

Approved 8/19/08

June 19, 2007
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 7:02 P.M. and read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Sheridan, Ortman, Bolte (arrived 7:18), Hill, Walling, Hassmiller and Mayor Bergen. Others present: Mr. Wisniewski, Borough Attorney and Borough Administrator Valesi.

RESOLUTION

1. Resolution #179-07 Closed Session Meeting - Contract Negotiation - DPW Lease, Personnel - Service Title Determination

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:

- A. **Personnel** - Service Title Determination
Sprint/Nextel Settlement
- B. **Contract**
DPW Lease
Lucas Construction Contract Award Date Extension
- C. **Litigation**
Litigation Updates
Potential Litigation Aeromarine
DeFino Litigation

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

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

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

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

Nays:

Abstain:

Absent: Bolte

The meeting was reconvened and called to order at 8:11 PM by Mayor Bergen. The Municipal Clerk read the Sunshine Law Notice which was followed by the Pledge of Allegiance and a Moment of Silence in remembrance nine firefighters that died in South Carolina.

On Roll Call the following were present: Councilmembers Sheridan, Hassmiller, Hill, Ortman, Walling, Bolte and Mayor Bergen. Others Present: Administrator Peter Valesi, Borough Attorney Wisniewski and Borough Engineer Donald Norbut.

SWEARING IN OF OFFICERS

Sergeant Casaletto and Sergeant Gallo take the
Oath of Office as Lieutenants

This meeting was made to adjourn at 8:17PM for two minutes so that those who do not wish to stay may leave at this time.

The meeting was reconvened and called to order at 8:22 PM by Mayor Bergen.

PROCLAMATION

Presented to the members of the Eagle Hose Fire Company
on their 100 Year Anniversary

HEARING ON ORDINANCE 14-07

1. Amending Liquor License Fees

The Clerk reads the Ordinance by Title: AN ORDINANCE AMENDING CHAPTER VI, ALCOHOLIC BEVERAGE CONTROL, SECTION 6-3.4 LICENSE FEES MAXIMUM NUMBER OF THE ORDINANCES OF THE BOROUGH OF KEYPORT

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

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

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

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

Class of License	Annual License Fee	No. of Licenses
Plenary Retail Consumption License	\$1,634.16 <u>\$1960.99</u>	12
Plenary Retail Distribution License	\$1,092.96 <u>\$1311.55</u>	1
Club License	\$150.00 <u>\$165.00</u>	5

The provisions of this subsection with respect to the limitation on the number of licenses shall not apply to the renewal or transfer of licenses presently issued. (Ord. #12-81, \$1, New; Ord. #4-90, \$1; Ord. #8-91, \$1; Ord. #10-92, \$1; Ord. #3-99, \$1)

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

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

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

The Hearing is opened to the public for comments or questions at 8:24 PM

There being no further comments or questions the hearing was closed to the public at 8:24PM.

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

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

Nays:
Abstain:
Absent:

Motion authorizing the Clerk to publish the Ordinance as finally adopted according to law in the Courier, June 21, 2007 issue, moved by Mr. Sheridan, second by Mr. Hill with Ayes by all present.

HEARING ON ORDINANCE 15-07

2. Business Improvement District (BID)

The Clerk reads the Ordinance by Title: AN ORDINANCE AMENDING CHAPTER XXI, BUSINESS IMPROVEMENT DISTRICT, SECTION 21-3 FINDINGS OF THE ORDINANCES OF THE BOROUGH OF KEYPORT

WHEREAS, The Mayor and Council of the Borough of Keyport wish to amend Chapter XXI, Business Improvement District, Section 21 in order to more accurately reflect the requirements of the enabling statute, and

WHEREAS, N.J.S.A. 40:56-68b requires that one of the Borough's required findings for a special improvement district state that a special assessment shall be imposed and collected by the municipality with the regular property tax payment or payment in lieu of taxes or otherwise, and that all or a portion of these payments shall be transferred to the District Management Corporation to effectuate the purposes of this Act and to exercise the powers given to it by municipal ordinance, and

