Mr. Cusick read the following:

Adequate notice has been given of this meeting by notification to the Asbury Park Press and placed on the bulletin board in the municipal building of the Borough of Keansburg.

Mr. Cusick asked all to rise and recite:

Salute to the Flag

Mr. Cusick took:

Roll Call

<table>
<thead>
<tr>
<th>Mr. DePompa</th>
<th>Mr. Boden</th>
<th>Mr. Cocuzza</th>
<th>Mr. Hoff</th>
<th>Mr. Foley</th>
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<tbody>
<tr>
<td>Absent</td>
<td>Excused</td>
<td>✓</td>
<td>✓</td>
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Meeting Minutes:

Meeting Minutes December 17, 2014
Meeting Minutes January 7, 2015

Mr. Cusick asked for a roll call vote to accept the minutes of December 17, 2014 and January 7, 2015 and to place same on file:

Roll Call

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<th>Ayes</th>
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<td>Mr. Boden</td>
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<td>Mr. Cocuzza</td>
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<td>Mr. DePompa</td>
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<td>Mr. Foley</td>
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Ordinances:

First Reading:

ORDINANCE #1561 – Police Annual Base Salary - Chiefs

AN ORDINANCE AMENDING ORDINANCE #1515 ESTABLISHING THE ANNUAL SALARIES FOR THE CHIEF AND DEPUTY CHIEF OF THE POLICE DEPARTMENT OF THE BOROUGH OF KEANSBURG
Annual Base Salary

<table>
<thead>
<tr>
<th></th>
<th>2015</th>
<th>2016</th>
<th>2017</th>
<th>2018</th>
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<tbody>
<tr>
<td>1/1 to 12/31</td>
<td>1/1 to 12/31</td>
<td>1/1 to 12/31</td>
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<tr>
<td>Deputy Police Chief</td>
<td>$172,681.00</td>
<td>$176,135.00</td>
<td>$179,658.00</td>
<td>$183,251.00</td>
</tr>
<tr>
<td>Chief of Police</td>
<td>$196,033.00</td>
<td>$199,954.00</td>
<td>$203,953.00</td>
<td>$208,032.00</td>
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All Ordinances heretofore enacted by the Borough of Keansburg which are inconsistent with any part of this Ordinance are hereby repealed.

This Ordinance shall be effective upon its passage and publication according to law.

Section 2: REPEALER. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

Section 3: INCONSISTENT ORDINANCES. All Ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

Section 4: SEVERABILITY. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

Section 5: EFFECTIVE DATE. This ordinance shall take effect upon its passage and publication according to law.

Mr. Cusick asked for a roll call vote and set down for a Public Hearing Ordinance #1561 on February 25, 2015 at 7pm.
BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
January 28, 2015
MEETING MINUTES

Roll Call

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Resolutions:

RESOLUTION # 15-005 Payment of Bills (01/28/15)

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:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Capital</td>
<td>$50,227.26</td>
</tr>
<tr>
<td>Current</td>
<td>1,924,957.41</td>
</tr>
<tr>
<td>Dog Trust</td>
<td>1.20</td>
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<tr>
<td>Grant</td>
<td>1,676.91</td>
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<tr>
<td>Trust</td>
<td>72,050.40</td>
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<tr>
<td>Water/Sewer</td>
<td>385,659.76</td>
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<td><strong>Total:</strong></td>
<td><strong>$2,434,572.94</strong></td>
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Meeting Agenda of the Borough of Keansburg
3 of 18
Mr. Cusick asked for a roll call:

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RESOLUTION # 15-006  Authorize Execution of Contract (Chief of Police 2015-2018)

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

Whereas, an agreement has been entered into by and between the Borough of Keansburg and the Chief of Police and said agreement shall be from January 1, 2015 through December 31, 2018, and

Whereas, this contract has been approved and ratified by the Mayor and Council of the Borough of Keansburg.

Now, therefore, be it resolved that the Borough Clerk and Borough Manager are hereby authorized to sign and execute the said agreement.

