March 16, 2004
Keyport, New Jersey

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

Mayor Merla called the meeting to order at 7:09 P.M. and read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Bergen, Doyle, Atkins, Hyer. Absent: Councilmembers Wedick, Stalter. Mr. Kain, Borough Attorney, was absent.

RESOLUTION

1. Resolution #111-04, Closed Meeting - Personnel, Litigation, Labor Relations and Contract Negotiations

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

Personnel
1. Tax Collector/Treasurer Position
2. Business Administrator Position
3. Construction Code Office

Labor Relations
1. Employees Grievance (salaries for various employees)
2. Emp0loyee Grievance-Barbara Hassmiller
3. PBA Grievance
4. PBA Negotiations
5. Police Department/Blocked Out Dates for Requests for Leave
6. Christmas Holidays

Contract Negotiations
1. New Municipal Complex
2. Health 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 for the purpose of discussing the following subjects:

Personnel, Labor Relations, Contract Negotiations

BE IT FURTHER RESOLVED that the discussions on Personnel, Labor Relations 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 Mrs. Atkins, seconded by Mr. Hyer

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins Hyer
Absent: Councilmembers Wedick, Stalter

Council went into Closed Session at 7:10 P.M. and this meeting was reconvened at 8:09 P.M.

Mayor Merla called the meeting to order at 8:10 P.M. and read the Sunshine Law Notice. Councilman Doyle led the Pledge of Allegiance and Moment of Silence.

ROLL CALL

On Roll Call the following were present: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer. Absent: Councilman Wedick. Others present: Mr. Kain, Borough Attorney, Mr. Freda, Borough Engineer, and Mr. Fallon, CFO.

2004 MUNICIPAL BUDGET RESOLUTIONS

Mr. Bergen, Finance Chairman said the Budget is a working document in progress and that Discretionary Aid is needed and an application for $1 million dollars will be submitted and has to be filed by next Friday. There is a 30 cent increase. There is a lack of surplus ($850,000 was used last year); that the budget is $450,000 in the hole, that the water/sewer deficit has to be funded equaling 18 cents of the 30 cents. More work has to be done on the budget. The budgets for the last few years have been too tight and everything costs. In 2003, t56he appropriation reserve was $6.5 million and there is only $80,000 left - $40,000 for surplus for next year. Municipal rate will go from .94 to $1.25. A CAP Ordinance is being introduced as the budget is $50,000 over. Mr. Bergen thanked everyone for the cards and calls during his brother's illness. Mayor Merla thanked Mr. Bergen and said that there will be a meeting with the legislators and the Governor's office regarding extraordinary aid. Mr. Fallon said the driving forces were: less surplus, dit is down to $450,000 = 14 cents ($850,000 was used last year), the municipal collection rate = $100,000, cellular tower revenues went to the water/sewer utility - $100,000, $80,000 less in appropriated revenues (2002 vs 2003) tax title redemption - $150,000, BRSA increase from $1,119,000 to $1,860,000, fund a $138,000 anticipated deficit in the water/sewer account which is 4 cents on the tax rate, insurance - 2.5 cents, salary increases - 6 cents, pension payments - 1 cent; total 30 cents. Mayor Merla said this is not good and the Borough will try for state aid and that 30 cents is the highest increase he can remember.

2. Resolution #112-04, Reason for Delay in Introduction of Budget
3. Resolution #113-04, Introduction of 2004 Municipal Budget

(Full copies of above Resolutions are attached hereto and made part of these minutes).

Offered by Mr. Bergen, seconded by Mrs. Atkins.

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

2004 BUSINESS IMPROVEMENT DISTRICT BUDGET RESOLUTIONS

4. Resolution #114-04, Introduction of 2004 Business Improvement District Budget

(Full copy of above Resolution is attached hereto and made part of these minutes).

Offered by Mr. Doyle, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

APPROVAL OF MINUTES

Motion to approve the minutes of the Special Meeting of December 30, 2003 and Closed Meeting of December 30, 2003 , moved by Mr. Hyer, seconded by Mrs. Atkins, with Ayes by all present.

PROCLAMATIONS

Mayor Merla read a Proclamation urging support of Rescue Squad and a Proclamation declaring March 24, 2004 as March for Meals Day in the Borough of Keyport encouraging residents to support Meals on Wheels.

INTRODUCTION OF ORDINANCE

1. Ordinance #3-04, Amend Chapter XIII, Fire Prevention, Section 13-5

The Clerk read the Ordinance by Title:

AN ORDINANCE AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT" ADOPTED BY THE MAYOR AND COUNCIL AND AMENDED FROM TIME TO TIME THEREAFTER AMENDING AND SUPPLEMENTING CHAPTER XIII, FIRE PREVENTION

(SEE FULL COPY OF ORDINANCE ATTACHED HERETO AND MADE PART OF THESE MINUTES)

Offered for adoption by Mr. Hyer, seconded by Mr. Stalter

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

1a. Motion authorizing the Clerk to publish the Ordinance as introduced in the Courier, issue of March 18, 2004 for a Hearing to be held April 6, 2004 moved by Mr. Hyer, seconded by Mr. Doyle, with Ayes by all present.

2. Ordinance #4-04, Ordinance to Exceed Index Rate

The Clerk read the Ordinance by Title:

"CAP" ORDINANCE TO EXCEED INDEX RATE: INDEX RATE LESS THEN 5% LIMITATION FOR THE YEAR 2004 (N.J.S.A.40A:4-45.14)

(SEE FULL COPY OF ORDINANCE ATTACHED HERETO AND MADE PART OF THESE MINUTES)

Offered for adoption by Mr. Stalter, seconded by Mr. Hyer

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

2a. Motion authorizing the Clerk to publish the Ordinance as introduced in the Courier, issue of March 18, 2004 for a Hearing to be held April 6, 2004 moved by Mr. Hyer, seconded by Mrs. Atkins, with Ayes by all present.

COMMITTEE REPORTS

Councilman Wedick; Police: Mr. Wedick was absent.

Councilman Bergen; Finance: Mr. Bergen thanked the Council and the public for the calls and their concern regarding his brother who is doing well.

Councilman Doyle; Building & Grounds/Library: Mr. Doyle reported on the following. At the last meeting the Borough property on Beers Street, Block 22, Lot 29 was referred to his attention. The assessed valuation is $11,600.00 and it is an undersized lot. It was designated as a mini-park and there are no improvements. Regarding the proposed land swap, the other area is larger and accesses onto Luppatatong Creek. An ordinance is required. Mr. Bergen recommended this matter be discussed in Closed Session. Mr.

Doyle advised that the Library Board minutes have been distributed.

Councilwoman Atkins; Health/Recreation/Parks: Mrs. Atkins reported on the following. She attended the Recreation Commission meeting and the dates for the Band Concerts have been set. She attended the First Aid meeting. She attended the meeting of Boy Scout Pack 364 where the Cub Scouts crossed over to Boy Scouts. She attended the Senior Citizen Advisory Board meeting where the Borough Clerk Judith L. Poling swore in the members. Regarding the Insurance company inspection of the playgrounds, the equipment that is not compliant will be removed and the surfacing will be changed.

Councilman Stalter; Fire. Mr. Stalter reported on the following. He read the Fire Department man hour report for the month of February. There was damage to one of the fire trucks but it will stay in service. Mayor Merla recommended submitting an insurance claim through Hazlet as the incident happened on the Hazlet side of Clark Street. May 15th as been set as Grandparents Day at the Blue Claws game and organizations can raise funds.

Councilman Hyer; Public Works/Recycling/Property Maintenance. Mr. Hyer reported on the following. Mr. Hyer submitted his report and asked Council to review same. George Sappah, Supt. Of Public Works met with Mr. Howlett from the Rural Water Association regarding the Vulnerability Assessment. Two Public Works employees were hurt. The Elizabeth Street water tower has been repaired. The Recycling Yard completely passed the Monmouth County inspection. A section of the boardwalk along American Legion Drive has been cordoned off. Northstar Company flew in, attended the Harbor Commission meeting and gave information regarding the bulkhead products. Mr. Hyer recommended that Mr. Sappah attend the Smarth Growth seminar. There is a problem on Beers Street by the car dealers, tremendous amount of patch which is not staying. He requested a Resolution to accept the dumpster from the hauler for E-Metals. The pilings are to be installed this week. The Charter Fishing Boat and Catamaran Leases have been awarded. The Boat Launching Ramp will open on May 8th. He asked to discuss avenues pertaining to Property Maintenance in Closed Session.

Engineer Freda: Mr. Freda reported on the following. Summary of Asbestos Inspections: 5 of the 6 buildings have the appearance of asbestos and the Mayor and Council have to determine where to go which each building. Mr. Freda will determine what has to be done. Inflow and Infiltration Reduction Report/Sanitary Sewer System: samples have to be taken to determine the worse spots or bypass this step and go to correcting as soon as possible. Mayor Merla recommended referring to the Public Works committee the engineering proposals for Sanitary Sewer System Evaluation and Cleaning and Television Inspection of Sewers. Mr. Freda said he could put together bid documents or he could hire a company as a sub-contractor and revise his proposal. Mr. Freda and Councilmembers Hyer and Bergen are to meet. Mr. Hyer said Oswald Sewer came in for two sewer breaks. Mr. Freda advised that two bids were received for the Atlantic Street project and were on the high side. He recommended that the bids be rejected and the specs be revised with an alternate to sleeve the sanitary sewer and the project be re-bid. Recreation and Open Space Inventory: this list was received and has to be corrected.

Attorney Kain: Mr. Kain reported on the following. Magic Touch vs Borough of Keyport: waiting for Summary Judgement. PBA vs Borough of Keyport: the Memorandum of Understanding has been signed. The Catamaran Lease is being awarded tonight. The Hot Dog Stand Lease will be readvertised and the term will be May 15-September 15, 2004.

Mayor Merla: The Mayor reported on the following. Mayor Merla received a call from Mr. Bowers, the Planner who wants to meet with Councilmembers Doyle & Wedick. The Steering Committee meeting went well. There is a problem with the garbage in the Business District, there was carpet piled high blocking the sidewalk at 4 PM. The Police notified the people, who then piled it on Borough property and the Police went back. Notices are given out with the Certificate of Occupancy. Another notice will be drafted and sent out advising the people when and how. The Women's Center was the guest at the Bayshore Conference of Mayor's meeting. He referred to Mr. Hyer a tree hazard at May and Washington Streets. The Mayor and Mr. Doyle requested feedback from the Council regarding the Old West Furniture property. Plan have been submitted for the removal of the old sign and the is a questions of replacement at the location. He asked for Council about the Planning Board moving forward. He asked Council about what type of sign would they like to see there and Mrs. Atkins said it should be kept in line with the rest of the town and Mr. Stalter said he should reflect the history of the town. Mayor Merla said the owner asked what would the Borough like to see on the sign. Mayor Merla commended Mr. Bergen and Mr. Fallon for their work on the budget. He congratulated Mr. Hyer on being an inductee into the Keyport High School Hall of Fame. Mayor Merla asked if there was a Borough policy on eating establishments and bring your own bottle. There is no clear answer from the ABC. Mr. Kain said the ABC does not regulate. There are guidelines for beer and wine, the location cannot advertise, there can be no service, hours of operation have to be the same and there can be no minors; the Borough can regulate at the local level by ordinance. Mr. Doyle said to place limitations would be a hardship0 and to date he knows of no problems. Mayor Merla said it is not fair for someone to walk in with a case of beer and shoot pool. Mr. Doyle said the owners cannot open the bottles, they cannot have any servers working at the location under the age of 21 if people bring their own bottle. Mr. Kain said they cannot advertise. Mr. Hyer asked Police Chief Gajewski is there have been any problems and he said no. Mr. Doyle suggested researching other communities on how they handle this matter. Mr. Bergen said this would be one more ordinance which can't be enforced and asked that the matter be referred to the Police Committee. Mayor Merla asked Mr. Freda to do research on grants or loans for water facilities. There was an Army Corp meeting regarding the dredging, soundings have been taken and information will be provided. A request to clean the beach from Clean Ocean Action, and a request for Easter processions from Jesus The Lord Church will be listed on the April 6th agenda. Mr. Freda will attend the Storm Water Management meeting. Mayor Merla thanked Councilmembers Hyer and Atkins for reviewing 179 applications for Business Administrator, due to the resignation of Mrs. Poling, that the committee reduced the number down to 10, then interviewed 4 and he recommended moving forward with the appointment. There are two resolutions on the agenda, one for the salary and one for the appointment.

