

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
April 26, 2011
Meeting Minutes

ADEQUATE NOTICE HAS BEEN GIVEN OF THIS MEETING BY NOTIFICATION TO THE ASBURY PARK PRESS
AND THE STAR - LEDGER AND PLACED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING OF THE BOROUGH OF KEANSBURG

Salute to the Flag

Roll Call

Mr. Boden	Mr. DePompa	Mrs. Strydio	Mr. Hoff	Mr. Cocuzza
✓	✓	✓	Excused	✓

In Memoriam:



Charles Hansen, Sr.



AGE: 95 • formerly from Keansburg

OBITUARY FROM THE ASBURY PARK PRESS, March 30, 2011

Our beloved Charlie, Charles Hansen, Sr., 95, formerly a long-time resident of Keansburg, passed away peacefully with his family by his side on Thursday, March 24, 2011. Charles was born in 1915 in Newark, NJ, the son of Martin and Gunhilda Hansen. He married Betty Schubel, the love of his life, in 1940, and they moved to Baltimore, MD where he worked for Bendix Radio in Towson, MD. Charles relocated in 1941 to the Bendix Red Bank Division in Red Bank, NJ. He joined the Keansburg First Aid Squad in 1945, and remained an active member into the 1980's. He transferred to nearby Eatontown NJ when Bendix built a new production/engineering facility there in 1951. His father-in-law, two brothers-in-law, a niece, and son Charles, Jr. all worked at Bendix Eatontown at one time or another. His Father-in-law Felix was a vacuum tube engineer and tool and die maker. Charles Sr. developed a lot of the specialized tooling for the ruggedized military tubes in the 1950's. When Bendix sold off the tube division in 1962 he became a Lead man in the Bendix tool department. In his last six years at Bendix he was part of the Production Engineering department, developing production procedures and

instructions. He retired from Bendix in 1983. Charles and his wife moved to Spring, TX in 2008.

Charles is predeceased by his father, Martin; step-father, Herbert, and mother, Gunhilda. Surviving are his loving wife, Betty; son, Charles, Jr. and his wife Kathleen; son, Gary and his wife Chante'; daughter, Barbara; grandchildren, Erik, Kris, their wives; 3 beautiful great-grandchildren, and his sister, Johanna Kaufmann of Miami Florida. Charles was a quiet man with a wonderful sense of humor, and will be greatly missed by all whose lives he touched.

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Meeting Minutes:

Meeting Minutes for March 23, 2011

Mr. Cusick asked for a roll call vote to accept the minutes and place same on file:

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden	✓		✓			
Mr. DePompa			✓			
Mrs. Strydio						✓
Mr. Hoff					✓	
Mr. Cocuzza		✓	✓			

Ordinance

ORDINANCE #1505 Towing Ordinance

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 4-14 (GENERAL LICENSING AND BUSINESS REGULATION; TOW TRUCK PERATORS0 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG

Be It Ordained by the Mayor and Council of the Borough of Keansburg, Monmouth County, New Jersey that ORDINANCE #1476, entitled “AN ORDINANCE AMEDING AND SUPPLEMENTING CHAPTER 4-14 (GENERAL LICENSING AND BUSINESS REGULATION; TOW TRUCK PERATORS0 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG” and adopted on January 28, 2009 is hereby rescinded in its entirety.

4-14 TOW TRUCK OPERATORS

AN ORDINANCE AMEDING AND SUPPLEMENTING CHAPTER 4-14 (GENERAL LICENSING AND BUSINESS REGULATION; TOW TRUCK PERATORS0 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG

4-14.4 Applications.

Application for licenses issued pursuant to this section shall be made upon a form prepared by the Chief of Police of the Borough of Keansburg. The application form shall be filed with the Chief of Police of the Borough of Keansburg, and a copy shall be filed in the office of the Clerk of the Borough of Keansburg. The application shall state the following information:

- a. The location, description and availability of the tow truck operated by the applicant. The vehicle description shall include year, make, model, type, serial number of body and length of time the vehicle has been in use.
- b. The actual rates to be charged for towing and storage services, which rates shall be available for public inspection. Any changes to rates set

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forth on the application shall be filed with the Chief of Police.

c. The area the applicant has available for properly accommodating and protecting disabled motor vehicles. The applicant shall attach a diagram of its property showing the secured area intended for the protection of vehicles removed from the roadway.

d. A statement that the applicant has sufficient personnel and equipment to provide twenty-four (24) hour tow service and to respond to police calls in accordance with the requirements of this section.

