

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 20, 2014
Meeting Minutes

Mr. Cusick read the following:

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

Mr. Cusick asked all the rise and recite:

Salute to the Flag

Mr. Cusick took:

Roll Call

Mr. DePompa	Mr. Boden	Mr. Cocuzza	Mr. Hoff	Mr. Foley
✓	✓	✓	✓	✓

REDEVELOPMENT AGENCY:

Matthew Thomson – Fathers and Sons Building and Renovation

19 and 21 Carr Ave

There was a discussion with Matthew Thomson of 267 Seeley Ave and Dan J. Frizell in regard to property located at 19-21 Carr Ave. Mr. Thomson is seeking to redevelop this property to include 3 commercial units on the ground level and apartments on the second floor.

There was a discussion about a possible elevator at this location. The applicant stated that 8 apartments were needed to make the project feasible, when asked to reduce the project to 6 units, making larger apartments.

The applicant will arrange to meet with Ed Striedl, Business Revitalization and his Architect. Possibility of 7 units instead of 8 and code requirements to be discussed.

PUBLIC HEARING:

Monmouth County Open Space Grant Application:

Acquisition of Property

A presentation was made at this time for the possible purchase of 17 Francis Place which is adjacent to Friendship Park. Expansion of the park and construction of a playground would be considered in the future.

The project scope was explained to the Borough Council and all public in attendance. The meeting was then opened for public questions and comment. No questions or comments were offered by the public.

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

Roll Call

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

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

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

Roll Call

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

PUBLIC HEARING:

Plenary Transfer

Jay Kay Jay to Ashcree LLC

At this time the applicant, Jennifer Hartmann, appeared before Council with her attorney, Harvey Fruchter, Esq. Mr. Fruchter and Ms. Hartmann are aware that the local police department has not endorsed this application. Mr. Fruchter feels that many of the concerns have to do with Mr. Hartmann’s husband, who will have no involvement with the business. At the suggestion of the Borough Attorney it was agreed that a meeting would take place between the Police Chief, Mr. Fruchter, Ms. Hartmann and Borough legal counsel to further discuss the concerns of the Police Department and Borough Council.

Mr. Cusick asked for a roll call vote to open the meeting to the public on this particular matter:

Roll Call

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

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

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

Roll Call

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

Meeting Minutes:

Meeting Minutes July 23, 2014

Mr. Cusick asked for a roll call vote to accept the minutes of ***July 23, 2014*** and place same on file:

Roll Call

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

Mr. Hoff	✓		✓			
Mr. Foley		✓	✓			

Ordinances:

Second Reading:

ORDINANCE #1557 – FLOOD DAMAGE PREVENTION AMENDMENT

AN ORDINANCE AMENDING CHAPTER XIV – (FLOOD DAMAGE PREVENTION), AMENDING ORDINANCE 1436 SECTIONS 14-3.2(A), 14-3.2(B) AND 14-3.2(C), AMENDING ORDINANCE 1535 SECTIONS 14-3.2(A), 14-3.2(B) AND 14-3.2(C), OF THE REVISED GENERAL ORDINANCES

SECTION 1.

BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Chapter XIV (FLOOD DAMAGE PREVENTION) of the Revised General Ordinances be amended and supplemented to include the following:

DELETE:

ORDINANCE NUMBER 1436 SECTIONS 14-3.2(A), 14-3.2(B) AND 14-3.2(C), in its entirety,

DELETE:

ORDINANCE 1535 SECTIONS 14-3.2(A), 14-3.2(B) AND 14-3.2(C), in its entirety.

ADD: Shall Read

14-3.2a) A scientific and engineering report entitled “Flood Insurance Study, Monmouth County, New Jersey (All Jurisdictions” dated September 25, 2009 with revisions as noted in the Preliminary FIS effective date “Preliminary January 31, 2014.

14-3.2b) A document entitled: Flood Insurance Rate Map for Monmouth County, New Jersey (All Jurisdictions) as shown on index and panel(s) 34025C0034G, 34025C0042G and 34025C0055G, the effective date is Preliminary January 31, 2014.

14-3.2c) Documents entitled: The FIRM, Flood Insurance Rate Map, Monmouth County, New Jersey (All Jurisdictions) Panel 34 of 457, Panel 42 of 457 and Panel 55 of 457 all dated January 31, 2014 and identified as

“Preliminary” shall take precedence over previous panels and FIS in construction and development regulations only.

The above documents are hereby adopted and declared to be part of this Ordinance. The Flood Insurance Study, maps and advisory documents are on file at Keansburg Borough Hall, George E. Kauffmann Municipal Building, 29 Church Street, Keansburg, NJ 07734.