REPORTS OF DEPARTMENTS

August, 2003

1. Treasurer's Report

CURRENT CHECKING	$1,818,762.06
ASSESSMENT TRUST	621.33
FEDERAL AND STATE GRANTS	588.11
ANIMAL CONTROL	605.29
TRUST CHECKING	55,811.29
TRUST SAVINGS	135,577.67
RECREATION BAYFRONT	68,714.17
UNEMPLOYMENT/DISABILITY	59,232.14
RECREATION COMMISSION	13,582.13
GENERAL CAPITAL	265,298.77
ESCROW TRUST	178,113.95
LAW ENFORCEMENT	8,384.17
SELF HEALTH INSURANCE FUND	2,149.14
WATER/SEWER OPERATING	104,197.82
WATER/SEWER SAVINGS	148,698.32
WATER/SEWER INVESTMENT	4,224.11
WATER CAPITAL CHECKING	4,257.76
WATER CAPITAL INVESTMENT	85,349.01
GENERAL CAPITAL INVESTMENT	786,795.73

INTEREST EARNED ON INVESTMENTS FOR August, 2004
CURRENT - $561.45
WATER - $ 52.13

Submitted by Pauline Redmond, Treasurer

September, 2003

2. Treasurer's Report

CURRENT CHECKING	$614,536.85
ASSESSMENT TRUST	621.33
FEDERAL AND STATE GRANTS	588.11
ANIMAL CONTROL	8,975.47
TRUST CHECKING	13,728.80
TRUST SAVINGS	135,937.55
RECREATION BAYFRONT	62,506.24
UNEMPLOYMENT/DISABILITY	59,749.34
RECREATION COMMISSION	13,582.13
GENERAL CAPITAL	552,854.49
ESCROW TRUST	166,093.29
LAW ENFORCEMENT	8,384.49
SELF HEALTH INSURANCE FUND	2,149.14
WATER/SEWER OPERATING	(186,301.07)
WATER/SEWER SAVINGS	191,548.81
WATER/SEWER INVESTMENT	4,366.73
WATER CAPITAL CHECKING	4,202.76
WATER CAPITAL INVESTMENT	85,400.17
GENERAL CAPITAL INVESTMENT	12,105.81

INTEREST EARNED ON INVESTMENTS FOR SEPTEMBER, 2003
CURRENT - $1,715.62
WATER - $ 199.21

Submitted by Pauline Redmond, Treasurer

October, 2003

3. Treasurer's Report October, 2003

CURRENT CHECKING	$171,090.82
ASSESSMENT TRUST	621.33
FEDERAL AND STATE GRANTS	588.11
ANIMAL CONTROL	9,046.47
TRUST CHECKING	15,000.80
TRUST SAVINGS	135,937.55
RECREATION BAYFRONT	54,832.25
UNEMPLOYMENT/DISABILITY	58,720.87
RECREATION COMMISSION	13,582.13
GENERAL CAPITAL	532,994.45
ESCROW TRUST	165,526.83
LAW ENFORCEMENT	8,464.17
SELF HEALTH INSURANCE FUND	2,149.14
WATER/SEWER OPERATING	4,445.49
WATER/SEWER SAVINGS	145,263.68
WATER/SEWER INVESTMENT	4,339.48
WATER CAPITAL CHECKING	4,202.76
WATER CAPITAL INVESTMENT	85,453.03
GENERAL CAPITAL INVESTMENT	12,113.33

INTEREST EARNED ON INVESTMENTS FOR OCTOBER, 2003
CURRENT - $881.15
WATER - $327.29

Submitted by Pauline Redmond, Treasurer

November, 2003

4. Treasurer's Report

CURRENT CHECKING	$1,297,613.67
ASSESSMENT TRUST	621.33

FEDERAL AND STATE GRANTS	588.11
ANIMAL CONTROL	8,036.36
TRUST CHECKING	9,736.80
TRUST SAVINGS	135,937.55
RECREATION BAYFRONT	52,505.70
UNEMPLOYMENT/DISABILITY	59,120.13
RECREATION COMMISSION	12,985.08
GENERAL CAPITAL	715,301.30
ESCROW TRUST	166,910.79
LAW ENFORCEMENT	8,609.17
SELF HEALTH INSURANCE FUND	2,149.14
WATER/SEWER OPERATING	4,445.49
WATER/SEWER SAVINGS	124,212.39
WATER/SEWER INVESTMENT	4,342.02
WATER CAPITAL CHECKING	4,202.76
WATER CAPITAL INVESTMENT	85,503.32
GENERAL CAPITAL INVESTMENT	12,120.47

INTEREST EARNED ON INVESTMENTS FOR November, 2003
CURRENT - $549.05
WATER - $274.45

Submitted by Pauline Redmond, Treasurer

5. Police Department/Traffic Safety Report for November, 2003

Total Amount received $428.00

Submitted by Theodore Gajewski, Police Chief

6. Police Department-Firearms/Fingerprint Report for month Of November, 2003

Total Amount received $-0-

Submitted by Theodore Gajewski, Police Chief

December, 2003

7. Treasurer's Report

CURRENT CHECKING	$734,779.98
ASSESSMENT TRUST	621.33
FEDERAL AND STATE GRANTS	588.11
ANIMAL CONTROL	7,019.25
TRUST CHECKING	26,706.19
TRUST SAVINGS	136,280.47
RECREATION BAYFRONT	51,107.97
UNEMPLOYMENT/DISABILITY	56,126.21
RECREATION COMMISSION	12,150.48
GENERAL CAPITAL	297,612.43
ESCROW TRUST	165,776.56
LAW ENFORCEMENT	8,964.17
SELF HEALTH INSURANCE FUND	2,149.14
WATER/SEWER OPERATING	2,691.95
WATER/SEWER SAVINGS	145,252.62
WATER/SEWER INVESTMENT	4,344.52
WATER CAPITAL CHECKING	4,202.76
WATER CAPITAL INVESTMENT	10,549.71
GENERAL CAPITAL INVESTMENT	12,127.62

INTEREST EARNED ON INVESTMENTS FOR DECEMBER, 2003
CURRENT - $1,116.69
WATER - $ 205.84

Submitted by Pauline Redmond, Treasurer

8. Police Department/Traffic Safety Report for December, 2003

Total Amount received $511.00
Submitted by Theodore Gajewski, Police Chief

9. Police Department/Firearms/Fingerprint Report for December, 2003

Total Amount received $ -0-

Submitted by Theodore Gajewski, Police Chief

2003 YEAR END REPORT

10. Keyport Historian's Annual Report for 2003

On file in Borough Clerk's Office for review.

Submitted by Jack Jeandron, Historian

JANUARY, 2004

11. Municipal Court Report for January, 2004

STATE FINES	$ 524.00
STATE SURCHARGE	100.00
STATE UNINSURED	195.00
COUNTY FUNDS	944.18
COUNTY FINES	3103.00
MUNICIPAL FINES	3103.00
MUNICIPAL COSTS	2732.50
MUNICIPAL PARKING	1183.00
MISCELLANEOUS	1091.32

Submitted by Kathie Coffey, Court Administrator

FEBRUARY, 2004

12. Borough Clerk's Report For February, 2004

WATER/SEWER ACCOUNT

WATER CONNECTION	$
WATER METER	
TURN ON CHARGE	
SEWER CONNECTION	
SEWER/POOL PERMIT	
WATER METER W/TO	200.00
DEMOLITION	
TOTAL WATER/SEWER, CHECK #3594	**$ 200.00**

CURRENT ACCOUNT

BINGO LICENSE	$
GUN PERMITS & ID'S	20.00
LIMO LICENSE	
PHOTOCOPIES	67.00
POSTAGE	
RAFFLE LICENSE	
TAXI LICENSE, DRIVER	
TAXI LICENSE, OWNER	
POLICE DEPT ACCIDENT REPORT	315.00
SEARCHES	
VENDING LICENSE	
PEDDLAR LICENSE	
LIQUOR LICENSE	
STREET OPENING	75.00
FISH & GAME	
NEWSPAPER VENDING MACHINES	
RECYCLING PERMITS	80.00
PARKING PERMITS	
AUCTION LICENSES	
TOTAL CURRENT, CHECK #3592	**$ 557.00**

RECREATIONAL BAYFRONT IMPROVEMENT TRUST

BOAT LAUNCHING RAMP PASSES	$
BAIT	
ICE	
ICE CREAM	
SODA	
TOTAL RBIT, CHECK # -	**$ -0-**

ESCROW ACCOUNT

CASH REPAIR DEPOSIT, CHECK #3593	$ 27.00
TOTAL RECEIPTS	**$ 784.00**

Submitted by Judith L. Poling, Borough Clerk

13. Fire Department Report for February, 2004

On file in Borough Clerk's Office for review.

Submitted by Roy Jimenez, Fire Chief

14. Building Department Report for February, 2004

PERMITS	NUMBER OF PERMITS	AMOUNT RECEIVED
CONSTRUCTION STATE FEE	28	$ 235.00
CERTIFICATE OF OCCUPANCY	00	-0-
PLUMBING PERMITS	17	1349.00
ELECTRICAL PERMITS	16	1252.00
BUILDING PERMITS	20	2442.00
FIRE SUB CODE	10	630.00
CONST CERT OF OCCUPANCY	42	1275.00
ZONING PERMITS	12	120.00
200 FT PROPERTY LIST	04	40.00
TRANSFER OF TITLE	14	505.00
REINSPECTION FEES	00	-0-
CONSTRUCTION VIOLATIONS	00	-0-
COPIES	00	-0-
MISC.	05	120.00
ELEVATOR INSPECTION AGENCY	00	-0-
ELEVATOR-BOROUGH	00	-0-
SMOKE DETECTORS	41	1330.00
CONST. DEPOSITS REFUNDABLE	05	250.00
TOTAL		**$9548.00**

ACCOUNTS PAYABLE

AMOUNT PAID TO BOROUGH, CHECK #2446	$9063.00
STATE FEE DUE - PAID QUARTERLY	235.00

Submitted by Carole Cerase, Senior Permit Clerk

15. Tax Collector's Report for February, 2004

2004 TAXES	$1,308,968.44	
2003 TAXES	75,968.89	
2005 PREPAID TAXES	12.14	
PRIOR YEARS TAXES	-0-	
PROPERTY REDEEMED	-0-	
INTEREST AND COSTS		4,256.83
TAX SEARCHES	-0-	
POST OFFICE LAND RENT	-0-	
SENIOR CITIZEN HOUSING IN LIEU OF TAXES	32,346.95	
RETURNED CHECK CHARGES	20.00	
ALL OTHER MISCELLANEOUS REVENUE	71,323.42	
TOTAL CURRENT RECEIPTS	**$1,492,896.67**	

WATER & SEWER RENTS	$ 107,758.31
INTEREST AND COSTS	1,730.65
TURN ON CHARGES	-0-
RETURNED CHECK CHARGES	24.00
POOL PERMITS	-0-
WATER METERS/WITH TURN ON	-0-
NEW METERS AND INSTALLATION CHARGE	-0-
WATER & SEWER CONNECTIONS	-0-
METER TEST CHARGE	35.00
FIRE SERVICE	-0-
METER REPLACEMENT, PARTS ETC	-0-
DEMOLITION PERMIT	-0-
ALL OTHER MISCELLANEOUS REVENUE	9,351.51
TOTAL WATER/SEWER RECEIPTS	**$ 118,899.47**

Submitted by Pauline Redmond, Tax Collector

16. Librarian's Report for February, 2004

On file in Borough Clerk's Office for review.

Submitted by Jacqueline LaPolla, Librarian

17. Board of Health Report

TOTAL COLLECTED IN THE BOARD OF HEALTH OFFICE $4580.20

DOG LICENSES	$ 724.20
CAT LICENSES	123.00
MARRIAGE LICENSES	56.00
BURIAL PERMITS	27.00
DEATH CERTIFICATES	1245.00
MARRIAGE CERTIFICATES	105.00
BIRTH CERTIFICATES	-0-
POOL PERMITS	-0-
PLAN REVIEW	-0-
FOOD HANDLERS	2300.00
MISCELLANEOUS	-0-

<u>DISBURSEMENTS</u>

CHECK #2785 - BOROUGH OF KEYPORT MISC. ACCT	$3683.00
CHECK #2786 - BOROUGH OF KEYPORT TRUST ACCT	50.00
CHECK #2787 - BOROUGH OF KEYPORT DOG ACCT	684.00
CHECK #2788 - NJ STATE DEPT OF HEALTH	163.00

Submitted by Anne R. Biagianti, Treasurer

9. Municipal Court Report for February, 2004

STATE FINES	$ 454.00
STATE SURCHARGE	1150.00
STATE UNINSURED	275.00
COUNTY FUNDS	1775.86
COUNTY FINES	5937.75
MUNICIPAL FINES	5937.75
MUNICIPAL COSTS	4319.00
MUNICIPAL PARKING	2236.00
MISCELLANEOUS	2819.64

Submitted by Kathie Coffey, Court Administrator

Motion to approve all reports as read, moved by Mrs. Atkins, seconded by Mr. Doyle, with Ayes by all present.

NEW BUSINESS

1. 2004 Special Events Procedure. Mr. Hyer reported that procedures have been put in place in order to control the scheduling of events. The Committee will meet quarterly and all organizations

are required to fill out a form. Motion approving the form, moved by Mr. Bergen, seconded by Mrs. Atkins, with Ayes by all present.

2. Change in Police Car Design. Mayor Merla said he was advised by Captain John Dayback about changing the design which be at no cost to the Borough. It was asked if all the cars would be changed. There was discussion about changing the design to include the "Pearl of the Bayshore" logo. C & M Auto Body will apply the design. The matter was referred to the Police Committee.

3. 2004-2005 Instrument Engineering & Service Agreement/Water Plant. This matter was referred to Councilmembers Hyer and Bergen.

4. Sewer Jet. Mr. Hyer reported that the sewer jet which is used to clean sewer mains and laterals is not working. A used one is $100,000. Three quotes were received to replace the pump. Mayor Merla said the Monmouth County Mosquito Commission is doing Interlocals for use of their machine. Mr. Hyer asked about an Interlocal with another town. Mr. Bergen recommended authorizing purchase of the pump next week and to also investigate an Interlocal.

5. Sign Ordinance. Mr. Stalter said he has a concern about signs in the downtown and that he has received a copy of the Westfield Ordinance. The Ordinance is to be referred to the Borough Attorney, Zoning Officer and the Business Improvement District.

COMMUNICATIONS & PETITIONS

1. Request From Keyport Kiwanis Club to hold Flea Market at Fireman's Park from Sunday, April 4, 2004 to last Sunday in December 2004.

   Mr. Doyle asked about the deposit for keeping the area clean and about moving the operation back from W. Front Street.

   Motion to refer to the Special Events Committee moved by Mr. Hyer, seconded by Mr. Doyle, with Ayes by all present.

2. Application from St. Joseph Church for Off Premise Draw Raffle, May 9, 2004.

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

3. Application and permit for Street Openings from New Jersey Natural Gas Co., 83 Manchester Avenue, Oil Conversion.

   Motion to approve, moved by Mr. Hyer, seconded by Mr. Stalter, with Ayes by all present.

4. Resignation from Sonia Perno, School Crossing Guard, effective March 16, 2004.

   Motion to accept and send letter of regret, moved by Mr. Stalter, seconded by Mrs. Atkins, with Ayes by all present.

