March 4, 2003
Keyport, New Jersey

Minutes of a Work Meeting of the Mayor and Council, held on the above date in the Keyport Senior Center, 110 Second Street, Keyport, N.J. pursuant to 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 Boards in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231.

Mayor Merla called the meeting to order at 7:00 P.M. and read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green. Absent: None. Others present were Mr. Kain, Borough Attorney.

RESOLUTION

1. **Resolution No. 109-2003,** 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. Police Department
2. Borough Clerk's Office
3. Tax Office
4. Interlocal with Union Beach

Litigation

1. Revaluation
2. Zoning Board of Adjustment
3. PBA vs. Borough of Keyport

Labor Relations

1. Administrative and Non-Union Employees Agreement

Contract Negotiations

1. Water/Wastewater Facilities
2. Ferry Service Lease
3. Omnipoint (Voicestream) Cellular Tower Lease
4. Charter Fishing Boat Lease
5. Bulkhead Project
6. Public Works Facility Lease
7. New Municipal Complex

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 Senior Citizen Center Meeting Room for the purpose of discussing the following subjects:

Personnel, Litigation, Labor Relations and Contract Negotiations

BE IT FURTHER RESOLVED that the discussions on Personnel, Litigation, Labor Relations and Contract Negotiations conducted at said closed Session shall be disclosed when the matter discussed are resolved and with regard to Labor Relations when negotiations are completed and a contract executed and this meeting shall continue in approximately 20 minutes.

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

Roll Call: Ayes: Councilmembers Bergen, Atkins, Hyer
Stalter, Doyle, Green

Council went into closed session at 7:00 P.M. and this meeting was reconvened at 7:54 P.M.

Mayor Merla called the meeting to order at 8:05 P.M. and read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green. Absent: None. Others present: Mr. Kain, Borough Attorney, Mr. Freda, Borough Engineer and Mr. Thomas Fallon, CFO.

PRESENTATION

1. Mr. Ronald Kish, Boat Slip Proposal. Mr. Kish said he understood docking was available and he is interested in bringing in customers. He gave a description of the boats and the number of passengers they hold, as well as the activities the boats can take everyone to. When the 9-11 incidents took place, Mr. Kish said he was involved with the clean up.

Mayor Merla thanked Mr. Kish and said he appreciated the proposal. He referred this matter to the Harbor Commission for their meeting on March 10, 2003 at Borough Hall and suggested Mr. Kish attend that meeting. The Mayor said there is one lease that expires next year. The 1989 Master Plan called for more Charter Fishing Boats. Borough Engineer Freda suggested Mr. Kish check on another spot for his boat.

Motion to refer this matter to the Harbor Commission moved by Mr. Stalter, seconded by Mr. Doyle and approved by all present.

Mr. Bergen said this type of lease would go out to bid.

2003 BUDGET

RESOLUTIONS

2. **Resolution No. 110-2003, Setting Forth Reason for Delay of Introduction**

WHEREAS, according to NJSA 40A:4-5.1 and the Director of the Division of Local Government Services, a Municipality which does not introduce its Municipal Budget for 2003 by February 10, 2003 must set forth its reasons for such delay; and

WHEREAS, the Borough Council of the Borough of Keyport did not complete its 2003 Budget until February 28, 2003; and

WHEREAS, after finalizing the 2003 Municipal Budget, time was required for the typing thereof; and

WHEREAS, the Borough Council was unable to assemble with a quorum for a public meeting until March 4, 2003

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 2003 Municipal Budget.

BE IT FURTHER RESOLVED by the Mayor and Borough Council of the Borough of Keyport, that the Borough Clerk be and she 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 Mr. Doyle, Second by Mr. Hyer

Roll Call: Ayes: Councilmembers Atkins, Hyer, Stalter, Doyle, Green
Nays: Councilman Bergen

Mayor Merla thanked Mr. Fallon for his oversight. He said he appreciated Mr. Doyle and Mr. Fallon's time on this matter.

