

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

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Mr. Cusick read:

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 to rise and recite:

Salute to the Flag

Mr. Cusick took:

Roll Call

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

A moment of silence was observed

In Memoriam:



Sister Elizabeth Garvey



Certificates of Recognition:

The following Certificates of Recognition were presented:

Gabrielle Grieco and John Finn contributions to the community through preservation efforts

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Brooke Kelly contributions to the community through recycling efforts

Redevelopment:

The following presentation of plans were given to the Borough Council in their capacity as the Redevelopment Agency of the Borough of Keansburg by Chris Madden of 104 Cranbury Ct, Holmdel, NJ.

Charlie's Place II – 32-34 Carr Ave, Exterior, Balcony and Sidewalk Café proposal

Borough Council indicated a desire to see this project proceed to the Planning Board.

Mr. Cusick asked for a roll call vote:

Roll Call

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

Meeting Minutes:

Meeting Minutes August 22, 2012

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. Boden			✓			
Mr. Cocuzza			✓			
Mr. Hoff	✓		✓			

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Ordinances:

First Reading:

ORDINANCE #1528 – Political Contribution Limitations

AN ORDINANCE ESTABLISHING THAT A BUSINESS ENTITY WHICH MAKES POLITICAL CONTRIBUTIONS TO MUNICIPAL CANDIDATES AND MUNICIPAL AND COUNTY POLITICAL PARTIES IN EXCESS OF CERTAIN THRESHOLDS SHALL BE LIMITED IN ITS ABILITY TO RECEIVE PUBLIC CONTRACTS FROM THE BOROUGH OF KEANSBURG IN THE COUNTY OF MONMOUTH

This Ordinance is CARRIED to the November 7th Meeting

ORDINANCE #1529 – Uniform Construction Code Fees

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 11 OF CHAPTER XI, “BUILDING AND HOUSING”, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG.

SECTION 11-1.2 Construction Board of Appeals

DELETE: In its entirety

ADD: All Appeals will be heard by the Monmouth County Construction Board of Appeals, Freehold, NJ 07728

SECTION 11-1.3 Schedule of Fees

DELETE:

SECTION: a-1-(a) “provided that the minimum fee shall be twenty (\$20) dollars”

SECTION: a-1-(b) “provided that the minimum fee shall be twenty (\$20) dollars”

SECTION: a-1-(c) in its entirety

SECTION: a-1-(d) in its entirety

DELETE:

SECTION: a-4 Twenty-five (25%)

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ADD:

SECTION: a-4 Twenty-(20%)

DELETE:

SECTION: a-5 In full

SECTION: a-6 In full

DELETE:

SECTION: a-7 “plus a construction permit where needed”

SECTION 11-6.1 Adoption of Property Maintenance Code

DELETE:

SECTION 11-6.1 Fifth Edition, 1996

ADD:

SECTION 11-6.1 2006 Edition

ADD:

APPENDIX TO CHAPTER XI

SECTION 1. BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg that Chapter XI, APPENDIX TO CHAPTER 11

Schedule A

“BUILDING SUBCODE FEES”,

Schedule B

ELECTRICAL SUBCODE FEES

Schedule C

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FIRE SUBCODE FEES

Schedule D

PLUMBING SUBCODE FEES

, of the Revised General Ordinances is hereby deleted in its entirety and shall now read as follows:

APPENDIX TO CHAPTER XI

ADD:

Uniform Construction Code Fees:

A. State of NJ Training Fees.

a. The fee for new construction is \$0.00334 per cubic foot of volume.

b. The fee for alterations is \$1.70 per thousand dollars of construction.

c. No training fee shall be collected for asbestos or lead abatement.

d. No training fee shall be collected for pre-engineered systems of Commercial farm buildings.

B. The minimum fee for a basic construction permit covering any single technical sub-code shall be \$65.00.

C. The fee for a variation in accordance with N.J.A.C. 5:23-2.10 shall be two hundred and fifty dollars (\$250.00); the fee for resubmission of the variation shall be one hundred and twenty five dollars (\$125.00).

D. The fee for a change of contractor shall be twenty five dollars (\$25.00) per sub-code.

E. The fee to reinstate a lapsed, suspended or revoked permit noted in N.J.A.C. 5:23-2.16(b) or N.J.A.C. 5:23-2.16(f) or otherwise shall be twenty five dollars (\$25.00) per involved sub-code.

F. The fee for plan review shall be 20% of the amount charged for the construction permit.

G. For the purpose of determining estimated cost for renovations, alterations, repairs, and the external utility connection for pre-manufactured construction the applicant shall submit to the department such cost data as may be available and produced by the architect or engineer of record, or by a recognized estimating firm, or by the contractor. A bonafide contractor's bid, or contract if

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available, shall be submitted. The Construction Official and/or sub-code official shall make the final decision regarding the estimated cost.