(Ord. #1119, §4)

e. **Name, address, and policy number of applicant's insurance company.**

f. **A signed statement by applicant of nondiscriminatory and non-exclusionary employment practices.**

4-14.7 Issuance of License; Fee.

Upon written recommendation or approval by the Chief of Police, the Borough Council of the Borough of Keansburg shall thereafter and within a reasonable time make a final determination as to whether or not to approve said application.

The Borough Council may decide to have a public hearing concerning the same, and said hearing shall be scheduled within fifteen (15) days thereafter and on seven (7) days written notice to the applicant.

When the application has been approved and upon receipt of payment from the applicant of A non-refundable annual application fee of three hundred fifty (\$350.00) dollars shall be paid each year at the time of the application.

A towing fleet license fee of \$150.00 dollars shall be paid by the applicant to the Borough Clerk with a single roster of vehicles which will be used in the towing operation within five (5) business days of written notification to the applicant of the applicant's approval

(Ord. #1119, §7)

4-14.8 Insurance Requirements.

a. No licensed tow truck shall be called by the police nor shall any owner, lessee or bailee be listed on the call list nor utilized as a tow truck on the call list unless and until the vehicles have been insured as follows and until the Chief of Police shall have received the following insurance policies or certificates of insurance: for the purpose of protecting the interest of Keansburg and the licensee, the licensee shall maintain a garage keeper's liability insurance policy extended to provide direct primary coverage, including liability assumed under this contract.

The all-risk policy shall cover the operation of the licensee's equipment for any bodily injury in the minimum amount of one hundred thousand (\$100,000.00) dollars and for property damage in the minimum amount of one hundred thousand (\$100,000.00) dollars. The licensee shall provide proof of insurance covering fire, theft and explosion in the minimum amount of twenty-five thousand (\$25,000.00) dollars.

- a. **Automobile Liability: one million (\$1,000,000.00) dollars combined, single limit.**
- b. **Workers Compensation as required by State Statute.**
- c. **Garage Keepers' Liability: Sixty thousand (\$60,000.00) dollars per location.**

b. Each policy required herein must contain an endorsement providing a ten (10) day notice to the Borough of Keansburg in the event of any material change or cancellation for any cause. In the event that the policy is changed so as to fail to conform with the above requirements or if any policy of any licensed tow truck is canceled for any reason, the Chief of Police shall notify the person, partnership or corporation responsible for the policy, and it shall be corrected or reinstated or re-placed with a conforming policy within ten (10) days after notice is received and before the date of cancellation. During the time of said cancellation, the license shall immediately be suspended and removed from the rotating call list. In addition, the Chief of Police shall notify the Borough Council immediately of the action taken by him and shall notify the Borough Council when and if the certificate is corrected, reinstated or replaced within the required time. If the policy or certificate is not corrected, reinstated or replaced within the required time, the Chief of Police shall immediately suspend the tow truck operator's license and shall pick up from the owner all indications of licensing, including any stickers, cards, medallions or other means of identification.

(Ord. #1119, §8; Ord. #1126)

4-14.12 Rotating Call List; Response Time.

a. Tow trucks performing towing services for the Borough of Keansburg or called by a police officer shall perform on a rotating basis. The Chief

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of Police is hereby authorized to establish a system of rotation in the assignment of tow trucks. Tow trucks shall be assigned when performing towing services for the Borough of Keansburg or called by a police officer from a rotating list only. No licensee or other party shall respond to the scene of an accident except upon notification by the officer in charge at Police Headquarters or upon request of the driver or owner of the disabled vehicle or in the event the disabled vehicle is located in front of one of the licensed operator's business locations and it is during normal daytime business hours.

b. In order to provide the public with prompt and adequate tow truck service, the licensee will be required to have the capability of responding to a call within a maximum of twenty (20) minutes during the day hours (7:00 a.m. to 6:00 p.m.) and within a maximum of thirty (30) minutes during evening hours (6:01 p.m. to 6:59 a.m.). If the licensee cannot respond within such time, he shall so notify the person requesting the service, and the person requesting the service may call another licensee on the rotating list.