UNFINISHED BUSINESS

1. Painting of Water Tower/Keyport Business Alliance. Kathaleen Shaw, KBA said there are several issues to be addressed; specifications have to be in order, the cellular towers, scaffolding has to be coordinated and the lead issue. Sponsors will advertise. This matter was referred to the Borough Attorney.

2. Reformed Church Parking Request. Mr. Pierce of the Reformed Church is to be advised that Captain Dayback has forwarded the request to the Department of Transportation.

PUBLIC PARTICIPATION

The Meeting was opened to the public for comments or questions at 9:35 P.M. Mike Norris, 28 E. Front Street spoke regarding the liquor license transfer to Garibaldi Restaurant. He said his front door was smashed, his vehicle was keyed, there were two incidents of break ins, there are site violations, urinating, vandalism, noise, debris and trash at the site. He said it is a social club, not a restaurant. Mayor Merla asked Mr. Norris when did he file a report with the Police Department; Saturday when the door was smashed. Mayor Merla said it is the right thing to call the Police and not to stop and that the Property Maintenance Officer will be advised, that numerous complaints have been received. Mr. Stalter asked Mr. Norris if he spoke with the owner; yes, and did he speak with the landlord; yes who said he would talk with the tenant. Mayor Merla said the matter would be investigated. Joanne Staeger, 420 Main Street asked about did the Council consider asking the Kiwanis Flea Market to move and Mr. Hyer said they are being asked to move back from W. Front Street. Mrs. Staeger asked about the damage to the fire truck and putting a claim through the Borough's insurance first. Mrs. Staeger asked if the salary of the Business Administrator is in the Budget; yes. Doug Stout asked about dredge spoils for the marina and that there is water behind his house. Mayor Merla said the Borough Engineer and the Mosquito Commission will review the matter. Mr. Stout said it has happened over the past dredging. Albert DeGracia, 23 Osborn Street said he agrees with Mr. Doyle about not handicapping locations on "bring your own bottle" and also said that something has to be done about the location at E. Front and Division. Mr. DeGracia asked about the old Flagg property which was burned out (22 Osborn Street) and Mayor Merla said someone purchased the property, boarded it up and will demolish. Kathaleen Shaw, KBA said in 1980 the Neighborhood Preservation Program worked on a facade program but didn't finalize signs. KBA 2004 goals include a recommendation for signs, i.e. materials, size, etc, and that it is difficult to catch before it is done. Paul Snyder, 15 Walnut Street asked about the Aeromarine redevelopment and why are the 15 houses in the zone. Mayor Merla said the Planner asked that the houses be included in the study. Mr. Snyder said the Planner said that the developer didn't want to include the homes and he was concerned about his home. Mayor Merla said right now, they are only part of a study. Mr. Bergen said at the end, the homes may still not be. Mayor Merla said constant WEB site information is needed. Mr. Bergen said the Aeromarine site will generate ratables which are needed. A resident of 18 Osborn Street said there are beer bottles on the Garibaldi site, the dumpster is overflowing, there are possums and the property is not cleaned. The Hearing will be continued on April 6th. Paul McKeefry, 107 Maple Place asked about the land swap, the redevelopment zone and waiting; Mayor Merla said it won't make a difference, that the applicant is not on the Planning Board agenda yet. Mike Lane, 51 First Street urged the Council not to make a land swap. Mayor Merla said Mr. Bergen asked that the matter be discussed in Closed Session. It may not be a park and Mr. Bergen said it could be a way station for seniors. Mr. Lane asked about the budget increase from .94 cents to $1.25, 30 cents in one year. He said expenses have to be weighed vs setting up targets, i.e. the bulkhead, public works garage and purchase of fire trucks. He said a new process to forecast is needed. Mr. Bergen said he hopes to get the Borough back there that the rate is driven by no surplus and a deficit to fund. Mayor Merla said ratables fluctuate and $32,500 = 1 cent. In the past 10 years there have been minimal or no increases, that the Capital Budget is a plan, that the Borough will apply for extraordinary aid, that there has been the municipal building, fire trucks, public works facility, insurance and salaries. Tom Fallon outlined the reasons why the rate is up. Mr. Bergen said debt service = 2 cent increase, that far too much surplus was spent last year and that a policy decision was made. Mr. Hyer said that the new Public Works facility will save money vs renting and that there are things not related to the budget. Robert Swingraft asked about the bulkhead at Benjamin Terry Park, the sheathing, it coming back to the pump station, and 15' going into the corner. Mr. Freda said he would check. He asked about the chain link fence and Mr. Hyer said the insurance company wanted it there plus signs. George Walling, 54 Second Street asked about the Borough property on Beers Street and the stone that is there and that enforcement is needed. Kara Homes talked about putting shrubs there. Joanne Staeger asked Mrs. Atkins about park equipment being removed and the project on First Street, asking the developer contributing. In 2008 ADA and OSHA compliance on equipment goes into effect. Companies are offering deals now for equipment which won't be compliant in 2008. She asked who was being appointed as Administrator and the salary; David Palamara, former Atlantic Highlands Clerk for $63,000/year. Mr. Bergen said he would like to discuss the Business Administrator in Closed Session and questioned a three year contract, that he would serve at the pleasure of the Mayor and Council. The meeting was closed to the public at 10:25 PM.

RESOLUTIONS

(Full copies of Resolutions attached hereto and made part of these minutes)

5. Resolution #115-04, Payment of Bill
6. Resolution #116-04, Award of Catamaran Lease to Tracey L. Dell
7. Resolution #117-04, Cross Acceptance Delegation
8. Resolution #118-04, 2004 Bond Counsel Contract
9. Engineer Contract/Approval of Rates (Deleted)
10. Resolution #119-04, Washington Street/Reconstruction, Phase IV, Change Order No 1
11. Resolution #120-04, Washington Street/Reconstruction, Phase IV, Pay Estimate No. 1
12. Resolution #121-04, Washington Street/Reconstruction, Phase IV, Final Pay Estimate
13. Resolution #122-04, Transfer of Appropriation Reserves

14. Resolution #123-04, Accept Red Bank dumpster for E-Metals
15. Resolution #124-04, Hire Part Time Communications Operator F. De Silva (retroactive to 2/26/04)
16. Resolution #125-04, Re-advertise Hot Dog Lease
17. Resolution #126-04, Atlantic Street Project, Reject Bids and Readvertise
18. Resolution #127-04, Authorize Councilman Hyer to replace Sewer Jet Pump pending Certification of funds by CFO

Offered by Councilman Doyle, seconded by Councilman Stalter

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

19. Resolution #128-04, Appointment of Business Administrator

Offered by Councilwoman Atkins, seconded by Councilman Doyle

Roll Call Vote: Ayes: Councilmembers Doyle, Atkins, Stalter, Hyer
Nays: Councilman Bergen*
*An Administrator is needed, will be the head of the Borough, but should be interviewed by the entire Council.
Absent: Councilman Wedick

20. Resolution #129-04, Fix Salary of Business Administrator

Offered by Councilwoman Atkins, seconded by Councilman Doyle

Roll Call Vote: Ayes: Councilmembers Doyle, Atkins, Stalter, Hyer
Nays: Councilman Bergen*
*Question a 3 year contract vs State Statute.
Absent: Councilman Wedick

21. Resolution #130-04, Extend Part Time Account Clerk Susan Yundzel for 30 days

Offered by Councilman Doyle, seconded by Councilman Stalter

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

22. Resolution #131-04, Closed Meeting-Contract Negotiations

Offered by Councilman Bergen, seconded by Councilman Doyle

Roll Call Vote: Ayes: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
Absent: Councilman Wedick

Council went into Closed Session at 11:02 PM and this meeting was reconvened at 11:09 PM. On Roll Call the following were present: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer. Absent: Councilman Wedick.

ADJOURNMENT

Motion to Adjourn moved by Mr. Doyle, seconded by Mrs. Atkins, with Ayes by all present.

Time of Adjournment: 11:10 P.M.

Respectfully submitted,

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION
112-04

SET FORTH REASON FOR DELAY OF INTRODUCTION
2004 MUNICIPAL BUDGET

WHEREAS, according to N.J.S.A. 40A:4-5.1 and the Director of the Division of Local Government Services, a municipality which does not introduce its Municipal Budget for 2004 by February 10, 2004, must set forth its reasons for such delay; and

WHEREAS, the Borough Council of the Borough of Keyport did not complete its 2004 Budget until March 13, 2004; and

WHEREAS, after finalizing the 2004 Municipal Budget, time was required for the preparation thereof; and

WHEREAS, the Borough Council was unable to assemble with a quorum for a public meeting until March 16, 2004.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Keyport requests the Director of the Division of Local Government Services to accept the late filing of the Borough of Keyport's 2004 Municipal Budget.

BE IT FURTHER RESOLVED by the Mayor and Borough Council of the Borough of Keyport, that the Borough Clerk be and is hereby authorized to forward a copy of the within Resolution, certified to be a true copy to the Division of Local Government Services, Department of Community Affairs, Trenton, New Jersey 08625.

OFFERED BY: Councilman Bergen 2ND BY: Councilwoman Atkins

ROLL CALL VOTE:

AYES:	Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS:	None
ABSTAIN:	None
ABSENT:	Councilman Wedick

I, JUDITH L. POLING, CLERK OF THE BOROUGH OF KEYPORT DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT A MEETING HELD ON MARCH 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC, BOROUGH CLERK

MUNICIPAL BUDGET NOTICE

RESOLUTION
113-04

Section 1.

Municipal Budget of the Borough of Keyport, County of Monmouth for the Year 2004
Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2004;
Be It Further Resolved, that said Budget be published in the Courier
in the Issue of April 1, 2004
The Governing Body of the Borough of Keyport does hereby approve the following as the Budget for the year 2004:

Offered by: Councilman Bergen

Seconded by: Councilwoman Atkins

Abstained (NONE

RECORDED VOTE
(Insert last name)

Ayes (BERGEN
DOYLE
ATKINS
STALTER
HYER

Nays (NONE

Absent (WEDICK

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Keyport, County of Monmouth, on March 16, 2004.

A Hearing on the Budget and Tax Resolution will be held at Municipal Complex, Council Chambers, 70 W. Front Street, Keyport, NJ, on April 19, 2004 at 8:00 o'clock ~~(A.M.)~~ (P.M.) (Cross out One) at which time and place objections to said Budget and Tax Resolution for the year 2004 may be presented by taxpayers or other interested persons.

I, Judith L. Poling, do hereby certify this to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at a meeting held on March 16, 2004

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

Sheet 2

Resolution
114-04
Business Improvement District 2004 Budget

SECTION 1. BID Budget of the Business Improvement District, Borough of Keyport, County of Monmouth, for the Year 2004:

BE IT RESOLVED that Keyport Business Alliance, the district management corporation of the business improvement district, will take action on the 2004 BID Budget, after notification according the By-Laws to all commercial property and business owners, at the March 8, 2004 annual meeting and election;

BE IT RESOLVED that the following statement of revenues and appropriation shall constitute the BID Budget for the year 2004;

BE IT FURTHER RESOLVED that the Budget shall be published in the Courier, in the issue ofApril 1, 2004;

The Governing Body of the Borough of Keyport does hereby approve the following as the BID Budget for the Year 2004.

KEYPORT BUSINESS IMPROVEMENT DISTRICT
JANUARY 1, 2004 – DECEMBER 31, 2004
Year Four

PROGRAM BUDGET
COMMERCIAL PROPERTIES

YEAR 2004 EXPENSES

VISUAL IMPROVEMENT - $51.000

- Lighted Message Reader Boards $4,000
- Supplemental Public Area Maintenance $12,000
- Trash Receptacles/repairs $10,000
- Holiday Decorations Installation/Removal $4,000
- Keyport Plaza Holiday Decorations $10,000
- Special Event Clean up $3,000
- Capital Projects $8,000

ECONOMIC DEVELOPMENT - $13.040

- Smart Growth local match $13,040
  Education of the public and prospective investors
  3-Dand/or 3-D Virtual Reality of Planning Vision

MARKETING - $59.360

- Digital Assets Recording $2,640
- Network Commercial Production $11,225
- Network Media Buy $10,000
- Merchant Circular Insert Advertising $2,775
- KBA Newsletter direct mailed to all residents, Apartments, commercial and business owners $14,300
- "Evergreen" Visitor's Guide 10,000 $5,800
- Business Advertising & Marketing Guide $4,620
- Website Infusion/E-Commerce $8,000

EVENT PRODUCTION & IMPLEMENTATION - $39.990

- Destination Special Event collateral materials $5,000
- Public Relations/Event Productions $24,000
- Banners, Signs, Event promotion $2,990
- KBA Web Maintenance $8,000

ADVERTISING - $17,000

- Destination Event Advertising $12,000
- Regional Tourism Advertising publications $2,000
- Economic Development Advertising publications $3,000

ADMINISTRATION - $63,310

- Professional consulting district management services $53,335
- Legal $3,000
- Certified Audit/Accounting $2,000
- Insurance $1,500
- Postage $800
- Education/Training $875
- Phone $1,000
- Supplies $800

TOTAL BUDGET - $243,700

AMOUNT RAISED BY ASSESSMENTS - $220,000

(PROPOSED REVENUES) - ($23,700)

- Event & Sponsorship Cash Income ($23,700)

January 1, 2004 – December 31, 2004 (12 months)
$220,000 Annual Budget
Assessment Rate .2534 cents per $100 of assessed value

Notice is hereby given that the BID Budget will be introduced and approved by the Governing Body of the Borough of Keyport, County of Monmouth, on March 16, 2004, which shall constitute a first reading under the statute.