Mr. Fallon said what is in front of Council is the 2003 Budget as presented. There are adequate appropriations for the services, debt service and the budget meets contractual obligations. There will be a 3.2 cent increase to the taxpayers. The Water/Sewer portion of the budget is balanced. The Borough received a BRSA credit. The Budget Summary and Synopsis will be published in the March 13, 2003 issue of the Courier with a Hearing and adoption date of April 1, 2003.

Mr. Fallon said on a home that is assessed at $150,000, there would be a $45 per year increase on the tax bill. Mayor Merla said the budget started out with a 17 cent tax increase and was reduced with the work of Mr. Fallon and Mr. Doyle. Mr. Bergen said the draft showed a 7.1 cent increase and this copy shows a 3.2 cent increase (a reduction of 4 cents).

Mr. Fallon said the A&E Budget was reduced $48,000; the full time Administrator position was deleted. The Mayor said the Zoning Board was deleted because it is a unified board. Fire shows $5,000 and there was a reduction in the First Aid's budget. The anticipated revenue is $48,000 (subject to amendment before adoption). Mr. Fallon said the offsetting appropriation will be on Sheet 22. Mr. Bergen said the Finance Committee had presented this to Council in the past. A discussion on past practice took place.

The Mayor asked Mr. Bergen if he had any recommendations on the Police Budget. The surplus was $905 last year. In 2001 the surplus was $950,000. This year the Borough will use $850,000. There was a tax lien sale for the Rollo Property for $150,000.

3. **Resolution No. 111-03, Introduction of 2003 Budget**

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

Offered by Mr. Doyle, seconded by Mr. Hyer

Roll Call Vote: Ayes: Councilmembers Atkins, Hyler, Stalter, Doyle, Green
Nays: Councilman Bergen

Mr. Bergen said he has some questions because he just received the budget. The surplus may not be what it presently is; it is time to spend as a Council on the budget. The Finance Committee should have presented the budget to Council for review. He asked Mr. Fallon what the 2002 tax increase was; 2.5 cents. Mr. Bergen asked if it is legal to go by what is spent. Mrs. Atkins said each Department Chairman received the budget for their department and the Councilmembers were to meet with their department. Mr. Hyer said he reviewed his department's budget and all of their appropriations. Mr. Stalter said he worked hard and looked at all of the Department's budgets. Mr. Green thanked Mr. Doyle.

The Mayor said this is a good budget and asked if the process was any different this year. Mr. Fallon said no, the process was basically the same. The Mayor asked if this was the first time the budget copy was received? He said a draft was received and a letter from him advising Council to contact Mr. Fallon regarding adding money and new line items. Mr. Bergen asked Mr. Fallon when he met with the Finance Chairman; about two weeks ago. Mr. Doyle said he would have appreciated Mr. Bergen's help.

COMMUNICATIONS AND PETITIONS

1. Application from Raritan Bay Medical Center for On Premise Draw Raffle, April 11, 2003.

   Motion to approve moved by Mr. Hyer, second by Mr. Green with Ayes by all present.

2. Request from Mayor of Belmar to place ad in the 12th Annual Belmar Mayor's Ball Ad Book.

   Motion to receive and file moved by Mrs. Atkins, second by Mr. Hyer with Ayes by all present.

3. Street Opening/Permit Application from NJ Natural Gas, 153 Division Street/Oil Conversion.

   Mayor Merla said there is a dip in the intersection and recommended this application be approved subject to having the Public Works Superintendent inspect the area.

   Motion to approve subject to O.K. from George Sappah moved by Mr. Hyer, second by Mr. Stalter with Ayes by all present.

4. Letter from Julie E. Mastasi, 285 Main Street, regarding drainage problems.

   The work was done on Main Street about 5 years ago. This matter should be referred to the Public Works Department.