WHEREAS N.J.S.A. 40:56-80 requires that monies collected for a Business Improvement District be credited to a special account from which the Mayor and Council may incur costs for said District though not specifically provided for by line item, now therefore

BE IT ENACTED by the Mayor and Council of the Borough of Keyport that Chapter XXI, Section 21 of the Revised Ordinances of the Borough of Keyport is amended as follows:

Section 21-3c is hereby deleted and replaced with the following language as set forth in N.J.S.A. 40:56-68b:

That a special assessment shall be imposed and collected by the Borough with the regular property tax payment or payment in lieu of taxes or otherwise, and that all or a portion of these payments shall be transferred to the District Management Corporation to effectuate the purposes of this Chapter and to exercise the powers given to it by this Chapter.

Section 21-9f is hereby deleted and replaced with the following language;

Monies appropriated and collected on account of annual improvement costs, and costs of operating and maintaining a Business Improvement District, shall be credited to a special account. Pursuant to N.J.S.A. 40:56-80(e), the Mayor and Council may incur the annual costs of improving, operating and maintaining a Business Improvement District during any fiscal year, though not specifically provided for by line item or other category in an approved estimate for such fiscal year, if in its discretion it shall be deemed necessary to provide for such annual improvements or operation or maintenance prior to the succeeding fiscal year and so long as the total amount of the account as approved for that year is not exceeded by that expenditure. Any balances to the credit of the account and remaining unexpended at the end of the fiscal year shall be conserved and applied towards the financial requirements of the succeeding year.

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

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

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

The Hearing is opened to the public for comments or questions at 8:25 PM

Art Olsen, 73 East Front Street, President of KBA - read letter to Council regarding Ordinance. He asked Council to vote against Ordinance and leave it as it now reads.

Louis Granada, Attorney for KBA, states to amend Ordinance now alters the original intent of Ordinance at the time of the adoption. Feels there is no need to "clean-up the ordinance."

Mayor replied that if Council was to decide not to pay monies over to KBA there would need to be a vote of the Council. Amendment allows Borough to keep monies collected by KBA. Attorney Granada feels it is discretionary. Mayor asks Attorney Granada; under what legal proceedings can the Borough ignore the findings and adopt their own? Mr. Granada replies that the wording "All or a Portion" make it discretionary. Mayor feels that the statue does not grant any power or authority to the Governing Body. Power is in Section F of Ordinance so the Council is not getting any power in the ordinance by amending findings.

Mike Reedy, 42 First Street, Reedy International supports Ordinance.

Larry Vecchio, 55 West Front Street, thinks there are more important things to do in town than to amend this Ordinance.

Mayor states that this Ordinance was amended (the By-laws) last year. The Borough can spend this money at any time it wants by a vote of the Council.

Richie (Embroidery Shop), West Front Street, feel mission statement is not being followed. The KBA is guilty of inaction. Council should get rid of KBA board.

Terry Bolte, (Clever Hen) 65 Elizabeth Street, Amendment was not needed until now. Feels KBA Board not doing what it's supposed to do.

Mayor, the intent of this Ordinance was a technical amendment to avoid litigation in the future by making Ordinance correspondence.

There being no further comments or questions the hearing was closed to the public at 8:56PM.

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

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

Ordinance not passed.

HEARING ON ORDINANCE 16-07

3. Adding a Handicapped Parking Space

The Clerk reads the Ordinance by Title: AN ORDINANCE AMENDING 7-5 SCHEDULE XXI (PARKING AREA FOR HANDICAPPED PERSONS) OF TRAFFIC REGULATIONS OF THE BOROUGH OF KEYPORT

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

WHEREAS, the Borough Police Department has produced recommendations as to appropriate handicapped parking in the Borough of Keyport, and

WHEREAS, pursuant to N.J.S.A. 40:48-1 the power to adopt public ordinances for public health, safety and welfare of the borough is coterminous with the power of the legislature, and

WHEREAS, pursuant to N.J.S.A. 39:4-197 the Borough of Keyport may designate as restricted parking spaces for use by persons who have been issued a special vehicle identification card by the New Jersey Motor Vehicles Commission.

