

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.

Council President Sheridan called the meeting to order at 6:38 P.M. Clerk Valerie Heilweil read the Sunshine Law Notice.

ROLL CALL

On Roll Call the following were present: Councilmembers Bolte, Sefcik, Kovacs, Walling, Mayor Bergen. Others present: Borough Administrator Ms. Wright, Borough Attorney, Eric Winston. Absent: Councilmembers Hill, Sheridan

RESOLUTION 156-09

1. Resolution #156-09 Closed Session Meeting Personnel, Contract Negotiation

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:

- Liquor License - Uptown

Contracts:

- Contract Negotiations
- Police Personnel

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 Litigation, and Contract Negotiations be 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 Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs

Nays:

Absent: Councilmembers Hill, Sheridan

Abstain:

Council went into closed session at 6:39 PM and this meeting was reconvened at 7:16 PM

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

APPROVAL OF MINUTES

June 6, 2009 - Work Session

Offered for adoption by Mr. Walling, seconded by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs
 Nays:
 Absent: Councilmembers Hill, Sheridan
 Abstain:

PUBLIC HEARING / ADOPTION OF ORDINANCE

1. Ordinance No. 2-09 Bond Ordinance Multi-Purpose including Improvements to Beers Street, Maple Place Streetscape and Routes 35 & 36 Jughandle

The Clerk reads the Ordinance by Title:

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,425,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$598,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KEYPORT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of Keyport, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,425,000, including the aggregate sum of \$635,000, representing grants from the New Jersey Department of Transportation (the "State Grants"), \$187,114, representing a Community Development Block Grant (the "CDB Grant" and, together with the State Grants, the "Grants") and including \$4,886 as the several down payments for the improvements or purposes required by the Local Bond Law. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the costs of the improvement since the project described in Sections 3(a) & (c) hereof is being partially funded by the State Grants. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and the Grants, negotiable bonds are hereby authorized to be issued in the principal amount of \$598,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Usefulness</u>
a) Providing for Phase II improvements to Beers Street, including all work and materials necessary therefor and incidental thereto.	\$580,000 (including a \$225,000 NJDOT Grant)	\$355,000	15 years
b) Providing for streetscape improvements to Maple Place, including all work and materials necessary therefor and incidental thereto.	\$275,000 (including a \$187,114 CDB Grant)	\$83,000	10 years
c) Providing for Route 35 and Route 36 jug handle improvements, including associated improvements to various Borough streets as listed on file in the office of the Clerk, and including all work and materials necessary therefor and incidental thereto.	\$570,000 (including a \$410,000 NJDOT Grant)	\$160,000	15 years
TOTALS	\$1,425,000	\$598,000	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that the Borough may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 14.30 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$598,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$265,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

Section 7. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent

with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Clerk reports that the Ordinance was published as introduced in the Asbury Park Press, issue of May 22, 2009 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.

Motion to Open Public Hearing at 7:16 PM moved by Mr. Walling, second by Ms. Sefcik with ayes by all present.

Resident asked where the other almost one million dollars was coming from.

The Borough received DOT Grant for part of the money and the MCCD Grant will pay for another part of it.

Resident asked if the Borough will be responsible for approximately \$500,000; yes.

Administrator stated that \$822,114 is the total grant amount, the Borough share is \$598,000. These are estimates; we will be going out to bid.

There being no more comments or questions from the public, the meeting was closed.