   Motion to refer to the Public Works Department moved by Mrs. Atkins, second by Mr. Hyer with Ayes by all present.

5. Request from Arthur Hemenway, 101 Green Grove Avenue, Trailer #8 for Handicapped Parking Space.

   Motion to introduce an Ordinance on March 18, 2003 moved by Mr. Hyer, second by Mr. Doyle with Ayes by all present.

6. Request from Bayshore Christian Fellowship to hold two (2) outdoor events, August 2nd and August 4, 2003 from 106 PM in the Mini Park.

   Motion to approve and refer to the Recreation Commission moved by Mrs. Atkins, second by Mr. Stalter with Ayes by all present.

7. Resolution adopted by the Borough of Spring Lake Heights deploring the action of the Monmouth County Board of Chosen Freeholders approving a contract with the County's Detective Police Union.

   Motion to Receive and File moved by Mr. Stalter, second by Mr. Doyle with Ayes by all present.

8. Resolutions from the Borough of Point Pleasant and Borough of Spring Lake Heights urging the legislature to introduce "Smart Bill" to reform inequitable property tax system used to fund schools in the State of New Jersey.

   Motion to adopt a Resolution of Support moved by Mr. Bergen, second by Mr. Hyer with Ayes by all present.

9. Resignation of Michelle Dunn, Bloodborne Pathogen Officer.

   Motion to accept with regret moved by Mr. Hyer, second by Mrs. Atkins with Ayes by all present.

   Motion to advertise position moved by Mr. Bergen, second by Mr. Hyer with Ayes by all present.

10. Alfred Valli, Jr. request to have a concession stand at the Boat Launching Ramp.

    Motion to refer to the Harbor Commission moved by Mrs. Atkins, second by Mr. Hyer with Ayes by all present.

UNFINISHED BUSINESS

1. Use of Cedar Street Ballfield by the Keyport-Aberdeen Woman's Softball League September-November (referred to the Recreation Commission). This matter should be referred back to Recreation for recommendation. The lights must go off at 10 P.M.

2. Hours in Borough Parks (referred to the Borough Attorney). It was asked if the Ordinance should be amended. A discussion took place as to when the lights should go off. Motion to amend the Ordinance and list it for introduction at the March 18, 2003 meeting moved by Mr. Bergen, second by Mr. Hyer with Ayes by all present.

3. NJDOT Enhancement Program (referred to the Borough Engineer). Borough Engineer Freda said that the applications are due April 10, 2003. This will be brought up at the Smart Growth Meeting.

4. Municipal Stormwater Regulation Program (referred to the Public Works Committee). There will be a one month extension on Public Comments. They have not decided on a date to comply. Mr. Bergen requested Engineer Freda review and write in the opposition

(a financial burden). This matter should be referred back to Public Works. Mr. Hyer said a legal interpretation should be given by Mr. Kain after his review.

5. Monmouth County Community Development Meeting. Mrs. Atkins said she attended this meeting and the grant deadline has been extended to July 21, 2003. She requested a Thank You letter be written. The Borough of Keyport can apply for this grant.

ADMINISTRATOR'S REPORT

Mrs. Poling reported on Big Wheels Deliver Meals Day.

ENGINEER'S REPORT

Engineer Freda reported on the New Municipal Complex Bump Out application being signed and asked if there were any comments. Mr. Freda will contact Captain Dayback. Mr. Bergen said he would like to get the building done first. The Architect has not commented. The Mayor asked that input be received from the Police Captain and the Architect. A Monmouth County Community Development Grant was received for Theresa Street. The costs would be $400,000 for Construction and $75,000 for Engineering, etc. The total cost submitted for the grant was $250,000 and the Borough received $200,000; the Borough would have to fund the rest. Mr. Freda asked if the Borough would fund the $200,000 or scale back. The Mayor asked if this project could be done in phases; no. This project would complete the section of town. The Mayor asked that Mr. Doyle and Mr. Fallon meet regarding the funding. Mr. Freda said the project is not large enough to split it up. The Borough should do this project in one shot if the funding is available. Monmouth County Community Development would like the money spent by the summer. Mr. Fallon said there is no 5% down payment because of the grant ($199,635.00 was received). Mr. Bergen asked what the cost would be to TV the sewer line; approximately $1,200). Mr. Freda said the MCCD funding has not been received from HUD.

