

BOROUGH OF KEANSBURG
MUNICIPAL COUNCIL & REDEVELOPMENT AGENCY
December 16, 2009
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	✓	✓	Excused	✓

In Memoriam:

Mr. Cusick informed Mayor and Council of the passing of:



Mayor Lou Collichio



Fire Chief Pete Riley



Mayor and Council observed a moment of silence in reverence to these two public servants on behalf of a grateful community.

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Resolutions:

RESOLUTION #09- 164 Payment of Bills (12/16/09)

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	\$1,350,842.17
Trust	12,064.75
Water & Sewer	154,985.16
Capital	291,552.01
Grant	3,727.19
Dog Trust	25.20
Total:	\$1,813,196.48

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 #09- 165 Bingo 2010 Newpoint Comfort

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

New Point Comfort Fire Company
192 Carr Avenue
PO Box 352
Keansburg, New Jersey 07734
233-9-29823

That in accordance with their application for occasions to be held during each SUNDAY In 2010 as follows:

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2010

January	February	March	April	May	June
3	7	7	4	2	6
10	14	14	11	9	13
17	21	21	18	16	20
24	28	28	25	23	27
31				30	
July	August	September	October	November	December
4	1	5	3	7	5
11	8	12	10	14	12
18	15	19	17	21	19
25	22	26	24	28	26
	29		31		

Between the hours of 8 and 10 pm

Also in accordance with their application for occasions to be held during Monday, May 31st and Monday, September 6th, 2010 between the hours of 12:01am and 2:30am

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 #09- 166 Bingo 2010 Newpoint Comfort Ladies Auxiliary

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

New Point Comfort Fire Company
Ladies Auxiliary
192 Carr Avenue
PO Box 352
Keansburg, New Jersey 07734
233-9-29823

in accordance with their application for occasions to be held during each TUESDAY In 2010 as follows:

2010

January	February	March	April	May	June
5	2	2	6	4	1
12	9	9	13	11	8
19	16	16	20	18	15
26	23	23	27	25	22
		30			29
July	August	September	October	November	December
6	3	7	5	2	7
13	10	14	12	9	14
20	17	21	19	16	21
27	24	28	26	23	28
	31			30	

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Between the hours of 8 and 10 pm

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 #09- 167 Raffle 2010 Newpoint Comfort

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

New Point Comfort Fire Company Ladies Auxiliary
192 Carr Avenue
PO Box 352
Keansburg, New Jersey 07734
233-9-29823

in accordance with their application for occasions to be held during each DAY In 2010 as follows:

2010
EVERYDAY IN 2010

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 #09- 168 Bingo 2010 Keansburg Fire Co. #1

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

Keansburg Fire Company
13 Manning Place
PO Box 207
Keansburg, New Jersey 07734
233-09-27

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in accordance with their application for occasions to be held during each FRIDAY in 2010 as follows:

2010

January	February	March	April	May	June
1	5	5	2	7	4
8	12	12	9	14	11
15	19	19	16	21	18
22	26	26	23	28	25
29					
July	August	September	October	November	December
2	6	3	1	5	3
9	13	10	8	12	10
16	20	17	15	19	17
23	27	24	22	26	24
30			29		

Between the hours of 8 and 10 pm

Also in accordance with their application for occasions to be held during **Saturday, April 3rd** in 2010 between the hours of 8 and 10pm.

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 #09- 169 Raffle 2010 Keansburg Fire Co. #1

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

Keansburg Fire Company
13 Manning Place
PO Box 207
Keansburg, New Jersey 07734
233-09-27

in accordance with their application for occasions to be held during each Friday as noted In 2010 as follows:

2010

January	February	March	April	May	June
1	5	5	2	7	4
8	12	12	9	14	11
15	19	19	16	21	18
22	26	26	23	28	25
29					
July	August	September	October	November	December
2	6	3	1	5	3
9	13	10	8	12	10
16	20	17	15	19	17
23	27	24	22	26	24
30			29		

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Also in accordance with their application for occasions to be held during **Saturday, April 3rd** in 2010 between the hours of 8 and 10pm.

