

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
June 23, 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 asked all to rise and recite:

Salute to the Flag

Mr. Cusick took:

Roll Call

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

Meeting Minutes:

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

Meeting Minutes for May 26, 2010

Mr. Cusick asked for a roll call vote:

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

Ordinances:

Second Reading:

ORDINANCE #1497

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) - CALENDAR YEAR 2010

**CALENDAR YEAR 2010
MODEL ORDINANCE TO EXCEED THE
MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

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WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Keansburg in the County of Monmouth finds it advisable and necessary to increase its CY 2010 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$427,732.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2010 budget year, the final appropriations of the Borough of Keansburg shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$427,732.00, and that the CY 2010 municipal budget for the Borough of Keansburg be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mr. Cusick asked for a roll call vote to open the meeting to the public for Ordinance 1497:

	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 to close the meeting to the public for Ordinance 1497:

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

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Mr. Cusick asked for a roll call vote for Ordinance 1497:

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

Resolutions:

RESOLUTION #10 – 097 Payment of Bills (06-23-10)

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:

Current	\$1,291,634.61
Water & Sewer	102,035.77
Capital	472,911.85
Grant	3,592.99
Dog Trust	153.60
Trust	38,491.67

Total: **\$1,908,820.49**

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 – 098 Firework Permit (Keansburg Amusement Park)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that the governing body does hereby approve the application for fireworks display as submitted by Jersey Shore Beach & Boardwalk, Inc. for occasions to be held on:

July 3, 2010

July 4, 2010

July 12, 2010

July 19, 2010

July 26, 2010

August 3, 2010

August 2, 2010

And **August 9, 2010**

BE IT FURTHER RESOLVED that the Bureau of Fire Safety has reported that the application has been properly completed and all fees have been paid to the Borough of Keansburg; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Bureau of Fire safety and Jersey Shore Beach & Boardwalk, Inc.

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 – 099 Escrow Refund (Keansburg Plaza)

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

Amount: \$41,556.93
Reason: Refund of unused Escrow Bond
Payable to: Keansburg Plaza Associates Ref: 199 Main Street
PO Box 130
Keansburg, NJ 07734

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 – 100 Annual Plenary Retail Lic. Renewal 10.11 (Carr Avenue Liquors)

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

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

Mr. Cusick asked for a roll call vote:

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

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RESOLUTION #10 – 101 Annual Plenary Retail Lic. Renewal 10.11 (Keelen’s Bar)

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

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

Mr. Cusick asked for a roll call vote:

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

RESOLUTION #10 – 102 Annual Plenary Retail Lic. Renewal 10.11 (Belmont Bar & Grill)

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

Belmont Bar & Grill Inc
32 Carr Avenue
1321-33-007-008

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 – 103 Annual Plenary Retail Lic. Renewal 10.11 (K.I.B. Enterprises Inc.)

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

K.I.B. Enterprises Inc
33 Laurel
1321-33-008-003

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 – 104 Annual Plenary Retail Lic. Renewal 10.11 (Jay Kay Jay Inc.)

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

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

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 – 105 Annual Plenary Retail Lic. Renewal 10.11 (Chasers, Inc.)

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

Chasers Inc
20 Main Street
1321-33-013-006

Conditional approval pending outcome of disciplinary charges.

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 – 106 Annual Plenary Retail Lic. Renewal 10.11 (Bayliners, Inc)

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

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

HELD AT THIS TIME

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RESOLUTION #10 – 107 Annual Plenary Retail Lic. Renewal 10.11 (La Rich LLC)

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

La Rich LLC
72 Boardwalk
1321-32-032-009

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 – 108 Annual Plenary Retail Lic. Renewal 10.11 (Russell Lengyel LLC)

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

Russell J. Lengyel LLC
60 Carr Avenue
1321-33-018-004

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 – 109 Annual Plenary Retail Lic. Renewal 10.11 (The Cabana LLC)

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

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

Mr. Cusick asked for a roll call vote:

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

RESOLUTION #10 – 110 Annual Plenary Retail Lic. Renewal 10.11 (Steve Kontos)-

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

Steve Kontos
Plenary Retail Consumption License
No. 1321-33-015-004

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 – 111 Annual Plenary Retail Lic. Renewal 10.11 (Slover Productions LLC)

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

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

HELD AT THIS TIME

RESOLUTION #10 – 112 Annual Plenary Retail Lic. Renewal 10.11 (Gokul Enterprises)

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

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

Mr. Cusick asked for a roll call vote:

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

RESOLUTION #10 – 113 Annual Plenary Retail Lic. Renewal 10.11 (Bar One)

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

Bar 1, Inc.
304-306 Main Street
1321-33-025-007

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 – 114 Annual Plenary Retail Lic. Renewal 10.11 (American Legion)

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

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

Mr. Cusick asked for a roll call vote:

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

**RESOLUTION #10 – 115 Amend Temporary Budget 6.2010
AUTHORIZING AMENDMENT TO THE CY 2010**

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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		Total
Elections	O&E- 0-01-20-121-000	\$500.00
Insurance-Worker’s Comp	O&E- 0-01-23-215-000	28,000.00
Building & Grounds	O&E- 0-01-26-310-000	10,000.00
NJ EIT Loan-	W/S 0-05-55-520-207	105,981.40
Total		\$144,481.40