OFFERED FOR ADOPTION BY: Councilman Doyle

SECONDED BY: Councilwoman Atkins
AYES: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer

NAYS None

ABSTAIN None
ABSENT Councilman Wedick

I, JUDITH L. POLING DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND OCUNCIL OF THE BROUGH OF KEYPORT AT A MEETING HELD ON March 16, 2004

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK

ORDINANCE

3-03

AN ORDINANCE AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEYPORT" ADOPTED BY THE MAYOR AND BOROUGH COUNCIL AND AMENDED FROM TIME TO TIME THEREAFTER AMENDING AND SUPPLEMENTING CHAPTER XIII, FIRE PREVENTION

BE IT ORDAINED by the Mayor and Council of the Borough of Keyport that Chapter XIII, Fire Prevention, Section 13-5, is hereby amended and supplemented as follows:

Section 1: Declaration. The Mayor and Council of the Borough of Keyport declare that based upon the recommendation of the Fire Official of the Borough of Keyport, it is necessary that the Fire Prevention Ordinance of the Borough of Keyport be amended and supplemented to properly include and delineate the requirement involving no parking in a fire zone. The Mayor and Council declare that these revisions are necessary to insure that no vehicles are parked in areas reserved for fire apparatus and other emergency vehicles within the Borough of Keyport and to provide for the enforcement thereof.

Section 2: Title: Borough Ordinance Chapter XIII, Fire Prevention, Section 13-5 is hereby amended and supplemented to include the following additional revision as follows:

13-5 Fire Lanes.

(f). No vehicle shall be parked or stopped or otherwise obstruct, impede or inhibit the passage of any fire lane within the Borough of Keyport. No vehicle shall be left parked, abandoned or otherwise unattended in any fire lane within the Borough of Keyport. This ordinance shall apply to all vehicles loading or unloading passengers or goods in any fire lane within the Borough of Keyport. Violators shall be subject to the general penalty provisions set forth in Chapter 1, General Penalty, with a minimum penalty of One-Hundred Dollars ($100.00).

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

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

Section 5: All other provisions of the within ordinance not expressly modified herein are hereby confirmed.

Section 6: This Ordinance shall take effect immediately upon final passage and publication as required by law.

OFFERED:

SECONDED:

AYES:

NAYS:

ABSENT:

ABSTAIN:

Introduced: March 16, 2004
Adopted:

Judith L. Poling, RMC/CMC Borough Clerk Borough of Keyport	John J. Merla, Mayor Borough of Keyport

ORDINANCE
4-04

"CAP" ORDINANCE TO EXCEED INDEX RATE; INDEX RATE LESS THAN 5 % LIMITATION FOR THE YEAR 2004 (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 5% or the index rate, whichever is less, over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, P.L. 1986, C. 203 amended the Local Government Cap Law, to provide that a municipality may, in any year in which the index rate is less than 5%, increase its final appropriations by a percentage rate greater than the index rate but not to exceed the 5% rate as defined in the amendatory law, when authorized by ordinance; and,

WHEREAS, the index rate for 2004 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 2.5%; and,

WHEREAS, the Borough Council of the Borough of Keyport in the County of Monmouth finds it advisable and necessary to increase its 2004 budget by more than 2.5 % over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 2.5 % increase in the budget for said year, amounting to $99,269.13 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Keyport, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2004 budget year, the final appropriations of the Borough of Keyport shall, in accordance with this ordinance and P.L. 1986, C. 203, be increased by 2.5 %, amounting to $99,269.13 , and that the 2004 municipal budget for the Borough of Keyport be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Notice is hereby given that copies of the above Ordinance are available without cost in the Borough Clerk's Office, 18-20 Main Street, Keyport, N.J. Monday through Friday, 9:00 A.M. to 4:30 P.M.

PUBLIC NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading on March 16, 2004 and will be considered for final passage and adoption at the Work Meeting of the Mayor and Council, Borough of Keyport, County of Monmouth, State of New Jersey to be held on April 6, 2004, beginning at 8:00 P.M. in the Municipal Complex, Council Chambers, 70 W. Front Street, Keyport, N.J. when objections, if any, to the passage of same will be received.

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION FOR THE PAYMENT OF BILLS

115-04

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

No. OF VOUCHER	NAME	DEPARTMENT	AMOUNT
SEE ATTACHED LIST	**CURRENT:**		
	00294 Borough of Keyport, Payroll Account	Sub Total Current $	137,921.98
		Payroll Account	116,290.80
		Add on bills.........	692,479.36
		Total Current..........$	946,692.14
SEE ATTACHED LIST	**WATER AND SEWER:**		
	00294 Borough of Keyport, Payroll Account	Sub Total Water and Sewer	107,264.14
		Payroll Account	17,000.39
		Add on bills.........	7,522.84
		Total Water and Sewer...$	131,787.37
SEE ATTACHED LIST	**GENERAL CAPITAL:** Motorola		113,617.24
	Borough of Keyport, Payroll Account	Payroll account	484.43
	Birdsall Engineering, Inc.	2038.202	2,130.00
	CLC Co. LLC & Steffer Industries	2040.299	36,200.00
	Gordon N. Litwin, Esquire	2033.298	1,993.25
	PC City of Holmdel, Inc.	2031.202	1,105.00
	Stewart Industries	2031.202	6,005.00
	Walling Locksmith	2031.202	555.00
	Walling LOcksmith	2031.202	824.00
	Warnock Fleet and Leasing	2035.292	30,214.65
		Add on bills..........	175,064.13
		Total General Capital...$	368,192.70
	RBIT:		
2061	Birdsall Engineering, Inc.	RBIT	1,269.00
2061	Birdsall Engineering, Inc.	RBIT	4,000.00
2062	Check Electric Corp.	RBIT	320.00
2063	Jersey Central Power & Light Co.	RBIT	6.69
2060	Asbury Park Press	RBIT	56.72

Passed March 16, 2004

Approved March 16, 2004

John J. Merla, Mayor

Attest:

Judith L. Poling, RMC/CMC
Borough Clerk

OFFERED BY COUNCILMAN DOYLE, SECONDED BY COUNCILMAN STALTER

ROLL CALL VOTE:

AYES:	COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER
NAYS:	NONE
ABSTAIN:	NONE
ABSENT:	COUNCILMAN WEDICK

I, Judith L. Poling, do hereby certify this to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at a meeting held on March 16, 2004

Judith L. Poling, RMC
Borough Clerk

Voucher #	Name	Appropriation	Amount
	RBIT, Continued...............		
2064	The Courier	RBIT	8.46
2065	Verizon	RBIT	23.34
2065	Verizon	RBIT	23.37
2066	Weslay Kain ($4,297.00)	Add on bills	7,042.68
		Total RBIT.........$	12,750.26
	TRUST:		
2327	Gerard L. Del Tufo, Esquire	Trust	400.00
2328	Stewart Industries	Trust	1,495.00
2329	Treasurer, State of N. J.	Trust	175.00
2330	W. Randolph Smith, Esquire	Trust	200.00
		Total Trust......$	2,270.00
	DOG:		
1560	Associated Humane Societies, Inc.	Jan/Feb/Mar	3,142.86
		Total Dog.........$	3,142.86

CHECK #	AMOUNT	MAN	VENDOR NAME	NUMBER
016038	1224.54	M	ASBURY PARK PRESS - GANNETT NEWSPAPERS	00521
016039	182.00	M	BOROUGH OF KEYPORT, BUILDING DEPT.	03119
~~017121~~	~~175.00~~		~~A.M. CHUDERSKI~~	~~02648~~
017122	1891.57		ABSOLUTE FIRE PROTECTION CO., INC.	01449
017123	75.00		ADRIANNE WINDEKNECHT	02562
~~017124~~	~~67.45~~		~~ALEXANDER HAMILTON INSTITUTE~~	~~02481~~
017125	115.00		ALLIANCE PEST CONTROL	01443
17126	2905.51		AMBOY AGGREGATE	01703
~~17127~~	~~206.22~~		~~ARCH WIRELESS~~	~~02539~~
017128	1749.30		ASBURY PARK PRESS - GANNETT NEWSPAPERS	00521
017129	867.84		AT & T	02233
~~017130~~	~~168.48~~		~~AT & T~~	~~02257~~
017131	1516.90		AUTOMATIC PROTECTION SYSTEMS	03114
017132	155.86		AVAYA FINANCIAL SERVICES	02565
~~017133~~	~~353.12~~		~~AVAYA, INC.~~	~~02101~~
017134	160.00		B & B AUTO	00029
017135	20.00		BARBARA HASSMILLER	01792
~~017136~~	~~297.00~~		~~BAUR MUNICIPAL SUPPLIES~~	~~01959~~
017137	50.00		BAYSHORE ACTIVE FIRE CHIEF'S ASSOCIATION	00504
017138	496.60		BEACON AWARDS & SIGNS	02797
~~017139~~	~~64.00~~		~~BEACON ELECTRIC MOTOR COMPANY~~	~~00469~~
017140	197.96		BECKER HARDWARE	02397
017141	22.00		BETTIE O'LEARY	03147
~~7142~~	~~159.55~~		~~BEVERLY BAXTER~~	~~02600~~
017143	1667.00		BIRDSALL ENGINEERING	02666
017144	56.00		BOB'S UNIFORM SHOP	00037
~~017145~~	~~116290.80~~		~~BOROUGH OF KEYPORT, PAYROLL ACCOUNT~~	~~00294~~
017148	250.00		BRIAN J. MULLEN, ESQ.	00907
017149	27323.55		BRIDGE DISPOSAL	02809
~~017150~~	~~93.31~~		~~BUSINESS & LEGAL REPORTS, INC.~~	~~02602~~
017151	79.00		BUSINESS RADIO LICENSING	03133
17152	178.06		CABLEVISION OF RARITAN VALLEY	03129
~~17153~~	~~45.00~~		~~CAVANAUGH'S INC.~~	~~00773~~
17154	640.00		CENTRAL JERSEY OFFICE EQUIPMENT, INC.	02664
017155	55.00		CENTURY OFFICE PRODUCTS, INC.	00052
~~017156~~	~~165.00~~		~~COMPLETE SECURITY SYSTEMS, INC.~~	~~02800~~
017157	58.86		CONSOL. POLICE & FIREMEN'S PENSION FUND	00603
017158	350.00		COPI-RITE, INC.	02062
~~017159~~	~~192.12~~		~~CORNACOUPIA RESTAURANT~~	~~01412~~
017160	200.00		CORNUCOPIA PRINCESS	02691
017161	152.50		CULLIGAN	02727
~~017162~~	~~723.71~~		~~CUSTOM BANDAG, INC.~~	~~00066~~
017163	1100.00		DEBBIE DELLOSSO	02296
017164	70.00		DISCOUNT BRAKES & MUFFLERS	02323
~~017165~~	~~6.50~~		~~DOLORES GLABAU~~	~~03146~~
017166	125.00		DON ANTHONY	03142
017167	96.25		DONNA M. PURCELL	02931
~~017168~~	~~35.00~~		~~DOROTHY FERRIS~~	~~03145~~
017169	100.00		DR. RICHARD M. ALEXANDER	01152
.7170	94.25		ELITE CAR WASH	01794
~~017171~~	~~35.00~~		~~ELIZABETH WALLING~~	~~03140~~

CHECK #	AMOUNT	MAN	VENDOR NAME	NUMBER
017172	651.72		FASTCOPY PRINTING CENTER	00090
017173	75.00		FEDERAL LICENSING, INC.	03161
~~017174~~	~~232.21~~		~~FINNEGAN'S FORMS~~	~~02353~~
017175	232.00		FIREHOUSE SPECIALTY SHOP	02490
017176	3532.85		FLEET SERVICES	02234
~~017177~~	328.93		FRANK J. SIRACUSA & SONS	00819
017178	800.00		FREEHOLD PEST CONTROL, INC.	01368
017179	76.80		FYRE TECHNOLOGY, INC.	00768
~~017180~~	~~31.37~~		~~HARRY M. AUMACK III~~	~~02626~~
017181	1710.00		HAZLET TOWNSHIP RECYCLING	01236
017182	1350.00		HELFRICH BUS COMPANY	00655
~~017183~~	~~1707.52~~		~~HILL WALLACK~~	~~02719~~
017184	228.49		HOME DEPOT/GECF	01990
017185	27.66		HYDRAIR, INC.	00708
~~017186~~	~~2197.02~~		~~INTERNATIONAL SALT CO., LLC~~	~~02612~~
017187	319.00		ITC TELECOM	02670
017188	8565.22		JCP&L COMPANY	00135
~~017189~~	~~40.00~~		~~JOAN LEARY, MTS~~	~~02380~~
017190	10.00		JOANN JABER	03150
017191	1345.13		JOHNSON'S RESTAURANT EQUIPMENT	00975
~~017192~~	~~80.48~~		~~KEYPORT ARMY & NAVY STORE~~	~~00142~~
017193	593725.00		KEYPORT BOARD OF EDUCATION	00036
017194	343.44		KEYPORT FIRE PATROL	03113
~~017195~~	~~17000.00~~		~~KEYPORT FREE PUBLIC LIBRARY~~	~~00325~~
'17196	66.00		KEYPORT GREENHOUSES	01061
017197	500.00		KEYPORT HIGH SCHOOL	02799
~~017198~~	~~104.00~~		~~LANIGAN ASSOCIATES~~	~~00149~~
017199	405.90		LEE BATTERY SERVICE, INC.	01475
017200	400.00		LIBERTY HOSE COMPANY NO. 3	00776
~~017201~~	~~182.77~~		~~LOMORRO, DAVISON, EASTMAN & MUNOZ, PA~~	~~00330~~
017202	10.00		LORNA WHITEHORNE	03046
017203	50.00		LUCILLE DELLERT	03069
~~017204~~	~~1482.45~~		~~M & W COMMUNICATIONS, INC.~~	~~01270~~
017205	10.00		MARY BLOCK	03149
017206	35.00		MARYANN SOBIN	03152
~~017207~~	~~668.75~~		~~MATAWAN — KEYPORT PRESS~~	~~00157~~
017208	150.00		MATINEE IDLES C/O PHIL WILDEROTTER	01739
017209	350.03		MATTY'S AUTO PARTS, INC.	00158
~~017210~~	~~354.40~~		~~MAX L. BROWN HARDWARE CO., INC.~~	~~02881~~
017211	40.00		MCAA OF NJ	02858
017212	225.00		MICHAEL A. LOORI BUS COMPANY, INC.	00656
~~017213~~	~~1424.00~~		~~MID-ATLANTIC FIRE & AIR~~	~~02083~~
017214	10.00		MOHY JOUVIN	03148
017215	20.00		MONMOUTH COUNTY DOVIA	02827
~~017216~~	~~364.00~~		~~MONMOUTH TRUCK~~	~~03077~~
017217	150.00		MUNICIPAL CLERKS ASSOC. OF MON. COUNTY	03151
017218	150.00		N.J. STATE LEAGUE OF MUNICIPALITIES	00185
~~017219~~	~~513.44~~		~~NATIONAL PARTS SUPPLY CO.~~	~~02573~~
017220	30.00		NEW JERSEY JUVENILE OFFICERS ASSOCIATION	02933
017221	2815.89		NEW JERSEY NATURAL GAS COMPANY	00184
~~017222~~	~~70.00~~		~~NOVA INFORMATION SYSTEMS~~	~~02845~~

