

**BOROUGH OF KEANSBURG**  
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY

March 3, 2010

**Meeting Minutes**

Mr. Cusick read the following:

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

Mr. Cusick ask all to rise and recite:

**Salute to the Flag**

Mr. Cusick took:

**Roll Call**

<b>Mr. Boden</b>	<b>Mr. Cocuzza</b>	<b>Mr. Hoff</b>	<b>Mrs. Strydio</b>	<b>Mr. DePompa</b>
✓	✓	Absent	✓	✓

A moment of silence was observed:

**In Memoriam:**



*Irene Melillo*



*John "Jackie" Keelen*



*David Foley III*



Councilman Hoff arrived at this time.

**Presentation:**

**Ed Dunphy of WatersEdge Enterprise LLC  
Concert Event**

Mr. Dunphy of WatersEdge Enterprise LLC gave a presentation to the Borough Council on the Street Fair/Music Festivals he wishes to organize here within the Borough.

- Outline of 28 event occasions from May 29<sup>th</sup> through October 30<sup>th</sup>
- Will include 60 vendors
- Street Fair would be starting at noon
- Shows would be from 6pm to 8pm
- Mr. Dunphy would be meeting with the Police Chief in reference to these events

**Meeting Minutes:**

Meeting Minutes      **January 6, 2010**  
Meeting Minutes      **January 27, 2010**

The above noted meeting minutes were reviewed and approved by Council.

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

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

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Mr. Hoff			√			
Mrs. Strydio	√		√			
Mr. DePompa			√			

**Ordinances:**

**First Reading:**

**ORDINANCE 1494 BOND ORDINANCE (IMPROVEMENT PARKS)**

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO PARKS AND PLAYGROUNDS AND APPROPRIATING \$190,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$110,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY

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

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Keansburg, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$190,000, said sum being inclusive of all appropriations heretofore made therefore and including \$80,000 grant funds received from the New Jersey Department of Transportation.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$110,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of improvements to Parks and Playgrounds, including St. Johns Park, Donahue Park, and Forrest Park, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with plans, specifications or requisitions therefore on file with or through the Borough Chief Financial Officer, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$110,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$190,000, which is equal to the amount of the appropriation herein made therefore. The excess of the appropriation of \$190,000 over the estimated maximum amount of bonds or notes to be issued therefore being the total amount of grant funds (\$80,000) received for said purposes.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

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(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$110,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$30,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mr. Cusick asked for a roll call vote to set down for public hearing on March 24, 2010 at 7:00 pm:

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

**ORDINANCE 1495 RECYCLING**

AN ORDINANCE ESTABLISHING A MANDATORY PROGRAM FOR THE SEPARATION AND COLLECTION OF RECYCLABLE MATERIALS

**A. PREAMBLE**

Proper management of solid waste is an important matter of public health and safety. The source separation and recovery of certain recyclable materials will serve the public interest by conserving energy and natural resources, and reducing waste disposal expenses. In accordance with the requirements of the New Jersey Mandatory Source Separation and Recycling Act (N.J.S.A. 13:1E-99.11 et seq) and the 2009 Update to the Monmouth County Solid Waste Management Plan, it is therefore necessary to update and amend existing municipal rules and regulations for the separation, storage, collection and recovery of designated recyclable materials.

**B. SOURCE SEPARATION OF RECYCLABLE MATERIALS**

1. It shall be mandatory for all persons who are owners, lessees and occupants of residential property, of business and industrial properties, and of private or public and government institutions and buildings, to separate newspaper, corrugated cardboard, clean mixed paper, aluminum cans, tin and bi-metal cans, glass bottles and jars, and pourable plastic bottles (“designated recyclables”), from all other solid waste produced by such residences and establishments, for the separate collection and ultimate recycling of such materials.

(a) Newspaper shall mean and include paper of the type commonly referred to as newsprint, and includes any inserts which are normally included in the newspaper. Specifically excluded are any pages of the

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newspaper used for household projects and crafts, such as painting or paper mache projects, or used for cleanup of pet waste.