NOW THEREFORE BE IT ENACTED by the Mayor and Council of the Borough of Keyport that ' 7-5 Schedule XXI of the Revised Ordinances of the Borough of Keyport are amended by adding the following;

Name of Street	Side	Location
Main Street	Southeast	20 feet from the Southeast corner of the intersection of Main Street and Jackson Street

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

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

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

The Hearing is opened to the public for comments or questions at 8:56 PM

There being no further comments or questions the hearing was closed to the public at 8:57PM.

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

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

Nays:
Abstain:
Absent:

Motion authorizing the Clerk to publish the Ordinance as finally adopted according to law in the Courier, June 21, 2007 issue moved by Mr. Sheridan, second by Mr. Walling with Ayes by all present.

INTRODUCTION OF ORDINANCE

1. Ordinance No. **17-07** Amending Section 5-4.9, Exceptions, of Chapter V - General Licensing and Business Regulations

The Clerk reads the Ordinance by Title: AN ORDINANCE AMENDING CHAPTER V, LICENSING AND BUSINESS REGULATIONS, SECTION 5-4.9 EXCEPTIONS OF THE ORDINANCE OF THE BOROUGH OF KEYPORT

WHEREAS, The Mayor and Council of the Borough of Keyport wish to amend Chapter V, Licensing and Business Regulations, Section 5-4.9 exceptions to address vendors for one day events or other events specified by the Borough of Keyport, and

WHEREAS, the general power of the Borough of Keyport to license and to prescribe license fees is contained in N.J.S.A. 40:52-1, 2. Licensing is also a part of the general police power granted by N.J.S.A. 40:72-3 and N.J.S.A. 40:48-2, now therefore

BE IT ENACTED by the Mayor and Council of the Borough of Keyport that Chapter V Section 5-4.9 Exceptions of the Revised Ordinances of the Borough of Keyport is amended as follows:

5-4.9 Exceptions. The provisions of this section shall not be construed to apply to:

c. Vendors for one (1) day events or other events authorized by the Mayor and Council specified of the Borough of Keyport shall be exempt from securing a license as provided herein, but shall be required to submit an abbreviated application in the form as established by the Borough. The completed abbreviated application is to be submitted to the Borough Administrator, or his/her designee, for review and approval. A copy of all approved applications under this subsection shall be supplied to the Borough Clerk. A fee of \$20.00 is required for the application review.

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

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

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

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

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

Nays:
Abstain:
Absent:

Motion authorizing the Clerk to publish the Ordinance as finally adopted according to law in the Courier, June 21, 2007 issue moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

COMMUNICIATIONS & PETITIONS

1. Letter from David Olsen, Keyport Fire Department Fair Committee Secretary requesting Mayor and Council suspend the two hour parking ordinance in the center of the business district during the week of the Fireman's Fair, July 9th to July 14th

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

2. Letter from David Olsen, Keyport Fire Department Fair Committee Secretary requesting the use of the public works equipment during the week of the Fireman's Fair for moving garbage and equipment under the supervision of the Superintendent of Public Works.

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

3. Letter from David Olsen, Keyport Fire Department Fair Committee Secretary requesting permission to use the Borough picnic tables from July 7th to July 15th

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

4. Letter from David Olsen, Keyport Fire Department Fair Committee Secretary requesting permission to use the parking lot at the corner of American Legion Drive from July 5th to July 16th and further requesting the closure of American Legion Drive from 6PM - 2AM, Monday through Saturday during the week of the Fair

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

5. Letter from David Olsen, Keyport Fire Department Fair Committee Secretary requesting permission to use the municipal parking lot on American Legion Drive on the night of July 11, 2007 for Firemen and First Aide Night

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

6. Letter from David Olsen to the Keyport Board of Education requesting permission to utilize the parking lot on Atlantic Street from July 9th to July 14th for parking any extra equipment or trailers

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

7. Letter from David Olsen to the Keyport Board of Education offering a spot at the Firemen's Fair for demonstration purposes

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

8. Letter from David Olsen to Anthony Vecchio, Fire Official, requesting permission to hold a fireworks display on July 10th, July 13th and July 14th from the marsh area in Browns Point at the North end of Washington Street

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

9. Letter from David Olsen to the Keyport Postmaster requesting the use of their parking lot from July 8th to July 15th for personal vehicles of those firemen working the fair

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

10. Flyer regarding Snapper Contest at the Pier Bulkhead on Saturday, August 18, 2007 from 10AM-12 Noon

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

11. Application for a Social Affair Permit from the Keyport Spanish American Club at Beach Park on August 11, 2007 from 12 Noon to 8PM for their Spanish Festival

Motion to refer to Administration and Police Department to check all requirements moved by Mr. Sheridan, second by Mr. Ortman with Ayes by all present.