H. Any fee not specifically contained within this fee schedule shall be based upon the State of New Jersey Department of Community Affairs Fee Schedule.

Schedule A

BUILDING SUBCODE FEES

ADD:

Minimum Building Sub-code Fee (if no other trade is involved) **\$65.00**

DELETE:

New Building or Structure **\$.02 per cubic foot of structure or building**

ADD:

New Construction or Addition **\$.03 per cubic foot of building or addition**

DELETE:

Swimming Pools (Above Ground)

Swimming Pools (In-Ground) **\$35 per installation**

\$100 per installation

ADD:

Swimming Pools (Above Ground)

Swimming Pools (In-ground) **\$50.00 per installation**

\$125.00 per installation **\$50 per installation** **Swimming Pools (Above Ground)**

\$50 per installation

DELETE:

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Storage Shed Construction **Under 100 sq. ft. \$25 Over 100 sq. ft. \$50**

ADD:

Storage Shed (Less than 100sf) \$25.00

Storage Shed (100sf or greater) \$75.00

DELETE:

Fence Installation \$25

ADD:

General Fence Installation \$25

Fence Installation for Pool Enclosure \$75

DELETE: Satellite Dish \$40 per installation

ADD:

Satellite Dish \$50 per installation

DELETE:

Signs (Facade) \$2.50 sq. ft.

DELETE:

Signs (Free Standing) \$50 per sign

ADD:

Signs (exemptions as per N.J.A.C. 5:23-3.14(b)(6).) \$50 per sign

DELETE:

Demolition of Buildings (Residential) \$50

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DELETE:

Demolition of Buildings (Commercial) \$100

ADD:

Demolition or Removal Permit \$75

DELETE:

Radon Abatement Equipment/Fixtures \$40 per installation

ADD:

Radon Abatement \$50 per unit

DELETE:

Tank Removal \$40

ADD:

Tank Abandonment/Removal \$75

DELETE:

Tank Installation \$40

ADD:

Tank Installation \$75

DELETE:

U.C.C. Certificate of Occupancy \$40

ADD:

U.C.C. Certificate of Occupancy \$75

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ADD:

Lead Hazard Abatement \$70

ADD:

Tents/Canopy

(in excess of 900sf or more than 30 ft in any direction) \$125

ADD:

Tents / Canopy (greater than 120sf) \$75

Schedule B

ELECTRICAL SUBCODE FEES

ADD:

Minimum Electrical Sub-code Fee (if no other trade is involved) \$65.00

DELETE:

Electrical Devices 1 to 50 \$45

ADD:

ELECTRICAL FIXTURES & DEVICES: 1 to 25 \$75.00

Receptacles, fixtures and devices to be counted for these parts are baseboard heat, lighting fixtures, wall switches, convenience receptacles, sensors, dimmers, alarm devices, smoke & heat detectors, communication outlets, light standards 8 ft. or less in height including luminaries, emergency lights, electric signs, exit lights or similar electric fixtures and devices rated 20 amps or less including motors or equipment rated less than 1 hp or 1 kw.

DELETE:

Every Additional 25 or Fraction Thereof \$25

ADD:

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Every Additional 25 or Fraction Thereof **\$35**

DELETE:

Service Panels, 100 Amp or Less **\$50**

over 100amp, less than 200amp **\$70**

over 200amp, less than 300amp **\$100**

over 300amp, less than 400amp **\$150**

ADD:

Service Panels, 100 Amps or Less **\$75**

101 – 200 amps **\$110**

201 – 300 amps **\$160**

301 – 400 amps **\$210**

Every 100 amp increase over 400 amps **\$50**

DELETE:

Devices Less Than 1 hp/kW **\$10**

Devices over 1 hp or 1 kW, to 10 kW or hp **\$35**

Devices over 10 hp or 10 kW to 50 hp or kW **\$75**

Devices over 50 kW/hp to 100 kW/hp **\$125**

Devices over 100 kW/hp to 150 kW/hp **\$175**

Increase \$50.00 for every 50 kW or hp over 150 kW/hp

ADD:

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Devices over 1 hp / 1 kW, to 10 hp / kw \$35

Devices over 11 hp / 1 kW, to 50 hp / kw \$75

Devices over 51 hp / 1 kW, to 100 hp / kw \$125

Devices over 101 hp / 1 kW, to 150 hp / kw \$175

For every 50 hp / kw over 150 \$50

DELETE:

Pools Above Ground \$35

ADD:

Above Ground Pools / Spas / Hot Tubs / Fountains \$75

DELETE:

Pools Inground (Residential) \$75

Pools Inground (Commercial) \$200

Pools Inground With Lights (Residential) \$100

Pools Inground With Lights (Commercial) \$225

ADD:

INGROUND POOL

Residential \$100

Commercial \$225.00

-shall include any "required" bonding and associated equip. such as filter pumps, motors, disconnecting means, switches, required receptacles and heaters. etc., excepting panel-boards and under-water lighting fixtures.