- (b) Corrugated cardboard shall mean layered cardboard including a waffled section between the layers, of the type commonly used to make boxes and cartons. Specifically excluded are waxed cardboard and any cardboard contaminated by direct contact with food, such as pizza boxes.
  - (c) Clean mixed paper shall mean high grade bond paper, mixed office and school papers, such as stationary, construction paper and writing tablets, including computer printouts, magazines, gift wrapping paper, soft cover books, junk mail and single layer cardboard (chipboard). Specifically excluded are carbon papers, hard cover books (unless cover and binder are removed), paper cups and plates, food wrappers or any other paper contaminated by direct contact with food products, and paper products used for personal hygiene, such as tissues.
  - (d) Aluminum cans shall mean all disposable cans made of aluminum used for food or beverages. Specifically excluded are aluminum foils, pie tins, trays, cookware and other aluminum products.
  - (e) Tin and bi-metal cans shall mean all disposable cans made of tin, steel or a combination of metals including, but not limited to, containers commonly used for food products. Specifically excluded are cans which contain toxic products, such as paints and oils.
  - (f) Glass bottles and jars shall mean transparent or translucent containers made from silica or sand, soda ash and limestone, used for the packaging or bottling of various products. Specifically excluded are dishware, light bulbs, window glass, ceramics and other glass products.
  - (g) Pourable plastic containers shall mean plastic bottles where the neck is smaller than the body of the container, and is limited to plastic resin type #1 PET and plastic resin type #2 HDPE. Specifically excluded are other resin types (#2 through #7) and non-bottle plastic containers such as margarine tubs and other consumer items and packages, such as film plastics, blister packaging, boxes, baskets, toys and other products.
2. Residences, businesses and institutions provided with recyclables collection service by municipal forces or through municipal contract shall place all designated recyclables in the appropriate containers at curbside or other area(s) in the manner and schedule as regularly published and distributed by the municipality.
  3. Any multi-family complex, business or institution not provided recyclables collection service by municipal forces or through municipal contract shall be responsible for arranging the appropriate separation, storage, collection and ultimate recycling of all designated recyclables.
  4. Any multi-family complex, business or institution which is not provided recyclables collection service by municipal forces or through municipal contract shall provide the municipality with, at a minimum, an annual report describing arrangements for both solid waste and recyclables collection services, including the size, number and location of storage containers, frequency of pickup service, the name and address of any contractor hired to provide such service, and phone and other contact information for the contractor.
  5. Leaves shall be kept separate from other vegetative waste, and shall only be placed for collection in the manner and schedule as shall be published and distributed by the municipality. Grass clippings shall not be placed with other materials for solid waste collection. This requirement shall not prohibit any person or establishment from making arrangements to collect leaves and grass directly from their property through their own efforts or via contract with a landscape service or other appropriate company, for direct transportation to a permitted recycling operation.
  6. The following bulky recyclables shall not be placed with solid waste at the curbside or in containers provided for waste collection and transportation to a disposal facility: concrete, asphalt, brick, block, tree stumps, tree limbs over three inches in diameter, metal appliances or bulk metal items larger than one cubic foot and/or heavier than five pounds.  
  
Upon special notice from the town, bulk metals and appliances may be placed with bulky waste during municipally sponsored Bulk Waste Disposal Days, but will be handled separately for recycling rather than disposal.
  7. Automotive and other vehicle or wet cell batteries, used motor oil and anti-freeze shall not be disposed as solid waste. Such items are to be kept separate from other waste materials and recyclables, and brought to local service stations, scrapyards, or publicly-operated recycling facilities designed and permitted to handle such products.
  8. Common, non-rechargeable dry cell batteries, commonly labeled A, AA, AAA, C, D and 9-Volt, may be disposed with regular municipal solid waste; however, rechargeable dry cell and button batteries still contain significant amounts of various toxic metals, including mercury, and shall be separated and brought to retail outlets or publicly-operated recycling facilities providing specific arrangements for the proper packaging and shipment of rechargeable and/or button batteries to appropriate processing facilities.
  9. Computers, computer monitors and other related electronic hardware, as well as analog and digital televisions, are prohibited from being placed with other solid waste for disposal. These and other electronic devices shall be kept separate and brought to retail outlets or publicly-operated recycling facilities providing specific arrangements for shipment of these items to appropriate processing facilities.

