



May 20, 2020 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.

THIS MEETING IS BEING CONDUCTED VIA CONFERENCE CALL AND IS OPEN TO THE PUBLIC VIA DIAL IN.

THE PUBLIC TELEPHONE NUMBER FOR THIS MEETING IS 978-699-0527

AT THIS TIME MEMBERS OF THE PUBLIC ARE MUTED – ALL MEMBERS OF THE PUBLIC WILL BE AFFORDED THE OPPORTUNITY TO SPEAK DURING THE COURSE OF THE MEETING.

SHOULD A MEMBER OF THE PUBLIC WHICH TO BE RECOGNIZED TO SPEAK WITH MAYOR AND COUNCIL, AT THE APPROPRIATE TIME YOU WILL BE ASKED TO HIT THE STAR KEY AND NUMBER 3 ON YOUR TELEPHONE.

THIS CONFERENCE CALL IS BEING RECORDED

M.s O’Brien asked all to recite:

Salute to the Flag

Ms. O’Brien took roll call:

Roll Call

Ms. Ferraro	Mr. Tonne	Mr. Hoff	Mr. Foley	Mr. Cocuzza
√	√	√	√	√

A moment of silence was observed:

In Memoriam:



Former Mayor Walter Farley

Councilman

1978 – 1982 and 1984-1988

Mayor

1980 -1982 and 1984 -1988





May 20, 2020 MEETING MINUTES

Ms. O’Brien read:

Municipal Election Results:

The official results of the May 12, 2020 Municipal Election are as follows:

George Hoff	663
Thomas Foley	661
Sean Tonne	615

Meeting Minutes:

Meeting Minutes April 22, 2020

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	√		√			

Ordinances:

Second Reading:

Ordinance #1653 – Index Rate CY2020

Ordinance to Exceed The Municipal Budget Appropriation Limits And to Establish A CAP Bank (N.J.S.A. 40A:4-45.14) - Calendar year 2020

CALENDAR YEAR 2020
MODEL ORDINANCE TO EXCEED THE
MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)



May 20, 2020 MEETING MINUTES

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

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

WHEREAS, the Mayor and Council of the Borough of Keansburg in the County of Monmouth finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$149,897.14 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

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

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Keansburg, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Keansburg shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$524,639.99, and that the CY 2020 municipal budget for the Borough of Keansburg be approved and adopted in accordance with this ordinance; and,

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

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

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



May 20, 2020 MEETING MINUTES

Ms. O'Brien asked for a roll call vote to OPEN the meeting to the Public for Ordinance 1653 and 1654:

Roll Call

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

Ms. O'Brien read the following: Ladies and Gentlemen at this time if any member of the PUBLIC would like to speak about Ordinances 1653 or 1654 please indicate so by pressing Star 3 on your telephone to be recognized

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

Ms. O'Brien asked for a roll call vote to CLOSE the meeting to the Public for Ordinance 1653 and 1654:

Roll Call

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

Ms. O'Brien asked for a roll call vote to ADOPT Ordinance #1653:

Roll Call

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



May 20, 2020 MEETING MINUTES

Ordinance #1654 – Bond Ordinance – Improvements to Seabreeze Way and Oakwood Place

BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, AND APPROPRIATING \$437,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$237,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, AND APPROPRIATING \$437,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$237,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF KEANSBURG, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Keansburg, in the County of Monmouth, New Jersey (the “Borough”). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$437,500, said sum being inclusive of all appropriations heretofore made therefor, including grant funds expected to be received from the New Jersey Department of Transportation (NJDOT) in the amount of \$200,000. No down payment is required or appropriated herein, in accordance with N.J.S.A. 40A:2-11c of the Local Bond Law.

Section 2. In order to finance the costs of said improvements or purposes not provided for by the application of a down payment, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$237,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the obligations are to be issued consist of various roadway improvements, including, but not limited to, improvements to Seabreeze Way and Oakwood Place, including road reconstruction, curb and sidewalk replacement and storm drainage repairs, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.



