

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

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

Presentation:

The Borough Council welcomes Ms. Sunny Longbons, as a representative of the Robin Hood Foundation

Mayor Boden presented



with a plaque commemorating the incredibly generous donation made by the Robin Hood Foundation to help the Superstorm Sandy recovery efforts of the People of Keansburg

Presentation:

CONCERT / FESTIVAL

There was a discussion about a possible Burning Man Festival Decompression Party October 5-6 or October 19-20

Representatives of the organization will meet with Borough Officials to discuss logistics.

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013

7:00 pm

Bayshore Regional Sewerage Authority:

Mr. Gorman, attorney for the Bayshore Regional Sewerage Authority, explained that the Borough of Union Beach requested changes to the existing service contract.

Mr. Fisher, Executive Director of the BRSA, was also present and reported on damage suffered due to Superstorm Sandy.

Resolution:

RESOLUTION # 13-052 Authorize Execution of Addendum
(Bayshore Regional Sewerage Agreement)
Previously held at May 22, 2013 meeting

Whereas the Mayor and Council of the Borough of Keansburg did enter into an agreement with the Bayshore Regional Sewerage Authority (BRSA) on September 26, 2012 for the Calendar Years 2012 through 2042; and

Whereas the Bayshore Regional Sewerage Authority (BRSA) on April 24, 2012 requested that the Borough of Keansburg authorize an addendum to said agreement; and

Be It Resolved by the Mayor and Council of the Borough of Keansburg that the Mayor and Municipal Clerk are hereby authorized to execute an addendum to the agreement with the Bayshore Regional Sewerage Authority (BRSA). The term of this agreement shall be Calendar Years 2012 through 2042 inclusive, and;

Be It Further Resolved that a copy of said agreement will be placed on file with the Clerk’s Office.

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

Mr. DePompa entered at 7:45pm

Resolution:

RESOLUTION #13-109A Plenary 2013-2014 Annual Renewal (Pumps)

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, 2013 through June 30, 2014

Jay Kay Jay Inc

77 Route 36

1321-33-012-006

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION #13-109B Plenary 2012-2013 Annual Renewal (Pumps)

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, 2012 through June 30, 2013

Jay Kay Jay Inc

77 Route 36
1321-33-012-006

Mr. Cusick asked for a roll call vote:

Roll Call

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

Plenary Transfer – Person to Person: HEARING

Carl Kropp new owner, Harvey Kerth, Esq spoke with Council about new management of former Jay Kay Jay Inc trading as “Pumps”

NO WRITTEN COMMENTS OR OBJECTIONS WERE RECEIVED BY THE BOROUGH

Ed Kelly Asked about the type of business
70 North Shore Street

The applicant stated it would be the same type of establishment.

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

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

Roll Call

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

Meeting Minutes:

Meeting Minutes July 24, 2013

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

Roll Call

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

Ordinances:

Second Reading:

ORDINANCE #1538 – Code Enforcement Abandoned Property List

AN ORDINANCE AMENDING §2-13.3, DESIGNATING THE BOROUGH CODE ENFORCEMENT OFFICER FOR THE PURPOSE OF CREATING AN ABANDONED PROPERTY LIST

AN ORDINANCE AMENDING §2-4.3, DESIGNATING THE BOROUGH CODE ENFORCEMENT OFFICER FOR THE PURPOSE OF CREATING AN ABANDONED PROPERTY LIST

The Amendments to §2-4.3 shall appear underlined and in bold

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

Section 1:

A Public Officer and a Deputy if any, shall be appointed by the Borough Manager. The Public Officer shall create an abandoned property list in accordance with N.J.S.A. 55:19-54 et seq. This list may be updated from time to time in the discretion of the Public Officer. The creation and any amendments to the Abandoned Property List must comply with any and all notice requirements as provided by law.

- 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.