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**C. OWNERSHIP OF RECYCLABLES; SCAVENGING PROHIBITED**

1. All designated recyclables become the property of the municipality and/or the contracted collector once placed at the curbside, in a container provided by the contractor, or brought to and accepted at the Municipal Recycling Depot.
2. It shall be a violation of this section for any unauthorized person to pick up or cause to be picked up, any recyclable materials as defined herein. Each such collection shall constitute a separate and distinct offense.
3. Notwithstanding anything herein to the contrary, any person may donate or sell self-generated recyclable materials to any person, partnership or corporation, whether or not operating for profit. The person, partnership or corporation, however, shall not pick up the recyclable materials at curbside.

**D. LIQUID AND HAZARDOUS WASTE EXCLUSIONS**

1. No liquids of any type shall be placed with recyclables, or with solid waste for collection and disposal.
2. No chemicals, liquid paints, pesticides, herbicides, reactive polishes or cleansers, cleaning or automotive products, or other hazardous wastes shall be placed with recyclables, or with solid waste for collection and disposal.

**E. PROVISION AND LABELING OF RECYCLING CONTAINERS**

1. All apartment and other multi-family complexes, businesses, schools and other public or private institutions shall provide separate and clearly marked containers for use by residents, students, employees, customers or other visitors, for trash and the various types of recyclables, as appropriate.
2. Any company or agency providing dumpsters, rolloff or other containers to any apartment or other multi-family complex with shared disposal and recycling areas, or to any business, school or other institution, or for any construction/demolition project, shall clearly mark such container for trash or for specific recyclables, as may be appropriate.

**F. DEBRIS MANAGEMENT PLAN FOR CONSTRUCTION PERMITS**

1. The municipality shall issue construction and demolition permits only after the applicant has provided a Debris Management Plan identifying the estimated number and types of containers to be used for the handling of all solid wastes and recyclables generated during the project, and arrangements for the proper disposition of the generated materials.
2. A refundable deposit of \$ 50.00 to \$ 1,000.00 shall be submitted with the Debris Management Plan, which will be returned after completion of the project and submittal of appropriate records documenting the quantity and disposition of solid wastes and recyclables. Inadequate or incomplete documentation may result in the forfeiture of some or all of the required deposit.

**G. APPOINTMENT AND DUTIES OF RECYCLING COORDINATOR**

1. The position of Recycling Coordinator is hereby created and established within the municipality, to be appointed by the Governing Body, for a term of 2 years expiring June 30th.
2. The duties of the Recycling Coordinator shall include, but are not limited to: the preparation of annual or other reports as required by state and county agencies regarding local solid waste and recycling programs, reviewing the performance of local schools and municipal agencies in conducting recycling activities, periodic review of local residential and business recycling practices and compliance, review and recommendation on local subdivision and site plan submittals and local construction and demolition projects for appropriate waste disposal and recycling provisions, reports to the Governing Body on the implementation and enforcement of the provisions of this ordinance, and such other reports and activities as may be requested by the Governing Body.
3. The Recycling Coordinator shall be required to comply with the Certification Requirements for Municipal Recycling Coordinators, as established by the State of New Jersey. The Recycling Coordinator shall have completed or be in the process of completing the requirements for certification as a "Certified Recycling Professional" (CRP) no later than January 13, 2012, as required by the New Jersey Recycling Enhancement Act.