For the purpose of qualifying to meet response time requirements of this section, all applicants shall have towing vehicles and suitable storage facilities located within three (3) miles of the perimeter of the Borough of Keansburg.

4-14.15

Maximum Rates. The maximum rates that may be charged for the use of a tow truck and/or storage of a vehicle towed, whether licensed or unlicensed, are as follows:

a. Towing services to a location outside the Borough of Keansburg or within the Borough of Keansburg or to a storage yard, which services shall consist of the removal and transportation of a vehicle from a highway, street or other public or private road, or a parking area, or from a storage facility:

Class I Vehicles (under 2 tons) One Hundred Fifty Dollars (\$150.00) dollars. Class II Vehicles (over 2 tons to 15,000 pounds) Two Hundred Fifty Dollars (\$250.00) dollars-Class III Vehicles over 15,000 pounds Three Hundred Fifty Dollars (\$350.00).

b. Storage: Storage fees shall be charged per calendar day or fraction thereof. An additional charge of fifty (\$50.00) dollars may be imposed if a request is made of the storage facility to release the vehicle in question after normal business hours, on a week-end, Saturday or Sunday, or on a holiday.

Vehicle Class	Inside*	Outside
Class I	\$75.00	\$50.00
Class II	\$100.00	\$75.00
Class III	-n/a-	\$100.00

**at request of
police or vehicle
owner*

All fees to be paid to an operator by a municipality, or department thereof, for the storage of removed motor vehicles shall not exceed the amount set forth in *N.J.S.A. 40:48-2.50*.

c. Other fees

Winching and/ or recovery service: first ½ hour	\$250.00 plus \$3.00 a foot for cable or chain
Each ½ hour after	\$150.00

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Towing to another location other than the tow company's yard:

Rates to be determined by the towing company and the private party.

Vehicle Removal Charge Flat fee: \$65.00 tow to street for pick up

Additional man power \$75.00

No Key Charge \$80.00

Clean up fee: \$75.00 dollars in half hour increments. (Includes Absorbent Charge and cost of Speedy Dry

Speedy dry
Ten (\$10.00) dollars per bag.

Waiting time
After one half (1/2) hour seventy five (\$75.00) per half hour.

Vehicle removal Fifty (\$50.00) dollars.

Other fees not listed above may not be charged unless preauthorized by vehicle operator or owner.

e. Return/Release of impounded vehicles:

No motor vehicle which has been impounded pursuant to the laws of this State shall be released by the Borough unless proof of valid insurance and proof of ownership for that vehicle is presented to the Keansburg Police Department. This includes those individuals who plan to remove their vehicle with a wrecker. The recovery or salvage of the impounded motor vehicle by, or on behalf of, an insurer, financial institution or other lending entity, shall not require proof of valid motor vehicle insurance for that vehicle.

A Fifty (\$50.00) dollars administrative fee will be paid to the Borough of Keansburg for a release of any impounded vehicle.

Criminal Investigation means vehicle seized for criminal investigation purposes shall not be returned to the owner with authorization from Keansburg Police Department representative.

12 hour impoundment of a motor vehicle operated by a D.U.I. (Driving Under the Influence). When a Law Enforcement Officer makes an arrest for D.U.I., the officer must impound the vehicle the person was operating and hold it for a minimum of 12 hours from the time of the arrest.

Release of vehicle before the 12 hour impoundment expires: The vehicle may be released prior to 12 hours of impoundment if the owner of the impounded vehicle was not the operator that was charged with D.U.I. In this circumstance, the vehicle may be released after the owner demonstrates proof of ownership, registration and automobile insurance coverage. The vehicle may only be released if no Title 39 violations exist.

4-14.18 Penalties.

Any person, firm, entity or corporation found guilty in Municipal Court of the Borough of Keansburg of a violation of the terms of this section shall be subject to one or more of the following penalties, subject to the discretion of the Municipal Court Judge: Imprisonment in the County Jail or in any place provided by the municipality for the detention of prisoners for any term not to exceed sixty (60) days, or by a fine not to exceed one thousand (\$1,000.00) dollars, or by a period of community service not to exceed sixty (60) days.

Except as otherwise provided, each and every day in which a violation of any provision of this ordinance exists shall constitute a separate violation. In addition, each violation of this section shall be considered a separate offense upon each and every day a violation exists.

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

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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.

4-17.19 Definitions.