Engineer Freda said there was a Pre-construction meeting held for Phase III of the Washington Street Project (Chandler and Provost). Mayor Merla said the asphalt separated ½" from the curb and the whole section is 2" down. Engineer Freda said he would inspect the area.

ATTORNEY'S REPORT

Mr. Kain reported on the following. He went to court on the PBA's lawsuit regarding Medical Benefits last Friday; a hearing will be held July 2003. Depositions took place regarding the Magic Touch matter; there will be more deposition in the future.

NEW BUSINESS

1. 280 Broad Street/Sewer Problems. Mr. Hyer said he and George Sappah went to this location last Saturday. There was a depression in the road where the lateral comes out. The Gas Company ran a line down the sidewalk through the sewer lateral. George Sappah will send a bill to NJ Natural Gas. Mayor Merla said the Gas Company deems emergencies. Engineer Freda will look at the present Ordinances and may make recommendation that the Ordinance be rewritten.

2. Borough Clerk's Office. Mr. Green said the roof caved in over the Borough Clerk's Office; he thanked George Sappah for responding to this.

3. Main Street Laundromat. The Mayor said there were pigeons in the washing machines at the laundromat across the street from Borough Hall. The Health Inspector made an inspection and wrote citations, as well as Code Enforcement. There was no hot water. There is nothing in the Board of Health Ordinances mandating that there be hot water. The Health Inspector agreed. This matter was referred to Mr. Stalter.

4. Fire Department/First Aid Compressor. Mrs. Atkins reported the compressor broke. The Public Works Department picked up the pump, installed it and had everything working in one and half days.

PUBLIC PARTICIPATION

The meeting was opened to the public at 9:10 P.M. for comments or questions. Raymond Weber, Mountain Lane, Holmdel said there is a parking problem on Williamson Street; Green Grove Apartment residents are parking in that area. Complaints have been filed with the Police and nothing is happening. Mr. Weber requested resident parking only be designated. Green Grove Apartments have right angle parking on Williamson Street which has previously been discussed and has been an ongoing problem. Mayor Merla said he relayed Mr. Weber's message to Captain Dayback who will research and check out the complaints and will advise what the next step will be. The Manchester residents want parking on both sides. The Mayor asked Chief Gajewski to respond. There have not been that many formal complaints. The only formal complaint was received from Mr. Hemingway and he applied for a handicapped space. The Mayor asked if this was supported as a public street? Yes. Mr. Weber would like parking for the trailer park. Mr. Bergen said cars cannot park on Green Grove Avenue. The Mayor requested Captain Dayback contact the County regarding parking on Green Grove Avenue. Mr. Weber said the dumpsters for Green Grove Apartments are in the right of way; Chief Gajewski will go to the location.

Michael Lane, First Street, inquired about vending licenses at the Boat Ramp and if someone is unlicensed are they fined? Mayor Merla said it is O.K. for special events. Last year there was a vendor in the Fire Company's parking lot which was approved by a member of the company. The Borough's Ordinance states it has to be an approved kitchen.

The Public Participation Portion was closed at 9:30 P.M.

RESOLUTIONS

4. **Appointment of Zoning Board of Adjustment Member.** This matter was deleted from the Agenda.

5. **New Municipal Complex Change Order No. 3 (Windows).** This matter was deleted from the Agenda.

