Approved
7/17/07

May 21, 2007
Keyport, New Jersey

Minutes of the Regular Meeting of the Mayor and Council, held on the above date in the Council Chambers, Borough Hall, 70 West Front Street, Keyport, New Jersey pursuant to 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 Boards in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231.

Mayor Bergen called the meeting to order at 6:11 P.M. and read the Sunshine Law Notice.

ROLL CALL

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

PROCLAMATION

1. Supporting the *Click It or Ticket* Mobilization of May 21-June 3, 2007

Mayor Bergen read the proclamation.

APPROVAL OF MINUTES

Minutes of the Special Meetings June 27, 2006 and August 14, 2006, Regular Meeting August 15, 2006, and Work Session Meeting September 6, 2006.

Motion to accept by Mr. Sheridan, second by Mr. Walling

Roll Call Vote: Ayes: Councilmembers Sheridan, Ortman, Walling
Nays: None
Abstain: Councilmembers Bolte and Hill
Absent: Councilman Hassmiller

COMMUNICATIONS & PETITIONS

1. KBA Special Meeting Notice, April 16th Agenda, Minutes of Special Board of Directors Meeting - March 5, 2007

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

2. Application for Raffle License - Jesus the Lord Church - Off-Premise Merchandise to be held July, 14 2007 at Fireman's Park

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

3. Letter and sample Resolution from Monmouth Conservation Foundation supporting renewal of the Garden State Preservation Trust.

Motion to Discuss next meeting moved by Mrs. Bolte, second by Mr. Sheridan with Ayes by all present.

4. Letter from resident Nancy McNerny regarding the bulkhead.

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

5. Letter from St. Joseph Church Fair Chairman Joseph Vecchio, requesting that a portion of Geran Street be closed during the annual parish fundraiser from Wednesday, May 30th - Sunday, June 3, 2007.

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

6. Letter from St. Joseph's Church Fair Chairman Joseph Vecchio requesting permission to sponsor and hold Fireworks display on church property on June 1, 2007.

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

7. Letter of resignation from Zoning Officer Robert Burlew, effective May 31, 2007.

   Motion was made and moved with Ayes by all present.

8. Letter of resignation from Deputy Registrar Carole Cerase, effective June 1, 2007.

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

9. Letter of resignation from Recycling Committee member Amanda Raftery.

   Motion to receive and file moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

   Robin Sheridan will be appointed as a recycling member.

10. Memo from Keyport High School Principal Dr. Miquel Hernandez soliciting an Offering for Graduates to be presented at Senior Farewell Night.

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

REPORTS OF DEPARTMENTS

1. Board of Health Minutes of April 10, 2007 and Treasurer's Report for April 2007

   See full copy of minutes on file in the Borough Clerk's Office

   Submitted by Donna Purcell, Board of Health Secretary

TOTAL COLLECTED IN THE BOARD OF HEALTH OFFICE	**$**	**3784.00**
DOG LICENSES	$	256.40
CAT LICENSES		24.60
MARRIAGE & CIVIL UNION LICENSES		168.00
DOMESTIC PARTNERSHIP AFFIDAVITS		-0-
BURIAL PERMITS		39.00
DEATH CERTIFICATES		2700.00
MARRIAGE CERTIFICATES		350.00
BIRTH CERTIFICATES		10.00
POOL PERMITS		-0-
PLAN REVIEW		100.00
FOOD HANDLERS		100.00

MISCELLANEOUS -0-

DISBURSEMENTS

CHECK #2928	- BOROUGH OF KEYPORT MISC. ACCT.	$	3317.00
CHECK #2929	- BOROUGH OF KEYPORT TRUST ACCT.	$	150.00
CHECK #2930	- BOROUGH OF KEYPORT DOG ACCT.	$	215.60
CHECK #2931	- NJ STATE DEPT. OF HEALTH	$	65.40