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 – 116 Appointment of Special Counsel (Kennedy)

**RESOLUTION APPOINTING KEVIN E. KENNEDY, ESQ. TO SERVE AS
SPECIAL COUNSEL TO THE BOROUGH OF KEANSBURG (2010)**

WHEREAS, the Borough of Keansburg is a duly organized Municipal Corporation (hereinafter referred to as “Borough”) having a principal place of business located at 29 Church Street, Keansburg, NJ; and

WHEREAS, there is a need for the Borough to retain the services of a Special Counsel in order to represent its legal interests in connection with the case entitled Borough of Keansburg vs. JCP&L (Docket No. MON-L-5770-08); and

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WHEREAS, Kevin E. Kennedy, Esq., (hereinafter referred to as “Attorney”) has expressed an interest in representing the Borough in the said regard; and

WHEREAS, the legal services to be provided are deemed to be “professional services” pursuant to the Local Public Contracts Law (N.J.S.A. 40:A11-1, et seq.); and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a Contract for “professional services” without public advertising for bids and bidding therefore, provided that the Resolution authorizing the Contract and the Contract itself are available for public inspection in the Office of the Borough, and that notice of the awarding of the Contract is published in a newspaper of general circulation in the Municipality; and

WHEREAS, the Borough having considered the matter, now wishes to authorize the awarding of a professional service contract to Kevin E. Kennedy, Esq., for the purpose of rendering necessary legal advice, as aforesaid.

NOW, THEREFORE, BE IT RESOLVED, by Borough Council of the Borough of Keansburg as follows:

1. That the Borough is hereby authorized to award a Contract to Kevin E. Kennedy, Esq. so as to represent its interests, as Special Counsel, in connection with the case entitled Borough of Keansburg vs. JCP&L (Docket No. MON-L-5770-08) (and any other specifically designated matters).
2. That the compensation associated with the said representation shall be memorialized in a Contract for Legal Services, which is incorporated herein at length. (Compensation to be tendered at a rate of \$150.00 per hour.)
3. That the Borough Mayor, Administrator, Borough Clerk, and any other appropriate representatives, are hereby authorized to sign the said Professional Service Contract, which shall be approved as to form by the Borough Attorney.
4. That the subject Contract shall provide that the arrangement is an at-will arrangement, i.e. the Borough may terminate the Contract, with or without cause, upon thirty (30) days written notice.
5. That the within Contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-5, et seq. of the Local Public Contracts Law of New Jersey, because the services rendered will be performed by persons authorized by law to practice a recognized profession.
6. That the Contract shall be contingent upon Kevin E. Kennedy, Esq. complying with all prevailing "Pay to Play" Regulations as may be dictated by the State of New Jersey and the Borough of Keansburg, including NJSA 19:44A-20.4 et seq.

That in accordance with New Jersey Law, Notice of the within Appointment shall be published in the Borough's Official

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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 – 117 Fee Waiver (St. Mark’s Church)

Be It Resolved that the Mayor and Council of the Borough of Keansburg do hereby waive the required permit fee (\$30.00) for Tree Removal for St. Mark’s Church.

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 – 118 Award of Bid (Water Meters)

Whereas, the Borough of Keansburg advertised and received bids on May 27, 2010 for Water Meters for the Borough of Keansburg; and

Whereas, one (1) bids were received on said date; and

Whereas, it has been determined that HD Waterworks, 61 Gross Avenue, Edison, NJ 08837 is the lowest responsible bidder and said bid has been reviewed by the Borough Attorney;

Now, Therefore, Be It Further Resolved, that acceptance of this bid is based on the a listed grouping of equipment as supplied in the bid; and,

Be It Further Resolved by the Mayor & Council of the Borough of Keansburg that the governing body does hereby award the bid for Water Meters to HD Waterworks, 61 Gross Avenue, Edison, NJ 08837 contingent upon the following conditions:

1. The amounts paid under the attached contract shall not exceed the amount appropriated by the Borough Council for these services.
2. The Chief Financial Officer certifies that funds are available for this purpose.

Patrick DeBlasio

Patrick DeBlasio, CFO

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

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

Mr. Cusick asked for a roll call vote:

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

RESOLUTION #10 – 119 Award of Bid (Carting DPW)

Whereas, the Borough of Keansburg advertised and received bids on May 27, 2010 for Carting-DPW for the Borough of Keansburg; and

Whereas, one (1) bids were received on said date; and

Whereas, it has been determined that Marpal Services of NJ, 1861 Wayside Road, Tinton Falls, NJ 07724 is the lowest responsible bidder and said bid has been reviewed by the Borough Attorney;

Now, Therefore, Be It Further Resolved, that acceptance of this bid is based on the Base Price amount of \$559/container as supplied in the bid; and,

Be It Further Resolved by the Mayor and Council of the Borough of Keansburg that the governing body does hereby award the bid for Marpal Services of NJ, 1861 Wayside Road, Tinton Falls, NJ 07724 contingent upon the following conditions:

- 1.The amounts paid under the attached contract shall not exceed the amount appropriated by the Borough Council for these services.
- 2.The Chief Financial Officer certifies that funds are available for this purpose.

