

Approved 10/7/08

May 20, 2008
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, Two River Times and Newark Star Ledger and posted on the Bulletin Board in accordance with the Open Public Meeting Act, P.L. 1975, Ch. 231.

Mayor Bergen called the meeting to order at 6:34 P.M. Clerk Valerie Heilweil read the Sunshine Law Notice.

ROLL CALL

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

RESOLUTION

1. Resolution #149-08, Closed Session Meeting - Litigation, Personnel and Contract Negotiations

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

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

WHEREAS, the Governing Body wishes to discuss:

Litigation

- Paff vs. Borough of Keyport

Personnel

- Disciplinary Matter

Contract Negotiations

- Police Department Union

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that a meeting of the Mayor and Council shall be held forthwith from which the public shall be excluded in the Council Chambers, Borough Hall, for the purpose of discussing the above-mentioned items.

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

Offered for adoption by: Sheridan, Second by: Ortman

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

Nays:

Abstain:

Absent: Councilman Walling

Council went into Closed Session at 6:34 P.M. and this meeting was reconvened at 7:02 P.M.

Mayor Bergen called the meeting to order at 7:02 P.M. and the Borough Clerk read the Sunshine Law Notice. The Pledge of Allegiance was said and there was a moment of silence.

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

APPROVAL OF MINUTES

January 16, 2007 - Special
March 27, 2007 - Special
April 24, 2007 - Regular

Offered to receive and file made by Mr. Sheridan, second by Mr. Ortman

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

Nays:

Abstain:

Absent: Councilman Walling

PUBLIC HEARING/ADOPTION OF ORDINANCES

1. Ordinance #14-08 - Time Limited Parking on Jackson Street

The Clerk reads the Ordinance by Title:

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

The Clerk reports that the Ordinance was published as introduced in the Courier, issue of April 17, 2008, that the Affidavit of Publication is on file in her office, and that copies were posted on the Bulletin Board and made available to the public

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

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

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

**SCHEDULE IV
TIME LIMITED PARKING**

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

Name of Street	Side	Time Limit	Hours	Location
Atlantic Street	West	15 mins.	7:30 a.m. to 3:30 p.m. weekdays	From a point 25 feet south of the southerly curbline of Union Street to a point 250 feet south therefrom.
		2 hours	9 a.m. to 6 p.m. Mon. thru Sat.	Third Street to the northerly terminus.

Name of Street	Side	Time Limit	Hours	Location
Broad Street	Both	30 mins.	Weekdays 2 p.m. to 5 p.m.; Monday evenings 7 p.m. to 9 p.m.; Saturdays 9 a.m. to 12 noon	Beginning 35 feet from the southerly curbline of Third Street to a point 100 feet south thereof.
Broad Street	East	1 mins.	8:30 a.m. to 9 a.m. and 2 p.m. to 2:30 p.m.	From a point 132 feet north of the northerly curbline of Jackson Street to a point 230 feet northerly therefrom.
Broad Street Parking Lot		3 hours	9 a.m. to 6 p.m. Mon. thru Fri.	
Division Street Parking Lot		3 hours	9 a.m. to 6 p.m. Mon. thru Fri.	
East Front St.	Both	2 hours	9 a.m. to 6 p.m. Mon. thru Sat.	Broad Street east to Church Street
First Street	South	15 mins.		From a point 35 feet east of the easterly curbline of Greengrove Avenue to a point 15 feet easterly therefrom.
<u>Jackson Street</u>	<u>Both</u>	<u>2 ½ hours</u>	<u>9 a.m. to 12 noon</u> <u>weekdays</u>	<u>From Atlantic to the Easterly Terminus</u>
Jackson Street	South	15 mins.	8:00 a.m. to 4:00 p.m. weekdays	Broad Street east to Atlantic Street
Legion Drive Parking Lot and Fireman's Parking Lot		6 hours	9 a.m. to 5 p.m. every weekday except holidays*	
Main Street	Both	2 hours	9 a.m. to 6 p.m. Mon. thru Sat.	West Front Street south to Third Street.
Main Street	Both	2 ½ hours	9 a.m. to 12 noon weekdays	From Monroe to St. George Place
Maple Place	Both	2 hours		May Street to the Keyport Borough - Township of Aberdeen corporate line.
Maple Place	North	30 mins.	8:00 a.m. to 6:00 p.m.	Beginning 53 feet east of the easterly curbline of Orchard Street and continuing 22 feet east thereof within the Borough of Keyport

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

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

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

Motion was made and carried at 7:02 P.M. to open to the public.

