



July 19, 2017 MEETING MINUTES

Mr. Cusick read the following:

ADEQUATE NOTICE HAS BEEN GIVEN OF THIS MEETING BY NOTIFICATION TO THE ASBURY PARK PRESS AND POSTED ON THE BULLETIN BOARD AND THE OFFICIAL WEBSITE OF THE BOROUGH OF KEANSBURG.

Mr. Cusick asked all to rise and recite:

Salute to the Flag

Mr. Cusick took:

Roll Call

| | | | | |
|------------------|------------------|--------------------|------------------|-----------------|
| Mr. Tonne | Mr. Boden | Mr. Cocuzza | Mr. Foley | Mr. Hoff |
| ✓ | ✓ | ✓ | ✓ | ✓ |

Moment of Silence:

A Moment of Silence was requested by Mayor Hoff in honor of Abbie Gail Smith

Public Hearing:

Community Development Block Grant Hearing

At this time a presentation was made for improvements to the Beaconlight Drainage System. The improvements would include replacement of the drainage lines on Beaconlight and Twilight Avenues from Birchwood Avenue to Park Avenue. Additionally, there would be repairs to the roadway and upgrade of intersections, including sidewalks, to comply with ADA regulations. The Project is in the area eligible for consideration by the Monmouth County Community Development Block Grant Committee. The Beaconlight drainage system is the largest outfall system in the Borough. It is hopeful that these upgrades would alleviate flooding in that area as well as the adjacent neighborhood.

Mr. Cusick reported that the Citizen Participation meeting was held earlier this evening and the Committee endorsed the Project for consideration. The Borough Council is receptive to this project as these neighborhoods experience severe flooding and has been severely impacted by the storm surge created by Superstorm Sandy.

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

Roll Call

| | | | | | |
|-------|----------|------|------|--------|---------|
| Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------|----------|------|------|--------|---------|



July 19, 2017 MEETING MINUTES

| | | | | | | |
|-------------|---|---|---|--|--|--|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | ✓ | ✓ | | | |
| Mr. Foley | | | ✓ | | | |
| Mr. Hoff | ✓ | | ✓ | | | |

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

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

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | ✓ | ✓ | | | |
| Mr. Foley | | | ✓ | | | |
| Mr. Hoff | ✓ | | ✓ | | | |

Meeting Minutes:

RESOLUTION # 17-102 Community Development Block Grant Application

CDBG Resolution: Drainage Improvement

Be it Resolved by the Mayor and Council of the Borough of Keansburg does hereby approve the submission of an application for the consideration for funding under the Monmouth County Community Development Block Program for Fiscal Year 2018 ; and

Be it Further Resolved that the application shall be submitted for the **Beaconlight and Twilight Avenue Drainage Improvements**; and,

Be it Further Resolved that the Borough Council authorizes the Mayor, Borough Manager, Borough Clerk and Borough Engineer to execute any and all documents related to the application.

Mr. Cusick asked for a roll call vote:

Roll Call



July 19, 2017 MEETING MINUTES

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | ✓ | | ✓ | | | |
| Mr. Foley | | ✓ | ✓ | | | |
| Mr. Hoff | | | ✓ | | | |

Meeting Minutes:

Meeting Minutes June 21, 2017

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

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | ✓ | | ✓ | | | |
| Mr. Cocuzza | | | | | | ✓ |
| Mr. Foley | | ✓ | ✓ | | | |
| Mr. Hoff | | | | | | ✓ |

Ordinances:

Resolutions:

RESOLUTION # 17-092 Payment of Bills (07/19/17)

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 | \$1,677,425.38 |
| Dog Trust | 39.10 |
| General Capitol | 484,441.56 |



July 19, 2017 MEETING MINUTES

| | |
|---------------|-----------------------|
| Trust | 134,697.99 |
| Water/Sewer | 228,249.41 |
| TOTAL: | \$2,524,853.44 |

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-093 Designation of Official Depositories

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

- Amboy Bank**
- Bank of New York/National Community Division**
- TD Bank**
- Oppenheimer**
- US Bank**
- Valley National Bank**
- Wells Fargo**
- BCB Community Bank**

be designated as the depositories for public money and other funds for the
Borough of Keansburg

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-----------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |



July 19, 2017 MEETING MINUTES

| | | | | | | |
|-------------|---|---|---|--|--|--|
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-094 Emergency Repair: Repair of Well #5