ORDINANCE #1540 – Significant Damage Appeal Procedures

ORDINANCE CARRIED TO SEPTEMBER 25, 2013

ORDINANCE #1541 – Borough Purchase of Property (28 Greenwood Pl)

AN ORDINANCE AUTHORIZING THE BOROUGH OF KEANSBURG TO ACQUIRE CERTAIN REAL PROPERTY KNOWN AND DESIGNATED AS BLOCK 107, LOT 11 ON THE BOROUGH OF KEANSBURG TAX MAP

AN ORDINANCE AUTHORIZING THE BOROUGH OF KEANSBURG TO ACQUIRE CERTAIN REAL PROPERTY KNOWN AND DESIGNATED AS BLOCK 107, LOT 11 ON THE BOROUGH OF KEANSBURG TAX MAP

WHEREAS, the Mayor and Council of the Borough of Keansburg find that it is the best interests of the Borough to acquire 28 Greenwood Place for use as a road and drainage improvements; and
WHEREAS, the Borough of Keansburg wishes to acquire in fee certain real property located on 28 Greenwood Place, which is known and designated as Block 107, Lot 11 on the Keansburg Borough Tax Map (record owner: Vincent Cangelosi and Louis and Maryann Randisi), which consists of approximately .15 acres of land, for use as a road and drainage improvements; and

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

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," NJS.A. 40A:12-1, et seq., will greatly benefit the residents of the Borough; and

WHEREAS, in furtherance thereof, the Mayor and Council wish to authorize the expenditure of funds in an amount not to exceed \$25,000, including purchase price of \$20,000 plus soft costs not to exceed \$5,000, for the said acquisition, which sum shall include all necessary appraisals, engineering, environmental, surveying, title, legal and other costs related thereto. In addition, the Borough will cancel any and all outstanding property taxes, as well as any and all outstanding water and sewer charges; and

WHEREAS, there are sufficient funds available in the Borough's Capital Fund, Improvement Authorizations, 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 107, Lots 107 on the Keansburg Borough Tax Map for use as a road and drainage improvements.
2. That the expenditure of funds from the Borough's Capital Fund, Improvement Authorizations, for the said acquisition, including all related costs, in an amount not to exceed \$25,000, is hereby authorized.
3. That any and all outstanding property taxes and water and sewer charges will be cancelled as of the date of closing.
4. 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.
5. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.
6. That this Ordinance shall take effect upon final passage and publication in accordance with the law.
7. 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 to open the meeting to the Public for Ordinances #1538 and #1541:

Roll Call

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

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

Mrs. Iacouzzi
Washington Ave

Very concerned with the condition of abandoned homes in her neighborhood.

Her complaints will be forwarded to Code Enforcement.

Mr. Cusick asked for a roll call vote to close the meeting to the Public for Ordinances #1538 and #1541:

:

Roll Call

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

Mr. Cusick asked for a roll call vote to adopt for Ordinances #1538 and #1541::

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

First Reading:

ORDINANCE #1542 – Residential Parking Only Amendment

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII (TRAFFIC), THE SECTION ENTITLED “RESIDENTIAL PARKING ONLY” AND A CORRESPONDING SCHEDULE(S) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG.

Section 1:

BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Schedule XXI in the section entitled “Residential Parking Only” of Chapter VII (TRAFFIC) of the Revised General Ordinances be amended and supplemented to include the following:

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>	<u>Time Period</u>
Manning Place	Both	Carr Avenue to Creek Road	School Session
Myrtle Avenue	Both	Church Street to Kennedy Way	School Session
Waackaack Avenue	Both	Frances Place to Terrace Place	School Session
Creek Road	Both	Church Street to Terrace Place	School Session

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.

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

Mr. Cusick asked for a roll call vote and set down for a Public Hearing Ordinances #1542 on September 25, 2013 at 7pm.:

Roll Call

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

REINTRODUCTION OF Ordinances:

First Reading:

ORDINANCE #1436 –

ORDINANCE AMENDING AND SUPPLEMENTING CHAPER XV
(STREETS, SIDEWALKS AND SANITATION), SECTION 2
(CONSTRUCTION AND REPAIR OF SIDEWALKS, CURBS AND
DRIVEWAYS).

