



## September 18, 2019 MEETING MINUTES

Ms. O’Brien 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.**

Ms. O’Brien asked all to rise and recite:

**Salute to the Flag**

Ms. O’Brien took:

**Roll Call**

<b>Ms. Ferraro</b>	<b>Mr. Tonne</b>	<b>Mr. Cocuzza</b>	<b>Mr. Foley</b>	<b>Mr. Hoff</b>
Excused	√	√	√	√

**Redevelopment Agency:**

**210 Main Street**

Gikky Sharma, owner of property located at 210 Main Street presented preliminary plans for this location. Currently the building is vacant, former Chinese Restaurant with two apartment units in the rear.

Wishes renovate the ground floor to conduct an Indian Food Restaurant and to remove the two units at the back of the property, building two one bedroom units as a second floor.

There was also discussion about parking needs.

**RESOLUTION # 19-122**                      Recommendation to the Planning Board – 210 Main Street

**Be It Resolved** by the Borough Council acting as the Redevelopment Agency endorses the application of Gikky Sharma for premises located at 210 Main Street to the Planning Board of Adjustment; and,

**Be It Further Resolved** that the Agency expresses no conditions on the application; and,

**Be It Further Resolved** that a copy of this resolution be forwarded to the Keansburg Planning Board of Adjustment.



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Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff		√	√			
Mr. Foley			√			
Mr. Cocuzza			√			

**Marina / Maplewood Project**

Joseph Cappadonna and Anthony Cappadonna gave a presentation for new construction at the Marina on Maplewood Avenue. They are in the preliminary stages of planning.

Looking for a possible addition to the existing Bayside Manor Facility, the construction of 24 to 48 Apartment / Townhomes.

NJ DEP regulations protect access to the waterway for the general public.

Number of housing units would dictate the number of new boat slips needed.

The Cappadonna’s are scheduled to meet with the NJ DEP in Trenton.

**RESOLUTION # 19-123**                      Recommendation to the Planning Board – Marina at Maplewood

**Be It Resolved** by the Borough Council acting as the Redevelopment Agency endorses the application of Joseph Cappadonna and Anthony Cappadonna for premises located at the Marina on Maplewood Ave to the Planning Board of Adjustment; and,

**Be It Further Resolved** that the Agency expresses no conditions on the application; and,

**Be It Further Resolved** that a copy of this resolution be forwarded to the Keansburg Planning Board of Adjustment.



## September 18, 2019 MEETING MINUTES

Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff		√	√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-124**                      Resolution of Support – Marina at Maplewood

**WHEREAS;** Mayor and Council have been made aware of RMC Development’s interest in developing the Waackaack Marina, located at the Waackaack Creek, more specifically known as Block 1, Lot 1; on the tax maps of the Borough of Keansburg, commonly known as the “Tradewinds Marina”; 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 it a proposed residential townhome complex, including residential dwelling units (2 bedroom units) and commercial / restaurant space, and a section of the site to include a pavilion with bathrooms for public use along a 300 foot length of the marina; 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 project at its completion would be eligible for a possible five year tax phase-in program; 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 RMC Development to the State of New Jersey to assist and to make possible the project as proposed; and



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**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 RMC 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).

Ms. O’Brien asked for a roll call vote to:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff		√	√			
Mr. Foley			√			
Mr. Cocuzza			√			

**Meeting Minutes:**

Meeting Minutes August 21, 2019

Ms. O’Brien asked for a roll call vote to accept the minutes and to place same on file:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			



## September 18, 2019 MEETING MINUTES

**Ordinances:**

**Withdrawal:**

**ORDINANCE #1644**

Zoning Code and Licensing: Medical Cannabis Establishments

**WITHDRAWN**

Ms. O’Brien asked for a roll call vote to withdraw Ordinance #1644:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff		√	√			
Mr. Foley			√			
Mr. Cocuzza			√			

**First Reading:**

**ORDINANCE #1645 BOND ORDINANCE: Real Property Revaluation**

AN ORDINANCE AUTHORIZING AN APPROPRIATION N.J.S. 40A:4-53 FOR PREPARATION AND EXECUTION OF A COMPLETE PROGRAM OF REVALUATION OF REAL PROPERTY FOR THE USE OF THE LOCAL ASSESSOR

