February 19, 2008 moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

COMMUNICATIONS AND PETITIONS

1. Annual Review of Keyport Business Alliance 2007 Budget and Proposed Budget for 2008; Balance Sheet Detail for January 1, 2007 - February 1, 2008; Profit & Loss Detail - January 2007 - January 2008

Motion to introduce KBA Budget and add to Resolution list moved by Mr. Kovacs, second by Ms. Bolte with Ayes by all present.

2. Planning Board Resolution Recommending Adoption of prepared Natural Resource Inventory

Motion to Receive and File and list as proposed on next meeting agenda moved by Mr. Walling, second by Mr. Ortman with Ayes by all present.

3. Letter from Keyport Fire Museum Assn, Inc. regarding their being chosen as the site for the 2008 Monmouth County Fallen Firefighter Memorial and Valor Day on October 5, 2008 from 10AM-12 Noon.

Motion to Refer to Administrator and Events Committee moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

4. Application from Keyport First Aid Squad for a Tricky-Tray Merchandise Raffle to be held March 8, 2008. In addition, they are requesting the Borough waive the local fee for the License.

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

5. Application from Keyport First Aid Squad for an On-Premise 50/50 Cash Raffle to be held March 8, 2008 Raffle to be held March 8, 2008. In addition, they are requesting the Borough waive the local fee for the License.

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

6. Application for membership into the Liberty Hose Company from Christopher Szaro (contingent upon State approval) and letter regarding resignation of George Sprague, as an active member.

Motion to Receive and File moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

7. Letter from Aberdeen-Matawan Girls Softball (AMYAA) requesting occasional weeknight use of Cedar Street Field from 5-9PM, and Sunday afternoons, from the end of March through June 2008.

Motion to Approve and refer to Administration and Recreation moved by Mr. Hill, second by Mr. Ortman with Ayes by all present.

Mayor would like to explore a traveling league.

UNFINISHED BUSINESS

Ms. Bolte would like attorney to look at Mercantile Ordinance, Mayor says that is okay. Mr. Kovacs states that some boards still need appointments for members. Mayor, Planning Board and Library Board still need members appointed. Library Board and Planning Board will be resolved by February 23rd. Mayor will do two resolutions to create alternate members at a later date for the Library Board and Harbor Commission. Attorney will look at it and draft it for the next meeting.

ADMINISTRATOR'S REPORT

Administrator Valesi reported that bidding for Therese Street and Beach Park. Ad was put in paper for possible test to water system. Copies of submitted budgets are in Council's mailboxes. Sewer plant has been demolished, grading on site now. Reconfiguration of the boat ramp. Pre-application meeting to accommodate bulkhead project, redecking fireman's park.

Mr. Kovacs asked about tanks being removed. Mr. Valesi spoke about using concrete and soil mix for fill. It is up to DEP to release project. Boat Ramp will be out of commission through the end of March. Sealed off now because there is no supervision there.

Mr. Sheridan asks about the Deputy OEM Director - Rick Ely. Mr. Valesi has to work it out with Ken Krohe. Mayor states that Ken Krohe can appoint assistants himself.

Mr. Ortman asked Chief to give background on No Trespassing sings. Viacom did not want bike racks on the property. Chief received a letter earlier regarding trespassing on the property. Mayor had benches removed. Mr. Valesi states right of way is too narrow to put there. Ms. Bolte wants to know what will happen to people there. Chief stated we need better clarification from CBS. Mayor feels signs may have been put up to protect property owners liability, will contact Viacom to see what their intent was. Maybe we can find another location that is safer.

Mr. Walling mentioned County did not put lighting at the end of 2nd Street. Administrator thought COBRA light was planned as part of the project. Two poles relocations were done. County did put conduit under the road.

ATTORNEY'S REPORT

NEW BUSINESS

Mayor urged voters to get out and vote tomorrow.

Councilman Kovacs stated that the Keyport Historical Museum would like to raise the floor by three feet since the bulkhead is there. Last flood water came up 26 inches. Mayor advised him to work with Administrator on this.