**H. ENFORCEMENT**

1. The duly appointed Municipal Recycling Coordinator, the Monmouth County Health Department, and the Superintendent of Public Works are hereby jointly and severally empowered to inspect solid waste and recycling arrangements and compliance at local residences, businesses, schools and institutions, and to enforce the provisions of this Ordinance, by issuance of warnings, notices, summonses and complaints. A typical inspection may consist of sorting through containers and opening bagged solid wastes to detect the presence of recyclable materials.
2. The authorized inspector may, in his or her discretion, issue a warning rather than a summons following an initial inspection(s), with a follow up visit to determine compliance within a stated period of time.

**I. VIOLATIONS AND PENALTIES**

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1. Violation or non-compliance with any of the provisions of this Ordinance, or the rules and regulations promulgated hereunder, shall be punishable by a fine as follows:

- (a) for a first offense - \$25.00 to \$100.00
- (b) for a second offense - \$50.00 to \$250.00
- (c) for third and subsequent offense - \$100.00 to \$1,500.00 and/or the performance of community service in the recycling program, for a period not to exceed ninety (90) days

2. Each day such violation or neglect is committed or permitted to continue shall constitute a separate offense and be punishable as such.

3. Fines levied and collected in Municipal Court pursuant to the provisions of this Ordinance shall be deposited into the Municipal Recycling Trust Fund. Monies in the Municipal Recycling Trust Fund shall be used for the expenses of the municipal recycling program.

**J. EFFECTIVE DATE**

This Ordinance shall take effect upon its passage and publication according to law.

Mr. Cusick asked for a roll call vote to set down for public hearing on March 24, 2010 at 7:00 pm:

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

**Resolutions:**

**RESOLUTION #10 – 015      Payment of Bills (03.03.10)**

**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:

<b>Current</b>	\$2,518,748.34
<b>Water &amp; Sewer</b>	151,174.42
<b>Grant</b>	4,020.12
<b>Trust</b>	22,183.25
<b>Dog Trust</b>	204.00
<b>Capital</b>	206,369.59
<b>Total:</b>	<u><u>\$2,902,699.72</u></u>

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 016      Refund Overpayment of Inspection Fees (Blair)**

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

**Amount:**            \$35.00  
**Reason:**            Refund of Overpayment of Inspection Fees

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**Payable to:** John Blair  
Blair Holdings LLC  
294 Middle Road  
Holmdel, NJ 07733

Ref: 127 Carr Avenue

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

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 017 THROUGH RESOLUTION #10 – 046**  
**Resolutions #10-017 through #10-046 inclusive,**  
**2010 Amusement Games Renewals (Gelhaus)**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth, New Jersey that a 2010 Amusement Game License be granted to:

**Rocky’s Excellent Adventure**  
**(Henry Gelhaus)**

Pursuant to P.L. of 1959; Chap.108 and 109 of the “Amusement Game Licensing Law”, and in accordance with their application for such operation; and