BE IT ORDAINED BY THE COUNCIL OF THE BOROUGH OF KEANSBURG, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, that pursuant to N.J.S. 40A:4-53 (Ch. 48, P.L. 1956 as amended by Ch. 144, P.L. 1965 and Ch 38, P.L. 1969) the sum of \$250,000.00 is hereby appropriated for the Preparation and Execution of a Complete Program of Revaluation of Real Property for the use of local assessor and shall be deemed a special emergency appropriation as defined and provided for in N.J.S. 40A4-55.



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The authorization to finance the appropriation shall be provided for in succeeding annual budgets by the inclusion of at least 1/5 of the amount authorized pursuant to this act. (N.J.S. 40A:4-55).

Ms. O’Brien asked for a roll call vote to INTRODUCE the Ordinance #1645 and set for PUBLIC HEARING on October 16, 2019 at 7pm:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff		√	√			
Mr. Foley			√			
Mr. Cocuzza			√			

### Resolutions:

**RESOLUTION # 19-108**                      Payment of Bills (09.21.19)

**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.

Ms. O’Brien asked for a roll call vote:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			



## September 18, 2019 MEETING MINUTES

**RESOLUTION # 19-109** Authorize Window Contracts 2019  
RESOLUTION AUTHORIZING A "WINDOW" CONTRACTS 2018

Pursuant to N.J.S.A. 19:44A-20.4 et seq. (New Jersey local Unit Pay-To-Play laws), the Borough must award by resolution all goods and services contracts with a dollar amount between \$17,500 and \$39,999. These contracts are not bid, but vendors are still responsible to provide political contribution and company disclosure information in order to do business with the Borough.

WHEREAS, pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq., when the cost of goods and/or services that fall between \$17,500 and the bid threshold of \$40,000 in the aggregate, an approval by resolution must be in place; and

WHEREAS, the Borough of Keansburg retained the services of

1. American Water & Sewer
2. Core & Main LLP
3. Coyne Chemical & Environmental

WHEREAS, a request for quotes for the required work to be performed was requested from several contractors; and,

WHEREAS, the above mentioned vendors completed and submitted a Business Entity Disclosure Certification which certifies the business entity has not made any reportable contributions to a political or candidate committee in the Borough Keansburg in the previous one year, and that the contract will prohibit the above said vendors from making any reportable contributions through the term of the contract.

NOW THEREFORE, BE IT RESOLVED that the Council of the Borough of Keansburg authorized the Purchasing Agent on behalf of the Borough to issue and execute a Purchase Order for the foregoing to the above vendors with funds certified available by the Chief financial Officer; and

BE IT FURTHER RESOLVED that the CFO has been authorized to arrange to pay for the foregoing in accordance with the terms of the purchase order

### PAY TO PLAY VENDOR VALUE DETERMINATION

The anticipated value of the contract with:

4. American Water & Sewer
5. Core & Main LLP
6. Coyne Chemical & Environmental

for goods/services is expected or has exceeded \$17,500 during the life of the contract but expected to be less than the Local Public Bidding Threshold of \$40,000.



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Ms. O'Brien asked for a roll call vote:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

### RESOLUTION # 19-110

Resolution Accepting Audit CY2018

#### 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 **CY2018** 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





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**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.

Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-111**                      2019 Firework Permit – Keansburg Day

**BE IT RESOLVED** by the Mayor and Council of the Borough of Keansburg that the governing body does hereby approve the application for fireworks display as submitted by the Borough of Keansburg. for Keansburg Day Celebration to be held on:

**October 5, 2019**

**BE IT FURTHER RESOLVED** that the Bureau of Fire Safety has reported that the application has been properly completed and submitted to the Borough of Keansburg Fire Official; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the Bureau of Fire Safety.