Section 1: BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Section 2.11 shall be created as follows:

- a) No person(s) shall construct a driveway, apron or depressed curb or use any portion of any property as a driveway or as a parking area without first completing a Development Permit Application and obtaining approval by the Zoning Officer of the Borough of Keansburg or his designee. A separate construction permit shall then be obtained by the property owner.
- b) No person shall ride, drive, pass over or mount any curb except a legal depressed curb for the purpose of parking a vehicle on any portion of any property that is not legally defined as a driveway or parking area.
- c) Driveways and parking areas must conform to the specification size of a minimum width of nine (9) feet and a minimum length of eighteen (18) feet. The apron and depressed curb are not to be considered as part of the driveway unless approved by the Planning Board of Adjustment.

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

d) Vehicles shall not be parked on any front lawn without site approval from the Planning Board of Adjustment. Vehicles shall not be parked on any front lawn so as to block access to any entrance to a structure.

e) No existing driveway(s) providing off-street parking shall be eliminated without approval from the Planning Board of Adjustment.

f) Upon receipt of a permit for concrete and/or asphalt it is mandatory that the permit holder have a consultation with the Concrete Inspector or his designee to insure that specifications for construction are in compliance with the Code of the Borough of Keansburg.

g) The Concrete Inspector, or his designee, shall determine if the roadway at any new curb installation is to be replaced and shall furnish dimensions of the new installation.

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.

ORDINANCE #1439 –

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII (TRAFFIC), SECTION 6 (THROUGH STREETS, STOP INTERSECTIONS AND YIELD INTERSECTIONS) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG.

Section 1:

BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Schedule VIII (Stop Intersections) of Chapter VII (Traffic), Section 6 (Through Streets, Stop Intersections and Yield Intersections) and be supplemented to include the following:

BOROUGH OF KEANSBURG

MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

Grove Place and Woodside Avenue

STOP sign to be installed on Woodside Avenue

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.

ORDINANCE #1458 –

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII (TRAFFIC), SECTION 3.3 (PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG.

Section 1:

BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Schedule I (No Parking) of Chapter VII (Traffic), Section 3.3 (Parking Prohibited at All times on Certain Streets) be amended and supplemented to include the following:

Name of Street	Side	Location
Hancock Street	North	Entire length

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.

BOROUGH OF KEANSBURG

MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

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 and approval by the Department of Transportation.

ORDINANCE #1502 –

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE #1283 ENTITLED “AN ORDINANCE ESTABLISHING AND CREATING THE DEPARTMENT OF PUBLIC SAFETY AND DIVISION OF POLICE WITHIN THE BOROUGH OF KEANSBURG.”

BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Ordinance # 1283 entitled “AN ORDINANCE ESTABLISHING AND CREATING THE DEPARTMENT OF PUBLIC SAFETY AND DIVISION OF POLICE WITHIN THE BOROUGH OF KEANSBURG” be amended and supplemented as follows:

Section 1:Section 2-20.3. Police Division Established; Composition.

SHALL READ:

The Police Division of the Borough of Keansburg is hereby established and shall consist of a Chief of Police, one (1) Deputy Chief of Police, two (2) Captains of Police, four (4) Lieutenants of Police, five (5) Sergeants of Police and as many regular and special policemen as the Borough Manager may deem necessary. All members of the Police Department shall be appointed, promoted and removed by the Borough Manager in accordance with state statutes. They shall, upon appointment, be assigned daily duties by the Chief of Police. The Borough Manager may also require that an applicant for appointment to the Police Division shall successfully complete a physical, mental and psychological examination.

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013

7:00 pm

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.