12. Letter from Michael Lane regarding the Administrative Law Hearing in the Matter of Keyport Uptown Bar & Grill liquor license expansion - Wisniewski says no action to take. Gave summary of the case. Forty-five days for ABC to render a decision.

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

13. Ordinance adopted by the Keyport Board of Health on June 12, 2007: AMENDING CHAPTER BH; 11, SANITATION IN RETAIL FOOD ESTABLISHMENTS, OF THE ORDINANCES OF THE BOROUGH OF KEYPORT BOARD OF HEALTH - Mandated by State.

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

14. Application for Raffle License - Keyport Spanish American Club - for an off-premise 50/50 cash raffle to be held August 11, 2007 at Beach Park

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

15. Letter from Eagle Hose Company No. 4 requesting permission to use Veteran's Park for a picnic on September 23rd and requesting use of the Borough picnic tables

Motion to approve pending Administration and Police Department moved by Mr. Sheridan, second by Mr. Hill with Ayes by all present.

16. Letter from United States Coast Guard Auxiliary, Dept. of Homeland Security requesting use of the Cedar Street Park for their 56th Annual Picnic on Sat., August 25, 2007 from 12 noon to 7PM

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

17. Letter from KBA President Arthur Olsen regarding the Business Improvement District Ordinance

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

REPORTS OF DEPARTMENTS

1. Monthly Report of the Building Department for May 2007
2. Treasurers Report for the Month of May 2007
3. Report of Receipts for Tax/Water/Sewer for May 2007
4. Monthly report of the Municipal Clerk's Office for May 2007
5. Monthly Cashbook Report of the Municipal Court for May 2007

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

COMMITTEE REPORTS

Councilman Sheridan; Fire, First Aid & Emergency Services: Mr. Sheridan thanked the First Aid Cadets. Harvey Brant is retiring from Keyport First Aid after 35 years of service would like to give him a Proclamation. Fireman's Fair would like to give credit and thanks to Chief Larking for training of the Fire Department.

Councilman Hassmiller; Buildings and Grounds and Library: Mr. Hassmiller stated that Mr. Sheridan has something to report on the Library. Mr. Sheridan talked about the summer reading list. No book list given by the High School. Mr. Sheridan was upset that the extra expense for books is put on the Borough.

Councilman Hill; Health and Recreation: Mr. Hill reported on the Movie Night. Summer Recreation Program is coming along hired Kevin Flynn as the new Director.

Councilman Ortman; Police: Mr. Ortman wanted to thank Capitan Mitchell for organizing the relining of the parking lot. They added 27 spaces.

Councilman Walling; Public Works /Recycling/Property Maintenance: Mr. Walling reported that Public Works also worked on the parking lot. George Sappah shoulder surgery went well. Would like to thank the Seckinger's on Property Maintenance.

Councilwoman Bolte; Finance, Grants and Redevelopment: Ms. Bolte attended Downtown NJ Forum, will send literature to Councilmembers.

Wanted to give report on KBA in light of Ordinance being voted down.

- a. Memorial Day Parade - things advertised were not there, still KBA \$3,500 over budget. No one knew new route.
- b. KBA website is outdated
- c. Flyers for garage sale had typos
- d. Advertised a Classic Car "Lease" not a show
- e. KBA President quoted on condition of town's park
- f. Refused to provide contracts of attorney retained
- g. Violated obligations of Open Public Meetings Act
- h. Fake ballots found during election
- i. No marketing strategy - no newsletters
- j. Yet to see 2006 audit
- k. Low expectation comes from Council. No one wants to make people angry.