Be it further resolved, that a copy of this resolution be forwarded to the Chief of Police and copies be filed in the Borough Clerk’s Office.
RESOLUTION # 15-007  Authorize Execution of Contract (Deputy Chief of Police 2015-2018)

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

Whereas, an agreement has been entered into by and between the Borough of Keansburg
and the Deputy Chief of Police and said agreement shall be from January 1, 2015 through December
31, 2018, and

Whereas, this contract has been approved and ratified by the Mayor and Council of the
Borough of Keansburg.

Now, therefore, be it resolved that the Borough Clerk and Borough Manager are hereby
authorized to sign and execute the said agreement.

Be it further resolved, that a copy of this resolution be forwarded to the Deputy Chief of
Police and copies be filed in the Borough Clerk’s Office.
Mr. Cusick asked for a roll call:

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RESOLUTION # 15-008

Authorize Execution of the Safe and Secure Application 2015

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CRIMINAL JUSTICE

SAFE AND SECURE COMMUNITIES PROGRAM

RESOLUTION OF PARTICIPATION

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY FEDERAL GRANT PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.

WHEREAS, the BOROUGH OF KEANSBURG POLICE DEPARTMENT wishes to apply for funding of approximately $60,000.00 with a match of $234,032.00 for an approximate project total cost of $305,680.00 for a project under the State of New Jersey SAFE AND SECURE COMMUNITIES’ Grant Program, and

WHEREAS, the KEANSBURG BOROUGH COUNCIL has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and KEANSBURG POLICE DEPARTMENT for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the KEANSBURG BOROUGH COUNCIL: that

1. As a matter of public policy the KEANSBURG BOROUGH COUNCIL wishes to participate to the fullest extent possible with the Department of Law and Public Safety.

2. The Attorney General will receive funds on behalf of the applicant.

3. The Division of Criminal Justice shall be responsible for the receipt and review of the applications for said funds.

4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized.
Mr. Cusick asked for a roll call:

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<td>Mr. DePompa</td>
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<td>Mr. Foley</td>
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RESOLUTION # 15-009  Rescind Reserved Taxi Licenses

**Whereas** the Borough of Keansburg issues Taxi Licenses for public transportation purposes; and,

**Whereas**, the Borough of Keansburg has seventeen (17) licenses that can be issued for commercial taxi transportation; and,

**Whereas**, in January 2012, two (2) separate commercial entities, known at that time as “Choice Taxi” and “Tim Schuelteis Car Service” had appeared before Mayor and Council requesting to reserve three (3) and four (4) licenses respectfully and subsequently approved; and,

**Whereas**, as of January 1, 2015 said licenses have not been activated.

**Now Therefore Be It Resolved** by the Mayor and Council of the Borough of Keansburg that the seven (7) licenses previously reserved for the entities named within, be rescinded and made available for commercial transportation purposes.

Mr. Cusick asked for a roll call:

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<td>Mr. Boden</td>
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<td>Mr. Cocuzza</td>
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<tr>
<td>Mr. Hoff</td>
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<td>Mr. Foley</td>
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</table>
RESOLUTION # 15-010  Authorize Sale of Tax Sale Certificate by Assignment (B57-L6)

RESOLUTION AUTHORIZING THE SALE OF A TAX SALE CERTIFICATE BY ASSIGNMENT

WHEREAS, the Borough of Keansburg is the holder of a tax sale certificate acquired under and by virtue of N.J.S. 54:5-34; and

WHEREAS, it is deemed financially beneficial to and in the best interest of the Municipality to sell said tax sale certificate.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth and State of New Jersey on this 28th day of January, 2015 that it does hereby authorize the sale by assignment of the following tax sale certificate:

Certificate  Block  Lot  Property Location
# 11-00023  57  6  Jahn Street

Assign to Bernard L. & Laura L. Jenkins, for consideration therein the amount of $ 1,372.56, which shall also include the lien for unpaid subsequent taxes for the periods set forth, all as provided for and permitted under N.J.S. 54:5-113; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and are hereby authorized and empowered to make, execute and deliver any and all assignment forms or other legal documents which may be necessary or desired to effectuate the sale permitted by this resolution.