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

**Rocky’s Excellent Adventure**

<u>Amusement Type</u>	<u>Resolution#</u>	<u>Certification</u>	<u>Muni Lic #</u>
Arcade	10-017	Cert. #2000	<b>10-005</b>
Arcade #2	10-018	Cert. #2000	<b>10-006</b>
Basketball	10-019	Cert. #1003	<b>10-007</b>
Basketball #2	10-020	Cert. #1003	<b>10-008</b>
Blockbuster	10-021		<b>10-009</b>
Cigarette Game	10-022	Cert. #9	<b>10-010</b>
Crazyball	10-023	Cert. #9	<b>10-011</b>
Dart / Balloon Dart	10-024	Cert. #1	<b>10-012</b>
Dart Game	10-025	Cert. #1	<b>10-013</b>
Dime Pitch	10-026		<b>10-014</b>
Fish “R” Jumping	10-027	Cert. #1095	<b>10-015</b>
Football Toss	10-028	Cert. #5	<b>10-016</b>
Mr. Frog Game	10-029	Cert. #1	<b>10-017</b>
Ping Pong Toss	10-030	Cert. #1	<b>10-018</b>
Ping Popper	10-031	Cert. #3008	<b>10-019</b>
Roll A Ball	10-032	Cert. #4012	<b>10-020</b>
Roll A Ball #2	10-033	Cert. #4012	<b>10-021</b>
Skeeball	10-034	Cert. #1052	<b>10-022</b>
Spyro	10-035	Cert. #4002	<b>10-023</b>
Stop & Go #1	10-036	Cert. #5	<b>10-024</b>
Stop & Go #2	10-037	Cert. #5	<b>10-025</b>
Stop & Go #3	10-038	Cert. #5	<b>10-026</b>
Stop & Go #4	10-039	Cert. #5	<b>10-027</b>
Stop & Go #5	10-041	Cert. #5	<b>10-028</b>
Stop & Go #6	10-042	Cert. #5	<b>10-029</b>
Stop & Go #7	10-043	Cert. #5	<b>10-030</b>
Stop & Go #8	10-044	Cert. #5	<b>10-031</b>
Stop & Go #9	10-045	Cert. #5	<b>10-032</b>
Top Glo	10-046	Cert. #4002	<b>10-033</b>

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Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 047 Mosquito Comm Aerial Agreement**

BE IT RESOLVED that the Mayor and Council of the Borough of Keansburg wish reinstate their agreement with the Monmouth County Mosquito Extermination Commission; and

BE IT RESOLVED that in the interest of public health the Mayor and Council of the Borough of Keansburg does hereby authorize the Monmouth County Mosquito Extermination Commission to apply pesticides from aircraft to control mosquitoes over portions of the Borough of Keansburg; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Keansburg understand that all pesticides used are registered with the NJDEP for aerial application by the State and the USEPA. It is also understood that the areas being treated are only those found to have a significantly high mosquito population and may present either a public health nuisance or disease factor.

BE IT FURTHER RESOLVED that approval is subject to the Monmouth County Mosquito Extermination Commission notifying the local police department prior to EACH and EVERY application.

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 048 2010 Amuse Gaming Lic. (Cappuccio)**

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth, New Jersey that a **2010 Amusement Game License** be granted to:

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<b>Duck Pond Game</b>	Cert. #8
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<b>Basketball Game</b>	Cert. #1
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Pursuant to P.L. of 1959; Chap.108 and 109 of the “Amusement Game Licensing Law”, and in accordance with their application for such operation; and

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

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 049 NJEIT Financing Resolution**

**RESOLUTION CONFIRMING THE DETAILS OF THE SALE OF GENERAL OBLIGATION BONDS, SERIES 2010, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$2,604,000 OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY, TO THE NEW JERSEY ENVIRONMENTAL**



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**INFRASTRUCTURE TRUST PURSUANT TO THE 2009 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM**

**WHEREAS**, the Borough of Keansburg (the "Local Unit"), in the County of Monmouth, New Jersey, has determined that there exists a need within the Local Unit to acquire, construct, renovate or install the Project (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the 2009 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

**WHEREAS**, the Local Unit has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

**WHEREAS**, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's General Obligation Bonds, Series 2010A, to the Trust in an aggregate principal amount not to exceed \$845,000 (the "Trust Loan Bond") and General Obligation Bonds, Series 2010B, to the State in an aggregate principal amount not to exceed \$2,280,000 (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law, the Loan Agreements and the Escrow Agreement dated December 23, 2009 (the "Escrow Agreement") by and among the Trust, the State, the Local Unit and the escrow agent named therein;

**WHEREAS**, N.J.S.A. 40A:2-27(a) (2) of the Local Bond Law allows for the sale of the Trust Loan Bond and the Fund Loan Bond to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the Trust Loan Bond to the Trust, without any public offering, all under the terms and conditions set forth herein; and

**WHEREAS**, in accordance with the terms of the Escrow Agreement, the Trust has sold its bonds to fund the Trust Loan, thereby enabling the Local Unit to confirm the exact aggregate principal amount of and debt service schedule for the Local Unit Bonds.