As used in this section:

- i. *Cruising* shall mean the driving of a wrecker along any Borough street for the purpose of soliciting business with the Borough.
- ii. *Dolly wheels* shall mean wheel and axle substitute.
- iii. *Winching* shall mean use of a cable and hook, crane operation, lifting dragging, uprighting a vehicle, etc.
- iv. *Administrative fee* shall not be included in a standard tow. This fee is for post-accident service, to include insurance inspection, telephone calls or faxes, removal of personal items and additional paperwork. This shall be assessed only one time per vehicle.
- v. *Authorized Storage Facility* shall be a licensed junkyard or auto body repair shop in the Borough of Keansburg or a service station or public garage in the Borough of Keansburg which has a temporary storage facility for disabled or abandoned vehicles.
- vi. *Consent Tow* shall mean someone other than the Keansburg Police Department requests a towing agency's service for the purpose of removing a vehicle. This could include, but is not limited to, the owner or operator of a vehicle or the owner or authorized agent of private property,
- vii. *Non-Consent Tow* when the Keansburg Police Department contacts the towing agency to remove and/or impound a vehicle at the request of the Keansburg Police Department.
- viii. *Response Time* shall mean the time from when the operator receives the telephone call from Keansburg Police Department until the time the operator arrives on scene.
- ix. *Service call* shall mean a response to a motorist to provide aid for the changing of flat tires, providing fuel and/or other services rendered.
- x. *Speedy Dry* application shall mean the disbursement of an agent used to absorb liquid spills from vehicles.
- xi. *Tow list* is the list of approved tow truck operators authorized to operate in the Borough of Keansburg.
- xii. *Waiting time* shall mean additional time a tow operator spends at the scene other than the time required for the actual tow and/or recovery.
- xiii. *Impound* shall mean any vehicle authorized by law to be seized, towed and held in the custody of an approved impound storage yard as approved by the Keansburg Police Department.
- xiv. *Wrecker* shall mean a vehicle driven by mechanical power and employed for the purpose of towing, transporting, conveying and removing vehicles which are unable to be operated under their own power.

Section 2: REPEALER. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

Section 3: INCONSISTENT ORDINANCES. All Ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

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Section 4: SEVERABILITY. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

Section 5: EFFECTIVE DATE. This ordinance shall take effect upon its passage and publication according to law.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden		✓	✓			
Mr. DePompa			✓			
Mrs. Strydio	✓		✓			
Mr. Hoff					✓	
Mr. Cocuzza			✓			

ORDINANCE #1506 Salary Ordinance (4.2011)

AN ORDINANCE FIXING AND ESTABLISHING A SCHEDULE OF SALARIES, SALARY RANGES, INCREMENTS, WAGES AND FEES FOR CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF KEANSBURG, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

WHEREAS the Borough of Keansburg requires a mechanism through which specific salaries are set within those salary ranges;

NOW THEREFORE, BE IT by the Keansburg Borough Council:

- A. The Following salary ranges are hereby established for certain Unclassified offices and positions under the Municipal Government of the Borough of Keansburg.

Unclassified Service

Salaries and Wages

	Minimum	Maximum
Parking Meter Repair	\$10.00/hour	\$25.00/hour
Parking Meter Enforcement	\$10.00/hour	\$25.00/hour

- B. The Borough Council shall annually, by resolution, set the salary of each person employed by the Borough of Keansburg.
- C. The Borough Manager shall hereby have the authority to set starting salaries for each new municipal employee and to increase existing salaries, remaining within the preset range, at his or her discretion. However, the Borough Manager’s salary can only be set and/or changed by resolution of the Borough Council.
- D. All Ordinances heretofore enacted by the Borough of Keansburg which are inconsistent with any part of this Ordinance are hereby repealed insofar as they are inconsistent.

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E. This Ordinance shall be effective upon its passage and publication according to law.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden		✓	✓			
Mr. DePompa			✓			
Mrs. Strydio	✓		✓			
Mr. Hoff					✓	
Mr. Cocuzza			✓			

Councilman Hoff arrived at this time.