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 #09- 170 Bingo 2010 Lic. St. Ann’s Church

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

Church of St. Ann
311 Carr Avenue
Keansburg, New Jersey 07734
233-1-488

in accordance with their application for occasions to be held during each **MONDAY** In 2010 as follows:

2010					
January	February	March	April	May	June
4	1	1	5	3	7
11	8	8	12	10	14
18	15	15	19	17	21
25	22	22	26	24	28
		29		31	
July	August	September	October	November	December
5	2	6	4	1	6
12	9	13	11	8	13
19	16	20	18	15	20
26	23	27	25	22	27
	30			29	

Between the hours of 8 and 10 pm

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 #09- 171 Bingo 2010 Lic. St. Ann’s Church Booster Club

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

St. Ann Sport Comm
311 Carr Avenue
Keansburg, New Jersey 07734
233-5-35888

in accordance with their application for occasions to be held during each Wednesday In 2010 as follows:

2010

January	February	March	April	May	June
6	3	3	7	5	2
13	10	10	14	12	9
20	17	17	21	19	16
27	24	24	28	26	23
		31			30
July	August	September	October	November	December
7	4	1	6	3	1
14	11	8	13	10	8
21	18	15	20	17	15
28	25	22	27	24	22
		29			29

Between the hours of 8 and 10 pm

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 #09- 172 Bingo 2010 Lic. St. Ann's Sports Committee

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

St Anns Booster Club
311 Carr Avenue
Keansburg, New Jersey 07734
233-1-18044

in accordance with their application for occasions to be held during each SATURDAY In 2010 as follows:

2010

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January	February	March	April	May	June
4	1	1	5	3	7
11	8	8	12	10	14
18	15	15	19	17	21
25	22	22	26	24	28
		29		31	
July	August	September	October	November	December
5	2	6	4	1	6
12	9	13	11	8	13
19	16	20	18	15	20
26	23	27	25	22	27
	30			29	

Between the hours of 8 to 10pm

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 #09- 173 2010 Amusement Game Lic: Bev & Wally’s

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:

**RRB, Inc. DBA:
Bev & Wally’s
2006-103 Cert. #2**

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			✓			

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RESOLUTION #09- 174 2010 Amusement Game Lic: Shoot the Star

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:

**RRB, Inc. DBA:
Machine Gun Alley
2006-102 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 #09- 175 2010 Amusement Game Lic: The Game Room

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:

**RRB, Inc. DBA:
The Game Room
2006-101 Cert. #2**

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

RESOLUTION #09- 176 2010 Amusement Game Lic: Doug’s Arcade

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:

Doug’s Arcade
08-039 Cert. #2

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 #09-177 was held by the Borough Council at this time.

RESOLUTION #09- 178 2009 Tax Cancellations

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that by direction of the Tax Collector the following tax credits be canceled:

Block	Lot	Qualifier	Amount
59	5		\$.01
101	3		.01
118	13		.01
164	7		.01
169	22		.01

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BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officer.

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 #09- 179 Canceling 2009 Tax Receivables

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that by direction of the Tax Collector the following tax amounts be canceled:

BLOCK	LOT	AMOUNT	REASON
18	30	\$329.84	Ownership by Borough
70	1	\$42.44	Ownership by Borough
70	7	\$40.20	Exempt Veteran
108	5	\$,391.77	Exempt Veteran

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officer.

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 #09- 180 Appointment of Special Class II Officers (2010)

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

- Michael Allfrey**
- Casey Andrews**
- Joseph Kane**
- Joseph Lamb**
- John O'Connor**
- Guillermo Rivera**
- John Swartz**
- Thomas Wenzel**

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As a Special Police Officer Class II for 2009; and, .