Mr. Cusick asked for a roll call:

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<td>Mr. DePompa</td>
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<td>Mr. Foley</td>
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Meeting Agenda of the Borough of Keansburg
8 of 18
RESOLUTION # 15-011  
Payment of Bills (01/28/15) No. 2

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that the following numbered Vouchers be paid to the person therein respectively and hereinafter named, for the amounts set opposite their respective names and endorsed and approved on said vouchers; and

BE IT FURTHER RESOLVED that checks be drawn by the Chief Financial Officer, signed by the Mayor and attested to by the Municipal Clerk as required by law:

<table>
<thead>
<tr>
<th>Account</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Capital</td>
<td>$8,757.70</td>
</tr>
<tr>
<td>Current</td>
<td>26,965.81</td>
</tr>
<tr>
<td>Grant</td>
<td>17,125.25</td>
</tr>
<tr>
<td>Water/Sewer</td>
<td>2,378.24</td>
</tr>
<tr>
<td><strong>Total:</strong></td>
<td><strong>$55,227.00</strong></td>
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Mr. Cusick asked for a roll call:

Roll Call

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<th>Seconded</th>
<th>Ayes</th>
<th>Nays</th>
<th>Absent</th>
<th>Abstain</th>
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RESOLUTION # 15-012  
Authorize Notice to Bidders (Cell Tower – St. Johns)

RESOLUTION AUTHORIZING ADVERTISEMENT FOR RECEIPT OF BIDS FOR THE LEASE OF CERTAIN BOROUGH-OWNED REAL PROPERTY (BLOCK 163, LOT 15 & 16.01) FOR THE USE OF CELLULAR COMMUNICATION SYSTEMS AND EQUIPMENT

WHEREAS, N.J.S.A. 40A:12-14 and N.J.S.A. 40A:12-24 require public bidding when a municipality has determined to lease any real property or personal property not needed for public use; and

WHEREAS, the Borough of Keansburg is the owner of certain real property designated as Block 163, Lot 15 & 16.01 on the Keansburg Borough Tax Map; and

Meeting Agenda of the Borough of Keansburg
9 of 18
WHEREAS, the Borough is aware that one or more wireless communications companies have expressed an interest in leasing a portion of said property in order to occupy an existing tower and to install antennae and related equipment thereon; and

WHEREAS, the Borough Council has found and determined that the portion of said property is not otherwise needed for public use; and

WHEREAS, the Borough Council has determined that it is in the Borough's interest to grant a nonexclusive lease on the portion of said property to one or more wireless communications companies, depending upon compatibility with the Borough's needs and with the technical requirements of the tenants; and

WHEREAS, the use of the portion of said property by one or more tenants will not be detrimental to the portions of the public property which will continue to be used for public purposes; and

WHEREAS, N.J.S.A. 40A:12-14 requires advertisement and receipt of bids at public auction or by way of sealed bids; and

WHEREAS, the aforesaid statute allows the governing body to fix a minimum rental with the reservation of the right to reject all bids where the highest bid is not accepted.

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

1. In accordance with N.J.S.A. 40A:12-14, the Borough Clerk is hereby directed to publish an advertisement for the receipt of sealed bids for the lease of a portion of Borough-owned property designated as Block 163, Lot 15 and 16.01 on the Keansburg Borough Tax Map for the installation of antennae and related equipment onto the existing tower, subject to the terms and conditions set forth in this resolution. The advertisement shall be published once a week during two consecutive weeks prior to the date of receipt of bids, the last publication to be not earlier than seven (7) days prior to that date.

2. The minimum annual rental for each lease of space for an antenna(s) and associated equipment as specified in this resolution will be Twenty Thousand Dollars ($20,000) per year for an initial lease term of ten (10) years with the option of renewals for two (2) successive periods of five (5) years each upon the same terms and conditions which were in effect before the end of the initial term, except as to the initial rate, which shall increase at the rate of three percent (3%) per year after the initial term. The Lessee shall enter into a colocation agreement with Crown Castle, or the successors of Crown Castle, for the right to occupy their tower.

   Lessor shall be responsible for all permits and approvals, including any site plan approval as may be required for the construction and operation of the subject facilities.