Pool Bonding (annual for commercial) \$100.00

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DELETE:

Saunas (Hot Tub/Jacuzzi)

Residential \$50

Commercial \$100

DELETE:

Electric Appliances, Oven, Dishwasher, Microwave, Air Cond., Heaters, Water Heaters, Dryer, Range, Furnace, Exhaust Fan (over 1kW) \$25

Residential \$25

Commercial \$50

ADD:

Electric Appliances:

Oven, Dishwasher, Microwave, Air Conditioner, Heaters, Water Heaters, Dryer, Range, Furnace, Exhaust Fan (over 1kW), Radon, Lawn Sprinklers, Space heater, Air Handler \$35

ADD:

Elevator \$150

ADD:

Transformers / Generators

UP to 200 kw \$60

201 – 500 kw \$75

501 – 800 kw \$110

Over 801 kw \$130

DELETE:

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Telecommunications, Per Building or Dwelling Burglar Alarm, Telephone, Fire Alarm, Intercom.

Residential \$25

Commercial \$50

ADD:

Telecommunications, Per Building or Dwelling Burglar Alarm, Telephone, Fire Alarm, Intercom.

Residential \$50

Commercial \$75

Schedule C

FIRE SUBCODE FEES

ADD:

Minimum Fire Sub-code fees (if no other trade is involved) \$65.00

DELETE:

Flammable Liquid Tanks over 500 gal. \$75

Combustible Liquid

Up to 500 gal. \$75

Over 500 gal. \$125

LPG Tanks

Up to 500 gal. \$75

Over 500 gal. \$125

LPG Tanks

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Up to 500 PSI \$75

Over 500 PSI \$125

ADD:

Storage Tank Installations for Flammable & Combustible Liquids

Tanks up to 500 gallons \$75

501 to 1,000 gallons \$125

1,001 to 2,000 gallons \$150

2,001 to 5,000 gallons \$200

5,001 to 10,000 gallons \$500

10,001 to 19, 9999 gallons \$750

DELETE:

Water Main Sprinkler \$150 Commercial

Fire Pump/Jockey Pump \$200

Sprinkler Valves, Sprinkler Heads, Smoke Detectors, Heat Detectors, Pull Stations:

From 1 to 20 \$50

21 to 100 \$150

101 to 200 \$200

201 to 400 \$500

401 to 1000 \$1000

Over 1000 \$1.00 each

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ADD:

Underground Fire Water Mains – Standpipe & Sprinkler Systems

Underground Fire Water Mains (each building) \$200

Standpipe Systems \$300

Additional Standpipe Risers \$150

Sprinklers

1 – 20 \$50

21 – 50 \$100

51 – 100 \$150

For each additional 50 heads or part thereof \$75

Fire Pumps \$250

Jockey / Booster Pumps \$200

ADD:

SMOKE, HEAT & DUCT DETECTORS AND FIRE ALARM PANELS

DELETE:

Alarm Panels

Residential \$25

Commercial \$75

Stand Pipes \$250

ADD:

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Smoke / Fire Detectors:

1 to 15 \$50

16 to 50 \$100

51 to 100 \$150

For each additional 50 detectors or part thereof \$75

ADD:

Carbon Monoxide Detectors:

1 to 5 \$50

6 to 10 \$75

10+

ADD:

Duct Detector(s)

\$10

\$15

ADD:

Fire Alarm Panels:

Residential \$50

Commercial \$100

ADD:

Manual Fire Alarm Systems:

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1 to 15 \$50

6 to 10 \$100

11-25 \$150

For each additional 10 pull stations or part thereof \$25

DELETE:

Exit/Emergency Lights \$5 each

ADD:

Emergency Light / Exit Signs:

1 to 5 \$50

6 to 10 \$100

11-15 \$150

16-20 \$200

21-25 \$250

For each additional Emergency light or Exit sign \$25

DELETE:

Pre Engineered System \$100

ADD:

INDEPENDENT PRE-ENGINEERED SUPPRESSION SYSTEM

(including Dry Chemical, Wet Chemical, Halon, Carbon Dioxide, etc)

Pre Engineered Suppression System \$125

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DELETE:

Kitchen Hoods \$75

ADD:

KITCHEN EXHAUST HOODS AND FLAMMABLE/COMBUSTIBLE LIQUID EXHAUST HOODS

Kitchen Hoods \$100

Flammable/Combustible Liquids Exhaust Hood \$200

DELETE:

Incinerator \$365

Crematorium \$365

ADD:

Incinerator & Crematorium \$500

DELETE:

Furnaces/Boiler

Residential \$35

Commercial \$75

Hot Water Heaters

Gas/Oil\$25

Low Pressure Boiler

Gas/Oil\$50

High Pressure Boiler

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Gas/Oil \$150

ADD:

GAS or OIL FIRE FURNACES, BOILERS AND WATER HEATERS

Furnaces / Boiler / Hot Water Heaters \$35 each

Low Pressure Boiler \$60

High Pressure Boiler \$150

DELETE:

Fireplaces

Gas \$35

Masonry \$35

Wood Burning Stoves \$35

Generators \$75

ADD:

GAS, MASONRY & WOOD BURNING FIREPLACES, WOOD BURNING & OTHER NON-CONVENTIONAL HEATING DEVICES:

Generators \$100

Fireplaces, Stoves and other heating devices \$50

DELETE:

Gasoline Pumps \$92 each

ADD:

GASOLINE STATION TANKS & PUMPS

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10,000 gallons and up to six pumps \$500

Each additional tank up to 10,000 gallons \$100

Additional new gasoline pumps-new or replacement \$100

ADD:

ELEVATOR / SMOKE DETECTORS RECALL SYSTEMS \$100

Schedule D

PLUMBING SUBCODE FEES

ADD:

Minimum Plumbing Sub-code Fee (if no other trade is involved) \$ 65.00

Category	DELETE: (Fee only)	ADD: (Fee Only)
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Water Closet	\$10	\$20
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Urinal/Bidet	\$10	\$20
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Bath Tub	\$10	\$20
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Lavatory	\$10	\$20
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Shower	\$10	\$20
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Floor Drain	\$10	\$20
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Sink	\$10	\$20
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Dishwasher	\$10	\$20
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Drinking Fountain	\$10	\$20
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Washing Machine	\$10	\$20
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Hose Bib	\$10	\$20
Gas Piping	\$35	\$65
Fuel Oil Piping	\$50	\$50
Steam Boiler/Furnace	\$35	\$65
Hot Water Boiler	\$35	\$65
Water Heater	\$35	\$65
Sewer Pump	\$50	\$65
Interceptor/Separator	\$50	\$65
Backflow Preventer	\$10	\$65
Grease Trap	\$65	\$65
Sewer Connection	\$50	\$65
Water Service Connection	\$50	\$65
Gas Service Connection	\$35	\$65
Active Solar System	\$50	\$65

DELETE:

A/C or Refrigeration Unit:

Residential \$35

Commercial \$75

ADD:

A/C or Refrigeration Unit:

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Residential

Commercial

\$50

\$100

ADD:

Other Plumbing Fixtures \$20

Diverter \$20

Other Gas Appliances (stove/range/pool/heater/fireplace) \$20

Condensate Drain \$20

Stacks \$20

Air Handler/Condensate Drain \$20

Special Device

COMMERCIAL

The fee shall be \$65.00 per special device for the following:

Oil Separators

Refrigerator Units

Service Connections (Utilities)

Backflow Preventers Equipped with Test Ports

(double check valve assembly, reduced pressure zone and pressure vacuum breaker backflow preventers)

Steam Boilers

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Hot Water Boilers (excluding those for domestic water heating)

Active Solar Systems

Sewer Pumps and Interceptors

LPG Tanks – Above Ground

Up to 500 gallons \$75

501 – 2000 \$125

LPG Tanks – Underground

Up to 2000 gallons \$125

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 introduce and set down for a Public Hearing Ordinance #1529 on October 24, 2012 at 7pm.:

Mr. Cusick asked for a roll call vote to introduce Ordinance #1529:

Roll Call

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

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Resolutions:

RESOLUTION #12 – 111

Authorization to Execute Bayshore Regional Sewerage Auth. Agreement 2012-2042

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 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. Boden		✓	✓			
Mr. Cocuzza				✓		
Mr. Hoff			✓			

RESOLUTION # 12-167 Payment of Bills (9.26.12)

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	\$59,968.41
Current	2,042,463.14
Dog Trust	36.60
Grant	285.00
Trust	15,754.54
Water & Sewer	199,317.61
Unemployment Trust	171.00

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Total: \$2,317,996.30

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-168 Dedication by Rider – Street Opening Trust