Resolutions:

RESOLUTION # 13-107 Payment of Bills (8.21.13)

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	\$502,468.26
Current	1,128,883.90
Trust Unemployment Comp	171.00
Trust	64,291.07
Grant	49,016.26
Water & Sewer	<u>147,277.22</u>
Total:	<u><u>\$1,892,107.71</u></u>

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-108 Annual Plenary Retail Renewal 2013-14 (Carr Ave 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, 2013 through June 30, 2014

Carr Avenue Liquors LLC

67 Carr Avenue

1321-32-016-004

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 13-109 *see above [Liquor License "Pumps" Renewal]*

RESOLUTION # 13-110 *see above [Liquor License "Pumps" Transfer]*

RESOLUTION # 13-111 Appointments to the Recreation Committee

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

Voting Members

- Eileen Enright
Ginger Rogan
Dolores Bartram
Tina Manoes
Lisa Strydio
Robert Kistner
Donna Kistner
Raymond Preston
Kim Birch

Appointment Member #10

**As Members of the Keansburg Recreation Committee,
for a term to run from August 1, 2013 to July 31, 2014.**

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 13-112 Resolution Accepting Annual Audit CY2012

**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 **CY2012** 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,

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-113 CY2012 Corrective Action Plan

Whereas, the Audit for the year ending December 31, 2012 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 2012 CORRECTIVE ACTION PLAN

	<u>Recommendation</u>	<u>Explanation and Corrective Action</u>	<u>Implementation</u>
#1	12 of 13 interest calculations for Sewer Collector were charged incorrectly.	Explanation and Corrective Action: The Borough has addressed this issue by reviewing the sewer posting procedures with staff.	September 1, 2013
#2	There is no resolution in place for the collection of sewer interest.	Explanation and Corrective Action: The Borough is in the process of drawing up a resolution formalizing the sewer interest rates and due dates.	October 1, 2013.
#3	No fee ordinance established for fees collected in the recreation department.	Explanation and Corrective Action: The Borough will prepare a fee ordinance and be in compliance with this comment.	October 1, 2013.

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-114 159 Reso.: CY2013 “Drive Sober or Get Pulled Over” Budget Insertion

**REQUESTING APPROVAL OF INSERTION OF \$4,400.00
IN THE BOROUGH OF KEANSBURG CY2013 BUDGET REVENUE AVAILABLE FROM THE STATE OF NEW
JERSEY DRIVE SOBER OR GET PULLED OVER STATEWIDE LABOR DAY CRACKDOWN**

WHEREAS, N.J.S. 40:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Keansburg hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the CY 2013 Year in the sum of \$4,400.00 which item is now available as a revenue from the State of New Jersey Drive Sober or Get Pulled Over Statewide Labor Day Crackdown

BE IT FURTHER RESOLVED that a like sum of \$4,400.00 be and the same is hereby appropriated under the caption of:

2013 Drive Sober or Get Pulled Over Statewide Labor Day Crackdown

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-115 Waving of Construction Fees (Sandy related)

Whereas, the Borough of Keansburg experienced the extraordinary effects of Hurricane Sandy on October 29, 2012; and

Whereas, the Mayor and Council of the Borough of Keansburg wish to waive the following local fees for the convenience of Keansburg Residents during these trying times:

Construction Fees to be waived:

- Full Demolition
- Dumpster
- Restoration of Services (Utility) due to storm (Owner Occupied)
- Any repairs required due to Hurricane Sandy (Owner Occupied)
- Any housing, CCO and Fire inspections required due to Hurricane Sandy (Owner Occupied).

Now, Therefore, Be It Resolved that the Council of the Borough of Keansburg hereby instructs the Borough’s Code and Construction staff to extend these courtesies to those Residents in need of these services; and,

Be It Further Resolved that this resolution shall remain in full effect until October 31, 2013; and,

Be It Further Resolved that a copy of this resolution be forwarded to the Code and Construction Office as well as the Chief Financial Officer.