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.

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 to open the meeting to the public:

Roll Call

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

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

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

Roll Call

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

Mr. Foley			✓			
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Mr. Cusick asked for a roll call vote to adopt Ordinance #1557:

Roll Call

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

First Reading:

ORDINANCE #1558 – Acquisition of Property (Carr Ave)

AN ORDINANCE AUTHORIZING THE BOROUGH OF KEANSBURG TO ACQUIRE CERTAIN REAL PROPERTY KNOWN AND DESIGNATED AS BLOCK 157, LOT 4 AND LOT 5 ON THE KEANSBURG BOROUGH TAX MAP

WHEREAS, property located at 331 Carr Avenue, Keansburg, NJ has been offered to the Borough for acquisition by the current property owner; and

WHEREAS, the Borough wishes to acquire the subject property, which is known and designated as Block 157, Lot 4 on the Keansburg Borough Tax Map (record owner: Church of St. Ann), which consists of approximately .31 acres of land; and

WHEREAS, the Mayor and Council of the Borough of Keansburg believe that the acquisition of this property in fee, pursuant to the “Local Lands and Buildings Law,” *N.J.S.A. 40A:12-1, et seq.*, will provide a benefit to the Borough, as land necessary for the future development of the Keansburg Borough Police Stations; and

WHEREAS, a new Police Station is necessary to replace the former building that was destroyed by Superstorm Sandy; and

WHEREAS, in furtherance thereof, the Mayor and Council wish to authorize the expenditure of funds in an amount not to exceed \$300,000 for this acquisition, which sum shall include all necessary appraisals, engineering, environmental, surveying, title, legal and other costs related thereto; and

WHEREAS, there are sufficient funds available in the Borough's Capital Improvement Fund for said purchase; and

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

1. That, pursuant to the "Local Lands and Buildings Law," *N.J.S.A. 40A:12-1, et seq.*, the Borough of Keansburg is hereby authorized to acquire in fee the real property known and designated as Block 157, Lot 4 on the Keansburg Borough Tax Map.
2. That the expenditure of funds from the General Capital Fund for the said acquisition, including all related costs, in an amount not to exceed \$300,000 is hereby authorized.
3. That the Mayor is hereby authorized to execute and the Borough Clerk to attest any and all documents that are necessary in order to effectuate the acquisition of this property, including Assignment Agreements, provided that said documents are in a form acceptable to the Borough Attorney prior to final execution.
4. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.
5. That this Ordinance shall take effect upon final passage and publication in accordance with the law.
6. That, in the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of this Ordinance shall be deemed severable therefrom and shall not be affected.

Mr. Cusick asked for a roll call vote and set down for a Public Hearing Ordinances #1558 on September 24, 2014 at 7pm.

Roll Call

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

Resolutions:

RESOLUTION # 14-110 Payment of Bills (8/20/14)

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:

Capital	\$ 4,641.86
Current	1,695,746.63
Dog Trust	22.80
Grant	19,945.21
Trust	33,609.42
Water/Sewer	118,733.02
Total:	<u><u>\$1,872,698.94</u></u>

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-111 Resolution Accepting Annual Audit CY2013

**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 **CY2013** 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.

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.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-112 CY2013 Corrective Action Plan

Whereas, the Audit for the year ending December 31, 2013 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

CY 2013 CORRECTIVE ACTION PLAN

Recommendation Explanation and Corrective Action Implementation

There are no Recommendations or Corrective Action needed by the Borough of Keansburg.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-113 Refund of Fees (CO fee refund – Martin)

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

Amount: \$110.00

Reason: Certificate of Occupancy Refund
ref: 131 Creek Road

Payable to: Kevin Martin
3 Ideal Ave
Middletown, NJ 07748

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

Roll Call

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

RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK

TO EXECUTE AN AMENDMENT TO THE 2012-14 AGREEMENT WITH MONMOUTH COUNTY FOR COOPERATIVE PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM PURSUANT TO THE INTERLOCAL SERVICES ACT

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, it is necessary to establish a legal basis for the County and its residents to benefit from this program; and

WHEREAS, an Agreement has been adopted under which the Borough of Keansburg and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

WHEREAS, it is in the best interest of the Borough of Keansburg to enter into such an agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the Borough of Keansburg, that the amendment to the agreement entitled "AGREEMENT BETWEEN THE COUNTY OF MONMOUTH AND CERTAIN MUNICIPALITIES LOCATED HEREIN FOR THE ESTABLISHMENT OF A COOPERATIVE MEANS OF CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES", a copy of which is attached hereto, be and same is hereby approved.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and same are hereby authorized to execute said amendment in accordance with the provisions of law; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its enactment.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-115

Monmouth County Open Space Grant (Francis Place)

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of Borough of Keansburg desires to obtain County Open Space Trust Funds in the amount of **\$19,000** to fund the acquisition of property located at 17 Frances Place in the Borough of Keansburg, NJ. The parcel is identified on the Borough Tax Map as Block 94, Lot 47; and

WHEREAS, the total cost of the project including all matching funds is **\$38,000**; and

WHEREAS, the Borough of Keansburg will be holder of any interest acquired with County Open Space Trust Funds.