Borough of Keansburg of Monmouth County

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR STREET OPENING TRUST FUND REQUIRED BY DIVISION OF LOCAL GOVERNMENT SERVICES

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, Developers and Various Companies deposit dedicated revenue anticipated from the General Trust Fund titled Street Openings are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated, that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

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

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for certain construction department cost.
2. The Municipal Clerk of the Borough of Keansburg is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

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Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-169 Dedication by Rider – RCA Second Generation Funds

Requesting approval of the Director of the Division of Local Government Services to establish a Dedicated Trust Rider for RCA Second Generation Funds

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a Municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJSA 52:27D-301 et seq. allows municipalities to receive amounts for loan repayments and interest on RCA Second Generation Funds, and

WHEREAS, NJSA 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider,

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

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for RCA Second Generation Funds.
2. The Municipal Clerk of the Borough of Keansburg is hereby directed to forward two certified copies of this resolution to the Director of the Division of local Government Services.

Mr. Cusick asked for a roll call vote:

Roll Call

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

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RESOLUTION # 12-170 2012 Halloween Curfew

Whereas, Halloween will celebrated on Wednesday, October 31, 2012; and

Whereas, The Mayor and Council are concerned with the safety and well-being of our youth; and,

Whereas, it is in the best interests of the residents of the Borough of Keansburg that a curfew be imposed on October 30th and October 31st 2012; and,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that a curfew of 7 pm be imposed within the Borough of Keansburg for all youth under the age of eighteen years on Tuesday, October 30th and Wednesday, October 31st, 2012; and,

BE IT FURTHER RESOLVED that Trick or Treating is allowed only between the hours of 12 pm (noon) through 7pm on Wednesday, October 31st.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Keansburg Police Department.

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-171 2012 Best Practices

WHEREAS, The State of New Jersey, Division of Local Government Services is requiring all Municipalities to file a Best Practice inventory worksheet, and

WHEREAS, The Borough of Keansburg has complied with that request.

NOW, Therefore, Be It Resolved that the Borough of Keansburg Best Practice inventory worksheet has been reviewed by the governing body and submitted to the DLGS by the required September 28, 2012 due date and that the Chief Finance Officer and Municipal Clerk prepare the necessary certifications..

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-172 DOT / Final Change Order: Main Street

Whereas, the Mayor and Council of the Borough of Keansburg have received the Final Change Order for the 2009 NJ DOT Municipal Grant Project: Main Street; and

Whereas, The Mayor and Council authorize the approval of said Change Order; and,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that authorize the Borough Manager, Borough Engineer, Chief Financial Officer and the Borough Clerk to execute the final Change Order and approve the final; and,

BE IT FURTHER RESOLVED that a copy of the resolution be forwarded to the Chief Financial Officer and the appropriate State officials.

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-173 Refunding Bond Resolution

**RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF
GENERAL OBLIGATION REFUNDING BONDS AND PROVIDING FOR THE
SALE AND THE DELIVERY OF SUCH GENERAL OBLIGATION REFUNDING
BONDS TO ROOSEVELT & CROSS, INCORPORATED**

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

Section 1. (a) General Obligation Refunding Bonds, Series 2012, in an amount not exceeding \$8,500,000, which shall be issued in one series of bonds, of the Borough of Keansburg, in the County of

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Monmouth, New Jersey (the "Borough"), are hereby authorized to be issued and sold as "Refunding Bonds" (or sometimes referred to herein as the "Bonds").

(b) In order to effectuate the Refunding Plan (defined herein), the Mayor or Chief Financial Officer shall determine the actual principal amount of the Refunding Bonds to be issued; provided that such determination shall be consistent with the refunding provisions of the Internal Revenue Code as described in the refunding bond ordinance finally adopted by the Borough Council on August 22, 2012, entitled, "REFUNDING BOND ORDINANCE OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE BOROUGH'S GENERAL OBLIGATION REFUNDING BONDS, SERIES 2002A, DATED SEPTEMBER 1, 2002, AND GENERAL IMPROVEMENT BONDS, SERIES 2003, DATED OCTOBER 15, 2003, APPROPRIATING AN AMOUNT NOT EXCEEDING \$8,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$8,500,000 GENERAL OBLIGATION REFUNDING BONDS OF THE BOROUGH OF KEANSBURG FOR FINANCING THE COST THEREOF" and be within the parameters set forth in Section 2 of this resolution. The signature of the Mayor or Chief Financial Officer on the Purchase Contract (defined herein) authorized in Section 2 hereof shall constitute evidence of the approval of such actual principal amounts.