~~03/17/04 FUND 01 CURRENT FUND~~ ~~CHECK RECONCILIATION REGISTER~~

ECK #	AMOUNT	MAN	VENDOR NAME	NUMBER
017223	845.00		OCS PRINTING	02959
017224	304.00		OLD MONMOUTH CANDIES	03105
~~017225~~	~~11.16~~		~~ONE CALL SYSTEMS, INC.~~	~~02065~~
017226	8218.08		PENSION ADJUSTMENT FUND	00509
017227	2910.00		PHILLIPS PRESISS SHAPIRO ASSOC.,INC.	03143
~~017228~~	~~30.00~~		~~PHOTO OFFSET PRINTING~~	~~00202~~
017229	29305.60		POLICE & FIREMEN'S RETIREMENT SYSTEM	00512
17230	222.00		POSTMASTER OF KEYPORT	00348
~~17231~~	~~50.00~~		~~PUBLIC WORKS ASSOC. OF NJ~~	~~02199~~
017232	2500.00		PURCHASE POWER	02623
017233	967.85		QPR, A DIVISION OF LAFARGE	02841
~~017234~~	~~1551.53~~		~~QUILL~~	~~01971~~
017235	391.00		RADIO CITY ENTERTAINMENT	02372
017236	514.51		RESCUE 1	02021
~~017237~~	~~45.00~~		~~RICHARD ELY, JR.~~	~~00373~~
017238	1400.00		RITA TORRES	02896
017239	28.00		ROBERT ROSS	03139
~~017240~~	~~20.63~~		~~ROY JIMENEZ~~	~~01818~~
017241	570.65		SEELY EQUIPMENT & SUPPLY COMPANY	00234
017242	120.00		SELF DEFENSE SENIORS INC.	02757
~~017243~~	~~435.20~~		~~SEMCOR EQUIPMENT & MANUFACTURING CORP.~~	~~00235~~
017244	22473.50		SMITH GATTA GELOK	03135
017245	220.35		STAPLES	01578
~~7246~~	~~427.03~~		~~STAPLES - STORE~~	~~01458~~
17247	34576.41		STATE OF N.J. HEALTH BENEFITS PROGRAM	02771
017248	1689.54		STULTZ FUEL OIL	00249
~~017249~~	~~422.65~~		~~SUCCESSORIES, LLC~~	~~03136~~
017250	49.95		SUNRAY DRUGS & MEDICAL	03141
017251	160.00		SUSAN Z. AMAR	03144
~~017252~~	~~330.00~~		~~SUZANA P. DAROCA MARTINEZ~~	~~01785~~
017253	4769.80		SWIFT FAMILY PARTNERSHIP, LP	00250
17254	75.00		TCTANJ	03153
~~17255~~	~~901.57~~		~~THE COURIER~~	~~00063~~
17256	99.00		THE MUNICIPAL COURT MATTERS, INC.	01154
017257	1200.00		THE NIA GROUP	01687
~~017258~~	~~105.94~~		~~THEODORE GAJEWSKI~~	~~00375~~
017259	463.00		THOMSON WEST	02801
017260	55.29		TOM'S FORD	00359
~~017261~~	~~110.00~~		~~TONY INFANTE~~	~~03158~~
017262	93.70		TOWN & COUNTRY INN	00258
017263	975.00		TREASURER, COUNTY OF MONMOUTH	00510
~~017264~~	~~35.00~~		~~TREASURER, STATE OF NEW JERSEY~~	~~01164~~
017265	33.00		UNIFORM HEADQUARTERS	01762
017266	100.87		VAN SANT SEWER SERVICE	02902
~~017267~~	~~1532.71~~		~~VERIZON~~	~~02426~~
017268	147.24		VERIZON WIRELESS	02143
017269	73.00		VESPIA AUTO SERVICE CENTERS	00749
~~017270~~	~~129.93~~		~~VIKING OFFICE PRODUCTS~~	~~00597~~
017271	124.58		VIKING OFFICE PRODUCTS	00793
7272	193.88		VILLAGE OFFICE SUPPLY	03137
~~017273~~	~~120.00~~		~~VIRGINIA HUHNDORF~~	~~02968~~

CHECK #	AMOUNT	MAN	VENDOR NAME	NUMBER
7274	95.00		WEL-DON SECURITY SYSTEMS, INC.	00444
017275	189.71		WERNER DODGE	00277
~~017276~~	~~15785.00~~		~~WESLEY KAIN~~	~~01395~~

TOTAL	946692.14
~~COMPUTER~~	~~945285.60~~
MANUAL	1406.54
********	

TOTAL COMPUTER CHECKS PRINTED 154

~~03/17/04 FUND 02 WATER/SEWER UTILITY~~ ~~CHECK RECONCILIATION REGISTER~~

CHECK #	AMOUNT	MAN	VENDOR NAME	NUMBER
004502	350.00		APOLLO SEWER PLUMBING, INC.	00009
004503	10.54		ARCH WIRELESS	02539
~~004504~~	~~25.21~~		~~AT & F~~	~~02257~~
004505	846.00		BIRDSALL ENGINEERING	02666
004506	17000.39		BOROUGH OF KEYPORT, PAYROLL ACCOUNT	00294
~~004507~~	~~82.24~~		~~FRANK J. SIRACUSA & SONS~~	~~00819~~
004508	184.65		HOME DEPOT/GECF	01990
004509	270.00		J.R. HENDERSON	02683
~~004510~~	~~2636.11~~		~~JCP&L COMPANY~~	~~00135~~
004511	80.48		KEYPORT ARMY & NAVY STORE	00142
004512	181.28		MATAWAN - KEYPORT PRESS	00157
~~004513~~	~~917.34~~		~~NEW JERSEY NATURAL GAS COMPANY~~	~~00184~~
004514	275.00		NJ WATER ASSOC.	02722
004515	87892.75		SHORELANDS WATER COMPANY	00237
~~004516~~	~~5210.00~~		~~SMITH SATTA GELOK~~	~~03135~~
004517	87.43		STAPLES - STORE	01458
004518	8644.10		STATE OF N.J. HEALTH BENEFITS PROGRAM	02771
~~004519~~	~~457.80~~		~~STATE OF NJ. PWT - DIVISION OF TAXATION~~	~~00511~~
004520	4769.78		SWIFT FAMILY PARTNERSHIP, LP	00250
004521	337.36		VERIZON	02426
~~004522~~	~~449.91~~		~~WATER WORKS SUPPLY COMPANY~~	~~00275~~
004523	1079.00		WESLEY KAIN	01395

~~TOTAL~~	~~131787.37~~
COMPUTER	131787.37
MANUAL	.00

~~********~~ ~~TOTAL COMPUTER CHECKS PRINTED~~ ~~22~~

CK #	AMOUNT	MAN	VENDOR NAME	NUMBER
002254	36200.00	M	CLS CO. LLC & STEFFER INDUSTRIES	03120
002255	105031.50	M	BIRDSALL ENGINEERING	02666
~~002256~~	~~2948.46~~	~~M~~	~~GORDON N. LITWIN, ESQ.~~	~~01598~~
002257	26724.55	M	KAPLAN, GAUNT, DE SANTIS	01268
002258	32270.66	M	LUCAS BROTHERS, INC.	02867
~~002259~~	~~5550.50~~	~~M~~	~~LLOYD ASSOC. INC.~~	~~02721~~
002260	1105.00	M	PC CITY OF HOLMDEL INC.	02528
002261	1659.19	M	STAPLES	01578
~~002262~~	~~6190.00~~	~~M~~	~~STEWART INDUSTRIES~~	~~02590~~
002263	7.52	M	THE COURIER	00063
002264	2488.00	M	WALLING LOCKSMITH	01283
~~002265~~	~~30214.65~~	~~M~~	~~WARNOCK FLEET & LEASING~~	~~00272~~
002266	599.00	M	WATER COOLER BOY	03132
002267	3102.00	M	WESLEY KAIN	01395
~~002268~~	~~484.43~~	~~M~~	~~BOROUGH OF KEYPORT, PAYROLL ACCOUNT~~	~~00294~~
002269	113617.24	M	MOTOROLA, INC. C/O ALLCOMM. TECHNOLOGIES,	02928

~~TOTAL 368192.70~~
COMPUTER .00
MANUAL 368192.70
~~******** TOTAL COMPUTER CHECKS PRINTED 0~~

RESOLUTION OF THE MAYOR AND COUNCIL
AUTHORIZING MAYOR TO EXECUTE LEASE AGREEMENT FOR
RECREATIONAL CATAMARAN SERVICES WITH TRACEY L. DELL FROM THE
WILLIAM A. RALPH MUNICIPAL PIER

RESOLUTION NO: 116-04

WHEREAS, the Mayor and Council of the Borough of Keyport have previously advertised for receipt of bids for the operation of a recreational catamaran service from the municipal pier from May 15, 2004 through September 15, 2004; and

WHEREAS, bids were received by the Borough Clerk on March 4, 2004 in accordance with the Notice to Bidders for the proposed recreational catamaran service within the Borough of Keyport; and

WHEREAS, the Mayor and Council of Borough of Keyport have been advised that Tracey L. Dell, Holmdel, New Jersey did submit the sole bid in accordance with the bid specifications in the amount of One Thousand Dollars ($1,000.00); and

WHEREAS, based upon the recommendation of the Borough Attorney, the Mayor and Council are incline to award the lease for the operation of a recreational charter catamaran service to Tracey L. Dell, Holmdel, New Jersey based upon his bid submission; and

WHEREAS, the Mayor and Council are resolved to authorize the Mayor to execute Lease Agreement for the operation of the catamaran service..

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

1. The Mayor and Council hereby award the non-exclusive lease agreement for the operation of a recreational charter catamaran service from the municipal pier from May 15, 2004 through September 15, 2004 to Tracey L. Dell. Holmdel, New Jersey, based upon his bid of One Thousand Dollars ($1,000.00).

2. The Mayor and Borough Council hereby authorize the Mayor to execute a Lease Agreement with Tracey L. Dell., Holmdel, New Jersey, for the operation of the catamaran service. The within lease agreement shall be contingent upon the posting of all fees and costs due to the Borough of Keyport, proof of insurance naming the Borough of Keyport as an additional insured and proof of inspection of the within vessel by the United States Coast Guard..

3. The proceeds of the within lease agreement shall be deposited into the Brit account and utilized for the purposes established therein.

3. Copies of the within Resolution shall be forwarded to State of New Jersey, Green acres Program, Tracey L. Dell, Holmdel, New Jersey, Municipal Finance Officer,

Harbor Commission, Superintendent, Public Works and the Borough Attorney and a copy of the within Resolution shall be retained in the Office of the Borough Clerk for public inspection.

OFFERED:	**Councilman Doyle**
SECONDED:	**Councilman Stalter**
AYES:	**Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer**
NAYS:	**None**
ABSENT:	**Councilman Wedick**
ABSTAIN:	**None**

I, Judith L. Poling, do hereby certify this to be a true copy of a Resolution adopted by Mayor and Council of the Borough of Keyport at a meeting held on the 16th day of March, 2004

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION

117-04

FOR THE APPOINTMENT
OF MUNICIPAL CROSS-ACCEPTANCE REPRESENTATIVES

WHEREAS, the New Jersey State Planning Commission is re-examining the New Jersey State Development and Redevelopment Plan; and

WHEREAS, the State Planning Act provides for a process of "Cross-Acceptance", whereby each municipality in the state has the opportunity to review and comment on the revised State Development and Redevelopment Plan; and

WHEREAS, the Monmouth County Planning Board has requested that the Mayor and Governing Body designate a Cross-Acceptance delegation comprised of representatives that are most knowledgeable with the municipality's master plan, zoning regulations, and other planning initiatives; and

WHEREAS, at least two representatives should be designated to be part of the Cross-Acceptance delegation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Governing Body of The Borough of Keyport that(see attached list) are hereby designated as the representative*(s)* for the Cross-Acceptance process.