ADMINISTRATOR'S REPORT

Bulkhead Project - pace is very fast. West end base pavement was laid today. The end of the road should be opened by the end of next week.

Fireman's Fair - contractors will work with Fire Department.

Pier - West end open by July 4th

Concrete floating dock only thing that will not be ready.

Option "A" - permit has been signed. Transferring of funds currently taking place.

Brownfields - steering committee meeting last night. Resolutions are on for tonight. Resolutions authorize consulting fees and are paid for by the State.

Water Plants - working on finalizing scope for improvements in order to go out to bid.

ATTORNEY'S REPORT

Borough Attorney has nothing to report.

UNFINISHED BUSINESS

RESOLUTIONS

- 2. Resolution #180-07 Payment of Bills
- 3. Resolution #181-07 Authorizing Grant Agreement between the State of New Jersey by and for the Department of Environmental Protection to fund the Community Forestry Management Plan
- 4. Resolution #182-07 Authorizing Purchase of Clarifier Monitoring Equipment for the Perry Street Water Treatment Plant
- 5. Resolution #183-07 Authorizing Pay Raise for Municipal Clerk
- 6. Resolution #184-07 Authorizing Reduction of Water/Sewer Bill

7. Resolution #185-07 Authorizing Refund of Water/Sewer Rents Due to Meter Reading Error
8. Resolution #186-07 Rejecting Improvements for Block 93, Lots 1, 9 and 10.
9. Resolution #187-07 Placing A Lien On 169 Therese Street For The Costs Associated With Weed And Brush Removal
10. Resolution #188-07 2007/2008 Liquor License Renewals
11. Resolution #189-07 Authorizing Change Order No. 2 to the Contract for Warren Street and Coluco Place Improvements
12. Resolution #190-07 Approving (1) Settlement Agreement Between Borough of Keyport, Sprint Spectrum, LP, and Nextel of New York, Inc Pertaining to Leases for Operation of Cellular Facilities and (2) Second Amendment to Lease Agreement
13. Resolution #191-07 Authorizing Consulting Services to Apply for Grant Funding to be Paid through State Funding Sources - Brownfields Site No. 1
14. Resolution #192-07 Authorizing Consulting Services to Apply for Grant Funding to be Paid through State Funding Sources - Brownfields Site No. 2
15. Resolution #193-07 Authorizing Consulting Services to Apply for Grant Funding to be Paid through State Funding Sources - Brownfields Site No. 9
16. Resolution #194-07 Authorizing Consulting Services to Apply for Grant Funding to be Paid through State Funding Sources - Brownfields Site No. 10
17. Resolution #195-07 Designating Additional Properties/Sites to the Brownfields Development Area Application
18. Resolution #196-07 Authorize sign Lease Agreement DPW Site

Motion to approve moved by Mr. Hassmiller, second by Ms. Bolte with Ayes by all present with the exception of Resolution #183-07 Mr. Walling said no.

PUBLIC COMMENT PORTION

The Meeting is opened to the public for comments or questions at 9:40 P.M. A resident asked specifics of conditions on Church and First Street. The tank in parking lot area of DCH property taken out by owner. Are there any remaining concerns as a result of the removal? Mayor pulled permits. Owner took out tank. The tank was not removed by a certified tank removal company.

There was discussion on DCH performance bond.

Remove Resolution #8 - replace with Resolution rejecting improvements that Engineer found complete and satisfactory

Mike Lane spoke regarding the settlement agreement with the Uptown.

Mr. Reedy, called Police Department and DEP regarding major fish kill from Yacht Club to Fireman's Park. Capitan Mitchell contacted the Coast Guard to investigate. DPW must clean it up. Mayor asks Administrator to check with Keansburg.

Cliff Moore, KBA Board, it is embarrassing that the web blasts are incorrect. Paid for garage sale maps on his own in order to promote his business.

Bob Ludwig, 50 Beers Street, corrections need to be made to resolutions 15 & 16. Bayshore Implementation meeting is Wednesday at 6:30 PM.

Public hearing closed at 10:21 P.M.

Mr. Walling would like to pull resolution number 5.

ADJOURNMENT

Motion to Adjourn at 10:21 made and carried with Ayes by all present.