Section 2. The Refunding Bonds are hereby authorized to be sold to ROOSEVELT & CROSS, INCORPORATED (the "Underwriter") in accordance with a purchase contract to be entered into by and between the Underwriter and the Borough. The Mayor or the Chief Financial Officer, are hereby authorized to execute and, on behalf of the Borough, negotiate a purchase contract substantially in the form attached hereto as Exhibit A (the "Purchase Contract") with the Underwriter in the form satisfactory to bond counsel and upon terms satisfactory to the Mayor or the Chief Financial Officer for the sale of the Refunding Bonds to the Underwriter in accordance with the provisions of this resolution, provided that (i) the sale of the Refunding Bonds results in a net present value savings to the Borough of at least 3% of the par amount of the Refunded Bonds (hereinafter defined), and (ii) the underwriter's discount shall not exceed \$5.50 per bond. The signature of the Mayor or the Chief Financial Officer on the Purchase Contract shall be conclusively presumed to evidence any necessary approvals.

Section 3. (a) The Refunding Bonds shall be issued in the par amounts determined by the Mayor or the Chief Financial Officer to be necessary to (collectively, the "Refunding Plan") pay costs of issuance and to provide a deposit to an escrow fund that, when invested, will be sufficient to:

(i) currently refund all of the outstanding principal amount of the originally issued \$12,635,000 General Obligation Refunding Bonds, Series 2002A, dated September 1, 2002 and maturing on December 1, 2013 through December 1, 2019 in the total principal amount of \$6,240,000 (the "2002 Bonds") on December 4, 2012, or as may be determined by the Mayor or Chief Financial Officer (the "2002 Bonds Redemption Date") at the option of the Borough at a redemption price of 100% of the principal amount of the Refunded Bonds to be redeemed plus any unpaid accrued interest to the Redemption Date; and

(ii) advance refund all of the outstanding principal amount of the originally issued \$2,967,000 General Improvement Bonds, Series 2003, dated October 15, 2003 and maturing on July 15, 2014 through July 15, 2024 in the total principal amount of \$1,647,000 (the "2003 Bonds, and together with the 2002 Bonds, the "Refunded Bonds") on July 15, 2013, or as may be determined by the Mayor or Chief Financial Officer (the "2003 Bonds Redemption Date") at the option of the Borough at a redemption price of 100% of the principal amount of the Refunded Bonds to be redeemed plus any unpaid accrued interest to the Redemption Date.

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(b) The Refunding Bonds shall bear interest at rates agreed to by the Mayor or Chief Financial Officer as provided in the Purchase Contract, such rates to be set to assure that the Borough achieves at least a 3% net present value debt service savings measured against the Refunded Bonds.

(c) The Refunding Bonds are not subject to redemption prior to their stated maturities.

(d) The Bonds shall be dated their date of delivery or such other later date consistent with the date of sale and shall bear interest at the rates per annum as the Mayor or Chief Financial Officer shall determine.

(e) The Refunding Bonds shall be numbered and have such prefix or prefixes as determined necessary by the Mayor or Chief Financial Officer and be sold and issued with such serial maturities or with such term bond maturities payable from mandatory sinking fund payments made by the Borough as determined in the Purchase Contract.

(f) The Refunding Bonds shall mature on December 1 within a year of the date of sale and thereafter in the principal amounts as may be determined by the Mayor or Chief Financial Officer and shall bear interest payable semiannually on December 1 and June 1 in each year until maturity commencing June 1, 2013 (or such other dates as shall be determined by the Mayor or Chief Financial Officer and set forth in the Purchase Contract), at the rates per annum as may be determined by the Mayor or Chief Financial Officer and as set forth in the Purchase Contract.

(g) The Refunding Bonds will be issued in fully registered form. One certificate shall be issued for the principal amount maturing in each year, unless otherwise directed by the Chief Financial Officer, with the advice of the Financial Advisor and/or Bond Counsel. Both principal of and interest on the Refunding Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$1,000 or any integral multiple thereof through book-entries made on the books and the records of The Depository Trust Company and its participants except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$1,000 or any integral multiple thereof. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Borough on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as may be determined by the Mayor or Chief Financial Officer (the "Record Dates" for the Bonds). The Refunding Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Borough Clerk.

(i) The following matters are hereby determined with respect to the Refunding Bonds:

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Designation: General Obligation Refunding Bonds, Series 2012

Qualification: The Refunding Bonds are designated as “qualified tax-exempt obligations” for the purposes of Section 265(b)(3)(B)(ii) of the Internal Revenue Code of 1986.

Date of Bonds: Date of Delivery.

Principal Payment On dates to be determined by the Mayor or the Chief Financial

Date: Officer.

Interest Payment On each December 1 and June 1, commencing June 1, 2013.