OFFERED BY: Councilman Doyle 2ND BY: Councilman Stalter

ROLL CALL VOTE:
AYES: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS: None
ABSTAIN: None
ABSENT: Councilman Wedick

I, JUDITH L. POLING, CLERK OF THE BOROUGH OF KEYPORT HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT A MEETING HELD ON MARCH 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK

CROSS-ACCEPTANCE OF THE STATE DEVELOPMENT AND REDEVELOPMENT PLAN 2004

BOROUGH OF KEYPORT CROSS ACCEPTANCE DELEGATION

MARK SESSA, (UNIFIED PLANNING BOARD MEMBER
126 MAIN STREET
KEYPORT, NEW JERSEY 07735

JOHN J. MERLA, (MAYOR AND UNIFIED PLANNING BOARD MEMBER)
BOROUGH OF KEYPORT
70 W. FRONT STREET
P.O. BOX 70
KEYPORT, NEW JERSEY 07735

JOHN E. C. DOYLE (COUNCILMEMBER AND UNIFIED PLANNING BOARD MEMBER)
(OR DESIGNEE)
BOROUGH OF KEYPORT
70 W. FRONT STREET
P.O. BOX 70
KEYPORT, NEW JERSEY 07735

JEFFREY FINK, PRESIDENT,
KEYPORT BUSINESS ALLIANCE
14 W. FRONT STREET
KEYPORT, NEW JERSEY 07735

RESOLUTION

118-04

AUTHORIZING AGREEMENT FOR CERTAIN LEGAL SERVICES ADOPTED BY THE GOVERNING BODY OF THE BOROUGH OF KEYPORT IN THE COUNTY OF MONMOUTH

WHEREAS, there exists a need for specialized legal services in connection with the authorization and the issuance of bonds and bond anticipation notes of the Borough of Keyport, in the County of Monmouth, New Jersey (the "Borough"), including the review of such proceedings and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided by a recognized bond counsel firm, and the law firm of Wilentz, Goldman & Spitzer, Attorneys at Law, Woodbridge and Eatontown, New Jersey and New York, New York is so recognized by the financial community; and

WHEREAS, funds are or will be available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A11-1, et seq., requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF KEYPORT, COUNTY OF MONMOUTH, AS FOLLOWS:

1. The law firm of Wilentz, Goldman & Spitzer, Attorneys at Law, Woodbridge and Eatontown, New Jersey and New York, New York is hereby retained to provide the specialized legal services necessary in connection with the authorization and the issuance of bonds and notes by the Borough in accordance with an Agreement submitted to the governing body of the Borough (the "Contract").

2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a), because it is for services performed by persons authorized by law to practice a recognized profession.

3. A copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Borough.

4. A notice in accordance with the Local Public Contracts Law of New Jersey shall be published in the legal newspaper of the Borough.

OFFERED BY: Councilman Doyle 2ND BY: Councilman Stalter

ROLL CALL VOTE:

AYES:	Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS:	None
ABSTAIN:	None
ABSENT:	Councilman Wedick

I, JUDITH L. POLING, DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL AT A MEETING HELD ON MARCH 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK

RESOLUTION

NO: 119-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT APPROVING CHANGE ORDER NO: 1 WITH RESPECT TO LUCAS BROTHERS, INC., RELATIVE TO WASHINGTON STREET RECONSTRUCTION, PHASE IV

WHEREAS, the Mayor and Council of the Borough of Keyport have previously authorized the reconstruction of Washington Street based on funding received from the New Jersey Department of Transportation; and

WHEREAS, the Mayor and Council have received a written request from the Borough Engineer recommending approval of Change Order No: 1 (Final) for the Washington Street Reconstruction, Phase IV, as it relates to Lucas Brothers, Inc.; and

WHEREAS, the Mayor and Council have reviewed the proposed change order request and have determined to approve the change order request relative to the within project which will result in a reduction of the total amount due and payable to trhe contractor, Lucas Brothers. Inc.; and

WHEREAS, based upon the review of the Mayor and Council and the recommendation of the Borough Engineer, the Mayor and Council are inclined to approve the within change order reducing the amount of the original contract from $188,501.94 by the amount of $15,373.03 for a revised final total of $173,128.91 for the balance of Phase IV of the within project; and

WHEREAS, the Mayor and Council desire to memorialize the within Resolution approving the change order and authorizing the Borough Engineer to proceed with the completion of the within project, based upon Change Order No: 1 (final) dated March 9, 2004..

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

1. The Mayor and Council of the Borough of Keyport hereby approve Change Order No: 1 (Final) as recommended by the Borough Engineer for Washington Street Reconstruction, Phase IV based upon a change order dated March 9, 2004.

2. The Mayor and Council hereby approve the change order which reduces the original contract in the amount of $15,373.03. The total current contract between the Borough of Keyport and Lucas Brothers, Inc. is hereby reduced to $173,128.91.

3. That a copy of the within Resolution, duly certified, be forwarded to the Borough Engineer and the Municipal Finance Officer.

4. That a copy of the within resolution shall be retained in the office of the Borough Clerk for public inspection.

OFFERED:	COUNCILMAN DOYLE
SECONDED:	COUNCILMAN STALTER
AYES:	COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER
NAYS:	NONE
ABSENT:	COUNCILMAN WEDICK
ABSTAIN:	NONE

I, Judith L. Poling, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at their meeting on March 16, 2004.

Judith L. Poling
Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION

NO: 120-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT APPROVING PAYMENT FOR WORK COMPLETED RELATIVE TO WASHINGTON STREET RECONSTRUCTION, PHASE IV, TO LUCAS BROTHERS, INC. IN THE AMOUNT OF $28,808.00

WHEREAS, the Mayor and Council of the Borough of Keyport have previously authorized the reconstruction of Washington Street based on funding received from the New Jersey Department of Transportation; and

WHEREAS, the Mayor and Council have received a written voucher from Lucas Brothers, Inc., requesting payment for work performed to date on the within project.; and

WHEREAS, the Mayor and Council have reviewed the proposed voucher, which has been reviewed by the Borough Engineer, and have determined to approve payment in the sum of $28,808.00 payable to the contractor, Lucas Brothers. Inc., for current work performed on the project; and

WHEREAS, the Mayor and Council desire to memorialize the within Resolution approving payment to Lucas Brothers, Inc. based upon work performed on the within project.

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

The Mayor and Council of the Borough of Keyport hereby approve payment in the sum of $28,808.00 to Lucas Brothers, Inc. for current work performed with respect to Washington Street Reconstruction, Phase IV, as recommended by the Borough Engineer.

That a copy of the within Resolution, duly certified, be forwarded to the Borough Engineer and the Municipal Finance Officer.

That said payment shall be contingent upon a certification as to the availability of funds by the Municipal Finance Officer from the general account of the Borough of Keyport or from any bond ordinance or account authorized by the governing body.

That a copy of the within resolution shall be retained in the office of the Borough Clerk for public inspection.

OFFERED: COUNCILMAN DOYLE

SECONDED: COUNCILMAN STALTER

AYES: COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER

NAYS: NONE

ABSENT: COUNCILMAN WEDICK

ABSTAIN: NONE

I, Judith L. Poling, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at their meeting on March 16, 2004.

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

Copy

PLEASE SIGN AND RETURN FOR PAYMENT.
PURCHASE ORDER/VOUCHER MUST BE RECEIVED AT LEAST 10 DAYS PRIOR TO FOURTH TUESDAY OF THE MONTH.

PURCHASE ORDER / VOUCHER

BOROUGH OF KEYPORT

18-20 MAIN ST., P.O. BOX 70
KEYPORT, NEW JERSEY 07735

DATE

ORDERED BY

DEPARTMENT

VENDOR:
Lucas Brothers, Inc
173 Amboy Road
Morganville, NJ07751

SHIP TO:

QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	AMOUNT
02/20/04		BEI JOB NO. 2-07348-400002		
		Current voucher for the amount of work completed, to date, under contract **"Reconstruction of Washington Street Phase IV"** and in accordance with Engineer's Estimate No. 1		$28,808.08

Copy

DATE REQUIRED	TERMS	SHIP VIA	AUTHORIZED BY DATE

CLAIMANT'S CERTIFICATION AND DECLARATION

I do solemnly declare and certify under the penalties of the law that the within bill is correct in all its particulars, that the articles have been furnished or services rendered as stated therein, that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim, that the amount therein stated is justly due and owing, and that the amount charged is a reasonable one.

2/23/04 (signature)
(SIGNATURE)

Project Manager
(OFFICIAL POSITION)

CLAIMANT MUST SIGN THIS CERTIFICATION FOR PAYMENT

APPROPRIATION OR ACCOUNT CHARGED
2030,299
RO.03-0247-M

... below to be filled in by municipal authorities
... knowledge of the facts in the course of regular procedures, I ... that the materials and supplies have been received or the services ... said certification is based on delivery slips acknowledged by a ... official or employees or other reasonable procedures.

EXAMINED AND APPROVED

PAYMENT AUTHORIZED
This claim was ordered paid at the meeting of the Borough Council held ______ 19__
See Claims Register For Approval

REQUISITION DATE ______

REQUISITION NO ______

Authorized Signature

Purchasing Agent

SUBCOMMITTEE CHAIRMAN

MAYOR OR FINANCE CHAIRMAN

VOUCHER

PAYMENT RECORD
DATE ______
CHECK NO. ______

I hereby certify that funds are available for this purchase

OFFICE OF TREASURER

Borough of Keyport ESTIMATE NO. 1 DATE: 07/08/2003

Contractor: Lucas Brothers. Inc.
173 Amboy Road
Morganville, NJ 07751-

B.E.I. Job No. 2-07348-400002

ESTIMATE OF THE AMOUNT AND VALUE OF THE WORK COMPLETED UNDER CONTRACT FOR:
Washington St. Reconstruction - Phase IV

Period 06/02/2003 Through 06/24/2003

Item	Description	Contract Quantity	Unit	Unit or Lump Sum Price	Current Period		Total to Date	
					Quantity	Amount	Quantity	Amount
1	Drums	37.000	UNIT	$0.01	0.000	$0.00	0.000	$0.00
2	Construction Signs	307.000	SF	$0.01	0.000	$0.00	0.000	$0.00
3	Traffic Directors	40.000	MH	$25.00	0.000	$0.00	0.000	$0.00
4	Soil Erosion Sediment Control (LF 585)	1.000	LS	$500.00	0.000	$0.00	0.000	$0.00
5	Clearing Site	1.000	LS	$15,000.00	0.000	$0.00	0.000	$0.00
6	Rd Excavation, Unclassified (620 CY)	1.000	LS	$10,000.00	0.000	$0.00	0.000	$0.00
7	Milling 2" depth	250.000	SY	$5.00	0.000	$0.00	0.000	$0.00
8	DGABC, 6" Thick (460 Tons)	1,745.000	SY	$4.50	0.000	$0.00	0.000	$0.00
9	Bituminous Stabilezed Base I-2, 4" Thick	406.000	TONS	$45.00	0.000	$0.00	0.000	$0.00
10	Bituminous Concrete Surface Course I-5, 2" Thick	233.000	TONS	$50.00	0.000	$0.00	0.000	$0.00
11	Concrete Surface Course, 12" Thick	72.000	SY	$82.50	0.000	$0.00	0.000	$0.00
12	Sanitary Manhole	2.000	UNIT	$1,800.00	0.000	$0.00	0.000	$0.00
13	Reset Castings	1.000	UNIT	$275.00	0.000	$0.00	0.000	$0.00
14	6"x8"x18" Concrete Vertical Curb	1,165.000	LF	$11.00	0.000	$0.00	0.000	$0.00
15	Concrete Driveway, 4" Thick	402.000	SY	$36.00	0.000	$0.00	0.000	$0.00
16	Concrete Driveway, Reinforced 6" Thick	86.000	SY	$40.00	0.000	$0.00	0.000	$0.00
17	Driveway Restoration, Bituminous	5.000	SY	$50.00	0.000	$0.00	0.000	$0.00
18	Public Sidewalk Curb Ramp Delineation	100.000	SF	$6.50	0.000	$0.00	0.000	$0.00
19	Traffic Striping, 4" Wide Long Life Thermo	460.000	LF	$3.00	0.000	$0.00	0.000	$0.00

Contractor: Lucas Brothers, Inc.
173 Amboy Road
Morganville, NJ 07751-

B.E.I. Job No. 2-07348-400002

ESTIMATE OF THE AMOUNT AND VALUE OF THE WORK COMPLETED UNDER CONTRACT FOR:
Washington St. Reconstruction - Phase IV

Period 06/02/2003 Through 06/24/2003

Item	Description	Contract Quantity	Unit	Unit or Lump Sum Price	Current Period Quantity	Current Period Amount	Total to Date Quantity	Total to Date Amount
20	Short Side Water Service Connection	8.000	UNIT	$1,000.00	0.000	$0.00	0.000	$0.00
21	Long Side Water Service Connection	9.000	UNIT	$1,200.00	0.000	$0.00	0.000	$0.00
22	Fire Hydrant Assembly	1.000	UNIT	$3,500.00	1.000	$3,500.00	1.000	$3,500.00
23	8" Cement Lined Ductile Iron Pipe Class 52	498.000	LF	$52.00	498.000	$25,896.00	498.000	$25,896.00
24	10" PVC Pipe SDR 35	538.000	LF	$30.00	0.000	$0.00	0.000	$0.00
25	4" PVC sewer lateral SDR 35	500.000	LF	$25.00	0.000	$0.00	0.000	$0.00
26	Topsoiling 4" Thick	302.000	SY	$6.00	0.000	$0.00	0.000	$0.00
27	Fertilization and Seeding, Dry Type	302.000	SY	$1.50	0.000	$0.00	0.000	$0.00
28	Straw Mulching	302.000	SY	$1.50	0.000	$0.00	0.000	$0.00
29	Broken Stone Surface, 6" Thick (10 TONS)	40.000	SY	$15.00	0.000	$0.00	0.000	$0.00

Borough of Keyport ESTIMATE NO. 1 DATE: 07/08/2003

Contractor: Lucas Brothers. Inc.
173 Amboy Road
Morganville, NJ 07751-

B.E.I. Job No. 2-07348-400002

ESTIMATE OF THE AMOUNT AND VALUE OF THE WORK COMPLETED UNDER CONTRACT FOR:
Washington St. Reconstruction - Phase IV

Period 06/02/2003 Through 06/24/2003

Item	Description	Contract Quantity	Unit	Unit or Lump Sum Price	Current Period		Total to Date	
					Quantity	Amount	Quantity	Amount

CERTIFICATE OF CONTRACTOR

I certify that all items, units, quantities and prices of work and material shown in this progress estimate are correct; that all work has been performed and materials supplied in full accordance with the terms of the contract documents and all authorized changes thereto; that the foregoing is a true and correct statement of the contract account up to and including the last day of the period covered by this estimate, and that no part of the stated amount due this estimate has been received.