Motion to Adopt Ordinance moved by Mr. Walling, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs
Nays:
Absent: Councilmembers Hill, Sheridan
Abstain:

Motion authorizing the Clerk to publish the Ordinance as adopted, in the Asbury Park Press by Mr. Walling, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs
Nays:
Absent: Councilmembers Hill, Sheridan
Abstain:

INTRODUCTION OF ORDINANCES

1. Ordinance - to Exclude Marinas from the Business Improvement District

The Clerk reads the Ordinance by Title:

**AN ORDINANCE AMENDING CHAPTER XXI,
 BUSINESS IMPROVEMENT DISTRICT, ORDINANCES OF
 THE BOROUGH OF KEYPORT**

WHEREAS, N.J.S.A 40:56-66, et seq. allows for the creation of a special improvement district within a municipality in which a special assessment on property within the district is imposed for the purposes of promoting the property within the district; and

WHEREAS, the Mayor and Council have created a special improvement district in the Borough of Keyport which establishes certain classes of properties which are members of the Keyport Special Improvement District pursuant to Chapter XXI of the Revised General Ordinances of the Borough of Keyport; and

WHEREAS, the Mayor and Borough Council have conducted hearings regarding the efficiency and the effectiveness of the current business improvement district;

WHEREAS, there was information and presentations regarding the effectiveness of including marinas in business improvement district as they represent recreational facilities and they do not properly fall within the Borough of Keyport Special Improvement District; and

WHEREAS, the Mayor and Council wish to amend current ordinance to remove current marinas and boat works from the Special Improvement District, and exempt all future marinas and boat works from the Business Improvement District.

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 21-2 Definitions.

As used in this chapter...

Marina means a recreational facility for the berthing, storage, securing, fueling, servicing, or repair of boats.

Section 21-4 Creation of District

b) All business properties within the Business Improvement District, comprised of Class 4 ("Other") assessed properties, except for Class 4 Boat Works and Marinas, are deemed included in the assessing provisions of this Chapter and are expressly subject to potential assessment made for Business Improvement District Purposes.

c) All properties within the Business Improvement District that are tax-exempt or are assessed as Class 1 ("Vacant"), Class 2 ("Residential Property"), ~~or~~ Class 3 (Farmland Regular and Qualified) or Class 4 Boat Works and Marinas, are deemed excluded from the assessing provisions of this Chapter are expressly exempt from any assessment made for Business Improvement District Purpose.

Schedule B - List and Description of All Assessed Properties (Section 21-4) is hereby amended as follows

Block	Lot	Class	Property Location
9	73	4A	340 West Front Street to Highway 35
...			
20	5	4A	6 Broadway

20	6	4A	Foot of Washington
20	11.01	4A	257 West Front Street
20	12.01	4A	West Front Street
21	9	4A	178 West Front Street
21	12	4A	165 West Front Street
94	44	4A	East Front Street & Prospect

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.

Motion to introduce Ordinance moved by Mr. Walling, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs
 Nays:
 Absent: Councilmembers Hill, Sheridan
 Abstain:

Motion authorizing the Clerk to publish the Ordinance as introduced, in the Asbury Park Press for a Hearing to be held on July 14, 2009 moved by Mr. Walling, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs
 Nays:
 Absent: Councilmembers Hill, Sheridan
 Abstain:

2. Ordinance - Senior Center Building Use and Fees for Out-of-Towner's

The Clerk reads the Ordinance by Title:

AN ORDINANCE AMENDING CHAPTER XI OF THE ORDINANCES OF THE BOROUGH OF KEYPORT REGARDING THE SENIOR CITIZEN CENTER

WHEREAS, the Borough of Keyport recognizes the important role that the Keyport Senior Citizen Center serves for the Borough and the surrounding communities; and

WHEREAS, the Senior Center is currently used by residents from both the surrounding communities and Borough of Keyport which provides leisure, educational and health services; and

WHEREAS, the Borough has determined that in order to continue the high level of services offered by the Senior Center, a membership fee for non-residents will need to be imposed; and

WHEREAS, the Borough also recognizes that the Senior Center can be used to host a variety of events for the citizens of Keyport and the surrounding communities.

NOW THEREFORE BE IT ORDAINED by the Mayor and the Borough Council of the Borough of Keyport that Chapter XI, of the Revised Ordinances of the Borough of Keyport is amended to include a new section 11-7 entitled "SENIOR CITIZEN CENTER", as follows;

Section 1. Definitions.