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Local Unit as follows:

**Section 1.** The sale of the Trust Loan Bond to the Trust and the Fund Loan Bond to the State is hereby confirmed. The Trust Loan Bond shall be released from escrow in accordance with the terms of the Escrow Agreement and thereby issued in accordance with the principal loan amount, interest rates and maturity schedule set forth in **Schedule A** attached hereto and made a part hereof. The Fund Loan Bond is issued in accordance with the maturity schedule set forth in **Schedule B** attached hereto and made a part hereof.

**Section 2.** This resolution shall take effect immediately.

**Section 3.** Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Dilworth Paxson LLP, bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 050      Auth Funds Due Water & Sewer**

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

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<b>Amount:</b>	\$387.68	
<b>Reason:</b>	Funds due to Water and Sewer Department	
<b>Payable to:</b>	Keansburg Water and Sewer	Ref: <b>54 Forest Ave</b> Lynch \$109.25 <b>81 Morningside Ave</b> Miller \$278.43

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
<b>Mr. Boden</b>		√	√			
<b>Mr. Cocuzza</b>	√		√			
<b>Mr. Hoff</b>			√			
<b>Mrs. Strydio</b>			√			
<b>Mr. DePompa</b>			√			

**RESOLUTION #10 – 051      Response to State Legislature Bill No.S458**

*RESOLUTION #10 – 051 HAS BEEN HELD BY COUNCIL*

**RESOLUTION #10 – 052      Temporary Budget Amendment**

**AUTHORIZING AMENDMENT TO THE CY 2010  
TEMPORARY BUDGET**

**WHEREAS**, The Revised Statutes of New Jersey 40A:4-20 provides for the adoption of emergency temporary appropriations in addition to temporary appropriations necessary for the period between the beginning of the current fiscal year and the date of the adoption of the Local Budget for the Calendar Year 2010.

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** by the Mayor and Council of the Borough of Keansburg, that the following amendments to the temporary appropriations be made in the amounts and for the purposes herein set forth for the period between January 1, 2010 and the adoption of the Local Budget for the Borough of Keansburg, County of Monmouth and State of New Jersey for the Calendar Year 2010:

Department	Amount
Borough Manager    S&W 0-01-20-100-100	\$ 37,500.
Borough Manager    O&E 0-01-20-100-200	\$ 3,375.
Borough Council    S&W 0-01-20-110-100	\$ 2,000.
Borough Council    O&E 0-01-20-110-200	\$ 2,000.
Borough Clerk    S&W 0-01-20-120-100	\$ 35,000.
Borough Clerk    S&W 0-01-20-120-200	\$ 7,500.
Election    O&E 0-01-20-121-200	\$ 2,500.
Finance    S&W 0-01-20-130-100	\$ 50,000.
Finance    O&E 0-01-20-130-200	\$ 4,750.
Annual Audit    O&E 0-01-20-135-200	\$ 22,000.
Tax Collector    S&W 0-01-20-145-100	\$ 20,000.
Tax Collector    O&E 0-01-20-145-200	\$ 3,750.
Tax Assessment    S&W 0-01-20-150-100	\$ 15,000.
Tax Assessment    O&E 0-01-20-150-200	\$ 1,700.
Legal    O&E 0-01-20-155-200	\$ 25,000.
Engineering    O&E 0-01-20-165-200	\$ 16,500.
Planning Board    S&W 0-01-21-180-100	\$ 7,500.
Planning Board    O&E 0-01-21-180-200	\$ 2,500.
Construction    S&W 0-01-22-195-100	\$ 60,000.
Construction    O&E 0-01-22-195-200	\$ 1,500.
Code Enforcement    S&W 0-01-22-196-100	\$ 34,000.
Code Enforcement    O&E 0-01-22-196-200	\$ 1,875.
Group Insurance    S&W 0-01-23-220-100	\$ 10,500.
Group Insurance    O&E 0-01-23-220-200	\$ 1,380,500.
Disability Ins.    O&E 0-01-23-225-200	\$ 7,500.
Parking Meters    S&W 0-01-25-111-100	\$ 6,000.