WHEREAS, the Borough of Keansburg is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY BOROUGH COUNCIL THAT:

1. Chief Raymond O'Hare, Borough Administrator or his successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above named municipality; and
2. The Borough of Keansburg is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. Chief Raymond O'Hare, Borough Administrator or his successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-116 Professional Services Agreement (T & M – Pipe Connection to Outfalls #11 and #14)

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

T & M Associates

be and is hereby authorized to perform engineering services for the Project entitled “Bayview Avenue/Beachway Intersection Pipe Connection (Outfall # 14) and Boardwalk Property/Beachway Pipe Connection (Outfall # 11);” and

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

1. The Borough Council accepts the proposal dated August 7, 2014 and the Borough Manager is hereby authorized to enter into the agreement with T & M Associates.
 - a. Design Phase Services in the contract amount not to exceed \$ **28,400.00** plus reimbursable costs is awarded immediately; and,
 - i. **THIS ITEM WAS PREVIOUSLY ENCOMPASSED IN RESOLUTION #14-017**
 - b. Prepare and Submit CAFRA Permit Application not to exceed **\$7,500.00**; and,
 - c. Prepare Technical Specifications and Bid Documents not to exceed **\$3,600.00**; and,
 - d. Bidding Assistance not to exceed **\$1,800.00**; and,
 - e. Construction Administration & Inspection in the additional amount of \$ **33,550.00** plus reimbursable costs is awarded contingent to the future award of bid for the pipe connections to Outfall #14 (Bayview Avenue/Beachway) and Outfall #11 (Boardwalk Property/Beachway) by the Keansburg Borough Council.
 - i. **THIS ITEM WAS PREVIOUSLY ENCOMPASSED IN RESOLUTION #14-017**
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 such services.

5. The Chief Financial Officer certifies the availability of funds.

Patrick DeBlasio, Chief Financial Officer

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.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-117 Appointment of Municipal Public Relations Representative

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

Suasion Communication Group

As Municipal Public Relations, effective September 1, 2014; and for a term to run from September 1, 2014 to August 31, 2015; and,

BE IT FURTHER RESOLVED that the Borough Council that a certified copy of this Resolution be forwarded the Chief Financial Officer.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-118

Appointment to the Recreation Committee

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

Voting Member

Jeramie Hutchins

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-119

Execution of Continuing Disclosure Review (2014)

RESOLUTION OF THE BOROUGH OF KEANSBURG DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES AND EXCHANGE COMMISSION

WHEREAS, the Borough of Keansburg (the “Governmental Entity”) has entered into continuing disclosure agreement(s) in connection with certain of its prior bond and/or note issuance(s) (the “Prior Issuances”), agreeing to file certain financial information and operating data and/or certain enumerated event notices with the former nationally recognized municipal securities information repositories or the Municipal Securities Rulemaking Board (the “MSRB”) pursuant to the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended (the “Rule); and

WHEREAS, the Governmental Entity has made certain representations regarding its continuing disclosures in bond and note offering documents in connection with its Prior Issuances; and

WHEREAS, in response to widespread concerns that many municipal issuers have not been complying with their obligations to file continuing disclosure documents under the Rule, and furthermore have made false representations concerning compliance in bond and note offering documents, the Division of Enforcement (the "Division") of the U.S. Securities and Exchange Commission (the "Commission") has set forth its Municipalities Continuing Disclosure Cooperation Initiative (the "MCDC Initiative"), attached hereto as Exhibit A, whereby the Commission will recommend favorable settlement terms to municipal issuers involved in the offer or sale of municipal securities, as well as underwriters of such offerings, if they self-report to the Division possible violations involving materially inaccurate statements in bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule; and

WHEREAS, pursuant to Local Finance Notice 2014-9, attached hereto as Exhibit B, the Director of the Local Finance Board, Division of Local Government Services of the Department of Community Affairs of the State of New Jersey, has recommended the undertaking of a Review (as hereinafter defined) by all municipal issuers and participation in the MCDC Initiative, where appropriate, as determined by the facts of each Review (the "LFB Recommendation");