Resolutions:

RESOLUTION #11 – 071 Payment of Bills (04.26.11)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that the following numbered Vouchers be paid to the person therein respectively and hereinafter named, for the amounts set opposite their respective names and endorsed and approved on said vouchers; and

BE IT FURTHER RESOLVED that checks be drawn by the Chief Financial Officer, signed by the Mayor and attested to by the Municipal Clerk as required by law:

Current	\$1,556,378.09
Water & Sewer	522,561.78
Trust	19,254.79
Water & Sewer Capital	136,391.21
Grant	1,193.50
Dog Trust	97.20
Redevelopment	4,959.25
Total:	\$2,240,835.82

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

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RESOLUTION #11 – 072 TY 2009 CORRECTIVE ACTION PLAN

Whereas, the Audit for the year ending December 31, 2009 has been previously received and reviewed by the Members of the Borough Council; and,

Whereas, the Recommendation of the Audit requires that a corrective action plan be undertaken.

Now, Therefore Be It Resolved that the Mayor and Members of the Borough Council hereby adopt the Corrective Action Plan, as submitted, by the Borough Manager as attached to this Resolution.

Be It Further Resolved that a certified copy of this Resolution and the attached plan be forwarded to the State of New Jersey

TY 2009 CORRECTIVE ACTION PLAN

	<u>Recommendation</u>	<u>Explanation and Corrective Action</u>	<u>Implementation</u>
#1	That all delinquent tax and delinquent water and sewer rent accounts be properly reviewed and included in the next scheduled subsequent tax sale for proper disposition when and where appropriate.	The Borough has addressed this issue and has determined that we will be in full compliance with this comment beginning in 2010 year.	January 1, 2010
#2	That all inter-fund loan payable amounts be cleared by cash transfer, where feasible	The Borough will eliminate when possible all inter-fund balances by transferring funds by years end.	January 1, 2010
#3	That the Municipal Court perform bail account bank reconciliations on a monthly basis.	The Municipal Court personnel have been notified and assistance has been provided to them as needed to comply with this comment.	January 1, 2010
#4	That the borough continue to review and standardize internal control and reporting policies with respect to outside offices and departments collecting borough funds, including noncompliance with the statutory 48-hour deposit requirement.	All departments have been advised of the 48 hour deposit requirement and the funds are now turned over to the finance department and revenues are posted timely. Monthly reports are being prepared by outside offices and compared to the revenue posting of the finance department.	January 1, 2010

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	Recommendation	Explanation and Corrective Action	Implementation
#5	That the Borough record all Length of Service Program (LOSAP) transactions within the general ledger accounting and reporting system, and the borough monitor all LOSAP program activities for compliance with program requirements and budgetary requirements.	The Borough is now currently in compliance with this recommendation by monitoring the LOSAP Program.	January 1, 2010
#6	That the Borough avoid deferred charges/deficits in compliance with applicable statutes	The Borough does not have any over-expenditures and all current deferred charges are permissible under current applicable statutes.	January 1, 2010
#7	That the Borough implement a Government Fixed Asset Accounting and Reporting System in compliance with NJAC 5:30-5.6 – Accounting for Government Fixed Assets	A fixed asset program is currently being developed and will be implemented in 2011.	July 1, 2011
#8	That the Borough implement the provisions of GASB Statement No. 45 in order to ensure compliance in all respects.	The borough recently changed over our health insurance coverage to the State of New Jersey Health Benefits Plan and we are now currently in compliance with GASB Statement No. 45.	January 1, 2010
#9	That the Borough document the components of its internal controls in order to meet the requirements of Statements on Auditing Standards 115.	The Managers' office and the Finance department are currently drafting the internal control procedures and we are expecting the manual to be completed by year end.	December 31, 2011

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

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RESOLUTION #11 – 073 Appointment of Professionals (CFO)

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Keansburg that it does hereby appoint,

Patrick DeBlasio

As a Chief Financial Officer, for the term of
January 13, 2011 to January 12, 2015; and, .

BE IT FURTHER RESOLVED, that the Borough Council that a certified copy of this Resolution be forwarded to the Finance Department.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

RESOLUTION #11 – 074 Authorize Execution of 2011 Safe and Secure Grant

**Authorize Grant Application –
2011 Safe & Secure Communities Grant Program - \$56,147.00.
Grant #P5168-11**

WHEREAS, the Borough of Keansburg in the County of Monmouth, State of New Jersey wishes to apply for funding a project under the Safe and Secure Communities Program (Grant No. P-5168-11); and

WHEREAS, the Borough of Keansburg has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and Borough of Keansburg for the purpose described in the application;

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

- (1) As a matter of public policy the Borough of Keansburg wishes to participate to the fullest extent possible with the department of Law and Public Safety.