Dates: (or such other dates as are determined by the Mayor or Chief Financial Officer).

Redemption The Refunding Bonds are not subject to redemption prior to their stated maturities.

Place of Payment: Cede & Company, New York, New York, and the Borough will pay Cede & Company directly.

Section 4. The Refunding Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Borough to market the Refunding Bonds:

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-174 Interlocal Agreement [Keansburg Board of Education]

Whereas, the Mayor and Council of the Borough of Keansburg approve of an interlocal agreement between the Borough and the Keansburg School District; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that authorize the Borough Manager, Chief Financial Officer and the Borough Clerk to execute the Interlocal Service Agreement and,

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BE IT FURTHER RESOLVED that a copy of the resolution be forwarded to the Chief Financial Officer and the appropriate State officials.

INTERLOCAL SERVICE AGREEMENT

This Agreement made this 26th day of September, 2012 between
BOROUGH OF KEANSBURG
29 Church Street
Keansburg, New Jersey 07734

and

KEANSBURG BOARD OF EDUCATION
100 Palmer Place
Keansburg, New Jersey 07734

WHEREAS, the Borough of Keansburg (hereinafter the "Borough") and the Keansburg Board of Education (hereinafter the "Board"), (collectively referred to as the "parties") wish to encourage inter-municipal cooperation in the sharing of certain services; and

WHEREAS, both parties are desirous of providing each other with services as per the attached schedule through an interlocal service agreement; and

WHEREAS, both parties recognize that interlocal service agreements may yield certain economies and efficiencies to the residents of Keansburg in the shared provision of such services; and

WHEREAS, the Borough and the Board are prepared to enter into such an Agreement at the current time; and

WHEREAS, N.J.S.A., 40:48:5 authorizes a municipality to contract, with any public or private entity, for provision of any service which the municipality itself could provide directly; and

WHEREAS, N.J.S.A., 40:8A-1, et seq., the Interlocal Services Act, provides a mechanism for making such contracts between public agencies; and

WHEREAS, the parties have each duly authorized their proper officials to enter into and execute this Agreement;

NOW, THEREFORE, BE AND IT IS HEREBY AGREED, by and between the Keansburg Board of Education and the Borough of Keansburg as follows:

Section 1. Both parties shall provide services as per the attached schedule.

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Section 2. This Agreement shall commence on **October 1, 2012** and **shall continue until either party gives written explanation for discontinuation**, with the right to renew upon such terms and conditions as are agreed upon by the parties at that time.

Section 3. The parties hereby agree that each party shall release, indemnify, defend and hold harmless the other and their respective agents, officers and employees from any and all claims, demands losses, expenses, attorney's fees, causes of action, judgment's, lawsuits, proceedings, damages, and liability resulting and arising from the alleged or asserted negligent, reckless or intentional act of itself, its agents, officers and employees.

Section 4. Both parties shall designate each other as a named insured on all insurance coverage

Section 5. Both parties shall obtain and/or maintain appropriate insurance coverage for the services provided under this Agreement

Section 6. This Agreement shall be interpreted in accordance with the rights of the parties hereto and shall be governed by the laws of the State of New Jersey

Section 7. This Agreement sets forth the entire agreement between the parties concerning the subject matter hereof and shall not be modified or amended except by an instrument in writing signed by the parties.

Section 8. This Agreement shall be binding upon the parties and their legal representatives, successors and assigns.

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed by their respective officers duly authorized, and to be duly attested, and to have their respective corporate seals affixed hereunto, and have caused this Agreement to be dated as of the day and year written above.

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Keansburg Borough and Keansburg Board of Education
Interlocal Service Agreement
Schedule of Shared Services
2012-2013

Item/service	Borough to Provide	Board to Provide	Description	Cost
Gasoline	X		Borough allows BOE vehicles to fill at DPW	Per Year
Salt	X		Borough provides BOE from the DPW yard	Per Season
Plowing of snow	X		DPW provides initial pass to Titan Trail and parking lot perimeter	N/C
Asphalt – hot/cold patch	X		DPW to provide hot/cold patch to BOE	Per Load
Roadway repairs	X		DPW to assist w/equipment & labor on projects	N/C
Computer services		X	BOE to provide services to Borough during regular working hours (to begin January 1, 2013)	N/C
Sewer cleaning maintenance	X		DPW/Water Dept provides equipment & labor to BOE	N/C
Desnagging of drainage ditches	X		DPW provides equipment & labor for annual cleanout	N/C
Solid waste – trash & recycling	X		Borough includes all schools on regular route	\$3846/mo
Recycling & Clean Communities	X		DPW to provide seminars to designated schools	N/C
Field maintenance		X	BOE will cut & trim fields on a regular basis at St. John's complex and 11 other designated sites as per Exhibit 1. BOE will utilize fields & field house at St. John's complex as per approved schedule annually.	N/C
Street sweeping	X		DPW will provide equipment & labor to sweep parking lots as needed & agreed upon	N/C
Tree trimming	X		DPW will provide equipment & labor to cut limbs and remove brush in parking lots and school locations	N/C