Joseph, 92 Jackson Street, stated that vocational school kids that come at 11:30 will not be under this ordinance. Why would these kids not be affected and Keyport student/residents are? Mayor stated that the residents would not have to move their cars.

The Mayor explained that a resident came to him and Mayor Bergen told the resident that he would pass it only if other neighbors were in favor of it. She said they were so it was introduced. Now the Mayor is hearing something different.

Mayor Bergen stated that the Ordinance will be tabled. Mayor stated he will not impose anything on residents that they don't want.

COMMUNICATIONS AND PETITIONS

1. Application for a Social Affairs Permit from the Keyport Cultural Celebration Committee for the International Food and Music Festival to be held on June 28th and 29th.

Motion to approve moved by Mr. Sheridan, second by Mr. Hill with Ayes by all present.

2. Application for a Social Affairs Permit from St. Joseph School PTA for a reception/party to pick a winner of their Grand Raffle to be held on June 7th.

Motion to approve moved by Mr. Sheridan, second by Mr. Hill with Ayes by all present.

3. Application for a Social Affairs Permit from the Keyport Spanish American Club (Organizacion Pro-Unidad Puertorri Quena) de Keyport for their Spanish Festival to be held August 9th.

Motion to approve moved by Mr. Sheridan, second by Mr. Hill with Ayes by all present.

4. Application for a Social Affairs Permit from the Keyport Fire Department for the Firemen's fair to be held July 14th - July 19th.

Motion to approve moved by Mr. Sheridan, second by Mr. Hill with Ayes by all present.

5. Letters from Espresso Joe's requesting the use of the Keyport Mini Park, Borough electricity and one extra trash bin for the following dates and times:

- Thursday, July 17 and Friday, July 18th from 6PM to 9:15PM
- June 14th and August 9th from 2PM to 5PM
- Every Saturday in July and August, weather permitting, from 7PM - 9:15PM
- Saturday, July 12th from 2PM to 9:15PM (Rain date - Sunday, July 13th from 2PM to 7PM)
- Saturday, August 16th from 2PM to 9:15PM (Rain date - Sunday, August 17th from 2PM to 7PM)
- Saturday, September 6th from 2PM - 7PM for a music benefit show honoring disabled war veterans (Rain Date Sunday, September 7th)

Mr. Ebner recommended that Espresso Joe's provide a certificate of insurance. Mayor replied that they are just having a band play on Borough property. Ms. Bolte said it is like they are sponsoring a band.

Chief Mitchell stated he would like there to be no parking in front of the park.

Motion to approve with review by the Police Department and Borough Administrator to look into insurance moved by Mr. Sheridan, second by Mr. Kovacs with Ayes by all present.

6. Letter from Keyport Central School regarding award for seventh grade graduation ceremony to be held on Wednesday, June 18, 2008 at 5:15PM

Motion to give the same as last year moved by Mr. Hill, second by Mr. Kovacs with Ayes by all present.

REPORTS OF DEPARTMENTS

1. Borough Clerk's Monthly Report for April 2008
2. Tax\Water\Sewer Collector's Report for April 2008
3. Monthly Report for Building Department for April 2008
4. Property Maintenance Report April 2008
5. Minutes of March and April 2008 Board of Health Meetings and Treasurer's Reports
6. Municipal Court's Monthly Cashbook Report for April 2008

On file in the Borough Clerk's office for review.

Motion to approve all reports as read, moved by Mr. Kovacs, second by Mr. Sheridan with Ayes by all present.

COMMITTEE REPORTS

Councilman Kovacs; Building and Grounds and Library: Mr. Kovacs read the Library report including book circulation.

Councilman Sheridan; Fire, First Aid & Emergency Services: Mr. Sheridan reported that the Hook and Ladder truck is back in service. There were 174 fire calls and 467 first aid calls.

Councilman Hill; Health and Recreation: Mr. Hill reported that the skate park location is still being discussed. Recreation will be sponsoring a Wizard of Oz float for the Memorial Day Parade

Councilwoman Bolte; Finance, Grants and Redevelopment: Ms. Bolte reported that the Memorial Day Parade is Saturday at 2PM. Garden Club raised over \$900 in donations. They have completed three out of four "Welcome to Keyport Signs" Ms. Bolte mentioned the Borough has received \$6,300 in vendor fees. Check for \$250.00 to be presented at the next Council meeting to Food Ministerium.

