

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
June 22, 2011
Meeting Minutes

Water & Sewer	158,317.30
Water & Sewer Capital	281,789.20
Capital	1,440.00
Trust	8,502.67
Grant	812.50
Dog Trust	136.50
Total:	\$1,844,654.93

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 – 096 Refund of Fees (Gilardi)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that the following payment be made to

Amount: \$151.00

Reason: Refund of Fees

Payable to:	TheaMarie Hanus Gilardi	
	119 Lakewood Avenue	Ref: Block 123
	Keansburg, NJ 07734	Lot 40

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby directed to issue payment as stated above:

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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 – 097 Refund of Fees (ADCO Properties)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that the following payment be made to

Amount: \$225.19

Reason: Refund of Fees

Payable to: ADCO Properties LLC
29 Nate Lane
Howell, NJ 07731

Ref: Block 131
Lot 1
260 Main Street
Suite #1

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby directed to issue payment as stated above:

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 – 098 Refund of Fees (AJ Perri)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that the following payment be made to

Amount: \$92.00

Reason: Refund of Fees

Payable to: AJ Perri
1138 Pine Brook Road Ref: Block 115
Tinton Falls, NJ 07724 Lot 7
37 Park Avenue

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby directed to issue payment as stated above:

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 – 099 Authorize Vehicle Auction (vehicles from impound)

**RESOLUTION AUTHORIZING THE SALE OF PERSONAL
PROPERTY PURSUANT TO N.J.S.A. 40A:11-36**

WHEREAS, N.J.S.A. 40A:11-36 provides municipalities with the authority to make sale of municipally owned personal property not needed for public use; and

WHEREAS, the Mayor and Council has determined the following vehicles are not needed for public use:

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- 2005 Nissan Altima
- 1996 Hyundai Elantra; and

WHEREAS, the Borough will hold a public auction on Tuesday, July 19, 2011 at 11:00AM at 29 Church Street, Keansburg, New Jersey; and

WHEREAS, the Borough will further allow interested bidders to view the vehicle on July 18, 2011 from 9:00AM through 4:00PM at Rodor’s Motors, 1005 Union Avenue, Union Beach, New Jersey.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey as follows:

1. That the Borough of Keansburg is hereby authorized to sell at auction, a 2005 Nissan Altima and a 1996 Hyundai Elantra that are not needed for public use, to the highest bidder in accordance with N.J.S.A. 40A:11-36.

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 – 100 Annual Plenary Retail Lic. Renewal 11.12 (Carr Avenue Liquors)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

Carr Avenue Liquors LLC
67 Carr Avenue
1321-32-016-004

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden	✓		✓			

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

RESOLUTION #11 – 101 Annual Plenary Retail Lic. Renewal 11.12 (Keelen’s Bar)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

Keelen’s Bar
1 & 3 Railroad
1321-32-020-002

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 – 102 Annual Plenary Retail Lic. Renewal 11.12 (Belmont Bar & Grill)

HELD
Licensee currently not in operation,
SPECIAL RULING approval needed
from the NJ Division of ABC before the Borough can proceed.

RESOLUTION #11 – 103 Annual Plenary Retail Lic. Renewal 11.12 (K.I.B. Enterprises Inc.)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2010 through June 30, 2011

K.I.B. Enterprises Inc

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33 Laurel
1321-33-008-003

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 – 104 Annual Plenary Retail Lic. Renewal 11.12 (Jay Kay Jay Inc.) Conditional

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

Jay Kay Jay Inc
77 Route 36
1321-33-012-006

BE IT FURTHER RESOLVED that said license is approved **CONDITIONALLY** pending the outcome of disciplinary charges; and,

BE IT FURTHER RESOLVED that said renewal is for a term of **ninety (90) days** expiring September 28, 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 – 105 Annual Plenary Retail Lic. Renewal 11.12 (Chasers, Inc.)

HELD
Needs TAX CLEARANCE

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RESOLUTION #11 – 106 Annual Plenary Retail Lic. Renewal 11.12 (Bayliners, Inc)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

Bayliner’s LLC
2 Beachway
1321-33-014-003

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 – 107 Annual Plenary Retail Lic. Renewal 11.12 (La Rich LLC)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

La Rich LLC
72 Boardwalk
1321-32-032-010

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 – 108 Annual Plenary Retail Lic. Renewal 11.12 (R. Lengyel LLC)
HELD
Needs TAX CLEARANCE

RESOLUTION #11 – 109 Annual Plenary Retail Lic. Renewal 11.12 (The Cabana LLC)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

The Cabana LLC
307 Beachway
1321-33-029-008

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 – 110 Annual Plenary Retail Lic. Renewal 11.12 (Steve Kontos)-
HELD
Licensee currently not in operation,
SPECIAL RULING approval needed
from the NJ Division of ABC before the Borough can proceed.