BY: Charles A. Scalchi (?)
Lucas Brothers, Inc.

2-23-04
DATE

APPROVED: Carl J. Hallen (?)
Birdsall Engineering, Inc.

3-9-04
DATE

Total This Estimate	$29,396.00	Total To Date	$29,396.00
Less 2.00 % Retain			$587.92
Net Amount			$28,808.08
Less Previous Estimates			$0.00
AMOUNT DUE			$28,808.08
Original Contract Value			$188,501.94
Change Orders to Date			$0.00
Adjusted Contract Value			$188,501.94

RESOLUTION

NO: 121-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT APPROVING FINAL PAYMENT FOR WORK PERFORMED RELATIVE TO WASHINGTON STREET RECONSTRUCTION, PHASE IV, TO LUCAS BROTHERS, INC. IN THE AMOUNT OF $3,462.58

WHEREAS, the Mayor and Council of the Borough of Keyport have previously authorized the reconstruction of Washington Street based on funding received from the New Jersey Department of Transportation; and

WHEREAS, the Mayor and Council have received a final written voucher from Lucas Brothers, Inc., requesting final payment for work performed to date on the within project.; and

WHEREAS, the Mayor and Council have reviewed the proposed voucher, which has been reviewed by the Borough Engineer, and have determined to approve the final payment voucher in the sum of $3,462.58 payable to the contractor, Lucas Brothers. Inc., for the balance of work performed on the project; and

WHEREAS, the Mayor and Council desire to memorialize the within Resolution approving payment to Lucas Brothers, Inc. based upon work performed on the within project.

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

1. The Mayor and Council of the Borough of Keyport hereby approve payment in the sum of $3,462.58 to Lucas Brothers, Inc. based upon the final payment voucher submitted with respect to Washington Street Reconstruction, Phase IV, as recommended by the Borough Engineer.

2. That a copy of the within Resolution, duly certified, be forwarded to the Borough Engineer and the Municipal Finance Officer.

3. That said payment shall be contingent upon a certification as to the availability of funds by the Municipal Finance Officer from the general account of the Borough of Keyport or from any bond ordinance or account authorized by the governing body.

4. That a copy of the within resolution shall be retained in the office of the Borough Clerk for public inspection.

OFFERED:	COUNCILMAN DOYLE
SECONDED:	COUNCILMAN STALTER
AYES:	COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER
NAYS:	NONE
ABSENT:	COUNCILMAN WEDICK
ABSTAIN:	NONE

I, Judith L. Poling, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at their meeting on March 16, 2004.

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

Copy

P.O.#
03-0247-M

PLEASE SIGN AND RETURN
FOR PAYMENT.
CHASE ORDER/VOUCHER MUST BE
RECEIVED AT LEAST 10 DAYS PRIOR TO
FOURTH TUESDAY OF THE MONTH.

PURCHASE ORDER / VOUCHER

BOROUGH OF KEYPORT

18-20 MAIN ST., P.O. BOX 70
KEYPORT, NEW JERSEY 07735

DATE

ORDERED BY ____________

____________ DEPARTMENT

VENDOR: Lucas Brothers, Inc
173 Amboy Road
Morganville, NJ 07751

SHIP TO:

QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	AMOUNT
:/20/04		**BEI JOB NO. 2-07348-400002**		
		Final voucher for the amount of work completed, to date, under contract **" Reconstruction of Washington Street Phase IV"** and in accordance with Engineer's Estimate No. 4		**$3,462.58**
		Copy		

E REQUIRED	TERMS	SHIP VIA	AUTHORIZED BY / DATE

CLAIMANT'S CERTIFICATION AND DECLARATION

[illegible]

2/23/06 (DATE)

(SIGNATURE)

Project Manager
(OFFICIAL POSITION)

CLAIMANT MUST SIGN THIS CERTIFICATION FOR PAYMENT

APPROPRIATION OR ACCOUNT CHARGED
Fund P.O.# 03-0247-M
2030, 299

BELOW TO BE FILLED IN BY MUNICIPAL AUTHORITIES
KNOWLEDGE OF THE FACTS IN THE COURSE OF REGULAR PROCEDURES I
THAT THE MATERIALS AND SUPPLIES HAVE BEEN RECEIVED OR THE SERVICES
ICATION OF CERTIFICATION IS BASED ON DELIVERY SLIPS ACKNOWLEDGED BY A
OFFICIAL OR EMPLOYEES OR OTHER REASONABLE PROCEDURES

EXAMINED AND APPROVED

PAYMENT AUTHORIZED
This claim was ordered paid at the meeting of the Borough Council held
____________ 19___
See Claims Register For Approval

SITION DATE ________

SITION NO ________

____________ Authorized Signature

____________ Purchasing Agent

SUBCOMMITTEE CHAIRMAN

MAYOR OR FINANCE CHAIRMAN

VOUCHER

PAYMENT RECORD
DATE ____________
CHECK NO ____________

I hereby certify that funds are available for this purchase
OFFICE OF TREASURER

Borough of Keyport ESTIMATE NO. 4 DATE: 02/19/2004

Contractor: Lucas Brothers, Inc.
173 Amboy Road
Morganville, NJ 07751-

B.E.I. Job No. 2-07348-400002

ESTIMATE OF THE AMOUNT AND VALUE OF THE WORK COMPLETED UNDER CONTRACT FOR:
Washington St. Reconstruction - Phase IV

Period 10/12/2003 Through 11/19/2004

Item	Description	Contract Quantity	Unit	Unit or Lump Sum Price	Current Period		Total to Date	
					Quantity	Amount	Quantity	Amount
1	Drums	37.000	UNIT	$0.01	0.000	$0.00	0.000	$0.00
2	Construction Signs	307.000	SF	$0.01	0.000	$0.00	232.000	$2.32
3	Traffic Directors	40.000	MH	$25.00	0.000	$0.00	21.000	$525.00
4	Soil Erosion Sediment Control (LF 585)	1.000	LS	$500.00	0.000	$0.00	1.000	$500.00
5	Clearing Site	1.000	LS	$15,000.00	0.000	$0.00	1.000	$15,000.00
6	Rd Excavation, Unclassified (620 CY)	1.000	LS	$10,000.00	0.000	$0.00	1.000	$10,000.00
7	Milling 2" depth	250.000	SY	$5.00	0.000	$0.00	244.000	$1,220.00
8	DGABC, 6" Thick (460 Tons)	1,745.000	SY	$4.50	0.000	$0.00	0.000	$0.00
9	Bituminous Stabilezed Base I-2, 4" Thick	406.000	TONS	$45.00	0.000	$0.00	400.610	$18,027.45
10	Bituminous Concrete Surface Course I-5, 2" Thick	233.000	TONS	$50.00	0.000	$0.00	304.000	$15,200.00
11	Concrete Surface Course, 12" Thick	72.000	SY	$82.50	0.000	$0.00	0.000	$0.00
12	Sanitary Manhole	2.000	UNIT	$1,800.00	0.000	$0.00	1.000	$1,800.00
13	Reset Castings	1.000	UNIT	$275.00	0.000	$0.00	1.000	$275.00
14	6"x8"x18" Concrete Vertical Curb	1,165.000	LF	$11.00	0.000	$0.00	1,135.000	$12,485.00
15	Concrete Driveway, 4" Thick	402.000	SY	$36.00	0.000	$0.00	381.390	$13,730.04
16	Concrete Driveway, Reinforced 6" Thick	86.000	SY	$40.00	0.000	$0.00	102.690	$4,107.60
17	Driveway Restoration, Bituminous	5.000	SY	$50.00	0.000	$0.00	15.000	$750.00
18	Public Sidewalk Curb Ramp Delineation	100.000	SF	$6.50	0.000	$0.00	64.000	$416.00
19	Traffic Striping, 4" Wide Long Life Thermo	460.000	LF	$3.00	0.000	$0.00	296.000	$888.00

Contractor: Lucas Brothers, Inc.
173 Amboy Road
Morganville, NJ 07751-

B.E.I. Job No. 2-07348-400002

ESTIMATE OF THE AMOUNT AND VALUE OF THE WORK COMPLETED UNDER CONTRACT FOR:
Washington St. Reconstruction - Phase IV

Period 10/12/2003 Through 11/19/2004

Item	Description	Contract Quantity	Unit	Unit or Lump Sum Price	Current Period		Total to Date	
					Quantity	Amount	Quantity	Amount
20	Short Side Water Service Connection	8.000	UNIT	$1,000.00	0.000	$0.00	8.000	$8,000.00
21	Long Side Water Service Connection	9.000	UNIT	$1,200.00	0.000	$0.00	9.000	$10,800.00
22	Fire Hydrant Assembly	1.000	UNIT	$3,500.00	0.000	$0.00	1.000	$3,500.00
23	8" Cement Lined Ductile Iron Pipe Class 52	498.000	LF	$52.00	0.000	$0.00	506.000	$26,312.00
24	10" PVC Pipe SDR 35	538.000	LF	$30.00	0.000	$0.00	523.000	$15,690.00
25	4" PVC sewer lateral SDR 35	500.000	LF	$25.00	0.000	$0.00	418.500	$10,462.50
26	Topsoiling 4" Thick	302.000	SY	$6.00	0.000	$0.00	302.000	$1,812.00
27	Fertilization and Seeding, Dry Type	302.000	SY	$1.50	0.000	$0.00	302.000	$453.00
28	Straw Mulching	302.000	SY	$1.50	0.000	$0.00	302.000	$453.00
29	Broken Stone Surface, 6" Thick (10 TONS)	40.000	SY	$15.00	0.000	$0.00	48.000	$720.00

Contractor: Lucas Brothers, Inc.
173 Amboy Road
Morganville, NJ 07751-

B.E.I. Job No. 2-07348-400002

ESTIMATE OF THE AMOUNT AND VALUE OF THE WORK COMPLETED UNDER CONTRACT FOR:
Washington St. Reconstruction - Phase IV

Period 10/12/2003 Through 11/19/2004

Item	Description	Contract Quantity	Unit	Unit or Lump Sum Price	Current Period Quantity	Current Period Amount	Total to Date Quantity	Total to Date Amount

CERTIFICATE OF CONTRACTOR

I certify that all items, units, quantities and prices of work and material shown in this final estimate are correct; that all work has been performed and materials supplied in full accordance with the terms of the contract documents and all authorized changes thereto; that the foregoing is a true and correct statement of the contract account up to and including the last day of the period covered by this estimate, and that no part of the stated amount due this estimate has been received.

Total This Estimate	$0.00	Total To Date	$173,128.91
Less 0.00 % Retain			$0.00
Net Amount			$173,128.91
Less Previous Estimates			$169,666.33
AMOUNT DUE			$3,462.58
Original Contract Value			$188,501.94
Change Orders to Date			($15,373.03)
Adjusted Contract Value			$173,128.91

BY: [signature] 2/23/04
Lucas Brothers, Inc. DATE

APPROVED: [signature] 3-09-04
Birdsall Engineering, Inc. DATE

RESOLUTION

122-44

WHEREAS, various 2003 bills have been presented for payment this year, which bills were not covered by order number and/or recorded at the time of transfers between the 2003 budget appropriation in the last two months of 2003; and

WHEREAS, N.J.S. 40A4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to balances which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the council of the Borough of Keyport that the transfers in the amount of $12,400.00 be made between the 2003 budget appropriation reserves as follows:

Budget Appropriation	From	To
Legal Services and Costs		$ 2,000.00
Streets and Roads - O/E		5,000.00
Streets and Roads - S&W	$ 5,000.00	
Board of Health - O/E		500.00
Recreation - O/E		100.00
Gasoline - O/E	2,800.00	
Electricity	2,400.00	
Uniform Fire Safety - O/E	2,200.00	
Telephone		500.00
Street Lighting		4,300.00
	$12,400.00	$12,400.00

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Keyport that the transfers in the amount of $1,150 be made between the 2003 budget appropriation reserves of the Municipal Water/Sewer Utility as follows:

Budget Appropriation	From	To
Other Expenses	$ 1,150.00	
Acquisition of Water		$ $1,150.00
	$1,150.00	$1,150.00

OFFERED BY: Councilman Doyle 2ND BY: Councilman Stalter

ROLL CALL VOTE:

AYES: Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS: None
ABSTAIN: None
ABSENT: Councilman Wedick

I, JUDITH L. POLING, DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL AT A MEETING HELD ON March 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK

RESOLUTION

RESOLUTION NO: 123-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT ACCEPTING DONATION OF DUMPSTER FOR E-METALS FROM RED BANK RECYCLING

WHEREAS, the Mayor and Council have received information that Red Bank Recycling has offered to donate a dumpster for the collection and disposal of e-metals; and

WHEREAS, the Superintendent of Public Works has recommended the dumster be located at the recycling center for the collection and disposal of e-metals; and

WHEREAS, the Mayor and Council have determined to accept the within donation of the dumpster from Red Bank Recycling, and to authorize the Superintendent of Public Works to locate said dumpster at the recycling center for the collection of e-metals; and

WHEREAS, the Mayor and Council are further resolved to offer their sincere thanks and appreciate for the donation of the within dumpster to Red Bank Recycling.

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

1. The Mayor and Council hereby authorize and accept the donation of certain of a dumpster for the disposal of e-metals from Red Bank Recycling.

2. The within dumpster shall be located in the Recycling Center for the collection and disposal of e-metals.

3. The Mayor and Council to extend sincere thanks and appreciate to Red Bank Recycling for the generous donation of the dumpster.

4. Copies of the within Resolution shall be forwarded to Red Bank Recycling, Superintendent Department of Public Works and the Municipal finance Officer and a copy of the within Resolution shall be maintained in the office of the Borough Clerk for public inspection.