Resident of Keyport - a person who is at least sixty (60) years of age whose principal place of residence is in the Borough of Keyport.

Section 2. Membership Criteria.

To become a member of the Keyport Senior Citizen Center, an applicant must be sixty (60) years of age.

Section 3. Membership Fee.

There shall be no fee for Residents of Keyport. Proof of residency shall be required for all members of the Senior Citizen Center. Non-residents shall be required to pay an annual membership fee of fifty (\$50) dollars. Annual fees shall expire on December 31 of each year and must be renewed annually.

Section 4. Facility Use Permit for Senior Citizen Center.

Individual or groups who wish to use the Senior Citizen Center may make an application to the Borough Clerk for the right to use the Senior Citizen Center. The application shall include the name of the individual or group who wish to use the facility, the number of people who will use the facility, the date and time which they would like to use the facility and all other information that may be required by the Borough Clerk. The Borough Administrator shall approve or deny the use of the facility after a review of the application.

Section 5. Facility Use Permit Fees.

a. A two-hundred-fifty (\$250.00) dollar returnable deposit is required with all applications. This deposit will be used to cover any damage to the Borough's property or cleaning required due to use of the facility. Users will be notified in writing by the Borough Clerk if any such charge will be assessed.

b. There is a one-hundred (\$100.00) dollar fee for use of the Senior Center.

Section 6. Indemnification and Waiver.

a. Users of the facility must sign a waiver in which they agree to waive and relinquish all claims, and causes of action, of every kind which they have or may have against the Borough of Keyport arising out of the use of the facility. The users must acknowledge that they assume all risks in connection with the use of the facility.

b. Users must indemnify the Borough of Keyport of any and all liability of loss, and against all claims or actions based upon or arising out of damage or injury to persons or property caused by or sustained in connection with the applicant's use of the facility, and, the defense of any such claims or action, whether the liability, loss or damage is caused by, or arise out of the negligence of the Borough of Keyport, or any of the employees or agents of the Borough of Keyport. The user must further agree to reimburse the Borough of Keyport for any and all expenses, attorney's fees, or costs incurred in the enforcement of this waiver and indemnification.

Section 7. 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.

Section 8. All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

Section 9. This Ordinance shall become effective immediately upon its final passage and publication as required by law.

Motion to introduce Ordinance moved by Ms. Bolte, second by Mr. Walling

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling
Nays: Councilmember Kovacs
Absent: Councilmembers Hill, Sheridan
Abstain:

Motion authorizing the Clerk to publish the Ordinance as introduced, in the Asbury Park Press for a Hearing to be held on July 14, 2009 moved by Mr. Walling, second by Ms. Sefcik

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling,
Nays: Councilmember Kovacs
Absent: Councilmembers Hill, Sheridan
Abstain:

COMMUNICATIONS AND PETITIONS

1. Petition to Extend Licensed Premises (EP) from Bulkhead Bar & Grill for Keyport Food Festival to be held on June 27, 2009 (Rain date 6/28/09) between 12noon and 7PM

Motion to approve moved by Ms. Bolte, second by Ms. Sefcik with ayes by all present.

2. Application for membership in the Keyport's Eagle Hose Fire Department from Jacob Vecchio (contingent upon State approval) and letter advising Council that Eagle Hose has accepted the resignation of Walter Shaub

Motion to approve moved by Mr. Kovacs, second by Mr. Walling with ayes by all present.

3. Application for membership in the Keyport Engine Co. No. 1 Fire Department from Chris Menendez (contingent upon State approval) and letter advising Council that Engine Co. No. 1 has accepted the resignation of William Chavez

4. Application for membership in the Keyport Engine Co. No. 1 Fire Department from Patrick Strang (contingent upon State approval) and letter advising Council that Engine Co. No. 1 has accepted the resignation of Raymond George

Motion to approve moved by Mr. Kovacs, second by Mr. Walling with ayes by all present

5. Letter from Keyport Republican Club requesting the use of Beach Park for a picnic on Sunday, September 27, 2009. They are further requesting the use of borough picnic tables, use of boat ramp parking and additional parking and use of borough garbage cans for which they will provide plastic liners

Mayor is not sure that we can use property for Partisan Political Events. Boat ramp will have to be closed.