May 20, 2020 MEETING MINUTES

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$237,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$437,500, which is equal to the amount of the appropriation herein made therefor. The excess of the appropriation of \$437,500 over the estimated maximum amount of bonds or notes to be issued therefor being the grant funds in the amount of \$200,000 expected to be received from the NJDOT.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is ten (10) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such



May 20, 2020 MEETING MINUTES

Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$237,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$150,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.



May 20, 2020 MEETING MINUTES

Ms. O'Brien asked for a roll call vote to OPEN the meeting to the Public for Ordinance 1653 and 1654:

Roll Call

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

Ms. O'Brien read the following: Ladies and Gentlemen at this time if any member of the PUBLIC would like to speak about Ordinances 1653 or 1654 please indicate so by pressing Star 3 on your telephone to be recognized

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME

Ms. O'Brien asked for a roll call vote to CLOSE the meeting to the Public for Ordinance 1653 and 1654:

Roll Call

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

Ms. O'Brien asked for a roll call vote to ADOPT Ordinance #1654

Roll Call

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



May 20, 2020 MEETING MINUTES

First Reading:

Ordinance #1655 – Salary Ordinance Police Chiefs (June 2020 – December 2023)

AN ORDINANCE AMENDING ORDINANCE #1635 ESTABLISHING THE ANNUAL SALARIES FOR THE CHIEF AND DEPUTY CHIEF OF THE POLICE DEPARTMENT OF THE BOROUGH OF KEANSBURG

<i>Annual Base Salary</i>	<u>Deputy Police Chief</u>	<u>Police Chief</u>
June 1, 2020 to December 31, 2020	\$177,834.00	\$218,558.00
January 1, 2021 to December 31, 2021	181,390.68	222,929.16
January 1, 2022 to December 31, 2022	185,018.49	227,387.74
January 1, 2023 to December 31, 2023	188,718.86	231,927.01

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



May 20, 2020 MEETING MINUTES

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.

Ms. O'Brien asked for a roll call vote to INTRODUCE Ordinance #1655 and set for Public Hearing on June 17, 2020 at 7pm

Roll Call

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

Resolutions:

RESOLUTION # 20-042 Payment of Bills (May 20, 2020)

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:

Roll Call

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



May 20, 2020 MEETING MINUTES

RESOLUTION # 20-043 Adoption of Fair and Open 2020

RESOLUTION AUTHORIZING “FAIR AND OPEN PROCESS” UNDER N.J.S.A. 19:44A-20.1 ET. SEQ. AS THE METHOD THAT THE BOROUGH OF KEANSBURG WILL USE TO CONTRACT FOR ALL PROFESSIONAL SERVICES AND EXTRAORDINARY AND UNSPECIFIED SERVICES

WHEREAS, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the “State Pay to Play” law, enacted by the New Jersey State Legislature shall become effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., a public entity may not award contracts with a value in excess of \$17,500.00 to a business entity which has made reportable contributions in excess of \$300.00, in the aggregate, to the said public entity’s political parties or to any candidate’s committee of any person serving in an elective public office of said public entity when such contract was awarded, unless said business entity is awarded a contract under a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.7 “fair and open process” is defined to mean, at a minimum, that a contract be publicly advertised in newspapers or on the internet website maintained by a public entity in sufficient time to give notice in advance of the contract; be awarded under a process that provides for public solicitation of proposals or qualifications; be awarded and disclosed under criteria established in writing by the public entity prior to the solicitation of proposals or qualifications; and be publicly opened and announced when awarded. The decision of a public entity as to what constitutes a fair and open process shall be final; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.1 et seq. the Borough of Keansburg hereby adopts criteria establishing a “fair and open process” as set forth in Exhibit A attached hereto; and

WHEREAS, it is necessary for the Borough of Keansburg to engage the services for various legal, engineering and consulting professional services; and

WHEREAS, the Borough of Keansburg desires to contract for such professionals and services by a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Keansburg, County of Monmouth and State of New Jersey that it hereby adopts the “fair and open process” set forth in Exhibit A attached hereto as the method that the Borough of Keansburg will use to contract for all professional services and extraordinary and unspecified services (“EUS”) in excess of \$17,500.00 per year, including but not limited to the following services:

1. Bond Counsel
2. Borough Attorney - Non-Retainer Hourly Work
3. Borough Attorney – Special Counsel – *Foreclosure*
4. Borough Attorney – Special Counsel – *Labor*
5. Borough Attorney – Special Counsel – *Non-Retainer Hourly Work*
6. Borough Attorney – Special Counsel – *Redevelopment*
7. Borough Auditor
8. Borough Engineer



May 20, 2020 MEETING MINUTES

- 9. Municipal Prosecutors – Hourly Work (To Include Substitute Prosecutor)
- 10. Municipal Planner
- 11. Planning Board Attorney
- 12. Planning Board Engineer
- 13. Public Defender

BE IT FURTHER RESOLVED, that all contracts awarded for the above professional services shall be made in accordance with the Borough of Keansburg “Fair and Open Process” as set forth in Exhibit A attached hereto.

Ms. O’Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-044 Execution of Contract – Police Chief – 6/1/2020 to 12/31/2023

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 **June 1, 2020 through December 31, 2023**, 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.



May 20, 2020 MEETING MINUTES

O'Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-045 Execution of Contract – Deputy Police Chief – 6/1/2020 to 12/31/2023

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 **June 1, 2020 through December 31, 2023**, 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.

Ms. O'Brien asked for a roll call:

Roll Call

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



May 20, 2020 MEETING MINUTES

RESOLUTION # 20-046

AUTHORIZING USE OF STORM RECOVERY RESERVES PURSUANT TO N.J.S.A. 40A:4-62.1

RESOLUTION AUTHORIZING USE OF STORM RECOVERY RESERVES PURSUANT TO N.J.S.A. 40A:4-62.1

WHEREAS, an emergent condition developed throughout March of 2020, as a result of the spread of coronavirus (COVID-19) in the state of New Jersey; and

WHEREAS, on March 9,2020 Governor Phil Murphy issued Executive Order No.103 declaring a Public Health Emergency and State of Emergency throughout the state of New Jersey; and

WHEREAS, on March 16,2020 Governor Phil Murphy issued Executive Order No. 104 imposing numerous restrictions throughout the State pursuant to the prior declaration of a state of emergency; and

WHEREAS, N.J.S.A 40A:4-62.1 permits the Borough to authorize the use of funds in its storm recovery reserve for any purpose necessary to protect the safety, security, health, and welfare, of its citizens from the damage cause by the declared emergency.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Keansburg that the use of funds in the Borough’s storm recovery reserve is hereby authorized for any purpose necessary to protect the safety, security, health and welfare, of Borough citizens from the damage caused by the declared emergency.

BE IT FURTHTER RESOLVED that pursuant to N.J.S.A 40A;4-62.1, any reimbursement of these expenditures shall be deposited back in the reserve.

BE IT FURTHER RESOLVED that the Mayor and Appropriate Borough Officials are hereby authorized to undertake such acts as are reasonable and necessary to accomplish the purposes of this Resolution.

Ms. O’Brien asked for a roll call:

Roll Call

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



May 20, 2020 MEETING MINUTES

RESOLUTION # 20-047

Authorize Appointment of Deputy OEM Coordinator (unexpired term)

BE IT RESOLVED by the Mayor and Council of the Borough of Keansburg, County of Monmouth, State of New Jersey that the position of Deputy Emergency Management Coordinator be filled by

Christopher Hoff

As Office of Emergency Management Deputy Coordinator, effective immediately; and for the unexpired term ending December 31, 2020

Ms. O’Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-048

Establish Maintenance Bond – Beachway Urban Renewal LLC (Cove on the Bay)

**AUTHORIZING THE RELEASE OF PERFORMANCE BOND
AND CASH GUARANTEE to Beachway Urban Renewal Association, LLC.**

WHEREAS, the Planning Board Engineer, Frances Mullan, T and M Associates has completed an inspection of the project located at Block 15 Lot 1 in the Borough of Keansburg and