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

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 #09- 181 Approval of State Contract List

**AUTHORIZING THE PURCHASING FROM
STATE CONTRACTS BY THE BOROUGH OF KEANSBURG**

WHEREAS, the Borough of Keansburg purchased item from authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and

WHEREAS, the purchase of goods and services by a local contracting unit is authorized by the Local Public Contracts Law, NJSA 40A:11-12; and

WHEREAS, the below list of vendors have been awarded a New Jersey State Contractor Number; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Carteret that the below listed vendors have been approved for the purchase of goods and services:

<u>Number:</u>	<u>Name:</u>
67911	Pitney Bowes
40238	Absolute Fire Protection
71188	Autozone
70256	Dell Computer
74337	Staples Office Supply
T0123	Edwards Tire
70844	Craft Motor Oil
M0483	HP Financial-Hewlett Packard
39895	Mid Atlantic Truck Centre
67755	Modern Equipment Sales and Rental
66921	Troil Enterprises
53764	AR Communications

Mr. Cusick asked for a roll call vote:

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

RESOLUTION #09- 182 Refund Inspection Fee (Orevillo)

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

Amount: \$110.00

Reason: Refund of Inspection Fee

Payable to: Mr. & Mrs. Vitaliano Orevillo
7 Bayview Ave
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 #09- 183 Refund of Escrow Acct (Dickey)

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

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Amount: \$545.54

Reason: Refund of Escrow Account

Payable to: Mrs. Mary C. Dickey
63A Washington Avenue
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 #09- 184 Budget Transfer

RESOLUTION – AUTHORIZING TRANSFERS BETWEEN BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A.40A:4-58

WHEREAS, N.J.S. 40A:4-58 provides for the transfer as permitted between budget appropriations during the last two months of the fiscal year:

NOW, THEREFORE, BE IT RESOLVED By the Council of the Borough of Keansburg (not less than two thirds of the governing body affirmatively concurring) that transfers between SFY 2009 budget appropriations be made as follows:

<u>a/c#</u>	<u>from</u> <u>Name</u>	<u>Amount</u>	<u>a/c#</u>	<u>to</u> <u>Name</u>	<u>Amount</u>
0-01-25-111-200	Meters O & E	5,000.	0-01-20-165-200	Engineering	5,000.
0-01-25-111-100	Meters S & W	4,000.	0-01-24-340-200	Dog O & E	4,000.
0-01-32-466-200	Dumping O & E	13,700	0-01-28-372-200	Senior Transportation	2,700.
			0-01-22-195-100	Uniform Construction	5,000.
			0-01-26-296-100	Garage S & W	2,000.
			0-01-23-220-200	Group Ins.	2,000
			01-01-26-310-200	B&G	2,000.
		22,700.			22,700.

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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 #09- 185 Water Sewer Cancellations

CANCEL APPROPRIATION BALANCES

WHEREAS, the following 2009 Water/Sewer Fund budget appropriation balances remain unexpended:

<u>Account#</u>	<u>Name</u>	<u>Amount</u>
05-55-501-218	Bayshore Regional Sewerage	\$165,000.
05-55-501-220	Equipment Maintenance	5,000.
05-55-501-222	Water Dist. System Repairs	7,000.
05-55-501-240	Paying Agent Fees	3,000.
05-55-501-247	Equipment	2,500.
05-55-501-248	Property Maintenance	2,500.
05-55-501-268	Water	50,000.
Totals		\$ 235,000.

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances in the amount of \$235,000.00 may be credited to surplus;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Keansburg, State of New Jersey, that the above listed unexpended balances of the Water Sewer Fund be cancelled accordingly.

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 #09- 186 Professional Services – CMX – Water Plant Improve.

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, state of New Jersey that:

CMX Engineering

be and is hereby appointed as Borough Engineer for engineering services for

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NJEIT Closing and Bid Award Services
for the Frazee Place Water Treatment Plant Improvements
Project No. 09.04374.00-01; and

BE IT FURTHER RESOLVED by the Mayor and Council as follows:

1. The Borough Manager and Clerk are hereby authorized to enter into the attached agreement dated December 11, 2009, CMX project number 09.04374.00.01 with CMX Engineering, in the contract amount of \$5,750.00 plus reimbursable expenses.
2. The attached contract is awarded without competitive bidding as a “Professional Service” in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i) because it is for services performed by persons authorized by law to practice a recognized profession.
3. The services to be performed are necessary for the orderly function of the Project.
4. The amounts paid under the attached contract shall not exceed the amount appropriated by the Borough Council for these services.
5. This resolution is subject to approval by the New Jersey Department of Environmental Protection
6. 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.