6. **Resolution No. 112-2003, Permanent Appointment/Deputy Municipal Court Administrator/Nicole Deverikos**

WHEREAS, on November 20, 2000, Nicole Deverikos was provisionally appointed Deputy Court Administrator pending Department of Personnel testing and certification; and

WHEREAS, the Department of Personnel has forwarded the Certification of Eligibles for Appointment, copy attached.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that Nicole Deverikos is hereby permanently appointed Deputy Municipal Court Administrator, effective March 5, 2003,

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green
Nays: None

7. **Resolution No. 113-2003, Sale by Assignment of Tax Sale Certificate No. 78-8, Block 33, Lot 57**

WHEREAS, the Mayor and Council of the Borough of Keyport have been advised that Block 33, Lot 57 is presently listed in the Tax Collector's office as being owned by an "unknown owner"; and

WHEREAS, the Tax Collector has reported that there is in excess of $18,000 due in back property taxes from 1978 until December 31, 2002, assessed against the property listed with an "unknown owner"; and

WHEREAS, a review of the tax records maintained by the tax assessor has disclosed that the property is currently assessed by the tax assessor, Borough of Keyport at a sum of $5,000 with an equalized assessed value of approximately $6,500; and

WHEREAS, the Mayor and Council are satisfied that the fair market value of the property is considerably less than the amount due in unpaid taxes assessed against the current "unknown owner"; and

WHEREAS, the Borough of Keyport presently holds a Tax Sale Certificate bearing number 78-8 which indicates that the lien for unpaid taxes goes back to the tax year 1977 with interest and charges accrued to the Borough in excess of $18,000; and

WHEREAS, at the present time, it appears to the Mayor and Council that the amount is uncollectible as the property is assess against an "unknown owner"; and

WHEREAS, the adjoining property owner, Maurice Montemuro, has approached the Mayor and Council about purchasing the tax sales certificate, 78-8 and proceeding with an in rem foreclosure on the subject property in order to acquire title to the within property; and

WHEREAS, the aforesaid Maurice Montemuro, has offered to pay the sum of $4,000 to the Borough of Keyport for and in consideration of the transfer or assignment of Tax Sale Certificate 78-8 covering the property identified as Block 33, Lot 57; and

WHEREAS, the Mayor and Council have considered the value of the property to the Borough of Keyport and the expenses associated with conducting searches and filing actions to acquire title in order to proceed against the property presently listed a "unknown owner";and

WHEREAS, the Mayor and Council are mindful of NJSA 54:4-99 which grants to the municipality the authority to make such abatement, revision, alteration, adjustment and settlement of any past due taxes and assessments and other municipal charges; and

WHEREAS, the matter has been reviewed by the Tax Assessor and the Tax Collector who are in agreement with the proposal to transfer or assign Certificate 78-8 to the adjoining property owner, Maurice Montemuro, for and in consideration of the sum of $4,000, received by the Borough of Keyport; and

WHEREAS, in consideration of all matters, the Mayor and Council are resolved to transfer or assign the Tax Sale Certificate 78-8 to MauriceMontemuro for and in consideration of $4,000.

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

1. The Mayor and Borough Council of the Borough of Keyport hereby authorize the appropriate municipal officials to assign the Tax Sale Certificate 78-8 covering property identified as Block 33, Lot 57 on the Tax Map of the Borough of Keyport presently listed as "unknown owner" to the adjoining property owner, Block 33, Lot 56, Maurice Montemuro, for and in consideration in the payment of $4,000.

2 Upon payment of the within $4,000 the appropriate municipal officials are authorized to complete the assignment and transfer of the Tax Sale Certificate to Maurice Montemuro for the property identified as Block 33, Lot 57.

3. The within tax sales certificate shall include all taxes accrued from 1977 through December 31, 2002.

4. Certified copies of the within Resolution shall be forwarded to Allen Weiss, Esquire, Hazlet, New Jersey, attorney for Maurice Montemuro, Municipal Finance Officer, Borough Attorney, Tax Assessor and Tax Collector and a copy of the within resolution shall be retained in the office of the Borough Clerk for inspection.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkines, Hyer, Stalter, Doyle, Green
Nays: None

8. **Resolution No. 114-03, Payment of Bills**

See copy attached as pages 12-15 of these minutes.