Motion to refer to Administrator moved by Ms. Sefcik, second by Mr. Kovacs.

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Kovacs
Nays: Councilmember Walling
Absent: Councilmembers Hill, Sheridan
Abstain:

6. Application for Raffle License from West Keansburg Fire Company Ladies Auxiliary for an Off-Premise 50/50 cash raffle to be held on August 12, 2009

Motion to approve moved by Mr. Walling, second by Mr. Kovacs with ayes by all present.

REPORTS OF DEPARTMENTS

1. Borough Clerk's Monthly Report for May 2009
2. Tax\Water\Sewer Collector's Report for May 2009
3. Monthly Report for Building Department for May 2009
4. Property Maintenance Report for May 2009
5. Minutes of the Keyport Recreation Commission Meeting of May 7, 2009
6. CDC/NPP Office - May 2009
7. Board of Health minutes of April 14, 2009 and May 19, 2009 and Treasurers Reports for April & May 2009
8. Municipal Court's Monthly Cashbook Report for May 2009

On file in Borough Clerk's office for review.

Motion to receive and file all reports as read, moved by Mr. Kovacs, second by Ms. Bolte with ayes by all present.

COMMITTEE REPORTS

Councilwoman Bolte: Police: Ms. Bolte reported on the following:

- Police had two meetings this month
- Read the Click it or Ticket report
- Bike and walking patrols policy has been presented to the Commission.
- Need Park Warden Volunteers. Volunteers will have to take a one-day course
- Garden Club completed the planters in town and the Victory Garden at the Library
- International Fest is this Saturday

Councilwoman Sefcik: Buildings, Grounds and Library: Ms. Sefcik reported on the following:

- Update on use of Old Borough Hall building for the haunted house. Administrator has been working on a Use Agreement - Use fee of \$250.00. Have until December 1st to clean out old building.
- Borough Hall lobby is now open to Keyport artists to display their work. Artists who are interest should contact the Borough Administrator. Artist must file a use agreement.

Councilman Hill: Health and Recreation: Absent

Councilman Sheridan: Fire, First Aid & Emergency Services: Absent

Councilman Walling: Finance, Grants and Redevelopment: Mr. Walling asked if the Mayor had made a decision on the Finance Committee.

Mayor replied that he would have to take away someone else's committee.

Mayor stated Finance had an opportunity to present a budget.

Councilman Kovacs: Public Works/Recycling/Property Maintenance: Mr. Kovacs read the property maintenance report. Mr. Kovacs stated that a summons was issued to 75 Manchester Avenue. Garbage pails have been replaced in the parking lot.

Move for intro on budget on July 14th meeting. Will have to check with CFO to make sure there is no problem with the State.

There will be a Special meeting at 6:30 PM. Closed session moved until after the meeting. The Budget meeting will be at 6:30 PM.

ADMINISTRATOR'S REPORT

Ms. Wright reported on the following:

- Borough is looking at various Energy Grants to see which one we could be eligible for.
- Close out for Therese and Beach Park in order to recoup money for Open Space Grant
- Verizon has requested internet drops in all municipal buildings including Public Works, Fire Departments, and First Aid
- Received Pittsburg Tank Water Report. There is a possibility the tank can be repaired. DEP would require a hydraulic map and model

Mayor thinks the Finance Committee should look at this. Maybe look at interconnects with various other water services.

Administrator - moved on a resolution for Property Maintenance at the last meeting. Need a Salary Ordinance in order for the pay to change or can it be done retroactively.

Mr. Kovacs asked who printed the Water Quality report. He was upset that we did not use a local business.