RESOLUTION – EMERGENCY PURCHASE – A.C. Schultes., Woodbury Heights, NJ – EMERGENCY REPAIR OF Well #5 – NOT TO EXCEED \$52,000.00

Whereas, NJS A 40A:11-6 provides that a purchase, contract or agreement may be made, negotiated or awarded without public advertising for bids and bidding therefore, notwithstanding that the cost of contract price will exceed the amount set in the prevailing bidding threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of performance of services, provided:

A written requisition for the performance of such work or labor, or the furnishing of materials, supplies or services is filed with the contracting agent or his deputy in charge describing the nature of the emergency, the time of its occurrence and the need for invoking this section, certified by the officer or director in charge of the department wherein the emergency occurred, or such other officer or employee as may be authorized to act in the place of said officer or director, and the contracting agent or his deputy in charge, being satisfied that the emergency exists, is hereby authorized to award a contract for said work or labor, materials, supplies or services; and

WHEREAS, an emergency situation meeting the criteria set forth above resulting from an **EMERGENCY REPAIR OF Well #5**.

WHEREAS, an emergency purchase/repair was made by **Layne Christensen Company, Dallas, Texas** in the amount not to exceed of **\$ 40,000.00** for said water main repairs

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Keansburg, does hereby authorize the payment of **\$40,000.00** to **Layne Christensen Company, Dallas, Texas** for the emergency purchase described herein in accordance with NJS A 40A:11-6

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |



July 19, 2017 MEETING MINUTES

RESOLUTION # 17-095

Resolution Accepting Annual Audit CY 2016

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year **CY2016** has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Borough Council of the Borough of Keansburg, County of Monmouth, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Mr. Cusick asked for a roll call vote:



July 19, 2017 MEETING MINUTES

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-096 CY2016 Corrective Action Plan (7.2017)

Whereas, the Audit for the year ending December 31, 2016 has been previously received and reviewed by the Members of the Borough Council; and,

Whereas, the Recommendation of the Audit requires that a corrective action plan be undertaken.

Now, Therefore Be It Resolved that the Mayor and Members of the Borough Council hereby adopt the Corrective Action Plan, as submitted, by the Borough Manager as attached to this Resolution.

Be It Further Resolved that a certified copy of this Resolution and the attached plan be forwarded to the State of New Jersey

CY 2016 CORRECTIVE ACTION PLAN

| Recommendation | Explanation and Corrective Action | Implementation |
|---|-----------------------------------|----------------|
| There are no Recommendations or Corrective Action needed by the Borough of Keansburg. | | |

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-097 Appointment of Professionals

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:



July 19, 2017 MEETING MINUTES

| | |
|---|-------------------------|
| John O. Bennett Gluck Walrath LLP | Borough Attorney |
| Meghan Bennett Clark Gluck Walrath LLP | Bond Counsel |
| Robert Allison Holman, Frenia & Allison P.C. | Borough Auditor |
| HOLD | Borough Engineer |
| HOLD | Borough Planner |
| Paul Granick | Prosecutor |
| Raymond Raya | Public Defender |

for the Borough of Keansburg for one year term commencing July 1, 2017 and expiring on June 30, 2018.

BE IT FURTHER RESOLVED that the Borough Manager and the Municipal Clerk are hereby directed to execute Professional Contracts with the above named professionals.

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-098 Appointment to the Planning Board of Adjustment

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that

for the term of

| | | |
|---------------------|----------------------|---|
| Thomas Foley | Be a Class I Member | July 1, 2017 through June 30, 2018 |
| James Falco | Be a Class II Member | July 1, 2017 through June 30, 2018 |



July 19, 2017 MEETING MINUTES

James Cocuzza

Be a Class III Member

July 1, 2017 through June 30, 2018

Be and are hereby appointed to the Keansburg Planning Board of Adjustment Be and are hereby appointed to the Keansburg Planning Board of Adjustment

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-099

Appointments to the Recreation Committee

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

Voting Members

Eileen Enright

Ginger Rogan

Tina Manoes

Don Kistner

Raymond Preston

Sean Alt

Michele DeRoche

Brooke Clayton

Jeanette Haughian

Allison Kane

As Members of the Keansburg Recreation Committee, for a term to run from August 1, 2017 to July 31, 2018.



July 19, 2017 MEETING MINUTES

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-100 Authorization of Settlement (M & K Grocery)

**Authorization of Settlement Agreement
(M & K Grocery)**

Whereas, the Borough of Keansburg and M & K Grocery have reached an agreement to settle litigation between the two parties.