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Parking Meters	O&E 0-01-25-111-200	\$ 3,500.
Liability	0-01-23-210-200	\$97,000.
Workers Comp. Ins	0-01-23-215-200	\$167,750.
PERS	0-01-36-471-200	\$216,000.
PFRS	0-01-36-475-200	\$715,000.
Police Department	S&W 0-01-25-240-100	\$ 1,025,250.
Police Department	O&E 0-01-25-240-200	\$ 32,250.
School Resource	S&W 0-01-25-241-100	\$ 45,000.
School Resource	O&E 0-01-25-241-200	\$ 5,000.
Police Detective	O&E 0-01-25-243-200	\$ 1,012.5
Crossing Guards	S&W 0-01-25-244-100	\$ 9,250.
Crossing Guards	O&E 0-01-25-244-200	\$ 187.50
Police Dispatchers	S&W 0-01-25-250-100	\$ 33,500.
Dispatcher 911	O&E 0-01-25-252-200	\$ 3,250.
Emergency Manage.	S&W 0-01-25-153-200	\$ 2,000.
L.O.S.A.P	O&E 0-01-25-255-200	\$ 40,000.
E.M.S.	O&E 0-01-25-260-200	\$ 7,500.
Fire Co's.	O&E 0-01-25-265-200	\$ 30,000.
Fire Safety	S&W 0-01-25-266-100	\$ 7,500.
Fire Safety	O&E 0-01-25-266-200	\$ 1,550.
Prosecutor	S&W 0-01-25-275-100	\$ 8,500.
Streets & Roads	S&W 0-01-26-291-100	\$ 155,000.
Streets & Roads	O&E 0-01-26-291-200	\$ 22,500.
Snow	S&W 0-01-26-291-100	\$ 35,000.
Snow	O&E 0-01-26-291-200	\$ 15,000.
Garage	S&W 0-01-26-293-100	\$ 29,000.
Garage	O&E 0-01-26-293-200	\$ 20,000.
Buildings & Grounds	O&E 0-01-26-310-200	\$ 20,000.
Health	S&W 0-01-27-330-100	\$ 3,000.
Health	O&E 0-01-27-330-200	\$ 26,000.
PEOSHA	O&E 0-01-27-332-200	\$ 250.
Dog Regulation	O&E 0-01-27-340-200	\$ 7,125.
Recreation	O&E 0-01-28-370-200	\$ 7,500.
Senior Center	O&E 0-01-28-371-200	\$ 500.
Senior Transportation	O&E 0-01-28-372-200	\$ 2,500.
Public Events	O&E 0-01-28-372-200	\$ 3,000.
Historical Society	O&E 0-01-28-380-200	\$ 500.
Utilities-Electric	0-01-31-430-200	\$ 23,000.
Utilities-Street Lighting	0-01-31-435-200	\$ 32,500.
Utilities- Telephone	0-01-31-440-200	\$ 18,500.
Utilities- Natural Gas	0-01-31-446-200	\$ 7,500.
Utilities- Fuel	0-01-31-447-200	\$ 33,750.
Utilities- Telecommunication	0-01-31-450-200	\$ 2,250.
Sanitation-Contracts	0-01-32-465-200	\$ 97,500.
Landfill/Solid Waste	0-01-32-466-000	\$ 115,000.
Library	S&W 0-01-36-476-100	\$ 16,000.
Library	O&E 0-01-36-476-200	\$ 2,500.
Social Security	0-01-36-472-200	\$ 63,750.
Municipal Court	S&W 0-01-43-490-100	\$ 50,000.
Municipal Court	O&E 0-01-43-490-200	\$ 3,000.
Municipal Alliance	S&W 0-01-43-500-100	\$ 1,000.
Municipal Alliance	O&E 0-01-43-500-200	\$ 1,000.
Water/Sewer	&W 0-05-55-501-100	\$ 142,500.
Water/Sewer	O&E 0-05-55-501-200	\$ 632,075.
<b>Total</b>		<b>\$5,800,150.00</b>