WHEREAS, In accordance with the Municipal Land Use Law, that the Performance Bond be released to Beachway Urban Renewal Association, LLC d/b/s Cove on the Bay, 250-252 Beachway, Keansburg, NJ, with the following conditions:



May 20, 2020 MEETING MINUTES

1. Certification that all escrow fees have been paid and that there remains no monies due to the Borough of Keansburg.
2. Release the Performance Bond \$1,706,800.00 with cash portion guarantee amount \$189,644.50
3. Establish a Two-Year Maintenance Guarantee Bond in the amount of \$284,466.75 or establish a cash retainer of \$284,466.75.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Keansburg, in the County of Monmouth, State of New Jersey, that the release of the Performance Guarantee Bond and Cash Guarantee to Beachway Urban Renewal Association, LLC d/b/s Cove on the Bay, 250-252 Beachway, Keansburg, NJ is approved subject to the conditions as listed.

Ms. O’Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-049 Amendment to the CY2020 Temporary Budget

RESOLUTION #20- AUTHORIZING AMENDMENT TO THE 2020 TEMPORARY BUDGET

WHEREAS, The Revised Statutes of New Jersey 40A:4-20 provides for the adoption of emergency temporary appropriations in addition to temporary appropriations necessary for the period between the beginning of the current fiscal year and the date of the adoption of the Local Budget for the Year 2020;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Keansburg, that the following amendments to the temporary appropriations be made in the amounts and for the purposes herein set forth for the period between January 1st, 2020 and the adoption of the Local Budget for the Borough of Keansburg, County of Monmouth and State of New Jersey for the fiscal Year 2020:



May 20, 2020 MEETING MINUTES

Ms. O'Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-050 Authorize NJ DOT Grant Application – Maple Ave Roadway Improvements

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Maple Avenue Roadway Improvement project.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Keansburg formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2021 Maple Avenue Roadway Improvements-00108 to the New Jersey Department of Transportation on behalf of the Borough of Keansburg.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Keansburg and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

Ms. O'Brien asked for a roll call:

Roll Call

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



May 20, 2020 MEETING MINUTES

RESOLUTION # 20-051 Professional Services Agreement – Seabreeze Way Road Improvement

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 Roadway Reconstruction

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 \$41,500.00
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.

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:

Roll Call

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



May 20, 2020 MEETING MINUTES

RESOLUTION # 20-052 Professional Services Agreement – Oakwood Place Road Improvement

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

Oakwood Place Roadway Reconstruction

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 \$18,500.00
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.

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:

Roll Call

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

RESOLUTION # 20-053 Authorize Change Order – Seabreeze Way Water Main - Reduction

RESOLUTION AUTHORIZING A CHANGE ORDER DECREASING THE CONTRACT PRICE

WHEREAS, Jo-Med Contracting Corp, of Elizabeth, NJ for the Seabreeze Way Water Main Replacement project which was awarded by the Borough of Keansburg; and



May 20, 2020 MEETING MINUTES

WHEREAS, during the construction unanticipated conditions were identified and thereby requiring changes in the scope of the work which had been contemplated by the relevant bid specifications; and

WHEREAS, Jo-Med Contracting Corp submitted a proposed change order of the necessary changes in the scope of the project along with corresponding cost decreases, has resulted in a total proposed net cost included on the amount of decreased by \$23,389.47; and

WHEREAS, the Municipal Engineer recommends Council approval of the change order which would decrease the original contract price by \$23,389.47; and

WHEREAS, N.J.A.C. 5:30-11.3 provides the Municipality with authority by way of change order to approve additional work when the cost of such work is less than 20% of the original total bid amount; and

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

1. The change order for the Seabreeze Way Water Main Replacement project, which was awarded to Jo-Med Contracting Corp, of Elizabeth, NJ for a decrease of Twenty Three Thousand, Three Hundred Eighty-Nine dollars and Forty-Seven Cents (\$23,389.47) is hereby approved,

2. A certified copy of this resolution shall be forwarded to the Chief Financial Officer.

Ms. O’Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-054 Payment of Bills (May 20, 2020) #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



May 20, 2020 MEETING MINUTES

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:

Roll Call

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

RESOLUTION # 20-055 Authorize Execution Associated Humane Society Contract 2020

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Keansburg, does hereby authorize the Borough Manager and Municipal Clerk to execute the Associated Humane Society Contract/Agreement for CY2019 for the stated amount of \$36,671.20.

