

Mayor Kilpatrick opened the Council Meeting at 7:01 PM followed by a short prayer and salute to the flag. This meeting was held hybrid.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this November 13, 2023 Council Meeting had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune and the Star Ledger, notifying the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Balka, Conti (via electronic communications), Novak, Onuoha (via electronic communications), Roberts, Zebrowski

Absent: None

Others Present: Mayor Victoria Kilpatrick
Glenn Skarzynski, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Sal J. Alfieri, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer
Nicole Waranowicz, Assistant Municipal Clerk

Others Absent: None

- **APPROVAL OF PRIOR MINUTES OF THE MAYOR AND COUNCIL:**

Councilman Onuoha moved the following minutes be approved, subject to correction if necessary:

☞ October 23, 2023 - Regular & Agenda Sessions

Seconded by Councilwoman Novak.

Roll Call: Councilpersons Onuoha, Balka, Conti, Novak, Roberts, Zebrowski, all Ayes.

- **PROCLAMATION & PRESENTATIONS**

- **Community Garden Presentation**

Mr. Anton New spoke about the operations and mission of the Community Garden.

Ms. Cassandra commented on the moving of the community garden.

Business Administrator Skarzynski responded that it is located on Blue Acres property and the goal is to find a site on Green Acres property.

Ms. Cassandra commented on the Community Garden and what it means to them.

- **EXECUTIVE SESSION**

Borough Clerk Morelos read the following Executive Session Resolution into record.

RESOLUTION FOR CLOSED SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances, and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, as follows:

1. The public portion of this meeting is hereby adjourned in order that the Governing Body may meet in a closed, private session for approximately 5-10 minutes to discuss the following matters:

- Personnel

2. Following the conclusion of said closed session, the Governing body shall reconvene the open portion of this meeting to consider any other matters which may be properly brought before it at this time.

3. The nature and content of discussion which occurs during closed session shall be made public at the time the need for non-disclosure no longer exists.

NOW, THEREFORE BE IT RESOLVED that the public be excluded and this resolution shall take effect immediately.

/s/ Mary J. Novak, Councilwoman

APPROVED:

/s/ Victoria Kilpatrick, Mayor

Councilwoman Novak moved the Executive Session Resolution be adopted on Roll Call Vote. Motion seconded by Councilwoman Roberts.

Roll Call: Councilpersons Novak, Balka, Onuoha, Roberts, Zebrowski, all Ayes.

Time: 7:33 PM

Reconvene:

Councilwoman Novak made a **motion to reconvene**. Motion was seconded by Councilwoman Roberts.

Roll Call: Councilpersons Novak, Balka, Onuoha, Roberts, Zebrowski, all Ayes.

Time: 7:37 PM

Mayor called Planning Board Member Anthony Sposato to speak about their last meeting.

Mr. Sposato offered recommendations on behalf of the Planning Board on the proposed bus complex. He gave a procedural history on the project. He stated the recommendation is that the Department of Education rescind its approval of the project. Mr. Sposato requested that the Borough rescind approval of this location and to return to the table together to find another location.

Comments by Mayor Kilpatrick

- **OLD BUSINESS:**

a) Public Hearing on the following Ordinances:
Borough Clerk Morelos read the heading for the following ordinances listed for Public Hearing:

Public Hearing on Ordinance #37-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #37-23.

Those commenting were:

- Resident

He questioned if the tennis courts would be transferred to pickleball courts. Councilwoman Novak responded that they were just adding pickleball to the ordinance.

Councilwoman Roberts stated that new pickleball courts were installed.
No further comments.

Councilwoman Novak moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all ayes.

ORDINANCE #37-23
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XVII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 17-3 “Public Use of Tennis Courts at Kennedy Park”

WHEREAS, the Borough previously established Section 17-3, “Public Use of Tennis Courts at Kennedy Park”, which provides, among other things, rules and regulations for the use of Borough tennis courts at Kennedy Park; and,

WHEREAS, the Borough has recently begun the process of constructing pickleball courts at Kennedy Park and, as a result, the Borough desires to amend Section 17-3, “Public Use of Tennis Courts at Kennedy Park”, to specifically include pickleball courts and provide regulations related thereto; and,

WHEREAS, all additions are shown in ***bold italics with underlines***. The deletions are shown as ~~*strikeovers in italics*~~. Those sections of Section 2-51 that will remain unchanged are shown in normal type.

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows and shall be added and/or amended to reflect said changes:

SECTION ONE. Section 17-3, “Public Use of Tennis Courts at Kennedy Park”, shall be amended as follows:

17-3 PUBLIC USE OF MUNICIPAL TENNIS AND PICKLEBALL COURTS AT KENNEDY PARK.