3. The Borough reserves the right to reject all bids where the highest bid is not accepted and further reserves the right to award more than one lease, depending upon the needs of the Borough and the technical requirements of the high bidder or bidders.
4. Upon or before the date of the determination of the high bidder, the Borough Attorney shall prepare a detailed lease agreement which shall include all of the terms and conditions set forth in this resolution, as well as any other provisions deemed necessary by the Borough Attorney in order to protect the interests of the Borough, including but not limited to typical lease agreement provisions dealing with such subjects as use of and damage to the property, insurance coverage in favor of the Borough, access to the leased premises, standard representations of the Borough and the lessee, maintenance and repair, default and right to cure, assignment and sublease, notices, applicability of Federal and State laws and regulations, determinations and responsibilities with respect to interference, and payment of utility costs.

5. All bidders submitting bids pursuant to the advertisement shall do so with full knowledge of the requirement of a fully-negotiated lease with respect to the provisions listed in paragraph 4 above.

6. Insurance shall be provided with a minimum of a combined single limit of $2,000,000.00 for bodily injury and/or property damage per occurrence. Coverage shall include: Commercial General Liability, Auto Liability, Property Damage and Workers’ Compensation. The Borough shall be named as an additional insured on all policies.

7. All bidders shall be required to submit with each bid a certified check, cashier's check or bid bond in the amount of ten percent (10%) of the annual rental bid amount, not to exceed $20,000 made payable to the Borough of Keansburg to serve as bid security. The bid security of all unsuccessful bidders shall be returned immediately after the adoption of a resolution granting the lease(s).

8. Acceptance or rejection of bids shall be made by the Borough Council not later than its second regular meeting following the receipt of bids. If no action is taken by the Borough Council, all bids shall be deemed to have been rejected.

9. The Borough Clerk/Administrator is hereby directed to consult with the Borough Attorney to determine and establish the most expedient schedule for advertisement and receipt of bids.

Mr. Cusick asked for a roll call:

| Roll Call |
|---|---|---|---|---|---|---|
| Moved | Seconded | Ayes | Nays | Absent | Abstain |
| Mr. DePompa | | | | | ✓ |
| Mr. Boden | | | | | ✓ |
| Mr. Cocuzza | ✓ | ✓ | | | |
| Mr. Hoff | ✓ | | | | ✓ |
| Mr. Foley | | | | | ✓ |
RESOLUTION # 15-013

Resolution in Support of RPM Development at Beachway and Raritan Avenues

RESOLUTION #15-013

WHEREAS; Mayor and Council have been made aware of RPM Development’s interest in developing of the vacant lot, located at the corner of Beachway and Raritan Avenues (196 Beachway), more specifically known as Block 15, Lot 1; on the tax maps of the Borough of Keansburg, commonly known as the “Kontos Property”; and

WHEREAS; Mayor and Council fully support this development initiative as such development would be beneficial to the Borough and support the Borough’s economic development efforts which would produce various construction jobs and new permanent jobs via the proposed commercial component in the mixed-use development as well as the addition of new tax ratables; and

WHEREAS; The Borough sustained substantial damage and devastation to its tax base as a result of Super Storm Sandy; and

WHEREAS; It is the Borough’s understanding that, based on schematic plans presented by the developer, the project as currently envisioned includes a mix-of-uses, within a proposed 4-story structure, including residential dwelling units (1, 2 and 3 bedroom units) and commercial/retail space, and a multi-story parking deck; and

WHEREAS; The project is expected to bring new business activity as well as an increase in customers to support such activity; and

WHEREAS; The Borough supports this initiative and seeks to encourage County and State Agencies to join in its support for the purposes of the economic growth within the Borough as well as the entire region; and

WHEREAS; The Borough encourages and endorses an application by RPM Development to the State of New Jersey or any other funding opportunity for public funding to assist and to make possible the project as proposed; and

WHEREAS; The subject property previously had received major site plan approval from the Borough and said project was unable to move forward, leaving the subject property vacant and unproductive; and