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Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-112**                      Refund of Funds – Escrow Fund (Gallagher)

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

<b>Amount:</b>	\$1,079.40
<b>Reason:</b>	Release of Escrow Funds
<b>Reference:</b>	10-12 Forest Avenue

**Payable to:**                      Hugh Gallagher  
     PO Box 331  
     Navesink, NJ 07752

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



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Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-113**                      Refund of Funds – C.O Inspection Fund (C. O’Hare)

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

<b>Amount:</b>	\$120.00
<b>Reason:</b>	Release of Certificate of Occupation Funds
<b>Reference:</b>	5 Beachway Bldg. 2 Unit 8

**Payable to:** Carol O’Hare  
 12 Rutland Court  
 Red Bank, NJ 07701

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



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Ms. O'Brien asked for a roll call vote:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

### RESOLUTION # 19-114                      2019 Halloween Curfew

**Whereas**, Halloween will celebrated on Wednesday, October 31, 2019; and

**Whereas**, The Mayor and Council are concerned with the safety and well-being of our youth; and,

**Whereas**, it is in the best interests of the residents of the Borough of Keansburg that a curfew be imposed on October 30<sup>th</sup> and October 31<sup>st</sup> 2019; and,

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Keansburg that a curfew of 7 pm be imposed within the Borough of Keansburg for all youth under the age of eighteen years on Monday, October 30<sup>th</sup> and Tuesday, October 31<sup>st</sup>, 2019 and,

**BE IT FURTHER RESOLVED** that Trick or Treating is allowed only between the hours of 12 pm (noon) through 7pm on Thursday, October 31<sup>st</sup>.

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the Keansburg Police Department.

Ms. O'Brien asked for a roll call vote:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			



## September 18, 2019 MEETING MINUTES

**RESOLUTION # 19-115** Professional Services Agreement (Seabreeze Way)

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

T and M Associates

is hereby appointed as Borough Engineer for engineering services for

Engineering Services Proposals  
**Seabreeze Way – Water Main Replacement**

**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 for the proposal with T and M Associates **in the proposal amount of \$32,600.00**
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 proposal shall not exceed the amount appropriated by the Borough Council for these services.
5. The Chief Financial Officer certifies that funds are available for this purpose.

*Patrick DeBlasio*

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Patrick DeBlasio CFO

6. A copy of this Resolution as well as the executed proposal 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.



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Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-116** Professional Services Agreement (Well #5)

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

T and M Associates

is hereby appointed as Borough Engineer for engineering services for

Engineering Services Proposals  
**Well #5 – Additional Contract Administration  
 and Inspection**

**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 for the proposal with T and M Associates  
**in the proposal amount of \$15,000.00**
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 proposal shall not exceed the amount appropriated by the Borough Council for these services.
5. The Chief Financial Officer certifies that funds are available for this purpose.

*Patrick DeBlasio*

---

Patrick DeBlasio CFO

6. A copy of this Resolution as well as the executed proposal 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.

Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-117** Resolution In Lieu of Vender Signature Requirements

**PAYMENT OF CLAIMS, CLAIMANT’S SIGNATURE FOR PAYMENT**

WHEREAS, NJSA 40A:5-16 requires that the governing body of any local unit shall not pay out of its monies unless

(a) the person claiming or receiving payment first presents a detailed bill of items or demand, specifying particularly how the bill or demand is made up (the Invoice), with the certification of the party claiming payment that the bill or demand is correct (the Claimant Certification).

(b) the payment carries a written or electronic certification of some officer or duly designated employee of the local unit having knowledge of the facts that the goods have been received by, or the services rendered to, the local unit (certification of the user department).

WHEREAS, NJAC 5:30-9A.6 gives local units discretion to not require claimant certification by enacting a standard policy by resolution for vendors or claimants who do not provide such certification as part of its normal course of business; and

WHEREAS, generally, vendors do NOT provide such certification as part of the normal course of business which has created unnecessary confusion and delay in processing claims for payment; and

WHEREAS, the Claimant certification cannot be waived for reimbursement of employee expenses, or for services provided exclusively and entirely by an individual; and

WHEREAS, the Chief Financial Officer has communicated internal accounting controls as follows and has determined same to be sufficient to avoid errors and fraud in the processing of claims for payment