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- (2) The Attorney General will receive funds on behalf of the applicant.
- (3) The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.
- (4) The Division of Criminal Justice shall initiate allocations to each applicant as authorized

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

RESOLUTION #11 – 075 Award of Bid (Improvement to Parks)

WHEREAS, the Borough of Keansburg advertised and received bids for the Municipal OPEN SPACE GRANT #08-10 Improvements to Various Parks on April 19, 2011; and

WHEREAS, five (5) bids were received and opened in public by the Borough Engineer; and

WHEREAS, the following bids were received:

	WHIRL CONSTRUCTION, INC. MAIN STREET P.O. BOX 110 PORT MONMOUTH, NJ 07758	DOWN TO EARTH LANDSCAPING INC. 705 WRIGHT-BOW ROAD JACKSON, NJ 08527	RICH PICERNO BUILDERS LLC 500 HOILES DRIVE KENWORTH, NJ 07033	A & H CONTRACTING, INC. 33 EASTWOOD BOULEVARD MANALAPAN NJ 07726	D & S LAND DEVELOPMENT LLC. P.O. BOX 344 RAMSEY NJ 07746
Donohue Park Base Bid	\$42,696.00	\$56,654.00	\$47,618.00	\$45,235.00	\$63,170.00
Donohue Alternate	\$6,919.00	\$8,963.00	\$10,328.75	\$9,519.00	\$10,114.00
TOTAL	\$49,615.00	\$65,617.00	\$57,946.75	\$54,754.00	\$73,284.00
Forest Park Base Bid	\$65,507.00	\$69,986.00	\$70,308.75	\$74,220.00	\$66,441.75
Forest Park Alternate	\$17,985.00	\$26,525.00	\$33,192.50	\$25,575.00	\$24,105.00
TOTAL	\$83,492.00	\$96,511.00	\$103,501.25	\$99,795.00	\$90,546.75
St. John's Park Base Bid	\$11,893.00	\$13,448.00	\$12,862.25	\$14,915.00	\$17,584.50
St. John's Alternate	\$1,000.00	\$1,000.00	\$2,500.00	\$1,200.00	\$2,000.00
TOTAL	\$12,893.00	\$14,448.00	\$15,362.25	\$16,115.00	\$19,584.50
TOTAL ALL THREE w/alternate	\$146,000.00	\$176,576.00	\$176,810.25	\$170,664.00	\$183,415.25

WHEREAS, the Borough Engineer has reviewed the bids and has determined that Whirl Construction Inc., is the lowest and responsible bidder for this Project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that based upon the recommendation of the Borough Engineer that it does hereby award the bid for the FY Municipal OPEN SPACE GRANT #08-10 Improvements to Various Parks (base bids and Alternates) to:

in the total amount of \$ 146,000; and

BE IT FURTHER RESOLVED that the award is subject to:

1. Review of bid documents and contract by the Borough Attorney
2. Certification of the availability of funds by the Borough Chief Financial Officer

Patrick DeBlasio

Patrick DeBlasio, Chief Financial Officer

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are authorized to execute the contract with Pioneer General., Inc. after the review by the Borough Attorney and Chief Financial Officer's certification.

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Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

RESOLUTION #11 – 076 Resolution Accepting TY 2009 Audit

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year *TY 2009* has been filed by a Registered Municipal Accountant with the *Municipal Clerk* pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

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NOW, THEREFORE BE IT RESOLVED, That the *Borough Council* of the *Borough of Keansburg, County of Monmouth*, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON *April 26, 2011*

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

RESOLUTION #11 – 077 Authorize Execution of PILOT (Grandview Apts)

Authorize Execution of PILOT AGREEMENT

40 YEAR – Life of Mortgage TERM

WHEREAS, the Borough of Keansburg in the County of Monmouth, State of New Jersey enter into a PILOT Agreement (Payment In Lieu Of Taxes) with Monmouth Housing Alliance (d.b.a. Affordable Housing Alliance with principal offices at 59 Broad Street, Eatontown, New Jersey) and

WHEREAS, this agreement would pertain to property located at Block 15, Lot 2 and Block 53, Lot 1; and