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013

7:00 pm

RESOLUTION # 13-116 Award of Bid (Tennis Courts)

WHEREAS, the Borough of Keansburg advertised and received bids for Collins Field Tennis Court on Friday, August 16, 2013; and

WHEREAS, three (s) bids was received and opened in public by the Borough Clerk; and

WHEREAS, the following bids were received:

All Surface Asphalt Paving Inc	\$209,125.00
Halecon, Inc.	\$240,368.00
Fiore Paving Inc	\$366,250.00

WHEREAS, the Borough Attorney has reviewed the bids and has determined that All Surface Asphalt Paving Inc of Point Pleasant, New Jersey 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 Attorney that it does hereby award the bid for the Seeley Avenue Bulkhead Replacement to: All Surface Asphalt Paving Inc of Point Pleasant, New Jersey in the total amount of \$209,125.00; and

BE IT FURTHER RESOLVED that the award is subject to:

1. 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 All Surface Asphalt Paving Inc of Point Pleasant, New Jersey after the review by the Borough Attorney and Chief Financial Officer’s certification.

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-117 Award of Bid (BULKHEAD)

WHEREAS, the Borough of Keansburg advertised and received bids for Seeley Avenue Bulkhead Replacement on Friday, August 16, 2013; and

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

WHEREAS, the following bids were received:

J.E. Hannon Inc T/A Bird Construction	\$598,629.50
Marbro Inc	\$621,117.00
KG Marine Contracting Inc	\$687,761.30
Altec Building Systems	\$727,569.50
Albert Marine Construction	\$813,732.50

WHEREAS, the Borough Attorney has reviewed the bids and has determined that S Brothers of Manalapan, New Jersey 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 Attorney that it does hereby award the bid for the Seeley Avenue Bulkhead Replacement to: J.E. Hannon Inc. T/A Bird Construction of Bayville, New Jersey

in the total amount of \$598,629.50; and

BE IT FURTHER RESOLVED that the award is subject to:

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 J.E. Hannon Inc. T/A Bird Construction of Bayville, New Jersey after the review by the Borough Attorney and Chief Financial Officer’s certification.

Mr. Cusick asked for a roll call vote:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-118 Payment of Bills (8.21.13) #2

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	\$950.00
Total:	\$950.00

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 13-119 Professional Services (Tennis Courts)

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

T&M Associates

hereby appointed as Borough Engineer for engineering services for

Collins Field Tennis Courts

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 August 19, 2013, with T&M Associates in the proposal amount not to exceed of \$13,150.00 plus reimbursable expenses. Which is comprised of the following:

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

- Phase B. Redesign, Permits and Re-bidding \$4,150.00
- Phase C. Construction administration and inspections \$9,000.00

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 proposal 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

Patrick DeBlasio CFO

6. A copy of this Resolution as well as the executed proposal 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:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

RESOLUTION # 13-120 Professional Services (Bulkhead)

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

T&M Associates

hereby appointed as Borough Engineer for engineering services for

Reconstruction of Bulkhead

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 April 27, 2012, with T&M Associates in the proposal amount not to exceed of \$89,750.00 plus reimbursable expenses. Which is comprised of the following:

Design, Permits and Bidding \$69,750.00

Construction administration and inspections \$20,000.00

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 proposal 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

Patrick DeBlasio CFO

6. A copy of this Resolution as well as the executed proposal 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.

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 13-121

Whereas, the Borough of Keansburg has possession of a parcel of land referred to as the Seeley Avenue Bulkhead; and,

Whereas, the Borough of Keansburg recognizes the local use of said parcel for the recreation purposes; and,

Whereas, the Mayor and Council for the Borough of Keansburg wish to recognize the continued recreational use of said parcel

THEREFORE BE IT RESOLVED by the Mayor and Council that the Seeley Avenue Bulkhead property be known as the Bulkhead Crabbing Park.