Administrator replied that it was done by an outside source. She will make a recommendation to get local quotes in the future.

Mr. Walling would like an email as to who printed the report.

Ms. Wright reported on the Binocular views: the handicap pedestal does not quite reach the railing. Some sort of platform will be needed that is stable. Ms. Wright does not want to put holes in the promenade. They should be back in three weeks.

Mr. Walling asked for a KCCC report from the Administrator.

ATTORNEY'S REPORT

Attorney has no report.

UNFINISHED BUSINESS

Mr. Walling made a motion to go forth with Lieutenant Cassaletto's recommendation.

Ms. Bolte wants the public to know that the location has been observed and read some of Lieutenant Cassaletto's report.

No Stopping or Standing 25 feet from Crosswalk at the corner of Maple and Broad.

Motion to paint the curb was made by Mr. Walling, and second by Ms. Bolte.

NEW BUSINESS

Ms. Bolte wanted to discuss email professionalism. Ms. Bolte spoke about a book signing email. She felt was disrespectful to the Fire Museum.

Mr. Walling stated that he took a walk around and resident is upset that a Skate Park is going to be put in. Resident is also tired of high taxes and Borough employees that are driving around and doing nothing.

RESOLUTIONS

2. Resolution No. 157-09 Authorizing Close Out of Therese Street and Beach Street Projects
3. Resolution No. 158-09 Liquor License Renewals
4. Resolution No. 159-09 Authorizing Release of Performance Bonds - Crestview Cove
5. Resolution No. 160-09 Authorizing Hiring of Temporary Part-Time Dispatch/Communications Operator - Daniel Neff
6. Resolution No. 161-09 Authorizing Purchase of Swenson Salt Spreader
7. Resolution No. 162-09 Authorizing Execution Amending Easement Agreement with JCP&L to Move and Upgrade Utility Pole
8. Resolution 163-09 Payment of Bills

Offered for adoption by Ms. Sefcik, seconded by Ms. Bolte

Roll Call Vote: Ayes: Councilmembers Bolte, Sefcik, Walling, Kovacs
 Nays:
 Absent: Councilmembers Hill, Sheridan
 Abstain:

PUBLIC COMMENT PORTION

The meeting was opened to the public for comments or questions at 7:54 P.M.

Jessica McGee, 106 Fulton Street, - Is there a reason why the Steamboat Museum hours have been cut?

Mayor replied that the Museum just leases the building from us. The Borough does not set the hours.

Ms. McGee stated that the banister in front is loose.

Mr. Burlaw, 64 Chandler Avenue, asked why the Republican Committee Picnic at the Park was referred to the Administrator when it was reported that there is no ordinance prohibiting it.

Mayor stated that it must get Council approval to use Public Property. Policy has been not to allow a Partisan gathering on public property.

Mr. Burlaw thinks it should be approved; it will bring people into Keyport. Mr. Burlaw mentioned that they are not asking for the road to be closed.

Ms. Bolte asked if they had insurance; yes, insurance will be provided. There will be a charge for admission.

Mayor is concerned about shutting down the parking lot in September.

Ms. Sefcik asked if it would delay the plans if it is relisted.

Mayor doesn't think you can charge a fee under Green Acres for a Political function.

Mr. Kovacs pointed out that other groups charge a fee.

Angel Matos - on the proposal to put in signage at the muster zone it was mentioned "not just Hispanics". Was the report targeting Hispanics? Mr. Matos was upset with the assumption of nationality. Ms. Bolte replied no.

Mayor explained that the corner would be painted 25 feet back from crossbar to demarcate where cars can stop. Mayor is concerned about someone turning left from Broad onto Maple.

Mr. Matos asked how the report was initiated. Was it a written request? Chief Mitchell replied, no.

Mayor explained that there was a concern raised by the residents. There was criminal activity such as urinating in public. The Chief stated that studies are done on areas where there are problems.