NOW, THEREFORE, IN CONNECTION WITH THE LFB RECOMMENDATION, BE IT RESOLVED BY THE GOVERNMENTAL ENTITY, as follows:

Section 1. The Governmental Entity, through its Chief Financial Officer or through the engagement of a third-party disclosure-dissemination agent, is hereby directed to conduct a continuing disclosure review of its prior continuing disclosure undertakings (the "Review"), and the Governmental Entity hereby ratifies any such previously conducted Review. Such Review shall include, but is not limited to, a historical review of the Governmental Entity's continuing disclosure obligations and filings in connection with its Prior Issuances that are presently outstanding and which are no longer outstanding but, as of the date five years prior to the date of submission of the Questionnaire (as hereinafter defined), were outstanding; and the undertaking, at any time, of any applicable remedial filings with the MSRB deemed necessary for compliance with its continuing disclosure obligations.

Section 2. The Governmental Entity, through its Chief Financial Officer, is hereby authorized to participate in the MCDC Initiative, if in the discretion of the Chief Financial Officer after consultation with Governmental Entity officials, it is determined that the Governmental Entity may have made materially inaccurate statements in its bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule in connection with its Prior Issuance issued during the period beginning five years prior to the date of submission of the Questionnaire.

Section 3. The Chief Financial Officer of the Governmental Entity is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative (the "Questionnaire"), and to do and caused to be done any and all acts and things necessary or proper for participating in the MCDC Initiative and all related transactions, including the Review, contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective in accordance with applicable law.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-120 2014 Bingo License (Bayshore Senior Center)

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

**14-120 – Bingo
Lic #BA 14-006**

**Bayshore Senior Center
100 Main Street
Keansburg, NJ 07734**

Friday, October 3, 2014

6:00 pm to 10:00 pm

BE IT FURTHER RESOLVED that the Borough Clerk be and is hereby authorized and directed to issue and execute the said license.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-121 Plenary License Renewal 2014-2015 (Heidelberg)

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, 2014 through June 30, 2015**

**Heidelberg
20 Beachway
1321-33-015-006**

Mr. Cusick asked for a roll call vote

Roll Call

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

Communications:

Keansburg Fire Department

Resignation

Alyssa Durnien

Keansburg EMS

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

Roll Call

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

Discussion:

- *Appointment of Municipal Judge*
- *Appointment of Municipal Planner*

RESOLUTION # 14-122 Appointment of Municipal Judge

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

Michael Pugliese

As Municipal Judge, effective September 1, 2014; and for a term to run from September 1, 2014 to August 31, 2017; and,

BE IT FURTHER RESOLVED that the Borough Council that a certified copy of this Resolution be forwarded the Chief Financial Officer.

Mr. Cusick asked for a roll call vote

Roll Call

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

RESOLUTION # 14-123 Appointment of Municipal Planner

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

T & M Associates

As Municipal Planner, effective September 1, 2014; and for a term to run from September 1, 2014 to August 31, 2015; and,

BE IT FURTHER RESOLVED that the Borough Council that a certified copy of this Resolution be forwarded the Chief Financial Officer.

Mr. Cusick asked for a roll call vote

Roll Call

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

Department Reports:

Steve Ussman

Presented his monthly report.

Stated that Joe Accardi received an additional license, which allows his supervision in Steve’s absence.

Dennis O’Keefe

Discussed his written report and a sketch of a valve chamber box

Jay Harzold

Discussed the monthly engineer’s report.

Tennis Courts are completed.

Waackaack Creek dredging to begin in 2 weeks

Raritan Ave drainage project should start in 3 weeks

SREC’s where discussed and Jay will check with T & M Associates to trace the history. (Solar energy credits at Library).

Mr. O’Hare

Reported that he and the Mayor met the County Officials regarding funding of personnel to clean-up properties.

Stated there would be a meeting for Blue Acres on August 28th.

Announced that Lowes donated 2000 square feet of pavers for Veteran’s Memorial.

Open to the Public:

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

Roll Call

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

Rick Crossnohare
100 Shore Blvd.

Asked about the public relations position voted on by Council. Commented that this was a good idea.

Stated that there is improvement in his neighborhood.

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

Roll Call

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

Executive Session:

Police Department

Mr. Cusick asked for a roll call vote to enter into Executive Session

Roll Call

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

Executive Session convened

Mr. DePompa left the meeting at 9:55pm

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

Roll Call

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

Adjournment

Mr. Cusick asked for a roll call vote to adjourn the meeting

Roll Call

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



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
August 20, 2014

Attest:

Thomas P. Cusick
Municipal Clerk
Borough of Keansburg