THEREFORE, BE IT RESOLVED by the Mayor and Council that the Mayor and Borough Clerk are hereby authorized to execute the PILOT Agreement; and,

BE IT FURTHER RESOLVED that a copy of said agreement be forwarded to the Chief Financial Officer.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

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COUNTY OF MONMOUTH

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RESOLUTION OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF

MONMOUTH, NEW JERSEY, MAKING APPLICATION TO THE LOCAL FINANCE

BOARD PURSUANT TO N.J.S.A. 40A:2-51

WHEREAS, the BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY (the "Borough") desires to make application to the Local Finance Board for its review and! or approval to finance the payment of a judgment against the Borough, pursuant to NJ.S.A. 40A:2-51; and

WHEREAS, the Borough believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the local unit or units;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit or units and will not cause an undue financial burden to be placed upon the local unit or units;

NOW, THEREFORE, BE IT RESOLVED by the BOROUGH COUNCIL OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Auditor, Borough Attorney and Bond Counsel, along with other representatives of the Borough, are hereby authorized to represent the Borough in matters pertaining thereto.

Section 2. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and! or approvals as provided by the applicable New Jersey Statute.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

Council Discussion:

- Taxi Licenses: New Applicant

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Resolutions:

RESOLUTION #11 – 078 Authorize Issuance of Business Application

Whereas a letter was received by the Borough Clerk by Reynaldo Salano to operate a taxi business within the Borough

Now Therefore Be It Resolved by the governing body that it does hereby consent to allow the Borough Clerk to issue an application for a business license to Reynaldo Solano.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

Open to the Public:

Budget Hearing:

Mr. Cusick asked for a roll call vote to open the meeting of to the public:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

Mr. Cusick asked for a roll call vote to close the meeting to the public:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa	✓		✓			
Mrs. Strydio		✓	✓			
Mr. Hoff			✓			
Mr. Cocuzza			✓			

RESOLUTION #11 – 079 Adoption of CY BUDGET

On file in the Clerk’s Office

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Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

RESOLUTION #11 – 080 Award of Bid (St. John’s Road Closure)

WHEREAS, the Borough of Keansburg advertised and received bids for the St. John Place Road Closure on April 26, 2011; and

WHEREAS, two (2) bids were received and opened in public by the Borough Engineer; and

WHEREAS, the following bids were received:

Bidder	Base Bid	Alternate A1	Alternate A2	Total
Precise Construction Inc	*\$38,595.00	\$9,600.00	\$9,900.00	\$58,095.00
Fiore Paving Co., Inc	\$35,395.00	\$16,000.00	\$21,000.00	\$72,395.00
Engineer’s Estimate	\$32,887.50	\$7,600.00	\$11,100.00	\$51,597.50

**Corrected or adjusted bid amount as noted in the bid summary*

WHEREAS, the Borough Engineer has reviewed the bids and has determined that Precise Construction Inc., 1016 Highway 33, Freehold, NJ, is the lowest and responsible bidder for this Project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that based upon the recommendation of the Borough Engineer that it does hereby award the bid for the FY Municipal St. John Place Road Closure (base bids and Alternates) to:

in the total amount of \$ 58,095.00; and

BE IT FURTHER RESOLVED that the award is subject to:

1. Review of bid documents and contract by the Borough Attorney
2. Certification of the availability of funds by the Borough Chief Financial Officer

Patrick DeBlasio

Patrick DeBlasio, Chief Financial Officer

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are authorized to execute the contract with Precise Construction Inc. after the review by the Borough Attorney and Chief Financial Officer’s certification.

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

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Communications:

**Keansburg Fire Department
New Members**

Paul Delaney

Keansburg EMS

Mr. Cusick asked for a roll call vote to place on file:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

Open to the Public:

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden	✓		✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff			✓			
Mr. Cocuzza			✓			

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Adjournment

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			✓			
Mr. DePompa			✓			
Mrs. Strydio		✓	✓			
Mr. Hoff	✓		✓			
Mr. Cocuzza			✓			



I, THOMAS P. CUSICK, Clerk of the Borough of Keansburg, in the County of Monmouth, New Jersey, do hereby certify that the foregoing is a true copy of meeting minutes of a regularly scheduled public meeting held on **April 26, 2011**

Attest:

Thomas P. Cusick
Municipal Clerk
Borough of Keansburg