Councilman Ortman; Police: Mr. Ortman gave update on police and reported on "Canine Jack"

Councilman Walling; Public Works/Recycling/Property Maintenance: Mr. Walling was absent.

ADMINISTRATOR'S REPORT

Ms. Bolte mentioned the CDBG hearing on the 29th at 6 PM. Application due June 9th.

Mr. Valesi reported on the following:

- Cedar Street Park
- Small parking lot at Veteran's
- Water Treatment Plant back online. Water should taste better in a couple of days. Invites Council to stop at water treatment plan to check out the new system. Will pay for itself in the long run.
- Roads will be paved in the next two weeks

Mr. Ortman asked about Coast Guard Auxiliary Trailer. Mr. Valesi explained that the trailer was obtained from Bird Construction as a temporary fix. Did not think it was appropriate for the sight.

Mayor thanked all who worked on the Memorial Day Parade.

State proposed to give \$66,000 of the money that it had taken away (of the \$368,000 it had originally decided not to give.

ATTORNEY'S REPORT

Attorney Wisniewski had nothing to report.

UNFINISHED BUSINESS

Mr. Ortman mentioned that Bloodborne Pathogen training for DPW is almost finalized. Then first aid will be scheduled.

RESOLUTIONS

2. Resolution #150-08 Authorizing Participation in the Safe and Secure Communities Program
3. Resolution #151-08 Authorizing Reduction in Sewerage Charges - Brancato
4. Resolution #152-08 Authorizing Reduction in Sewerage Charges - Fisher
5. Resolution #153-08 Authorizing Payment Plan - Graham
6. Resolution #154-08 Authorizing Payment Plan - Leising
7. Resolution #155-08 Authorizing Payment Plan - Winchell
8. Resolution #156-08 Authorizing Change Order No. 2 to the Contract No. 2 - Rebid - Improvements to the Perry Street Water Treatment Facility
9. Resolution #157-08 Endorsing the Proposed Legislative Moratorium to Implement New Flood Maps
10. Resolution #158-08 Payment of Bills

PUBLIC COMMENT PORTION

The Meeting is opened to the public for comments or questions at 7:30 P.M. offered by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

Resident, spoke about an accident his mother had in the snow where a police officer saved her life and she lived another 25 years. Police Departments make decisions every shift that impact people's lives.

Rowland Seckinger, Environmental Commission, selected a sophomore from the high school, as the project chairman. Matthew Cummins, will be in charge of the cleanup on Mott Street Bridge, on Saturday, May 31 from 9 AM to 12 noon. "Help Keyport Shine"

Bob Ludwig stated he received a summary of the beach clean-up, approximately 43 adult residents and children participated. Mr. Ludwig objected to DTV place-to-place transfer. Mentioned the May 29th - 7PM - hearing date.

Mr. Ludwig spoke about problems and rules that should be made or enforced at Waterfront Park. Chief Mitchell stated there are no rules as of right now. Mayor mentioned that the sign only needs to be at the beginning of the entrance.

Mr. Ludwig asked about the report Pete "promised" regarding the FEMA maps. Mr. Valesi replied that the public will be informed on changes from old FEMA maps to new ones. Mr. Valesi stated Keyport doesn't have the issues that the other municipalities have.

Mr. Ludwig spoke of Cheryl Hill project, not happy with the slope of the driveway and public property exceeds the standards.

Mike Lane, 51 First Street, asked about resolution supporting new flood maps. If you are in a low lying area and there is a hurricane there will be damage. Mayor stated that if you have flood insurance in Keyport do not let the insurance lapse.

Mr. Lane continued to speak regarding Keyport's proposed Pay-to-Play Ordinance for Professionals who Obtain Contracts with the Borough that the attorney was working on (handed out an article from the Star Ledger.) Citizen Campaign has offered to come and speak with Council.

There being no one further from the audience that wished to be heard the meeting was closed to the public at 8:03 P.M.

APPROVAL OF RESOLUTIONS

Motion on the Consent Agenda

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

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

Nays:
Abstain:

Absent: Councilman Walling

ADJOURNMENT

Motion was made and carried to adjourn the meeting at 8:04 P.M.