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 #09- 187 Professional Services – CMX – Construction Mgmt.

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, state of New Jersey that:

CMX Engineering

be and is hereby appointed as Borough Engineer for engineering services for

Construction Management Services for the
Frazee Place Water Treatment
Plant Desalinization (Reverse Osmosis System Construction)
Project No. 09-.04374.00-01; and

BE IT FURTHER RESOLVED by the Mayor and Council as follows:

7. The Borough Manager and Clerk are hereby authorized to enter into the attached agreement dated September 23, 2009, CMX project number 09-.04374.00-01 with CMX Engineering, in the contract amount of \$119,400.00 plus reimbursable expenses.
8. The attached contract is awarded without competitive bidding as a “Professional Service” in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i) because it is for services performed by persons authorized by law to practice a recognized profession.

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9. The services to be performed are necessary for the orderly function of the Project.
10. The amounts paid under the attached contract shall not exceed the amount appropriated by the Borough Council for these services.
11. This resolution is subject to approval by the New Jersey Department of Environmental Protection
12. 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.

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 #09- 187A Professional Services – CMX – Permitting Service.

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, state of New Jersey that:

CMX Engineering

be and is hereby appointed as Borough Engineer for engineering services for

**Engineering Permitting Services Frazee Place
Water Treatment Plant Backwash
Water Line Connection to MCBOA’s Ocean Outfall Pipeline
Project No. 09 05878 00; and**

BE IT FURTHER RESOLVED by the Mayor and Council as follows:

13. The Borough Manager and Clerk are hereby authorized to enter into the attached agreement dated October 21, 2009, CMX project number 09 05878 00with CMX Engineering, in the contract amount of \$36,500.00 plus reimbursable expenses.
14. The attached contract is awarded without competitive bidding as a “Professional Service” in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i) because it is for services performed by persons authorized by law to practice a recognized profession.
15. The services to be performed are necessary for the orderly function of the Project.
16. The amounts paid under the attached contract shall not exceed the amount appropriated by the Borough Council for these services.
17. The Chief Financial Officer certifies that funds are available for this purpose.

Patrick DeBlasio CFO

18. 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 #09- 188 Award of Bid – Water Plant Improve (Desal)

WHEREAS, the Borough of Keansburg advertised and received bids for the Water Treatment Plant Improvements on October 22, 2009; and

WHEREAS, four (4) bids were received and opened in public by the Project Engineer; and

WHEREAS, the following bids were received:

Borough of Keansburg Water Treatment Plant Improvement Contract No. 2008-1 Canvass of Bids Received – October 22, 2009		DMR Construction Services, Inc 180 Hopper Avenue Waldwick, NJ 07443	APS Contracting, Inc 155-181 Pennsylvania Avenue Paterson, NJ 07602	Underground Utilities Corp 711 Commerce Road Linden, NJ 07038	Layne Christensen Company, Inc 210 Kelly Road Quakertown, PA 18951
ITEM	DESCRIPTION	TOTAL AMOUNT	TOTAL AMOUNT	TOTAL AMOUNT	TOTAL AMOUNT
BASE BID					
1	BOROUGH OF KEANSBURG WATER TREATMENT PLANT IMPROVEMENTS RESERVE OSMOSIS TREATMENT FACILITY CONSISTING OF: GENERAL CONSTRUCTION, DEMOLITION, STRUCTURAL STEEL AND ORNAMENTAL IRON, CONCRETE, PLUMBING HVAC, ELECTRICAL AND ALL OTHER WORK REQUIRED BY THE CONTRACT DOCUMENTS FOR ALL ADDITIONAL AND MODIFICATIONS TO HE EXISTING PLANT NECESSDARY FOR THE CONSTRUCTION OF THE RESERVE OSMOSIS TREATMENT FACILITY	\$2,404,000.000	\$2,643,000.00	\$2,781,930.00	\$2,773,000.00
2	BOROUGH OF KEANSBURG WATER TREATMENT PLANT IMPROVEMENTS ENVIRONMENTAL PROTECTION AND RESTORATION CONSISTING OF: PROTECTION, MAINTENANCE AND RESTORATION OF THE ENVIRONMENT AND INSTALLATION OF ENVIRONMENTAL FEATURES	\$13,800.00	\$25,000.00	\$5,500.00	\$25,000.00
TOTAL BASE BID		\$2,417,800.00	\$2,668,000.00	\$2,787,430.00	\$2,798,000.00
SUPPLEMENTAL BID					
1	BOROUGH OF KEANSBURG WATER TREATMENT PLANT IMPROVEMENTS FOR DEMOLITION AND REMOVAL OF EZISTING FILTER NOS 4 & 5	\$15,000.00	\$70,000.00	\$49,000.00	\$53,000.00
2	BOROUGH OF KEANSBURG WATER TREATMENT PLANT IMPROVEMENTS FOR THE REMOVAL AND REPLACEMENT OF THE LOME STORAGE BUILDING	\$18,000.00	\$60,000.00	\$36,000.00	\$194,000.00
3A	BOROUGH OF KEANSBURG WATER TREATMENT PLANT IMPROVEMENTS FOR MODIFYING THE EXISTING EMERGENCY POWER GENERATOR	\$70,000.00	\$25,000.00	\$85,000.00	\$102,000.00
3B	BOROUGH OF KEANSBURG WATER TREATMENT PLANT IMPROVEMENTS FOR FURNISHING AND INSTALLING NEW EMERGENCY POWER	\$153,000.00	\$124,000.00	\$139,000.00	\$176,000.00

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TOTAL BASE BID AND SUPPLEMENTAL BID ITEMS SB-1, SB-2 AND SB-3A	\$2,518,800.00	\$2,823,000.00	\$2,957,430.00	\$3,147,000.00
TOTAL BASE BID AND SUPPLEMENTAL BID ITEMS SB-1, SB-2 AND SB-3B	\$2,601,800.00	\$2,922,000.00	\$3,011,430.00	\$3,221,000.00

WHEREAS, the Project Engineer has reviewed the bids and has determined that DMR Construction Services, Inc. is the lowest and responsible bidder for this Project; and

WHEREAS, it has been determined that award shall be made for the total base bid in the amount of \$ 2,417,800.00 and Supplemental Bid Items SB-1, SB-2 AND SB-3B for a total award in the amount of \$ 2,601,800.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg that based upon the recommendation of the Project Engineer that it does hereby award the bid for the Water Treatment Plant Improvements to:

DMR Construction Services, Inc.
180 Hopper Avenue
Waldwick, NJ 07443

in the total amount of \$ 2,601,800.00; and

BE IT FURTHER RESOLVED that the award is contingent upon approval by the New Jersey Department of Environmental Protection and funding through the New Jersey Environmental Infrastructure Trust.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are authorized to execute the contract with DMR Construction Services, 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			✓			

RESOLUTION #09- 189 Authorize Emergency Repair Purchase (Young)

RESOLUTION – EMERGENCY PURCHASE – JEFF YOUNG’S WATER AND SEWER – EMERGENCY REPAIR OF WATER MAIN BREAK – LOCATED AT MAIN ST AND MAGNOLIA WITHIN THE BOROUGH OF KEANSBURG – NOT TO EXCEED \$21,000

Whereas, NJSA 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:

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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 a water main break at Main Street and Magnolia Place and said repair could not be accomplished by the Borough's Vendor of Record (Plumbing).