RESOLUTIONS

2. Resolution No. 68-08 Authorizing the Borough Attorney to Establish a Nonprofit Corporation for the Purpose of Fundraising, Organizing, and Executing Events to Promote the Borough
3. Resolution No. 69-08 Reducing Bond for Crestview Cove, First Street Improvements
4. Resolution No. 70-08 Opposing Proposed Legislation A-1645/S-770
5. Resolution No. 71-08 Authorizing In-Street Pedestrian Signs
6. Resolution No. 72-08 Authorizing Acceptance of Grant Agreement Between the Borough and the County of Monmouth
7. Resolution No. 73-08 Authorizing the Borough Administrator to Execute Agreements with Property Owners on Beers Street Relating to Curb and Sidewalk Improvements

8. Resolution No. 74-08 Authorizing the Borough Administrator to Execute Agreements with Property Owners on First Street Relating to Streetscape Improvements
9. Resolution No. 75-08 Opposing Governor Corzine's Financial Restructuring Plan
10. Resolution No. 76-08 Appointment of Temporary Part-Time Clerical Worker
11. Resolution No. 77-08 Authorizing Borough Administrator and Borough Attorney to Prepare Bid Specs and Advertise for Solid Waste Services
12. Resolution No. 78-08 Setting Hourly Rate for Temporary Part-Time Senior Center Worker
13. Resolution No. 79-08 Appointment of Harbor Commission Member - Frank Mongiello
14. Resolution No. 80-08 Payment of Bills
15. Resolution No. 81-08 Introduce KBA Budget - hearing March 4, 2008

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

Roll Call: Ayes: Councilmembers Kovacs, Sheridan, Hill, Bolte, Ortman,
Walling

Nays: None
Abstain: None
Absent: None

PUBLIC COMMENT PORTION

The Meeting is opened to the public for comments or questions at 7:40 P.M.

Mike Lane spoke regarding Crestview Cove Bond reduction; never replaced sidewalk with asphalt only, no concrete. There were other items mentioned that Mr. Lane felt were deficient. Mr. Valesi stated it is only a Bond reduction.

Mike Lane spoke regarding non-profit corporation. He asked will there be a paid staff? No. Will there be a Board of Directors? Ms. Bolte responded yes, need by-laws first. We will appoint an event committee who will establish by-laws. Will be self-funded. Mr. Lane has a concern that major contributors have projects before the Planning Board.

Mayor Bergen said Pay-to-Play covers political contributions.

Mr. Lane spoke regarding Aeromarine. He asked who the three bidders are. Mr. Lane as an Objector - he should have received a Notice of Resubmittal. Borough deemed application incomplete.

George, a member of the Spanish American Club, asked why the Ordinance was tabled? Ms. Bolte responded that research needs to be done regarding additional club licenses, will bring back at the next meeting. Carlos Maldonado stated that it boggles his mind that the Spanish American Club has been waiting for over a year. Al DeGrassi, 23 Osborne Street, expressed his disappointment that the Ordinance was tabled. Mayor Bergen understands their concern but, more general information is needed. Angel Matos a year ago, sensed from Council that this would not be a big issue. License will allow Club to do more for the Borough. Sees that is should be simplistic because that was the way the Mayor presented it. Mr. Burlew, 64 Chandler Ave, feels it is taking too long as well. Mayor explains that there isn't any club license for them to apply for. Mr. Kovacs asks why Masonic License doesn't exist.

Virgina Maldonado, Spanish American Club would liked to have the Festival on August 9th. Can the park still be used now that there are condos?

Nina Jeandron who would run the fundraising that would be separate from the KBA? Ms. Bolte stated an event committee will be set up. This is

independent from the Borough. Mayor and Council will ultimately approve the by-laws. Mr. Burlew asked does this mean the KBA is not running enough events? Ms. Bolte asks if KBA will contribute, No. Mayor explained this is being created for events for the Centennial of Keyport, not an improvement district. Ms. Bolte states that this is about promoting Keyport, not just the downtown.

Angel Matos would like to be informed regarding why things are happening. Regarding Muster zone, the signs simply say "No trespassing". Al DeGrassi states that he is also disappointed that there was not better communication. Property was kept clean, Viacom did not care before. We must then insist on Viacom keeping it clean. Isaiah Cooper asked if anyone has spoke to Viacom? Angel Matos offered to speak to them.

Bob Ludwig spoke regarding the Liquor license application of Tropical 8. Feels there should be a hearing to oppose it. He had three objections having to do with the NRI study. Should be no approval without addressing those issues. Passed out paperwork.

Mr. Ludwig speaks regarding the FEMA update. There will be a meeting in Hazlet on February 11th covering topics, and in Keyport on the 14th. Mayor states this can be amended at anytime. Administrator will write a memo to Mayor and Council. No changes from 1992 FEMA Map to the updated map.

Mr. Sheridan asked about shared service.

There being no one further from the audience who wish to be heard, the meeting was closed to the public at 8:50 P.M.

ADJOURNMENT

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

Time of Adjournment: 8:50 P.M.