Mr. Cusick asked for a roll call vote:

Roll Call

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

Communications:

- The next Borough Council Meeting will be Wednesday, September 25 at 7pm
- True Jesus Church – Elizabeth semi-annual baptism, August 25, 2013
- Monmouth County Press Release: August 2, 2013 “Keansburg joins County Health Department”

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

Keansburg Fire Department **New Members**

Herberto Gomez Jr.	Keansburg EMS Cadet
Marko Gomez	Keansburg EMS Cadet
Nicholas Lozito	Keansburg Fire Company #1
Timothy Kilpatrick	Keansburg EMS

▪ Keansburg Fire Department **Removals**

Bonnie Dester McDermott	New Point Comfort Fire Company
David Phillips	New Point Comfort Fire Company
Jon Ferraro	New Point Comfort Fire Company
Michael Rogers	New Point Comfort Fire Company
Patrick Sanchez	Keansburg Fire Company
Sean Nelson	New Point Comfort Fire Company
Tom Backovsky	New Point Comfort Fire Company
Tom Britt	New Point Comfort Fire Company

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

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
August 21, 2013
7:00 pm

Council Discussion:

- Mr. Boden Announce that the Tai Chi Foundation will be sponsoring a luncheon on September 21st and a Beach Clean Up. Tai Chi will be giving a donation of gear and equipment to the Fire Department at the New Point Comfort Fire House at 11:30pm
- Beach Clean Ups have been successful thanks to the volunteers and DPW
- Business Revitalization Committee “Yappy Hour” fundraiser was successful
- Steve Ussmann Gave a monthly report
- Dennis O’Keefe Stated that road improvement projects and demolition projects are on target.
- Residents concerned over dune replenishment
- James Falco Reported that there will be a shredding event in September
- Raymond O’Hare Stated that there will be a School Resource Officer in the Bolger Middle School and the High School (1 officer) with 2/3 of the costs being covered by the Board of Ed.
- Fran Mullan Reported that road improvement work should be finished shortly
- The Borough is pursuing a grant opportunity through Monmouth County CDBG for improvements to the Raritan Avenue drainage system.

RESOLUTION # 13-122

BE IT RESOLVED BY THE GOVERNING BODY OF THE

Borough of Keansburg NEW JERSEY, THAT:

Whereas, the Borough of Keansburg desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$30,000 to Complete the Strategic Recovery Planning Grant

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

Be it therefore RESOLVED,

- 1) that the Borough of Keansburg does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Keansburg and the New Jersey Department of Community Affairs.

Be it further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other document necessary in connection therewith:

Mr. Cusick asked for a roll call vote:

Roll Call

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

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

Elaine Pagonis
36 Bayview Ave

Had to leave home due to the storm. Upset to discover that bowls and food left for neighborhood cats removed.

Councilman Foley offered to meet with Ms. Pagonis and the Borough Manager to resolve the situation.

Dr. Frank and Dr. Schifoni

Several doctors stated that they are pursuing a multi-specialty practice at 199 Main Street. Their colleague appeared at a previous meeting and

BOROUGH OF KEANSBURG

MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm

there may have been a misconception regarding pain management (208 Main Street). There will be no pain management.

Fred Phyrko
120 Shore Blvd

Concerned with the flooding and road conditions near his home.

Ed Kelly
70 West Shore Blvd

Asked the status of his planning escrow refund.

The refund was approved earlier at the meeting.

Jeremy Garvano
36A Shore Blvd

Very dissatisfied with Borough website. He is upset with the conditions of Shore Blvd and Woodland Avenue and the neighborhood drug activity.

Mr. DePompa left at 9:45pm

Mary Kickey
63A Washington Ave

Very concerned with the condition and number of vacant homes.

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

Roll Call

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

Adjournment

Mr. Cusick asked for a roll call vote to adjourn:

Roll Call

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

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

August 21, 2013

7:00 pm



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 21, 2013

Attest:

Thomas P. Cusick
Municipal Clerk
Borough of Keansburg