OFFERED: COUNCILMAN DOYLE

SECONDED: COUNCILMAN STALTER

AYES: COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER

NAYS: NONE

ABSENT: COUNCILMAN WEDICK

ABSTAIN: NONE

I, Judith L. Poling, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport on this 16th day of March 2004.

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION
124-04

HIRE PART TIME PUBLIC SAFETY TELECOMMUNICATIONS OPERATOR

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

WHEREAS, sufficient funds have been provided in the 2004 budget for this position; and

WHEREAS, Police Chief Theodore Gajewski has recommended Felicia DaSilva be hired for the position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that Feli9cia DaSilva is hereby hired as a Part Time Public Safety Telecommunications Operator at the rate of $6.50 per hour retroactive back to February 26, 2004. When Felicia DaSilva is fully trained the rate per hour will be increased to $8.50 per hour.

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

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

OFFERED BY: Councilman Doyle   2ND BY: Councilman Stalter

ROLL CALL VOTE;

AYES:	Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS:	None
ABSTAIN:	None
ABSENT:	Councilman Wedick

I, JUDITH L. POLING, BOROUGH CLERK DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT A MEETING HELD ON MARCH 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK

RESOLUTION

RESOLUTION NO: 125-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AUTHORIZING RE-ADVERTISEMENT FOR RECEIPT OF BIDS FOR HOT DOG STAND LEASE AT BOAT RAMP

WHEREAS, the Mayor and Council have previously authorized the receipt of bids for the lease of a specific location for use in the operation of a hot dog stand at or about the Municipal Boat Ramp, Legion Drive in the Borough of Keyport; and

WHEREAS, an Invitation to Bid was duly advertised by the Borough of Keyport with bids to be received on March 4, 2004 at the Keyport Municipal Building, at which time no bids were received; and

Whereas, the Mayor and Council desire to re-advertise for receipt of bids for the operation of a hot dog stand to be operated from a site adjacent to the Municipal Boat Ramp for the period of May 15, 2004 through September 30, 2004; and

WHEREAS, the Mayor and Council further desire to authorize the attorney to prepared the necessary changes and thereafter for the Borough Clerk to advertise for receipt of bids for the hot dog stand lease subject to final approval by Green Acres as previously specified

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

1. The Mayor and Council authorize the Borough Attorney to prepare such revisions to the within bid specifications and lease agreement for the operation of a hot dog stand from an area adjacent to the Municipal Boat Ramp for the period of May 15, 2004 through September 30, 2004.

2. Upon revisions to the bid specifications, the Mayor and Council direct the Borough Clerk to re-advertise for receipt of bids for the hot dog stand lease for the period of May 15, 2004 through September 30, 2004.

3. The Mayor and Council hereby continue to fix a minimum bid in the sum of Two Thousand, Two

Hundred & Fifty Dollars ($2,250.00).

4. A copy of the within Resolution shall be forwarded to the State of New Jersey, Green Acres Program, Borough Attorney and the Municipal Finance Officer and a copy shall be maintained in the office of the Borough Clerk for public inspection.

OFFERED:	COUNCILMAN DOYLE
SECONDED:	COUNCILMAN STALTER
AYES:	COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER
NAYS:	NONE
ABSENT:	COUNCILMAN WEDICK
ABSTAIN:	NONE

I, JUDITH L. POLING, do hereby certify that this to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at their meeting on the 16th day of March, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
Borough Clerk

RESOLUTION

RESOLUTION NO: 126-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT REJECTING BIDS RECEIVED FOR IMPROVEMENTS TO ATLANTIC STREET WITHIN THE BOROUGH OF KEYPORT, AUTHORIZING AMENDMENTS TO THE BID SPECIFICATIONS AND THE RE-ADVERTISEMENT OF BIDS

WHEREAS, the Mayor and Council of the Borough of Keyport did authorize receipt of bids for improvements to Atlantic Street within the Borough of Keyport; and

WHEREAS, bids were received by the Borough Clerk, consistent with the advertised Notice to Bidders; and

WHEREAS, the Mayor and Council have reviewed the within bids received and have determined that it is in the best interest of the Borough of Keyport to reject the bids received which were in excess of the estimates prepared by the Borough Engineer and re-advertise the Atlantic Street improvements in order to incorporate various additional options or alternate bids recommended by the Borough Engineer; and

WHEREAS, the Mayor and Council have further determined to authorize the Borough Engineer to prepare various amendments and bid options relative to the replacement or relining of the existing sewer; and

WHEREAS, the Mayor and Council are resolved to reject all bids received for the within project amend the bid specification and re-advertise for receipt of bids consistent with the recommendation of the Borough Engineer.

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

1. The Mayor and Council hereby reject the bids received by the Borough Clerk for work in connection with the improvements to Atlantic Street for the reasons incorporated in the within body of this resolution.

2. The Borough Clerk is authorized to notify the bidders of the decision of the Mayor and Council and to return all relevant documents to the bidders consistent with this resolution.

3. The Borough Engineer is hereby directed to prepare appropriate amendments and options to the bid specifications relative to the

replacement or relining of the existing sewer as soon as practicable.

4. Upon receipt of the revised bid specifications, the Borough Clerk is herby authorized to re-advertise for receipt of bids for the improvement to Atlantic Street.

5. Certified copies of the within resolution shall be forwarded to all bidders
submitting bids, Borough Engineer and Municipal Finance Officer and a copy of the within resolution shall be retained by the Borough Clerk for public inspection.

OFFERED:	COUNCILMAN DOYLE
SECONDED:	COUNCILMAN STALTER
AYES:	COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER
NAYS:	NONE
ABSENT:	COUNCILMAN WEDICK
ABSTAIN:	

I, Judith L. Poling, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at their meeting on the 16th day of March 2004.

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION

RESOLUTION NO: 127-04

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AUTHORIZING THE REPLACEMENT OF THE SEWER JET PUMP SUBJECT TO THE CERTIFICATION AS TO THE AVAILABILITY OF FUNDS BY THE MUNICIPAL FINANCE OFFICER

WHEREAS, the Mayor and Council of the Borough of Keyport have received a report regarding the present condition of the sewer jet pump which has been determined as unusable; and

WHEREAS, the Mayor and Council have been advised that the equipment is necessary to cleaning and maintaining various sewers and laterals within the Borough of Keyport and must be replaced, and

WHEREAS, the Mayor and Council have been advised by Councilman Hyer that he has obtained various quotes for the replacement of the sewer jet pump which will permit Public Works to address blockages in the sewer lines; and

WHEREAS, based upon the within facts presented, the Mayor and Council have determined to authorize Councilman Hyer to secure the necessary replacement subject to the certification of the Municipal Finance Officer as to the availability of funds in from within a bond ordinance adopted by the Borough of Keyport.

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

1. The Mayor and Council of the Borough of Keyport hereby authorize Councilman Hyer to secure the replacement of the sewer jet pump based upon quotes received subject to the certification of funds by the Municipal Finance Officer from the remaining balances of bond ordinances authorized by the Borough of Keyport.

2. That a copy of the within Resolution, duly certified, be forwarded to the Superintendent of Public Works and the Municipal Finance Officer.

3. Copy of the within resolution shall be retained in the office of the Borough Clerk for public inspection according to law.

OFFERED:	COUNCILMAN DOYLE
SECONDED:	COUNCILMAN STALTER
AYES:	COUNCILMEMBERS BERGEN, DOYLE, ATKINS, STALTER, HYER
NAYS:	NONE
ABSENT:	COUNCILMAN WEDICK
ABSTAIN:	NONE

I, Judith L. Poling, do hereby certify that this is a true copy of a Resolution adopted by the Mayor and Council of the Borough of Keyport at their meeting on March 16, 2004.

Judith L. Poling
Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION OF THE MAYOR AND COUNCIL
APPOINTING BUSINESS ADMINISTRATOR FOR THE BOROUGH OF KEYPORT

RESOLUTION NO: 128-04

WHEREAS, there presently exists an opening within the Borough of Keyport for a full-time Business Administrator as provided under the Revised General Ordinances of the Borough of Keyport; and

WHEREAS, the Mayor and Council have advertised for and received resumes from candidates interested in the position of Business Administrator for the Borough of Keyport; and

WHEREAS, the Mayor and Council of Borough of Keyport did receive and review numerous resumes and qualifications and proposals from perspective applicants and did conduct several interviews with potential candidates in order to determine a candidate to meet the needs of the Borough of Keyport; and

WHEREAS, based upon a review of the applications submitted and the interviews conducted, the Mayor and Council have resolved to appoint David Palamara, as the full-time Business Administrator for the Borough of Keyport effective April 1, 2004, with part-time responsibilities commencing immediately upon appointment; and

WHEREAS, the Mayor and Council further wish to enter into a three year contract with David Palamara which shall delineate and define the terms and conditions of his employment with the Borough of Keyport.

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

1. The Mayor and Borough Council hereby appoint David Palamara as full-time Business Administrator of the Borough of Keyport effective April 1, 2004.

2. The Mayor and Council further direct the Mayor to enter into a three (3) year contract with David Palamara for the position of Business Administrator which shall include fixed salary, waiver of motor vehicle, compromise of health benefits, periodic reviews and to further define his responsibilities under the Borough Ordinances.

3. Copies of the within Resolution shall be forwarded to David Palamara, Municipal Finance officer, Borough Attorney a copy of the within Resolution shall be retained in the Office of the Borough Clerk for public inspection.

OFFERED: COUNCILWOMAN ATKINS

SECONDED: COUNCILMAN DOYLE

AYES: COUNCILMEMBERS DOYLE, ATKINS, STALTER, HYER

NAYS: COUNCILMAN BERGEN

ABSENT: COUNCILMAN WEDICK

ABSTAIN: NONE

I, Judith L. Poling, do hereby certify this to be a true copy of a Resolution adopted by Mayor and Council of the Borough of Keyport at a meeting held on the 16th day of March, 2004.

Judith L. Poling

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION

RESOLUTION NO: 129-04

RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL AMENDING SALARY RESOLUTION TO SET SALARY FOR BUSINESS ADMINISTRATOR

WHEREAS, by Ordinance 01-04, the Mayor and Council of the Borough of Keyport did establish salaries of the various Officers, clerks, and employees of the Borough of Keyport, in the County of Monmouth and State of New Jersey, said Ordinance which was duly adopted by the Mayor and Council, and

WHEREAS, by Resolution, the Mayor and Council did establish a salary range for the position of Business Administrator in accordance with the salary Ordinance duly adopted by the Mayor and Council, and

WHEREAS, the Mayor and Council have resolved to appoint a full-time business administrator and thereafter to fix and determine the salary for business administrator, which salary is fixed and determined at $63,000.00 per year.

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

1. The salary for the position of Business Administrator for the Borough of Keyport is hereby fixed at the sum of $63,000.00 annually.

2. A copy of the within Resolution shall be forwarded to the Business Administrator, Municipal Finance Officer and a copy maintained in the office of the Borough Clerk for public inspection

OFFERED:	COUNCILWOMAN ATKINS
SECONDED:	COUNCILMAN DOYLE
AYES:	COUNCILMEMBERS DOYLE, ATKINS, STALTER, HYER
NAYS:	COUNCILMAN BERGEN
ABSENT:	COUNCILMAN WEDICK
ABSTAIN:	NONE

I, Judith L. Poling, do hereby certify this to be a true copy of a Resolution adopted by Mayor and Council of the Borough of Keyport at a meeting held on the 16th day of March, 2004

Judith L. Poling, RMC/CMC
Borough Clerk

RESOLUTION
130-04

EXTEND EMPLOYMENT OF TEMPORARY PART TIME ACCOUNT CLERK

WHEREAS, Susan Yundzel was hired as a temporary part time Account Clerk; and

WHEREAS, it is the desire of the Mayor and Council to extend said employment; and

WHEREAS, funds are available for said position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport, that the employment of Susan Yundzel, temporary part time Account Clerk is hereby extended to April 19, 2004.

BE IT FURTHER RESOLVED that as this is a temporary part time position, there are no benefits and the maximum amount of hours permitted within one week is not to exceed 28 hours.

OFFERED BY: Councilman Doyle 2ND BY: Councilman Stalter

ROLL CALL VOTE:

AYES:	Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS:	None
ABSTAIN:	None
ABSENT:	Councilman Wedick

I, JUDITH L. POLING, DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT A MEETING HELD ON MARCH 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK

RESOLUTION
131-04
CLOSED MEETING

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

Contract Negotiations

1. Kara Homes/Exchange of Properties

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 (X) Forthwith, ( ) at the conclusion of this meeting, ( ) immediately following the adoption of the Resolution Portion of this meeting from which the public shall be excluded in the ( ) Mayor's Office, (X) Council Chambers, ( ) Conference Room, ( ) Senior Citizen Center Meeting Room, ( ) First Aid Building Meeting Room, ( ) Central School Meeting Room for the purpose of discussing the following subjects:

( ) Personnel ( ) Litigation ( ) Labor Relations (X) Contract Negotiations

BE IT FURTHER RESOLVED that the discussions on ( ) Personnel, ( ) Litigation, ( ) Labor Relations (X) Contract Negotiations conducted at said Closed Session shall be disclosed when (X) the matters discussed are resolved, ( ) and with regard to Labor Relations when negotiations are completed and a contract executed, (X) and this meeting shall continue in approximately 5 minutes.

OFFERED BY: Councilman Bergen   2ND BY: Councilman Doyle

ROLL CALL VOTE:

AYES:	Councilmembers Bergen, Doyle, Atkins, Stalter, Hyer
NAYS:	None
ABSTAIN:	None
ABSENT:	Councilman Wedick

I, JUDITH L. POLING DO HEREBY CERTIFY THIS TO BE A TRUE COPY OF A RESOLUTION ADOPTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF KEYPORT AT A SPECIAL MEETING HELD MARCH 16, 2004.

Judith L. Poling

JUDITH L. POLING, RMC/CMC
BOROUGH CLERK