Submitted by Kelly Strang, Board of Health Treasurer

2. Recreation Committee Minutes of May 3, 2007

See full copy of minutes on file in the Borough Clerk's Office

Submitted by Nicki Francis, Recreation Commission Secretary

3. Property Maintenance Report of May 4, 2007

See full copy of this report on file in the Borough Clerk's Office

Submitted by Rowland Seckinger, Property Maintenance Officer

4. Building Department Monthly Report for April 2007

PERMIT TYPE	**# ISSUED**	**AMOUNT**
State DCA Fee	20	$ 127.00
Construction Certificates	1	32.00
Plumbing	11	646.00
Electrical	17	989.00
Building	14	1,487.00
Fire Sub Code	8	565.00
Code Enforcement C of O	41	1,035.00
Transfer of File C of O	6	210.00
Smoke Detector Inspector	41	2,030.00
Zoning	13	130.00
200 Ft. Property List	1	10.00
Miscellaneous	12	295.00
Copies	0	0.00
Const. Debris Deposit	3	150.00
Construction Violations	0	0.00
Re-Inspection	0	0.00
Total		**7,706.00**

ACCOUNTS PAYABLE

Amount Paid to Borough:	CK #2585	$	7,429.00
Debris Deposit to Borough:	CK #2584		150.00
State Fee Due	quarterly		

Submitter by Carole Cerase, Senior Permit Clerk

5. Tax/Water/Sewer Collector's Report for April 2007

2007 TAXES	$ 899,774.63
2006 TAXES	58,508.62
INTEREST AND COSTS	4,298.21
ADMINISTRATIVE FEES	480.00
UNIFORM FIRE SAFETY	9,711.75
MUNICIPAL COURT FINES	17,614.88
LANDLORD REGISTRATION FEES	6,300.00
SENIOR CITIZEN HOUSING IN LIEU OF TAXES	30,755.00
UNIFORM CONSTRUCTION CODE	12,398.00

PLANNING BOARD APPLICATION FEE	800.00
ALL OTHER MISCELLANEOUS REVENUE	8,695.66
TOTAL CURRENT RECEIPTS	**$1,049,336.75**

WATER/SEWER RENTS	$ 411,591.44
INTEREST AND COSTS	2,166.74
TURN ON CHARGE	.00
NSF CHECK CHARGES	40.00
POOL FILL PERMITS	.00
METER WITH TURN ON CHARGE	101.93
WATER/SEWER CONNECTION FEES	.00
CELLULAR TOWER LEASE	4,740.00
TOTAL WATER/SEWER RECEIPTS	**$ 418,640.11**

Submitted by Keri Stencel, Tax Collector

6. Borough Clerk's Monthly Report for March 2007 and April 2007

March 2007

	WATER/SEWER ACCOUNT	
WATER CONNECTION	$ -0-	
TURN ON CHARGE	120.00	
WATER METER	185.79	
SEWER CONNECTION	-0-	
SEWER/POOL PERMIT	-0-	
WATER METER W/TO	-0-	
OTHER: DEMOLITION	300.00	
TOTAL WATER/SEWER	**$ 605.79**	CK #3724

	CURRENT ACCOUNT	
BINGO LICENSE	$ -0-	
FIREARM & FINGERPRINTING	-0-	
LIMO LICENSES	440.00	
PHOTOCOPIES	127.00	
POSTAGE	-0-	
RAFFLE LICENSE	-0-	
TAXI LICENSE, DRIVER	-0-	
TAXI LICENSE, OWNER	-0-	
POLICE DEPT. ACCIDENT RPT	500.75	
SEARCHES	-0-	
VENDING LICENSE	-0-	
PEDDLER LICENSE	100.00	
LIQUOR LICENSE	-0-	
STREET OPENING	150.00	
FISH & WILDLIFE	-0-	
RECYCLING PERMITS	100.00	
PARKING PERMITS	10.00	
AUCTION	-0-	
OTHER: TOW TRUCK OPERATOR LIC	-0-	
OTHER: RETURNED CHECK CHARGE		
OTHER		
TOTAL CURRENT	**$ 1,428.25**	CK #3725

	RECREATIONAL BAYFRONT IMPROVEMENT TRUST
BOAT lAUNCHING RAMP PERMITS	$ -0-
BAIT	-0-
ICE	-0-
SODA	-0-

ICE CREAM	-0-	
TOTAL RBIT	**$ -0-**	

	ESCROW ACCOUNT	
CASH REPAIR	$ 54.00	PERMIT #3030&2482
TOTAL ESCROW	**$ 54.00**	CK #3726
TOTAL RECEIPTS	**$ 2088.04**	

Submitted by Valerie T. Heilweil, Borough Clerk

April 2007

	WATER/SEWER ACCOUNT	
WATER CONNECTION	$ -0-	
TURN ON CHARGE	160.00	
WATER METER	485.94	
SEWER CONNECTION	-0-	
SEWER/POOL PERMIT	-0-	
WATER METER W/TO	-0-	
OTHER: DEMOLITION	300.00	
TOTAL WATER/SEWER	**$ 945.94**	CK #3727

