Approved
July 15 2008

July 17, 2007
Keyport, New Jersey

Minutes of the Regular Meeting of the Mayor and Council of the Borough of Keyport, held on the above date in the Municipal Complex, Council Chambers, 70 W. Front Street, 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, Star Ledger, and Two River Times and posted on the Bulletin Board in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231.

Mayor Bergen called the meeting to order at 7:12 P.M. and the Borough Clerk read the Sunshine Law Notice.

ROLL CALL

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

RESOLUTION

1. Resolution #206-07 Closed Meeting -Litigation and Contract Negotiations

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

Litigation
1. Keyport Yacht Club Indemnification Agreement

Contract Negotiations
1. Fire Truck Financing

WHEREAS, the Governing Body has determined that within the provisions of the Open Public Meetings Law, the Public should be excluded from the discussion of said subjects.

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

Litigation and Contract Negotiations

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

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

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

Council went into Closed Session at 7:12 P.M. and this meeting was reconvened at 8:15 P.M.

Mayor Bergen called the meeting to order at 8:15 P.M. and the Borough Clerk read the Sunshine Law Notice. Councilman Ortman led the Pledge of Allegiance and a Moment of Silence.

ROLL CALL

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

SWEARING IN OF NEW OFFICERS

Gregory Johnson
Steven Wheeler
Robert Nagy

APPROVAL OF MINUTES

May 21, 2007 - Regular

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

HEARING OF ORDIANNCE

1. Ordinance No. 17-07, An Ordinance Amending Chapter V, Licensing and Business Regulations, Section 5-4.9 Exceptions of the Ordinance of the Borough of Keyport.

The Clerk reports that the Ordinance was published as introduced in the Courier, issue of June 21, 2007 that the Affidavit of Publication is on file in her office, that copies were posted on the Bulletin Boards and made available to the public.

The Clerk reads the Ordinance by Title:

AMENDING CHAPTER V, LICENSING AND BUSINESS REGULATIONS, SECTION 5-4.9 EXCEPTIONS OF THE ORDINANCE OF THE BOROUGH OF KEYPORT

The Hearing was opened to the public for comments or questions at 8:25 P.M. There being no one from the audience who wished to be heard, the Hearing was closed to the public at 8:54 P.M.

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

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

The Clerk reports that the Ordinance was published as introduced in the Courier, issue of June 21, 2007 that the Affidavit of Publication is on file in her office, that copies were posted on the Bulletin Boards and made available to the public.

Motion to authorize the Borough Clerk to publish the Ordinance as finally adopted according to the law in the Courier, July 19, 2007 issue

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

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

Communications and Petitions

1. Application for membership in the Keyport Fire Patrol for John Zarkavach (contingent upon State approval) and letter regarding Resignation of Beth Trahim, as Fire Patrol member.

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

2. Application for membership in the Keyport Fire Department/Eagle Hose Company from Nicholas Vecchio (contingent upon State approval) and letter regarding resignation of John Merla, as an active member.

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

3. Application to transfer into the Keyport Fire Department/Eagle Hose Company from Elizabeth Trahim (contingent upon State approval) and letter regarding resignation of Casey Andrews, as an active member.

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

4. Application for transfer into the Keyport Fire Department/Eagle Hose Company from Michael Walling (contingent upon State approval) and letter regarding resignation of Joseph Ruth, as an active member.

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

5. Letter from Jim Carney, Aberdeen-Matawan Girls Softball, requesting the occasional use of Cedar Street Field on Monday, Wednesday, and Thursday evenings from September 5th through October 29th.

Motion to Approve moved by Mr. Sheridan, Second by Ms. Bolte with Ayes by all present

6. Letter from Rev. Kenneth Ekdahl of Jesus the Lord Church, Requesting approval of a "mini-Block Party" on Saturday, October 6th From 10AM-4PM.

Motion to review moved by Mr. Sheridan, Second by Mr. Walling with Ayes by all present

7. Letter from Kenneth Krohe, Secretary, Liberty Hose Co. #3, requesting a meeting with Mayor and Council to discuss funding options for a new truck.

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

8. Letter from Keyport Yacht Club requesting approval for use of Borough parking lot on Church and Second Street as overflow parking during daylight hours.

Motion to refer to Borough Attorney for review moved by Mr. Sheridan, Second by Mr. Walling with Ayes by all present.

9. Memo from Court Administrator, Kathryn Coffey requesting increase in the Municipal Court's change fund from $100 to $200.

Motion to refer to Chief Financial Officer for review moved by Mr. Walling, Second by Mr. Sheridan with Ayes by all present.

REPORTS OF DEPARTMENTS

1. Monthly Report of the Building Department for June 2007
2. Report of Receipts for Tax/Water/Sewer for June 2007
3. Property Maintenance Report for June 2007
4. Minutes of the Keyport Recreation Committee-June & July 2007
5. Monthly Cashbook Report of the Municipal Court for June 2007

Copies of any of the above are available for viewing in the Borough Clerks Office.

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

COMMITTEE REPORTS

Councilman Sheridan; Fire, First Aid, Emergency Services: Thanks Fire Department and First Aid Squad for helping out with the Happy Feet movie. Saw demo for new fire truck- taking steps toward acquiring another fire truck.

Councilman Ortman; Police: Extended thanks to Captain Mitchell for getting recruit applications ready.