RESOLUTION #11 – 111 Annual Plenary Retail Lic. Renewal 11.12 (Slover Prod. LLC) Conditional

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

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Slover Productions LLC
260-262 Beachway
1321-33-031-008

BE IT FURTHER RESOLVED that said license is approved **CONDITIONALLY** pending the outcome of disciplinary charges; and,

BE IT FURTHER RESOLVED that said renewal is for a term of thirty (30) days expiring July 30, 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 – 112 Annual Plenary Retail Lic. Renewal 11.12 (Gokul Enterprises)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

Gokul Enterprises
t/a Sheehan’s Liquor Store
245 Main Street
1321-44-004-003

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 #10 – 113 Annual Plenary Retail Lic. Renewal 11.12 (Bar One)
HELD

**Licensee currently not in operation,
SPECIAL RULING approval needed
from the NJ Division of ABC before the Borough can proceed.**

RESOLUTION #11 – 114 Annual Plenary Retail Lic. Renewal 11.12 (American Legion)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that Plenary Retail Licenses be granted to the following licensees for the term of July 1, 2011 through June 30, 2012

American Legion Post 273
348 Carr Ave
1321-31-034-001

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 – 115 Authorize Issuance of Estimated Tax Bills
RESOLUTION AUTHORIZING THE
BOROUGH OF KEANSBURG TAX COLLECTOR
TO PREPARE AND MAIL ESTIMATED TAX
BILLS IN ACCORDANCE WITH P.L. 1994, c.72

WHEREAS, due to the late certification of State Aid from the State of New Jersey, the Borough of Keansburg and the Tax Collector will be unable to mail the Borough’s 2011/2012 tax bills on a timely basis; and

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WHEREAS, the Borough of Keansburg Tax Collector in consultation with the Borough of Keansburg Chief Financial Officer has computed an estimated tax levy in accordance with NJSA 54:4-66.3 and they have both signed a certification showing the tax levies for the prior year, the tax rates and the range of permitted estimated tax levies:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Council of the Borough of Keansburg, in the County of Monmouth and the State of New Jersey on this 22nd day of June, 2011, as follows:

1. The Borough of Keansburg Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough of Keansburg for the third installment of the 2011 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by P.L. 1994, c.72(NJSA 54:4-66.2 and 54:4-66.3)
2. The entire estimated levy for 2011 is hereby set at \$3.242.
3. In accordance with the law the third installment of 2011 taxes shall not be subject to interest until the later of August 10th.or the twenty-fifth calendar day after the date the estimated bill are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

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 – 116 Authorize Tax Anticipation Note

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF TAX ANTICIPATION NOTES OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY as follows:

SECTION 1. In anticipation of the collection of taxes for the fiscal year commencing January 1, 2011 whether levied or to be levied in such fiscal year, the Borough of Keansburg, in the County of Monmouth, New Jersey (the “Borough”) hereby authorizes and determines to issue, from time to time, negotiable Tax Anticipation Notes with the Borough in the principal amount of \$1,500,000, in accordance with the Local Budget Law. Each such Tax Anticipation Note shall be designated “Tax

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Anticipation Note of 2011”, together with such other designation as may be determined by the Chief Financial Officer. The proceeds of the sale of such Tax Anticipation Notes, unless used to pay outstanding notes issued in anticipation of the collection of taxes of the same fiscal year, shall be applied only to the purposes provided for in the budget or for which taxes are levied or to be levied for such fiscal year, and shall not be applied to any other purpose.

SECTION 2. The amount of Tax Anticipation Notes outstanding at one time shall not exceed \$1,500,000, which is within the gross borrowing power (as certified by the Chief Financial Officer) of the Borough, and the amount of Tax Anticipation Notes authorized hereby is within the net borrowing power (as certified by the Chief Financial Officer) of the Borough. On June 22, 2011, the Chief Financial Officer executed a certificate setting forth the gross borrowing power and the net borrowing power of the Borough in accordance with N.J.S.A. 40A:4-66. Such certificate has been filed in the office of the Borough Clerk, and a copy thereof is attached hereto as Exhibit A and is hereby incorporated herein in its entirety.