	CURRENT ACCOUNT	
BINGO LICENSE	$ -0-	
FIREARM & FINGERPRINTING	-0-	
LIMO LICENSES	-0-	
PHOTOCOPIES	91.00	
POSTAGE	-0-	
RAFFLE LICENSE	-0-	
TAXI LICENSE, DRIVER	50.00	
TAXI LICENSE, OWNER	-0-	
POLICE DEPT. ACCIDENT RPT	556.00	
SEARCHES	-0-	
VENDING LICENSE	-0-	
PEDDLER LICENSE	-0-	
LIQUOR LICENSE	-0-	
STREET OPENING	150.00	
FISH & WILDLIFE	-0-	
RECYCLING PERMITS	220.00	
PARKING PERMITS	40.00	
AUCTION	-0-	
OTHER: TOW TRUCK OPERATOR LIC	-0-	
OTHER: RETURNED CHECK CHARGE		
OTHER		
TOTAL CURRENT	**$ 1,107.50**	CK #3728

	RECREATIONAL BAYFRONT IMPROVEMENT TRUST	
BOAT 1AUNCHING RAMP PERMITS	$ 375.00	
BAIT	-0-	
ICE	-0-	
SODA	-0-	
ICE CREAM	-0-	
TOTAL RBIT	**$ 375.00**	CK #3729

ESCROW ACCOUNT

CASH REPAIR	$	89.00	PERMIT #1772&2797
TOTAL ESCROW	**$**	**89.00**	CK #3730
TOTAL RECEIPTS	**$**	**2517.44**	

Submitted by Valerie T. Heilweil, Borough Clerk

7. Harbor Commission Minutes of March 12, 2007

See full copy of these minutes on file in the Borough Clerk's Office.

Submitted by John Olsen, Chairman

6. Municipal Court

STATE FINES	$ 519.00
STATE SURCHARGE	$ 181.00
STATE UNINSURED	$ 354.00
COUNTY FUNDS	$ 5,213.02
COUNTY FINES	$ 6,035.00
MUNICIPAL FINES	$12,597.00
MUNICIPAL COSTS	$ 5,799.00
MUNICIPAL PARKING	$ 2,186.00
MISCELLANEOUS	$ 7,662.73

Submitted by Kathie Coffey, Court Administrator

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

REPORTS OF COMMITTEES

Councilman Sheridan; Fire, First Aid & Emergency Services: Mr. Sheridan had no report.

Councilman Hassmiller; Buildings and Grounds and Library: Mr. Hassmiller was not present.

Councilman Hill; Health and Recreation: Councilman Hill reported on the following. Mr. Matt Schwartz has been replaced by Mr. Kevin Flynn as the Recreation Director.

Councilman Ortman; Police: Mr. Ortman reported on the following. Mr. Ortman commended the Police Department and the director of 180 Turning Lives Around. Commended the Police Department also on the Utility Pole Inventory. On June 1st there will be a dinner held for Chief Gajewski. The insurance company is offering a Blood Borne Pathogen Class.

Councilman Walling; Public Works/Recycling/Property Maintenance: Mr. Walling reported on the following. On June 5th George Sappah will be having surgery and will be out 3-4 weeks. The Fire Museum will be having its seven year celebration.

Councilwoman Bolte; Finance, Grants and Redevelopment: Mrs. Bolte reported on the following. Mrs. Bolte had no committee meeting reports. The Memorial Day Parade is on Sunday at 1:00 P.M. Councilman Walling will not be at the Parade.

Administrator Valesi: Mr. Valesi had no report.

Attorney Wisniewski: Mr. Wisniewski had no report.

NEW BUSINESS

1. **Rehabilitation.** Councilman Walling would like minutes to be taken of the rehabilitation meetings.

DISCUSSION

1. Summer Meeting Schedule

The July/August Meetings will be the third Tuesday of the month. There is a Resolution to change the meeting schedule to July 17th and August 21st.