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- 1) No goods or services will be procured without a valid Purchase Order containing the signature of the Borough's Purchasing Agent.
- 2) Except for contract items approved by resolution of the Keansburg Borough Council, all procurement transactions must originate by way of a requisition in the Borough's Finance System. Requisitions will not be processed without a digital signature of the Department Head (or, in certain limited situations, a designee approved by the CFO)
- 3) In processing Purchase Orders from Requisitions, Purchasing staff review for
  - a. Department Head approval
  - b. Legal Compliance (Local Public Contracts Law)
  - c. Compliance with any relevant Borough policy
  - d. Reasonable business purpose
- 4) Questions regarding requisitions are reviewed with user departments. As necessary, certain issues are escalated to review by the Borough's Purchasing Agent.
- 5) Requisitions that exceed the Pay-to-Play threshold (\$17,500) or the bid threshold (currently \$40,000) are forwarded to the Borough's Purchasing Agent for processing.
- 6) Requisitions that exceed 15% of the bid threshold (currently \$6,000) require at least 2 quotes (3 quotes are preferred). Quotes obtained by user departments are attached to the requisition (digital/scanned copy). Purchasing staff review all quotes or solicit quotes if or when needed.
- 7) Properly completed requisitions are converted to Purchase Orders by Finance Office staff.
- 8) Department Heads are actively engaged in preparing and monitoring their annual budgets. Clerical assistance is available for most departments. Regular reviews are performed to assure that activity posted to the department's budget, such as Purchase Orders, is valid, proper and authorized by the Department Head.
- 9) Claims for payment are submitted to Finance Office by each department. Invoices are reviewed to verify that work was performed as authorized and that prices are consistent with original proposals.
- 10) Invoices attached to the Purchase Order are submitted to Finance Office for payment. A responsible person with direct knowledge that the work was performed or goods received signs the Purchase Order to authorize payment.
- 11) In processing Purchase Orders (and invoices) for payment, Finance Office staff review for
  - a. Certification by responsible person attesting that services were performed or goods delivered.





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- b. Verify that payment is applied to proper contract, if applicable
- c. Verify that the invoice does NOT pre-date the Purchase Order (Legal Compliance). (from item 1 above) No goods or services will be procured without a valid Purchase Order containing the signature of the Borough’s Purchasing Agent.
- d. Review for proper accounting treatment (proper budget account and proper budget year).
- e. Compliance with any relevant Borough of Keansburg policy
- f. Reasonable business purpose

12) Questions regarding Purchase Orders / Invoices are reviewed with user departments. As necessary, certain issues are escalated to review by the CFO.

13) In preparing the annual Borough Budget, the CFO reviews trends and query detail as considered necessary. All unusual items are researched.

Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-118**                      Authorize Participation in LESO 1033 Program

RESOLUTION AUTHORIZING THE BOROUGH OF KEANSBURG THROUGH THE KEANSBURG POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE KEANSBURG POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and



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WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, of the County of Monmouth that the Keansburg Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31 of the current calendar year from September 1, 2019 to December 31, 2019; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Keansburg Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include:

office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Keansburg Police Department, without restriction; and

NOW THEREFORE BE IT FURTHER RESOLVED that Keansburg Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes: [specifically list controlled property items authorized for acquisition, including quantity, e.g., (1) utility truck, (12) 5.56 millimeter rifles, or (1) MRAP, etc.]; and

BE IT FURTHER RESOLVED that the Keansburg Police Chief or his designee shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and



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BE IT FURTHER RESOLVED that the Keansburg Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from September 1, 2019 to December 31, 2019.

Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-119**                      Authorize Accepting CY2018 Annual Audit

**WITHDRAWN – DUPLICATE RESOLUTION**

**RESOLUTION # 19-120**                      Payment of Bills (09.21.19) 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.



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Ms. O’Brien asked for a roll call vote:

**Roll Call**

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-121** Authorize Non Fair and Open Contract – Phone System

### RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PHONE SYSTEM AND SERVICES FOR THE BOROUGH OF KEANSBURG

WHEREAS, the BOROUGH OF KEANSBURG has a need for a Phone System and Services as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

WHEREAS, the Mayor through the CFO has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is for three years; and

WHEREAS, BCN LLC has submitted a proposal indicating they will provide Phone System and Services for \$4,200.00 per year; and

WHEREAS, BCN LLC has completed and submitted a Business Entity Disclosure Certification which certifies that BCN LLC has not made any reportable contributions to a political or candidate committee in the Borough of Keansburg in the previous one year, and that the contract will prohibit the BCN LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the CFO has certified the availability of funds and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Keansburg authorizes the CFO to enter into a contract with BCN LLC as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.