Mr. Cusick asked for a roll call vote:

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

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**RESOLUTION #10 – 053      Payment of Bills #2(03.03.10)**

**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:

<b>Current</b>	\$4,000.00
<b>Total:</b>	\$4,000.00

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 054      2010 Amusement Games Renewals (Wickham)**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth, New Jersey that a 2009 Amusement Game License be granted to:

**Debra Wickham**

**Balloon Game**

**Cert. #1**

Pursuant to P.L. of 1959; Chap.108 and 109 of the “Amusement Game Licensing Law”, and in accordance with their application for such operation; and

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

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 055      Personnel Contract (Ussman)**

**BE IT RESOLVED** that the Mayor and Council of the Borough of Keansburg do authorize the Deputy Mayor, the Deputy Borough Manager and the Municipal Clerk to execute the Personnel Contract as presented to Mayor and Council between the Borough of Keansburg and Steve Ussman; and

**BE IT FURTHER RESOLVED** that a certified copy be placed on file with the Finance Department and the Borough Clerk’s Office

Mr. Cusick asked for a roll call vote:

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Mr. Boden			√			
Mr. Cocuzza	√		√			

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Mr. Hoff			√			
Mrs. Strydio		√	√			
Mr. DePompa			√			

**RESOLUTION #10 – 056 Authorize to perform Wedding Vows (Hoff)**

**BE IT RESOLVED** that at the request of Mayor Anthony DePompa that Councilman George Hoff be deputized for the purpose of conducting wedding vows on April 24, 2010.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to Councilman George Hoff.

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 056A**

**Communications:**

**Keansburg Fire Department**

**New Member**

**EMS                      Robert Ketch**

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

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

**Council Discussion:**

- Councilman Hoff                      Gave thanks to Dennis O’Keefe, DPW and the Chief for their work at the Raritan Avenue Pump  
Good job on snow removal
- Mayor DePompa                      Wants to investigate the sale of useless DPW equipment (infrared machine) for other useful equipment (HotBox) to meet the residents’ needs.
- Deputy Mayor Strydio                      Inquired about 300/304-06 Main Street  
Mr. Cusick state that there is an application for a Pharmacy to be located at 300 Main Street (formerly Krauzer’s)  
He will ask the Construction Official (Mr. Kachinsky) and the Fire Official (Albert Scott) for a report on 304-306 Main Street (formerly the “Sports Barn”).  
Asked about plans for replacement for previous Construction Official
- Councilman Hoff                      Gave a reminder for the St. Patrick’s Day raffle tickets
- Councilman Boden                      Reminded all about the Wolftones Concert on March 6<sup>th</sup>
- Councilman Cocuzza                      Announced there would be an H1N1 vaccination clinic at the Bayshore Senior Day Center
- Deputy Manager O’Hare                      Spoke about the DOT survey of accidents on Main Street. DOT spoke with Deputy Police Chief Pigott and the discussion did include areas near Leola and Park Avenue  
Spoke about the BOE and Recreation meetings. Hoping to have better use of facilities.

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Board of Education President did mention that there will be no charge for the use of facilities.

Due to the lack of revenue generated at Parking Meters on Carr Avenue: Suggested a plan is to move one parking meter machine to big lot and one machine at the foot of Main Street

Need Ordinance (amending Parking and Parking Lots

Councilman Boden

Spoke about signs in middle of road crosswalks

Chief will investigate purchase and placement

**Open to the Public:**

Mr. Cusick asked for a roll call vote:

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

***NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME***

Mr. Cusick asked for a roll call vote:

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

**Adjournment**

Mr. Cusick asked for a roll call vote:

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