RESOLUTIONS

2. Resolution #152-07, Reducing 2007/2008 Defeated School Budget - reduction of $90,000

WHEREAS, the legal voters of the School District of the Borough of Keyport, in the County of Monmouth and State of New Jersey, at an Annual District Election Meeting conducted by the Board of Education on April 17, 2007, defeated, disapproved and rejected the Budget of the said Board of Education for the School Year 2007-08 of those voting; and

WHEREAS, as a result of such rejection of said Budget, the legal obligation devolved upon the Governing Body of the Borough of Keyport pursuant to Revised Statute 18:22-37 to certify to the Monmouth County Board of Taxation the amount or amounts which it determines necessary to provide a thorough and efficient system of schools of said district for the school year beginning July 1, 2007 and ending June 30, 2008; and

WHEREAS, the voters rejected the following:

1. General Fund Tax Levy $8,486,583.00

WHEREAS, the Mayor and Borough Council of the Borough of Keyport, Monmouth County, after considering and reviewing the budget of the Board of Education as originally proposed is of the opinion that said budget, item 1 above, should be reduced by $90,000.00, as detailed on "Appendix A", and that the amounts included in this section in their resolution are deemed to provide a thorough and efficient system of school and education in said district for the school year 2007-08;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Keyport, County of Monmouth, State of New Jersey, that the Keyport Borough Board of Education Budget Tax for the 2007-08 School Year be reduced as follows:

A. General Fund Tax Levy $90,000.00

BE IT FURTHER RESOLVED that the following amounts are required to provide a thorough and efficient system of school and education in the district for School Fiscal Year 2007-08 and that the following total sums are to be raised by taxes to support the 2007-08 Budget:

GENERAL FUND	**$8,396,583.00**
DEBT SERVICE	**$302,097.00**

BE IT FURTHER RESOLVED by the Mayor and Borough Council of the Borough of Keyport that the attached detailed sheet of taxes for the 2007-08 Board of Education Budget and the 2007 Tax Levy are required; and

BE IT FURTHER RESOLVED that certified copies of this resolutio be delivered to the Monmouth County Board of Taxation and th Keyport Borough Board of Education; and

BE IT FURTHER RESOLVED that attached "Appendix A" hereto is a list of accounts and proposed additions and reductions in said accounts, which list is incorporated herein and made part hereof.

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

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

Mayor Merla explained the Resolution reducing the School Board Budget for 2007/2008 School Year; reduce tax levy by $90,000.00. Rob Cardnel explained his work on the budget cuts. Miscellaneous revenues will be increased to $85,000 from $40,000 and $5,000 will be used as surplus as of June 30, 2007. Mayor Merla said he is confident the numbers are correct. Dr. C. Dan Blachford, Keyport Schools Superintendent, said council did a "spectacular job," the current accounting system made it difficult to track money. Mayor Merla said the fund balance (surplus) was more than what was originally available.

Peter Henning, 102 Main Street, said he is a member of the School Board and explained the school budget is a gray area. They cannot account for new students who may need to be sent out of the district. Not all of the cost can be anticipated.

3. Resolution #154-07, Payment of Bills

See full copy of this Resolution on file in the Borough Clerk's Office

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

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

4. Resolution #155-07, Hiring Part-Time Summer Laborers

WHEREAS, it is necessary to hire Part Time Summer Laborers; and

WHEREAS, applications have been submitted and reviewed for both Department of Public Works and for the manning of the Municipal Boat Ramp.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the following individuals:

SEAN CONWAY	**JAMES HENNING**
CHRIS SZARO	**LINDA CORBETT**
NICK VECCHIO	**EMILY BURLEW**
JOSEPH OLINI	**GEORGE SPRAGUE**
ROBERT HASSMILLER	**HANS PEDERSON**

are hereby hired as at will, temporary, Part Time Summer Laborers at the hourly rate of $10.00 per hour.

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

BE IT FURTHER RESOLVED that since this is a part time position there are no benefits

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

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

5. Resolution #156-07, Establishing Neighborhood Preservation Program (NPP) Planning Committee to Assist in the Development and Implementation of the Neighborhood Preservation Program Grant Agreement, and to fulfill on the intention of Substantial Community Involvement according to the New Jersey Maintenance of Viable Neighborhoods Act and Neighborhood Preservation Housing Loan and Grant Act of 1975

WHEREAS, Neighborhood Preservation Program and the BOROUGH OF KEYPORT recognize the importance of a well organized and community-based planning process to ensure a quality future for our community; and,

WHEREAS, further organizing that it is desirable that a vital and involved community is safe, clean and accessible to the community and well designed, and maintains safe and affordable housing and recreation; and

WHEREAS, acknowledging that the cooperative planning and management of services to enhance the standard of living is an advantage and protects the public welfare and health and interests of the community; and

WHEREAS, that such efforts create community spirit, pride, and commitment and protect the future of the Keyport Neighborhood.