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Keansburg Borough and Keansburg Board of Education
Interlocal Service Agreement
Exhibit 1
2012-2013

Location	Description	Est Time * (in hours)
1. St. John's Park	St. John's Place	2.5
2. Collins Field	Wood Ave/Wood Place	1.0
3. Friendship Park	Main St & Francis Place	0.5
4. Forest Park	Forest Ave & Park Ave	1.0
5. Lincoln Park	Shore Blvd & Park Ave	0.5
6. Keansburg Library	Shore Blvd	1.0
7. Baywalk East/Main St	Beachway & Baywalk Front	1.5
8. Beachway meter areas	Pineview to Raritan Ave (2 sides)	1.0
9. Hill Street Park	Between Hill St & Garfield Ave	2.0
10. Police HQ – Donohue Park	Circuit St Lot/Carr Ave	1.0
11. Veterans Park	Carr Ave across from Fire Company	0.5

* Estimated time for a two person crew only for planning purposes

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-175 159 Body Armor

REQUESTING APPROVAL OF INSERTION OF \$15,665.98 THE 2012 BUDGET REVENUE AVAILABLE FROM THE NEW JERSEY BODY ARMOR PROGRAM GRANT

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

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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 year 2011 in the sum of \$15,665.98 which item is now available as a revenue from the New Jersey BODY ARMOR Program Grant.

BE IT FURTHER RESOLVED that a like sum of \$15,665.98 be and the same is hereby appropriated under the caption of:

New Jersey BODY ARMOR Program Grant

Mr. Cusick asked for a roll call vote:

Roll Call

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

RESOLUTION # 12-176 159 CLEAN COMMUNITIES

REQUESTING APPROVAL OF INSERTION OF \$14,970.58 THE 2012 BUDGET REVENUE AVAILABLE FROM THE NEW JERSEY CLEAN COMMUNITIES PROGRAM GRANT

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 year 2011 in the sum of \$14,970.58 which item is now available as a revenue from the New Jersey Clean Communities Program Grant.

BE IT FURTHER RESOLVED that a like sum of \$14,970.58 be and the same is hereby appropriated under the caption of:

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New Jersey Clean Communities Program Grant

Mr. Cusick asked for a roll call vote:

Roll Call

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

Council Discussion:

- Steve Ussmann Gave his monthly report. There was a discussion on Winter Water contract with NJ American Water Company, a water allocation permit, Application and Renewal through September 2022.
Stated that the DEP inspection went well.
Spoke about the Forest Avenue water repair.
- Dennis O’Keefe Spoke about Collins Street project.
Stated that DPW would be doing an inventory of dormant telephone poles
- James Falco Spoke about Beach cleanups.
There was a brief discussion on the value of the SRECs at the Library
- Fran Mullan Stated that work was being completed on the financials for the municipal road project.
Announced that the Terrace Place bid is ready for release
- Councilman Boden Thanked Ann Commarato and DPW for their work on the Beach Clean Ups
Congratulated Former Councilwoman Mary Foley on the Street Flag Project
Announced that NPC Fire Company will be hosting a Comedy Show and having a Super 50/50
- Councilman Foley Commented that the Street Flag project looked great
- Councilman DePompa Also, congratulated Mary Foley and commented on the flags
- Mayor Hoff Announced that arrangements will be started for the annual Tree

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Lighting Ceremony

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. Boden		✓	✓			
Mr. Cocuzza			✓			
Mr. Hoff	✓		✓			

Mary Foley
Manning Place

Revitalization Committee is asking Council to consider the creation of a “Dog Beach”. Mrs. Foley gave members of Council a handout on the topic.

Lisa Strydio
9 Morningside Ave

Asked Council about the possible use of the Library as a Recreation Center. Inquired into the number of library patrons and costs.
Councilman Boden read the most recent library report.

Gina Oliva
23 Seabreeze Way

Spoke to Council about the condition of the Seabreeze Way neighborhood. Discussed with Council about parking, absentee landlords, code violation and loose animals.

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. Boden			✓			
Mr. Cocuzza		✓	✓			
Mr. Hoff	✓		✓			

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Adjournment

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


Roll Call

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

Adjournment

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

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



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
September 26, 2012

Attest:

Thomas P. Cusick
Municipal Clerk
Borough of Keansburg