Mr. Matos said that it is not owned by a private individual but by a corporation. Mr. Matos feels that something initiated them putting up the signs.

Mike Lane is glad that the curb is being painted. Mr. Lane mentioned that at the cross walk at First and Broad, the traffic density was six cars a minute.

Mayor said he is not an advocate of the painting of the curb. He would prefer the road being painted.

Mike Lane asked about the following:

- Schedule for paving First Street - Ms. Wright replied that the bids were going out this week.
- Hydraulic study on the water main - Mayor explained
- Heard there was a complaint regarding 75 Manchester. Asked about fencing at that location
- Saw the bike patrol - thinks it is great but told the Chief the tail lights on the back were not very bright
- Crestview Cove - who is that; K. Hovnanian
- Has the Ordinance been sent to Planning Board regarding FEMA; yes
- Revaluation has identified improvements that have not been approved

Bob Burlew, 64 Chandler, concerned about waiting three weeks for approval of picnic.

Barbara Hassmiller, Green Grove Ave, asked if we still have insurance on the old municipal building.

The Business Alliance has insurance above and beyond the Boroughs.

Bob, 105 Luppataong, asked about zoning in downtown. Made mention that he could not get an approval for a CO. He was denied by Tony Vecchio. The only building on the street without a tenant.

Laurie Graham of the Construction Office, confirmed there was a notice of denial. She suggested he come in the office tomorrow.

Joseph Ruth, PBA Local 223, Officer Ruth spoke regarding the lay-off plan. Officer Ruth asked if the Borough was still looking to lay-off two officers; Mayor replied that no final decision has been made.

Officer Ruth asked if DOP has been sent the notice of the lay-off plan as well. Mayor stated that DOP approved the notices as part of the lay-off plan.

Bob Burlaw felt that the Construction Department was singled out. Mayor said that the Police Department received notices as well. Mr. Burlaw replied that it may not be cost effective to do business in Keyport. Feels permit fees may cost 20% of the project. Mr. Burlaw also feels that the water/sewer costs are very high.

Mayor stated that offers were made on the Beau Development project in order to get the project started.

Ms. Bolte stated that no one was targeted for lay-offs, but we have a budget issue that needs to be addressed.

Mayor commented that Inspectors are not addressed in the furlough for Fridays off but may need to take a reduction in hours.

Donna Purcell, Registrar and Secretary of Board of Health, stated that Construction office is being reduced in hours because construction is down. Ms. Purcell stated that deaths are not down. Board of Health is involved in events which have increased number of food establishment licenses. How is the Registrar/Board of Health being chosen for reduction?

Mayor stated that these cuts will mean less service.

Laurie Graham said she works in the Construction department and lives in the Borough. Ms. Graham would like to know why the Tax/Water department and Administration offices received notices of a work week reduction. Ms. Graham would like to know the justification.

Mayor replied that all department received notices of furlough. Unclassified people don't have the same protection as classified people. Those in Administration except the Clerk are unclassified.

Bob Burlaw, 64 Chandler Ave, would like us to stop spending and work within the money we have. Mayor replied that the pension and health insurances costs are driving the costs up.

Mike Walling, 373 Atlantic Street, asked how much Council makes; Ms. Bolte replied \$2,500 a year.

Mr. Walling would like Council to give up their salaries. Mr. Walling also stated he was upset with the sarcasm amongst the Council. Feels Council should act more professionally.

There being no more comments or questions from the public, the meeting was closed at 8:57 P.M.

APPROVAL OF RESOLUTIONS

Motion to accept, receive and file moved by Ms. Sefcik, second by Ms. Bolte

Roll Call: Ayes: Councilmembers Bolte, Sefcik
Nays: Councilmember Walling
Abstain:
Absent: Councilmembers Hill, Sheridan

ADJOURNMENT

Motion to adjourn was made by Mr. Walling, second by Ms. Sefcik with ayes by all present at 8:57 PM.