WHEREAS; the Borough seeks support of this proposed development from any and all other public and private entities having interest in economic development throughout the Bayshore area of Monmouth County and the broader region; and
NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Keansburg hereby supports and endorses the development initiative of RPM Development to construct a new residential and commercial mixed-use development; and

BE IT FURTHER RESOLVED that such action is taken to increase the economic viability of the Borough (improve its tax ratable base, stimulate the businesses of the Borough and the surrounding region); and

BE IT FURTHER RESOLVED that the Borough supports RPM Development’s application for financial support for the project from the State or Federal entities that may help to make the project a reality; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the following, urging them to join in the support for the project:

1. Legislators representing New Jersey’s 13th Legislative District
2. Board of Chosen Freeholders
3. Mayor and Council of surrounding Municipalities

Mr. Cusick asked for a roll call:

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Mayor Foley introduced Kevin McGee of the St. Bernard Project.

Mr. McGee spoke about the St. Bernard Project and the ways in which the organization can help residents still effected by Superstorm Sandy and their efforts to rebuild.
Department Reports:

Steve Ussmann
Reported on collections from January 1. 6 water main repairs completed by Apollo Sewer and Jeff Young Plumbing throughout town. Repair at the plant performed by A.C. Schultes.

James Falco
Discussed work on year-end recycling reports.

Dennis O’Keefe
Working with NJ Natural Gas Company in regard to main replacements. In contact with Borough Engineer in regard to roadway conditions.

Fran Mullan
Reviewed the monthly Engineer’s report. Gave an update on the Seaview Avenue water main repair.

Project is progressing and on time.

Possible award of outfall pipe extension at February meeting.

Raritan Avenue construction should begin in late February. Project should be approximately 4 months.

There was a discussion on water main breaks and repairs.

Manager stated Engineer has been directed to explore cost of scoping major water mains in the Borough.

MR. DePOMPA ENTERED THE MEETING AT THIS TIME.
Ordinances:

First Reading:

ORDINANCE #1562 – Retail Hours Restrictions

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXII (DEVELOPMENT REGULATIONS), SECTION 5.9 (REGULATIONS CONTROLLING THE B-1 GENERAL COMMERCIAL ZONE DISTRICT) AND SECTION 5.10 (REGULATIONS CONTROLLING THE B-2 (MIXED USE COMMERCIAL-RESIDENTIAL ZONE DISTRICT) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF KEANSBURG.

BE IT ORDAINED by the Mayor and Council of the Borough of Keansburg as follows:

Section 1: Permitted Uses and Structures in the B-1 (General Commercial Zone District) and B-2 (Mixed Use Commercial-Residential Zone District) Zones of the Borough of Keansburg shall be subject to the following restriction:

4. Retail trade limited to the following:

(a) through (h) and (j) through (p): Hours of operation shall be limited to 5:00 a.m. to 1:00 a.m.

Section 2: REPEALER. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance shall remain in full force and effect.

Section 3: INCONSISTENT ORDINANCES. All Ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

Section 4: SEVERABILITY. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

Section 5: EFFECTIVE DATE. This ordinance shall take effect upon its passage and publication according to law.

Mr. Cusick asked for a roll call vote and set down for a Public Hearing Ordinance #1562 on February 25, 2015 at 7pm.
Deputy Mayor Hoff announced the “Flood Risk” Open House taking place on February 20, 2015 at 8pm at Henry Hudson Regional.

Councilman DePompa expressed a good job by DPW with plowing.

Mayor Foley thanked DPW for a good job the plowing.

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

**Roll Call**

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No member of the public spoke at this time
Mr. Cusick asked for a roll call to close the meeting to the public:

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**Executive Session:**

Mr. Cusick asked for a roll call to convene an Executive Session:

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**EXECUTIVE SESSION CONVENED**

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

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Adjournment

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

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I, THOMAS P. CUSICK, Clerk of the Borough of Keansburg, in the County of Monmouth, New Jersey, do hereby certify that the foregoing is a true copy of meeting minutes of a regularly scheduled public meeting held on January 28, 2015

Attest:

Thomas P. Cusick
Municipal Clerk
Borough of Keansburg