## September 18, 2019 MEETING MINUTES

Ms. O’Brien asked for a roll call vote:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			

**RESOLUTION # 19-122** Recommendation to the Planning Board – 210 Main Street  
**ACTED UPON EARLIER IN THE MEETING**

**RESOLUTION # 19-123** Recommendation to the Planning Board – Marina at Maplewood  
**ACTED UPON EARLIER IN THE MEETING**

**RESOLUTION # 19-124** Resolution of Support – Marina at Maplewood  
**ACTED UPON EARLIER IN THE MEETING**

### Department Reports:

*James DellaPietro*

*Reported on preparations for the Halfway to St. Patrick’s Day Event.*

*Reported that a Volunteer Crew from Johnson & Johnson would be participating in a Beach Clean Up*

*Reported the use of 40 tons of top patch for street repair and that the Street Sweeper was “up and running”*

*Robert Yuro*

*Spoke about Bid Notices for Highland Blvd and Seabreeze Way projects.*

*Reported that the Laurel Avenue Bridge has been dismantled. Anticipated completion set for Memorial Day 2020.*

*Cliff Moore*

*Reported that only 13 units remain to be occupied at The Cove on Beachway and 3 of the 4 Penthouse units have been rented.*



## September 18, 2019 MEETING MINUTES

*Pier 260 is continuing progress and Dollar General is expected to open in October.*

*3 Folks, located at 319 Main is a hydroponic farm / indoor farming which will be a wholesaler business. Clarified that it is not a farmers market.*

*Councilman Tonne inquired if there was new information about Retail Space rentals at The Cove*

*Mr. Moore stated there is no new information at this time.*

*John Bennett*

*Reported that 2 property owners with adjacent property to 37 Bayview Avenue have agreed to split the property.*

*Councilman Hoff*

*Thanked the DPW and KPD, along with Deputy Mayor Foley in honoring Abigail Smith during the dedication service at Friendship Park.*

*Mayor Cocuzza*

*Announced that the Historical Society would be hosting a Spaghetti Dinner fundraising event.*

### Open to the Public:

Ms. O’Brien asked for a roll call vote to OPEN the Meeting to the Public:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff			√			
Mr. Foley		√	√			
Mr. Cocuzza			√			



## September 18, 2019 MEETING MINUTES

Richard Baudistel  
108 Frances Place

Inquired about his taxes on his property. Stated that his taxes doubled.

Informed by Mr. Bennett to speak with the Tax Assessor

Ms. O'Brien asked for a roll call vote to CLOSE the Meeting to the Public:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne			√			
Mr. Hoff		√	√			
Mr. Foley	√		√			
Mr. Cocuzza			√			

### Executive Session:

Ms. O'Brien asked for a roll call vote to CONVENE an EXECUTIVE SESSION:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√			√		
Mr. Foley			√			
Mr. Cocuzza			√			

### *Pending Litigation*

Ms. O'Brien asked for a roll call vote to RECONVENE the Meeting from EXECUTIVE SESSION:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne	√		√			
Mr. Hoff			√			
Mr. Foley			√			
Mr. Cocuzza		√	√			



## September 18, 2019 MEETING MINUTES

### Adjournment

Ms. O'Brien asked for a roll call vote to ADJOURN the Meeting:

### Roll Call

	Moved	Seconded	Ayes	Nays	Absent	Abstain
Ms. Ferraro					√	
Mr. Tonne		√	√			
Mr. Hoff	√		√			
Mr. Foley			√			
Mr. Cocuzza			√			



I, Jo-Ann O'Brien, Municipal 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

**September 18, 2019**

**Attest:**

**Jo-Ann O'Brien**  
*Deputy Municipal Clerk*  
*Borough of Keansburg*