Offered by Mr. Hyer, seconded by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green
Nays: None

9. **Resolution No. 115-03, Appoint Deputy Borough Clerk**

WHEREAS, a vacancy has existed in the position of Deputy Borough Clerk; and

WHEREAS, the position was advertised in house and in the newspapers; and

WHEREAS, applications were submitted and interviews were held.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that JOANNE CLEMENTE is hereby appointed Deputy Borough Clerk, effective March 24, 2003 to fill a three (3) year unexpired term which will expire on December 31, 2004, at the annual salary of $25,500.00.

BE IT FURTHER RESOLVED that there is a 90 day probation period which will expire on June 24, 2003.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green
Nays: None

10. **Resolution No. 116-03, Amend Appointment of Fire Inspector**

WHEREAS, on February 25, 2003 the Mayor and Council adopted Resolution No. 91-03 appointing a Fire Inspector which Resolution has been determined to be in error and is hereby rescinded; and

WHEREAS, it is necessary to fill the part time position of Fire Inspector; and

WHEREAS, funds are available in the 2003 budget for this position; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that EARL LAMBERSON is hereby appointing Part Time Fire Inspector, effective March 1, 10023 at the annual salary of $3,000.00.

BE IT FURTHER RESOLVED that Earl Lamberson will work 2 hours per week.

BE IT FURTHER RESOLVED as this is a Part Time position, there are no benefits.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Hyer, Stalter, Doyle Green
Nays: Councilman Bergen

11. **Resolution No. 117-03, Amend Appointment of Electrical Subcode Official**

WHEREAS, on February 25, 2003, the Mayor and Council adopted Resolution No. 94-03 appointing an Electrical Subcode Official which Resolution has been determined to be in error and is hereby rescinded; and

WHEREAS, it is necessary to fill the part time position of Electrical Subcode Official; and

WHEREAS, funds are available in the 2003 budget for this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that FRANK CARDASCO is hereby appointed Part Time Electrical Subcode Official, effective March 1, 2003 at the annual salary of $4,500.00.

BE IT FURTHER RESOLVED that Frank Cardasco will work 4 hours per week.

BE IT FURTHER RESOLVED as this is a Part Time position, there are no benefits.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Hyer, Stalter, Doyle, Green
Nays: Councilman Bergen

12. **Resolution No. 118-03, Amend Appointment of Electrical Inspector**

WHEREAS, on February 25, 2003 the Mayor and Council adopted Resolution No. 93-03 appointing an Electrical Inspector which resolution has been determined to be in error and is hereby rescinded; and

WHEREAS, it is necessary to fill the part time position of Electrical Inspector; and

WHEREAS, funds are available in the 2003 Budget for this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that FRANK CORDASCO is hereby appointed Part Time Electrical Inspector, effective March 1, 2003 at the annual salary of $4,000.00.

BE IT FURTHER RESOLVED that Frank Cordasco will work 2 hours per week.

BE IT FURTHER RESOLVED as this is a Part Time position, there are no benefits.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Hyer, Stalter, Doyle, Green
Nays: Councilman Bergen

13. **Resolution No. 119-03, Amend Appointment of Plumbing Inspector**

WHEREAS, on February 25, 2003 the Mayor and Council adopted Resolution No. 95-03 appointing the Plumbing Inspector which Resolution has been determined to be in error and is hereby rescinded; and

WHEREAS, it is necessary to fill the part time position of Plumbing Inspector; and

WHEREAS, funds are available in the 2003 budget for this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that EARL LAMBERSON is hereby appointed Part Time Plumbing Inspector effective March 1, 2003 at the annual salary of $3,000.00.

BE IT FURTHER RESOLVED that Earl Lamberson will work 2 hours per week.