Patrick DeBlasio

Patrick DeBlasio, CFO

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

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

Borough Council has rejected the bids received and have directed the re-advertisement of the same.

Mr. Cusick asked for a roll call vote **to reject bids received** and to readvertise for quotes:

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

RESOLUTION #10 – 120 Mon. Cty. Mosquito Comm. Agreement (6.2010)

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.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to execute the attached agreement.

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 – 121 Deputize for Wedding (Boden 6.27.10)

BE IT RESOLVED that at the request of Mayor Anthony DePompa that Councilman Arthur Boden be deputized for the purpose of conducting wedding vows on June 27, 2010.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to Councilman Arthur Boden.

Mr. Cusick asked for a roll call vote:

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

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Mrs. Strydio	✓		✓			
Mr. DePompa			✓			

RESOLUTION #10 – 122 Deputize for Wedding (Boden 7.3.10)

BE IT RESOLVED that at the request of Mayor Anthony DePompa that Councilman Arthur Boden be deputized for the purpose of conducting wedding vows on July 3, 2010.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to Councilman Arthur Boden.

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 – 123 Deputize for Wedding (Boden 7.17.10)

BE IT RESOLVED that at the request of Mayor Anthony DePompa that Councilman Arthur Boden be deputized for the purpose of conducting wedding vows on July 3, 2010.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to Councilman Arthur Boden.

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 – 124 Appointment of Borough Manager (O’Hare)

BE IT RESOLVED, by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth, New Jersey that it does hereby appoint:

Raymond B. O’Hare

As Borough Manager for the Borough of Keansburg, effective July 1, 2010.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute an Employment Agreement with Mr. O’Hare.

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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			✓			

Council Discussion:

Housing Authority vacancy (expires 4/2/12) – **Item carried to July meeting**

Communications:

**Keansburg Fire Department
New Members**

Frank Beresky	Keansburg Fire Co #1
Jason Clayton	New Point Comfort

Mr. Cusick asked for a roll call vote:

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

Council Discussion:

Deputy Mayor Strydio conveyed her thanks to the Department of Public Works for the recent clean-up of the beachfront. Mrs. Strydio also read an excerpt of a letter from Congressman Frank Pallone regarding the Community Outreach Program under FEMA. There needs to be action on the abandoned properties on Carr Avenue and Main Street. There is a concern on the appliance/storage store on Carr Avenue. Congratulations to Councilman Hoff on the success of the High School Girls Softball Team.

Councilman Boden announced a free concert to be held on Sunday, June 27 at Forest Avenue.

Francis Mullan, Borough Engineer, updated the Borough Council on pending projects. Joanne Bergin of his firm will be at the next Borough Council to discuss future grant

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opportunities. The Local DOT aid application was just announced and will be due on August 13.

Mayor DePompa inquired into the status of the bulkhead.

Mr. Mullan reported that FEMA should be done with their assessment of the flood damage by next week. The County should be including the bulkhead with funding of bridge repairs. He also will be getting an update on the pump stations from Tom Rospos.

Mr. Ussman read a report regarding activity and revenue collection of the water/sewer department. He also reported on the water main break on Highland Avenue and Highland Blvd.

Mr. Falco stated that branch and leaf pick-up will begin next week. Also reported on sweeper repair. There is now a dumpster for computers and components at the DPW yard. With the close of the schools 1.2 tons of mixed paper and ten 55 gallon drums of cloths were collected.

Councilman Hoff complimented Mr. Falco and his staff.

Open to the Public:

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

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

Debra Stretton
25 Woodland Ave

Expressed concern over the condition of Twilight Avenue. Seems to be a problem under the roadway.

The Kalian property is being used by squatters.

Would like clarification on the rumors of the Library closing

Chief/Deputy Manager O'Hare

Stated that the Police Department is actively working on the problems at the Kalian property.

The Chief and Deputy Mayor Strydio assured Ms. Stretton the Library would not be closing.

The Chief stated that there are 30 paid hours per week in the Library budget. There has been communications with the County and we should be able to meet their requirements.

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

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

Executive Session:

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

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

EXECUTIVE SESSION CONVENED

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

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

RESOLUTION #10 – 125 Authorization for Correspondence (Gelhaus)

Whereas, the Borough of Keansburg and Jersey Shore Beach & Boardwalk, Inc. have a lease agreement on a portion of Lot 3 in Block 184; and,

Whereas said lease expired on April 30, 2010 and Jersey Shore Beach & Boardwalk, Inc. did not notify the Borough of its intent to exercise its option to renew the lease.

Now, Therefore, Be It Resolved by the Mayor and Council that the governing body does hereby authorize John O. Bennett, Esq, Borough Attorney, to prepare and send correspondence to Jersey Shore Beach & Boardwalk relative to the expiration of the lease.

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			✓			

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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			✓			