Now Therefore Be it Resolved that the Borough Council authorizes the Mayor to execute the attached Settlement Agreement.

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-101 Refund of Fees (M. Ryan)

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

| | |
|----------------|----------|
| Amount: | \$250.00 |
|----------------|----------|



July 19, 2017 MEETING MINUTES

| | |
|--------------------|--|
| Reason: | Refund of Amusement Gaming Fees REF: Loss of Concession |
| Payable to: | Maureen Ryan |

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

Mr. Cusick asked for a roll call vote:

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | | ✓ | | | |
| Mr. Foley | ✓ | | ✓ | | | |
| Mr. Hoff | | ✓ | ✓ | | | |

RESOLUTION # 17-102 Authorize Execution of the OPEN PUBLIC SPACE GRANT APPLICATION

RESOLUTION #17-102 WAS ACTED UPON EARLIER IN THE MEETING.

Department Reports:

Steve Ussmann

Discussed repair of Well #5.

A temporary pump provided by Layne Christensen was utilized during the repair at a cost of \$ 39,000.00

Reported on Water – Sewer Revenue collections

James Falco

Stated that the Gratitude Migration Festival is winding down with a final clean-up tomorrow.



July 19, 2017 MEETING MINUTES

- Councilman Cocuzza* *Asked that sand be moved near steps to Baywalk East to allow better access.*
- Cliff Moore* *Reported on Columbian Festival, sponsored by La Playa this weekend*
- Mr. G's Furniture and Chicken Shaq will be opening for business this week*
- Raritan Brewing on schedule to open in September*
- Metro PCS mobile store opening soon on Main Street*
- Business Improvement District Committee meeting soon*
- Bob Yuro* *Reported on Façade Improvement pre-construction meeting. Will be notifying property owners*
- Update on demolition of 17 Frances Place, 28 Greenwood and 25 Cottage Place*
- When asked about the Shore Blvd pipe circumstance, Fran Mullan, Borough Engineer, stated that T & M Associates would stand behind their product, with no cost to the Borough.*
- Councilman Boden* *Announced Beach Clean-up this weekend. Centennial Book to be started by Historical Society*
- Councilman Tonne* *Thanked all departments for their work concerning our Summer Events*
- Mayor Hoff* *Thanked the Police Department, Fire Department, Prosecutors Office and neighboring Communities for their work on the Abbiegail Smith case.*
- Announced Events including Farmer's Market, Yoga on the Beach, Movies, Concerts. Centennial Gift Auction on August 5th.*

Communications:

There was a brief discussion the Municipal Judge Appointment due August, 2017.



July 19, 2017 MEETING MINUTES

Jitney Service that is being advertised is not licensed in Keansburg as the Borough has no permit jurisdiction for this service.

Keansburg Fire Department New Members

Adrian Zuniga

Keansburg Fire Department

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. Tonne | | | ✓ | | | |
| Mr. Boden | ✓ | | ✓ | | | |
| Mr. Cocuzza | | ✓ | ✓ | | | |
| Mr. Foley | | | ✓ | | | |
| Mr. Hoff | | | ✓ | | | |

Raymond Cann
69 Carr Ave

Stated that the Contractor doing the Shore Boulevard reconstruction removed the no parking signs on the roadway. This may have contributed to the parking problems during the Gratitude Migration festival.

Norman Alexander
15 Twilight Ave

Upset to find out he may be receiving a summons in regard to the activities of the Festival.

Martin Slezak
33 Lincoln Ave

Stated he called in a noise complaint during the Festival. Asked if future events could restrict hours music is played

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

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-----------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |



July 19, 2017 MEETING MINUTES

| | | | | | | |
|-------------|---|---|---|--|--|--|
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | | ✓ | ✓ | | | |
| Mr. Foley | | | ✓ | | | |
| Mr. Hoff | ✓ | | ✓ | | | |

Executive Session:

Adjournment

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

Roll Call

| | Moved | Seconded | Ayes | Nays | Absent | Abstain |
|-------------|-------|----------|------|------|--------|---------|
| Mr. Tonne | | | ✓ | | | |
| Mr. Boden | | | ✓ | | | |
| Mr. Cocuzza | ✓ | | ✓ | | | |
| Mr. Foley | | ✓ | ✓ | | | |
| Mr. Hoff | | | ✓ | | | |