BE IT FURTHER RESOLVED as this is a Part Time position, there are no benefits.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Hyer, Stalter, Doyle, Green

Nays: Councilman Bergen

14. **Resolution No. 120-03, Amend Plumbing Subcode Official**

WHEREAS, on February 25, 2003 the Mayor and Council adopted Resolution No. 96-03 appointing a Plumbing Subcode Official which Resolution has been determined to be in error and is hereby rescinded; and

WHEREAS, it is necessary to fill the part time position of Plumbing Subcode Official; and

WHEREAS, funds are available in the 2003 budget for this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that EARL LAMBERSON is hereby appointed Part Time Plumbing Subcode Official, effective March 1, 2003 at the annual salary of $3,500.00.

BE IT FURTHER RESOLVED that Earl Lamberson will work 4 hours per week.

BE IT FURTHER RESOLVED as this is a Part Time position, there are no benefits.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Atkins, Hyer, Stalter, Doyle, Green
Nays: Councilman Bergen

15. **Resolution No. 121-03, Authorize Execution of Alcoholism and Drug Abuse Agreement for 2003 (#03A-13)**

WHEREAS, it is desirable for the Borough of Keyport to enter into an Agreement with the Monmouth County Board of Chosen Freeholders for Alcoholism and Drug Abuse as part of the Alliance to Prevent Alcoholism and Drug Abuse.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keyport that the Mayor and Borough Clerk are hereby authorized to execute the Alliance to Prevent Alcoholism and Drug Abuse Agreement #03A-13 for the period of January 1, 2003 to December 31, 2003 in the amount of $11,300.00 with the Monmouth County Board of Chosen Freeholders.

Offered by Mr. Hyer, Second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green
Nays: None

16. **Resolution No. 122-03, Cancel Water/Sewer Capital Improvement Fund**

WHEREAS, there exists an account titled Capital Improvement Fund in the amount of $53,087 on the balance sheet of the Water-Sewer Capital Fund; and

WHEREAS, the Borough has determined that the amount is in excess of the Borough's needs in this account and would like to cancel such excess to Water-Sewer Capital Fund Balance.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Keyport, County of Monmouth that $34,000 of the amount in the Water-Sewer Capital balance sheet account titled Capital Improvement Fund be cancelled to Water-Sewer Capital Fund Balance.

Offered by Mr. Hyer, Second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green
Nays: None

17. **Resolution No. 123-03, Authorize Second Year Option/CAL CORP t/a Stultz Fuel**

WHEREAS, on December 10, 2001, Cal Corp, Inc., t/a Stultz Fuel Company was awarded a contract to supply No. 2 fuel oil to the Borough of Keyport; and

WHEREAS, included in the bid specifications for said contract was an option granted to the Borough of Keyport to renew the agreement for an additional one year period commencing December 23, 2002 and ending December 22, 2003 upon the same terms and conditions as with the existing contract; and

WHEREAS, the Mayor and Council have determined that it is advisable to exercise said option.

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

1. That the option to renew the contract between the Borougho f Keyport and Cal Corp. Inc., t/a Stultz Fuel Company for No. 2 fuel oil, dated December 10, 2001 is authorized with same to be effective for the calendar year December 23, 2002 to December 22, 2003.

2. The Borough Clerk is authorized to take such actions as may be necessary to advise Cal Corp. of said renewal under the terms and conditions of the existing contract.

Offered by Mr. Hyer, second by Mrs. Atkins

Roll Call Vote: Ayes: Councilmembers Bergen, Atkins, Hyer, Stalter, Doyle, Green
Nays: None

ADJOURNMENT

Motion to Adjourn moved by Mr. Stalter, second by Mr. Hyer with Ayes by all present.

Time of Adjournment: 9:35 P.M.

Respectfully submitted,

Judith L. Poling

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

Allyson M. Cinquegrana

per Allyson M. Cinquegrana, RMC
Deputy Borough Clerk