THEREFORE, let it be resolved that we recognize the importance and value of community involvement in local planning and development arising from the partnership of the Neighborhood Preservation Program and the Borough of Keyport and the sustained organization of its residents and contributors;

And do hereby authorize Mayor Robert Bergen to appoint a Neighborhood Preservation Program committee to assist in the development and implementation of the Neighborhood Preservation Program;

And, as committee members will act in ongoing advisory and assistance capacity to accomplish program goals and objectives, and specifically assist in the development of a strategic neighborhood development plan;

And, will consist of a minimum of 50% of the members shall be from the designated program area, and a maximum of 35% shall be from other segments of the community, municipal representatives and at least one official; and, will review survey and research findings of a planning study and develop a Strategic Work Plan to be submitted to the Municipality and the State Program Manager for approval.

Therefore let it be further resolved that the following will serve on the Neighborhood Preservation Planning Committee for the length of the Neighborhood Preservation Program contract:

NAME	AFFILIATION
1. Councilwoman Christian Bolte	NPP Liaison
2. Mr. Cliff Moore, IHOP	Business Owner, NPP Target Area
3.	
4.	
5.	
6.	
7.	
8.	

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

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

391. Resolution #157-07, Reducing Water/Sewer Bill

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

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

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. Formal authorization is hereby given to reduce sewer fees for 68 Main Street due to broken pipes.

ACCOUNT #	NAME	AMOUNT	REASON
60006900-0	Ehlbeck	391.47	Broken pipes caused by extreme cold.

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

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

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

3. Resolution #158-07, Authorizing Emergency Repairs to the Perry Street Water Plant Contact Clarifier's Turbine Agitator

WHEREAS, the Borough of Keyport experienced a failure of the Perry Street Water Plant Contact Clarifier's Turbine Agitator on May 15, 2007 and whereas the failure to immediately repair the aforesaid, in the opinion of the Superintendent of Engineering for the Borough of Keyport, endangers the health, safety or welfare of the residents and citizens in the Borough of Keyport; and

WHEREAS, the aforementioned failure could not be anticipated; and

WHEREAS, *N.J.S.A.*40A:11-6 allows for the award of emergency contracts without public advertising for bids and bidding when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, G.M.H. Associates of America, Inc. has provided a quote for the aforesaid emergency repairs for the cost of Eighteen-Thousand Five-Hundred Dollars ($18,500.00); a copy of their invoice is attached hereto and incorporated herein by reference; and

WHEREAS, the replacement of the Perry Street Water Plant Contact Clarifier's Turbine Agitator is included in the water treatment plant upgrade project and will be applied to that project's available funding lessening the cost of that project; and

WHEREAS, the Borough of Keyport must have this plant operational and producing water by May 21, 2007 in accordance with the Borough's agreement with Shorelands Water Co.; and

WHEREAS, the sufficient funds are available and have been or will be appropriated for this specific purpose,

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

1. G.M.H. Associates of America, Inc. is authorized to perform the emergency repairs for the amount of Eighteen-Thousand Five-Hundred Dollars ($18,500.00).

2. The Emergency Procurement Report is to be filed with the Director of the Division of Local Government Services by June 14, 2007.

3. Copies of the within Resolution shall be forwarded to the Municipal Finance Officer and the Borough Clerk, who shall retain a copy for public inspection.

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

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

8. Resolution #159-07, Authorizing the Borough Administrator to Negotiate Leases for Replacement of Copiers and Postage Equipment including Supply and Maintenance Agreement

WHEREAS, the Borough of Keyport currently owns its own copy machines and postage equipment, and;

WHEREAS, the cost of the maintenance contracts for several of these machines exceeds the cost of leasing new equipment with maintenance, and;

WHEREAS, the Borough Administrator has the acquired information from various vendors in an effort to reduce the costs for these services, and;

WHEREAS, the leases and/or service contracts will be procured in accordance with all state contract laws and local public contract laws, where applicable.