Councilman Walling; Public Works, Recycling, Property Maintenance: George due back on Monday - surgery went well. Code Enforcement did well in court - they are doing a great job! Mayor also added a thank you for getting the Getty Station property fixed up.

Councilwoman Bolte; Finance, Grants and Redevelopment: Also thanked Seckinger's for their good work. Reviewing sign ordinance and will bring suggestions for amending back to council. NPP Coordinator doing a survey of 77 homes and Councilwoman Bolte is assisting. NPP Coordinator to plan a public meeting to begin planning process. Also thanked Captain Mitchell and Keyport Business Alliance for Mini-Park.

ADMINISTRATOR'S REPORT

Thanked Seckinger's as well. Waterfront Project- opened up for Fireman's fair so residents could see. Delay on the railing - supplier has a delay. Expecting it any day, Then DEP comes out and accepts the project. Pier Project- Railings up. New walkway was 5 feet too long but will be changed. Option A- Bird Construction authorized to proceed by DEP with their Seventy five (75%) percent match. Tax Maps- Submitted to the State process could take up to six months.

Administrator asks Council to add resolution's #6 and #7 to the agenda. #6 - T&M Proposal for survey work and #7- Investigation of Waterfront Park not to exceed ten thousand dollars ($10,000). Ortman asks when property revaluation will begin and the answer is not until tax maps approved by State. Unknown asks if there is a time line for Bulkhead and Option A; Administrator hopes by the end of September to be at the Boat Ramp. (Just a scheduled guess based on how things are proceeding so far)Will be September before Option A is started.

Mayor: We still have a grant from county to make improvements to Beach Park. All funding is in place Administrator-Mini Park discussed refining plans of project Administrator recommends taking out two other white pines to expand paved area on upper tier

Mayor thanks Captain Mitchell and KBA for a real useable community promenade area.

Harbor Commission being included on improvements to boat ramp. Administrator states boat ramp should need to be closed for no more than a couple days. Bird has been accommodating in non-interrupting operations.

NEW BUSINESS

Councilwoman Bolte: Jazz concerts coming in. Working with NPP Coordinator. Wants Council to okay another farmer coming in. Wants to wait two concerts to see what we have in the way of business.

Discussion of Interlocal Agreements with Board Of Education for Custodial and Janitorial Services

UNFINISHED BUSINESS

Administrator: There will be paving of West Front Street in October and will survey now to solve some drainage issues.

KBA BUDGET

Public hearing open at 8:50PM
Art Olsen: Audit report handed in this week. Had a $35,000 loan outstanding beginning of year and now paid off.

KBA Surplus of $30,000 will be going towards Mini-Park.

Wants to wait and see what develops with Waterfront Park and would like to help.

Bob Ludwig: line item of $10-$12,000 for data processing. Understands NPP Coordinator assisting KBA with that line item.
Wants to give the KBA latitude to move that money should it not be

Mayor says KBA already has that authority to move money after it's been appropriated.

Councilwoman Bolte has worked hard to rejuvenate the Country Jamboree. She put out a petition to see if there was support and received 260 signatures in one week.

Councilwoman Bolte made a budget for the event; advertising expenses would be increased and also changed to a one-day event (October 13th) Would also have a pie and jam contest, tractor rides, and local bands.

Came up with budget of $12,500-$15,000 - hoping to raise the money in sponsorship, food court and revenue on games.

Mayor would work with Bolte on sponsorship income.

Art Olsen would recommend KBA sponsor $5,000

Approval of KBA Budget offered by Mr. Walling, Second by Mr. Sheridan with Ayes by all Present.

There being no one further from the audience that wished to be heard the meeting was closed to the public at 9:31PM.

RESOLUTIONS

2. Resolution #207-07 Payment of Bills
3. Resolution #208-07 Authorizing Change Order #1 For William Ralph Pier Project
4. Resolution #209-07 Authorizing Acceptance of Green Acres funding for Waterfront Park
5. Resolution #210-07 Increasing Pay Rate for Part-Time Public Safety Telecommunications Operators during Training To reflect the State of New Jersey's Minimum Wage
6. Resolution #211-07 T& M Proposal for survey work not to exceed $1350 - vacating portion of Therese Street Park - deed work
7. Resolution #212-07 Investigation of Waterfront Park - not to exceed $10,000 Authorizing T&M Preliminary investigative work

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

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

All resolutions are on file in Borough Clerk's Office for review.

PUBLIC HEARING

The Hearing is opened to the public for comments and questions at 8:50 PM offered by Mr Sheridan and Second by Mr. Walling with Ayes by all present.

John Olsen asked funding for Waterfront Park, is there a definite plan. No- that's why survey work needed first.
Pier will be rededicated.

Mike Lane complimented Mayor and Council

Has concern with Resolution 204-07 passed at 7/10/07 meeting - Council has proposed a resolution to buy the lot surrounding a Borough Lot. Is this with the expectation of the Borough becoming the master developer for that site?

DEP proposed a 25ft buffer along the creek which impacts the value of that property. Urges council to have a good reading as to how much of that property is actually useable. Creek is an environmentally sensitive area.

Wants to know what Council's joint vision, as the master developer for that property would be.

Bob Ludwig brought up property maintenance at Apollo Sewer. Councilman Walling explained Code Enforcement's Seckinger's Notice of Violation. Economics are complicated due to Brownfields Remediation. Property complicated to analyze.

ADJOURNMENT

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

Time of Adjournment: 9:31 PM