Whereas, an emergency purchase was made by Jeff Young Water and Sewer, 14 Irene Blvd, Howell, NJ 07731 in the amount of \$4,350.00 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 \$4,350.00 to Jeff Young Water and Sewer, 14 Irene Blvd, Howell, NJ 07731 for the emergency purchase described herein in accordance with NJSA 40A:11-6

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 #09- 190 Auth Execution of Employee Agreement w. CWA
(tentative)**

HELD AT THIS TIME

Resolution #09-191 was held by the Borough Council at this time

RESOLUTION #09- 192 Payment of Bills

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:

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Current	\$980.00
Police Enforcement Trust	12,064.75
Total:	\$13,044.75

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 #09- 193 Acceptance of Resignation from Planning Board

The Borough Council of Keansburg accepts with regret the resignations of:

Mrs. Carla Doherty, and

Mr. Ray Catena

From the Keansburg Planning Board of Adjustments.

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 #09- 194 Appointment to the Planning Board

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:

Andrew Henn

To the Planning Board of Adjustment
for the Borough of Keansburg
for an unexpired term commencing immediately
and expiring on June 30, 2010.

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Thomas Foley

To the Planning Board of Adjustment
for the Borough of Keansburg
for an unexpired term commencing immediately
and expiring on June 30, 2012.

Mr. Cusick asked for a roll call vote:

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

Councilman Boden arrived at this time.

RESOLUTION #09- 177 NJEIT Agreement

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE BOROUGH OF KEANSBURG AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL 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 2009A, to the Trust in an aggregate principal amount not to exceed \$845,000 (the "Trust Loan Bond") and General Obligation Bonds, Series 2009B,

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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 and the Loan Agreements; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of one or more of the Loans, the issuance of one or more of the Local Unit Bonds and the execution and delivery of one or more of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the Trust, the State, the Local Unit and the escrow agent named therein.

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

Section 1. The Trust Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Local Unit by either the Mayor or the Chief Financial Officer in substantially the forms attached hereto as Exhibits A, B and C, respectively, with such changes as the Mayor or the Chief Financial Officer (each an "Authorized Officer"), in their respective sole discretion, after consultation with counsel and any advisors to the Local Unit (collectively, the "Local Unit Consultants") and after further consultation with the Trust, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Local Unit Consultants, the "Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Local Unit Clerk is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Local Unit as determined hereunder and to affix the corporate seal of the Local Unit to such Financing Documents.

Section 2. The Authorized Officers of the Local Unit are hereby further severally authorized to (i) execute and deliver, and the Local Unit Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Local Unit to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Local Unit Clerk, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Meghan Bennett Clark, Esq., 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					✓	

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Mr. DePompa			✓			
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RESOLUTION #09- 191 NJEIT Detail Resolution

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT EXCEEDING \$3,125,000 GENERAL OBLIGATION BONDS, SERIES 2009, OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY, AND PROVIDING FOR THEIR SALE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY 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 construct 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 2009A, to the Trust in an aggregate principal amount not to exceed \$845,000 (the "Trust Loan Bond") and General Obligation Bonds, Series 2009B, 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 and the Loan Agreements; and

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.

NOW, THEREFORE, BE IT RESOLVED by a 2/3 vote of the full membership of the governing body of the Local Unit as follows:

Section 1. In accordance with N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law and N.J.S.A. 58:11B-9(a), the Local Unit hereby sells and awards its (a) Trust Loan Bond in an aggregate principal amount not to exceed \$845,000 to the Trust in accordance with the provisions hereof and (b) Fund Loan Bond in an aggregate principal amount not to exceed \$2,280,000 to the State in accordance with the provisions hereof. The Local Unit Bonds have been referred to and are described in bond ordinance #1493 of the Local Unit, entitled "BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 1441 ADOPTED ON JUNE 27, 2007, AS AMENDED BY BOND ORDINANCE NO. 1466 ADOPTED ON JUNE 11, 2008, FOR THE DESIGN, CONSTRUCTION AND INSTALLATION OF THE DESALINATION SYSTEM FOR THE WATER TREATMENT PLANT, IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY

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\$625,000 FOR A TOTAL APPROPRIATION OF \$3,125,000, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$625,000 FOR A TOTAL DEBT AUTHORIZATION OF \$3,125,000, AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, AUTHORIZED IN AND BY THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY" and was finally adopted by the Local Unit at a meeting duly called and held on November 12, 2009, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Local Unit (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the Trust Loan Bond and the Fund Loan Bond:

- (a) The aggregate principal amounts of the Trust Loan Bond and the Fund Loan Bond to be issued;
- (b) The maturity and annual principal installments of the Local Unit Bonds, which maturity shall not exceed 20 years;
- (c) The date of the Local Unit Bonds;
- (d) The interest rates of the Local Unit Bonds;
- (e) The purchase price for the Local Unit Bonds; and
- (f) The terms and conditions under which the Local Unit Bonds shall be subject to redemption prior to their stated maturities.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Local Unit Bonds by the parties authorized under Section 4(c) hereof.

Section 4. The Local Unit hereby determines that certain terms of the Local Unit Bonds shall be as follows:

- (a) The Trust Loan Bond shall be issued in a single denomination and shall be numbered 2009A-1. The Fund Loan Bond shall be issued in a single denomination and shall be numbered 2009B-2;
- (b) The Local Unit Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and
- (c) The Local Unit Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Local Unit Clerk.

Section 5. The Trust Loan Bond and the Fund Loan Bond shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

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Section 6. The law firm of Dilworth Paxson LLP is hereby authorized to arrange for the printing of the Local Unit Bonds, which law firm may authorize McCarter & English, LLP, bond counsel to the Trust and the State for the Program, to arrange for same. The Local Unit auditor is hereby authorized to prepare the financial information necessary in connection with the issuance of the Local Unit Bonds. The Mayor, the Chief Financial Officer and the Local Unit Clerk are hereby authorized to execute any certificates necessary or desirable in connection with the financial and other information.

Section 7. The terms of the Local Unit Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full membership of the governing body of the Local Unit.

Section 8. The Mayor and the Chief Financial Officer are hereby severally authorized to execute any certificates or documents necessary or desirable in connection with the sale of the Local Unit Bonds, and are further authorized to deliver same to the Trust and the State upon delivery of the Local Unit Bonds and the receipt of payment therefor in accordance with the Loan Agreements.

Section 9. This resolution shall take effect immediately.

Section 10. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Meghan Bennett Clark, Esq., 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			✓			

Council Discussion:

Open to the Public:

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

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

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Ellen Eichle

Resident of McGrath Tower, spoke about the pedestrian crossing at Main Street and inquired about blinking traffic lights

The Borough Council will confer with the Police Department on this matter.

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

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

Council Discussion:

Councilman Hoff thanked the Chief for the donation of a bus. Also thanked the Henn Family for their help with the Parade Fundraiser. Parade Committee meetings have started. Happy and safe holidays to all.

There was a discussion of the McGrath Tower crosswalks.

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

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

⤵ RECESS ⤴

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

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

At this time Steve Ussmann, Water Plant Superintendent reported on two water main breaks in the Borough.

Thomas Rospos, Birdsall Engineering, updated the Borough Council on this status of the pump stations at Raritan and Beaconlight Avenue.

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Ordinances:

Second Reading:

ORDINANCE #1492: Amend Fire Prevention Ordinance 2009

AN ORDINANCE AMENDING CHAPTER XIII, FIRE PREVENTION AND PROTECTION
AN ORDINANCE AMENDING CHAPTER XIII, FIRE PREVENTION AND PROTECTION

13-1.9 Additional Required Inspections and Fees

b. Type L Uses

1. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"
2. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"

c. Type M Uses

1. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"
2. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"
3. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"

d. Type N Uses

1. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"
2. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"
3. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"

e. Type O Uses

1. Replace the wording "BOCA Basic National Building Code," with "2009 International Property Maintenance Code"

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2. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”
3. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”

f. Type P Uses

1. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”
2. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”
3. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”

g. Type Q Uses

1. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”
2. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”
3. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”
4. Replace the wording “BOCA Basic National Building Code,” with “2009 International Property Maintenance Code”

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:

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

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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			✓			

Mr. Cusick asked for a roll call vote:

	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 to go 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			✓			

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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				✓		