BE IT RESOLVED, by the Mayor and Council of the Borough of Keyport that the Borough Administrator is hereby authorized to negotiate leases for the replacement of copiers and postage equipment, including supply and maintenance agreements.

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

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

9. Resolution #160-07, Hiring Part-Time Dispatcher - Nicholas Lands

WHEREAS, there is a present need for Part-Time Dispatcher/Communications Operator; and

WHEREAS, Police Captain Thomas Mitchell has recommended Nicholas Lands be hired for the position of Part-Time Dispatcher/Communications Operator.

NOW THEEFORE, BE IT RESOLVED by the Mayor and Council that Nicholas Lands is hereby hired as Part-Time Dispatcher/Communications Operator at a rate of $10.00 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 for adoption by Mr. Sheridan, second by Mr. Ortman

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

10. Resolution #161-07, Hiring Part-Time Dispatcher - Sharon Kirby Magill

WHEREAS, there is a present need for Part-Time Dispatcher/Communications Operator; and

WHEREAS, Police Captain Thomas Mitchell has recommended Sharon Kirby Magill be hired for the position of Part-Time Dispatcher/Communications Operator.

NOW THEEFORE, BE IT RESOLVED by the Mayor and Council that Sharon Kirby Magill is hereby hired as Part-Time Dispatcher/Communications Operator at a rate of $10.00 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 for adoption by Mr. Sheridan, second by Mr. Ortman

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

11. Resolution #162-07, Appoint Robin Sheridan - Recycling

WHEREAS, on March 24, 1992, Resolution #140-92 created a Recycling Committee to oversee recycling throughout the Borough of Keyport; and

WHEREAS, the Resolution provided for the appointment of eight members to the Recycling Committee to serve two (2) year terms.

WHEREAS, due to a resignation on the committee, a vacancy currently exists.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that Robin Sheridan is hereby appointed to fill the unexpired term which will expire on December 31, 2007.

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

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

Walling, Bolte
Nays: None
Abstain: None
Absent: Councilman Hassmiller

12. Resolution #163-07, One Meeting July/August

WHEREAS, the annual notice of the Mayor and Council meeting dates state that Mayor and Council meetings for the months of July and August 2007 are set for July 3rd , July 17th and August 7th and August 21st ; and

WHEREAS, due to summer scheduling the Mayor and Council wish to hold one regular meeting a month during July and August 2007.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that the regular meetings formerly set for July 3rd and August 7th are hereby canceled; and

BE IT FURTHER RESOLVED that the July 17th and August 21st meetings for July and August 2007 will remain scheduled as formerly stated in the Borough of Keyport's Annual Notice.

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

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

13. Resolution #164-07, Appoint/Hire Anthony Niebert - Temporary Zoning Officer, Assistant Property Maintenance Officer, Assistant Code Enforcement Officer - not to exceed $3,500.

WHEREAS, Mayor and Council wish to hire a temporary Zoning Officer, Assistant Property Maintenance Officer and Assistant Code Enforcement Officer; and

WHEREAS, funds are available in the 2007 budget for this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that Anthony Niebert is hereby appointed to fill these positions on a temporary basis for 60 days, effective June 1, 2007 at the annual salary of $3,500.00.

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

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

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

Motion to go into Closed Session at 6:49 P.M. moved by Mr. Walling, second by Mr. Sheridan with Ayes by all present.

RESOLUTION

1. Resolution #153-07, Closed Meeting - Personnel, Litigation

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 exists; and

WHEREAS, the Governing Body wishes to discuss:

A. Personnel
1. Zoning, Property Maintenance, Code Enforcement

B. Litigation
1. Defino Case

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 Mr. Walling, second by Mr.Sheridan

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

The meeting was called to order at 7:00 P.M by Mayor Bergen. Mr. Ebner led the Pledge of Allegiance and Moment of Silence.

ROLL CALL

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

The Mayor and Council reconvened for Open Session at 7:00.

PUBLIC COMMENT PORTION

This meeting was opened to the public for comments or questions at 7:02 P.M. With there being no further comments or questions this meeting was closed to the public at 7:02 P.M.

ADJOURNMENT

Motion to Adjourn the meeting made and moved with Ayes by all present.

Time of Adjournment: 7:03 P.M.