Ms. O’Brien asked for a roll call:

Roll Call

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

RESOLUTION # 20-056 Authorize Execution Monmouth County Municipal Coronavirus Relief Fund Program Reimbursement Agreement

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Keansburg, does hereby authorize the Borough Manager and Municipal Clerk to execute the Monmouth County Municipal Coronavirus Relief Fund Program Reimbursement Agreement.



May 20, 2020 MEETING MINUTES

Ms. O'Brien asked for a roll call:

Roll Call

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

PUBLIC HEARING – CY 2020 Municipal Budget

Copy of CY2020 Municipal Budget is available on the town website at www.keansburgnj.gov and at the Municipal Clerk's Office

Borough Council is scheduled for a Public Hearing on the CY2020 Municipal Budget. There was a brief discussion between Mayor and Council with CFO Patrick DeBlasio.

Ms. O'Brien asked for a roll call vote to OPEN the meeting to the Public for the CY2020 Municipal Budget:

Roll Call

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

Ms. O'Brien read the following: Ladies and Gentlemen at this time if any member of the PUBLIC would like to speak with Council about the CY2020 Municipal Budget please indicate so by pressing Star 3 on your telephone to be recognized

NO MEMBER OF THE PUBLIC SPOKE AT THIS TIME



May 20, 2020 MEETING MINUTES

Ms. O'Brien asked for a roll call vote to CLOSE the meeting to the Public for the CY2020 Municipal Budget:

Roll Call

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

Department Reports:

Steve Ussmann, Water Plant Superintendent, reported that the Borough is solely on our own well water as of May 1. This will continue to October 1. Clarifier covers are being installed at the Water Plant.

Cliff Moore, Economic Development Coordinator, reported that the signage at the old Chasers site will be removed. Gem's Bagels just completed a remodel. Bakery in 7-11 plaza has closed. Angry Tomatoes sub shop is scheduled for a final certificate of occupancy. Building at 53-55 Carr Avenue considering an Italian ice shop and professional space. A developer is investigating the Gallagher property on Shore Boulevard. The amusement park will be opening the pier, parking lot and food concessions this weekend. Monmouth County Chamber of Commerce may be offering free membership to smaller businesses. The article announcing Keansburg's selection as a most improved beachfront has prompted calls from two developers. He also received a call from a resident who was very pleased with the painting of the retaining wall at the water tower.

Robert Yuro, T & M Associates, Borough Engineer reported that the Raritan Avenue parking lot and Highland Boulevard reconstruction projects are completed. The contractor is working on several punch list items. Survey work has started on Seabreeze Way. Construction should begin in the Fall.



May 20, 2020 MEETING MINUTES

Open to the Public:

Ms. O’Brien asked for a roll call vote to OPEN the meeting to the Public for the CY2020 Municipal Budget:

Roll Call

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

Ms. O’Brien read the following: Ladies and Gentlemen at this time if any member of the PUBLIC would like to speak with the Mayor and Council please indicate so by pressing Star 3 on your telephone to be recognized

Ana Dowling,
65 Birchwood Avenue

Congratulated the Borough on its selection as a most improved beachfront. There is a concern about aggressive dogs in her neighborhood. The Borough Manager will be following up with her to address this situation.

Ms. O’Brien asked for a roll call vote to CLOSE the meeting to the Public for the CY2020 Municipal Budget:

Roll Call

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



May 20, 2020 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 via Conference Call held on **May 20, 2020**

Attest:

Jo-Ann O’Brien
Deputy Municipal Clerk
Borough of Keansburg