SECTION 3. Tax Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that all such Tax Anticipation Notes and any renewals thereof shall mature within 120 days after the beginning of the next succeeding fiscal year. The Chief Financial Officer shall determine all matters in connection with the Tax Anticipation Notes issued pursuant to this resolution, and the Chief Financial Officer’s signature upon the Tax Anticipation Notes shall be conclusive evidence as to all such determinations. All Tax Anticipation Notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:4-67. The Chief Financial Officer is hereby authorized to sell part or all of the Tax Anticipation Notes from time to time, at not less than par and accrued interest, at private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their date to the date of delivery thereof.

SECTION 4. 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 Tax Anticipation Notes pursuant to this resolution is made, the amount, the description, the interest rate and the maturities of the Tax Anticipation Notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

SECTION 5. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the Tax Anticipation Notes authorized by this resolution. The Tax Anticipation Notes shall be direct, unlimited obligations of the Borough. The power and obligation of the Borough to pay any Tax Anticipation Notes issued pursuant to this resolution and the Local Budget Law shall be unlimited and the Borough shall have the power and be obligated to levy *ad valorem* taxes upon all taxable property within the Borough for the payment of such Tax Anticipation Notes and interest thereon, without limitation of rate or amount.

SECTION 6. All Tax Anticipation Notes issued pursuant to this resolution shall be executed by the Chief Financial Officer and the Mayor of the Borough, and shall be under the seal of the Borough and attested by the Borough Clerk. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the Tax Anticipation Notes.

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SECTION 7. A certified copy of this resolution shall be filed with the Director of Local Government Services in the Department of Community Affairs, State of New Jersey.

SECTION 8. This resolution shall take effect immediately.

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 – 117 Professional Services Agreement (T&M-Main, Manning)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, state of New Jersey that:

T & M Engineering

be and is hereby appointed as Borough Engineer for engineering services for

Engineering Services Main Street/Seeley Avenue/Manning Place Improvements; and

BE IT FURTHER RESOLVED by the Mayor and Council as follows:

1. The Borough Manager and Clerk are hereby authorized to enter into the attached agreement dated June 13, 2011, T & M Associates project number KNBG-G1102 with T & M Associates. in the contract amount of \$48,750.00 plus reimbursable expenses.
2. The attached contract is awarded without competitive bidding as a “Professional Service” in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i) because it is for services performed by persons authorized by law to practice a recognized profession.
3. The services to be performed are necessary for the orderly function of the Project.
4. The amounts paid under the attached contract shall not exceed the amount appropriated by the Borough Council for these services.
5. The Chief Financial Officer certifies that funds are available for this purpose.

Patrick DeBlasio CFO

6. A copy of this Resolution as well as the executed contract shall be placed on file with the Municipal Clerk of the Borough of Keansburg.

A notice in accordance with the Local Public Contracts Law stating the nature, duration, service and amount of the contract and that the Resolution and contract are on file and available for inspection in the Office of the Municipal Clerk.

Mr. Cusick asked for a roll call vote:

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

Council Discussion:

At this time the Borough Council agreed to a Special Meeting to be held on July 6th at 7pm

There is not a vacancy on the Housing Authority at this time.

Communications:

REMINDER:

The next Council Meeting will be **Wednesday, July 27 at 7pm.**

❧

**Keansburg Fire Department
New Members**

- | | |
|------------------|---------------------------|
| Gino Terracciano | Keansburg Fire Company #1 |
| Hector Comeo | Keansburg EMS |
| Joseph Choffo | Keansburg EMS Cadet |

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			✓			

❧

The George E. Kauffmann Memorial Keansburg Pier Swim will take place at 9:30am on **Saturday, July 16, 2011**

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

Executive Session:

Mr. Cusick asked for a roll call vote to convene Executive Session:

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

EXECUTIVE SESSION CONVENED – session included discussion on personnel, finance, contract negotiations and the recreation department.

Mr. Cusick asked for a roll call vote to return from Executive Session:

	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 to adjourn the meeting:

	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 June 22, 2011

Attest:

Thomas P. Cusick
Municipal Clerk
Borough of Keansburg