- a. **Hours.** The tennis courts at Kennedy Park will be open from 8:00 a.m. to 11:00 p.m. March 1st through December 1st. December 1st through March 1st the tennis courts will be open 8:00 a.m. until Dusk as conditions permit. ***The pickleball courts will be open from 8:00am to sunset year-round as conditions permit.*** The Recreation Department has the authority to start the season early or extend the season based on conditions forecasted.
- b. **Playing Time.** All courts, whether being used for singles play or doubles play, are subject to one and one-half (1½) hours playing time when players are waiting to use courts. Players waiting for playing time should not enter the tennis ***or pickleball*** playing area beforehand. All spectators are requested to remain outside of the playing area. Players with young children are requested to have them sit on benches inside and remain quiet.
- c. **Food and Drink.** No cans, bottles, or any other disposable containers will be permitted inside the tennis court ***or pickleball court*** area. No alcoholic beverages will be permitted in the park. Personal thermos bottles, and/or picnic jugs, and the like will be permitted inside the court area. No food is to be taken inside the playing area.
- d. **Dress Code.** Shoes with heels of any kind will not be permitted. Players must wear shirts at all times as well as sneakers or rubber soled shoes. No persons will be permitted on the courts with bare feet.

- e. *Recreation Classes.* The recreation sponsored tennis ***and/or pickleball*** classes, tournaments, clinics and the like shall take priority over individual play. Supervisors of such special events will have appropriate I.D. to show, when requested and these type of recreation classes shall be scheduled and posted in advance.
- f. *Demeanor.* Most important in the spirit of good sportsmanship, all persons using the Borough-owned premises are required to conduct themselves at all times with regard for their fellow tennis ***and pickleball*** players in deportment, speech, attire and the like.
- g. *Private Instruction.* Private instruction or teaching classes are strictly prohibited at all times, unless a Sayreville Recreation use permit is obtained. All permits will take priority over current usage rules.

SECTION 2. Severability Clause.

If any article, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 3. Repealer.

All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions are hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

This Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCED/APPROVED ON FIRST READING

DATED: October 23, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Mary J. Novak, Councilwoman
(Recreation Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: November 13, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Mary J. Novak, Councilwoman
(Recreation Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 13th DAY OF November, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

NEW BUSINESS:

a) Introduction of the following ordinances:

ORDINANCE #38-23

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER II OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 2-51 "SAYREVILLE ECONOMIC
AND REDEVELOPMENT AGENCY"**

(Admin. & Finance Committee - Co. Balka - Public Hearing 11-27-23)

Mayor stated the way the ordinance is written it talks about the Mayor's appointment but is a matter of terms. She stated there are no hold over positions in the Redevelopment Agency and requested the attorney to look into it. Further discussion ensued.

Councilman Balka moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for November 27, 2023. Motion was seconded by Councilwoman Novak.

Roll Call: Councilpersons Balka, Conti, Novak, Onuoha, Roberts, Zebrowski, all Ayes. Carried.

ORDINANCE #39-23

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 12-1.3(G) "Electrical Subcode Fees"**

(Planning & Zoning Committee - Co. Onuoha - Public Hearing 11-27-23)

Councilman Onuoha moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for November 27, 2023. Motion was seconded by Councilwoman Novak.

Roll Call: Councilpersons Onuoha, Balka, Conti, Novak, Roberts, Zebrowski, all Ayes. Carried.

ORDINANCE #40-23

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN BOROUGH
OFFICIALS, OFFICERS AND EMPLOYEES FOR THE
YEARS 2023, 2024, 2025, 2026, 2027**

(Admin. & Finance Committee - Co. Balka - Public Hearing 11-27-23)

Councilman Balka moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for November 27, 2023. Motion was seconded by Councilwoman Novak.

Roll Call: Councilpersons Balka, Conti, Novak, Onuoha, Roberts, Zebrowski, all Ayes. Carried.

• **CONSENT AGENDA RESOLUTIONS**

Mayor Kilpatrick opened the meeting for any questions or comments on Consent Agenda Resolutions.

Those commenting were:

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned the bills for Phoenix Advisors.

CFO Biancamano responded that it was for the analysis for the Trammell Crow Pilot and charged to the escrow fund. She stated the other bills has to do with the filling of the Borough's financial documents.

Mr. Robison questioned the JCP&L bills and if it included street lighting.

CFO Biancamano responded about \$32,000 for street lighting.

Business Administrator Skarzynski gave an update on the street lighting.

No further comments.

Councilwoman Novak made a motion to close the Public Portion and adopt the Consent Agenda Resolutions. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Novak, Balka (abstained on Resolution #2023-295), Conti, Onuoha, Roberts, Zebrowski, all Ayes.

RESOLUTION #2023-287

WHEREAS, all bills submitted to the Borough of Sayreville covering services, work, labor and material furnished the Borough of Sayreville have been duly audited by the appropriate committee;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that all bills properly verified according to law and properly audited by the appropriate committees be and the same are hereby ordered to be paid by the appropriate Borough officials.

/s/ Victoria Kilpatrick, Mayor

/s/ Daniel Balka, Councilman

/s/ Christian Onuoha, Councilman

/s/ Vincent Conti, Councilman

/s/ Donna Roberts, Councilwoman

/s/ Mary J. Novak, Councilwoman

/s/ John Zebrowski, Councilman

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Salvatore J. Alfieri, Borough Attorney

Bill list of November 13, 2023 in the amount of \$11,342,588.98 in a separate Bill List File for 2023 (See Appendix Bill List 2023-A for this date).

RESOLUTION #2023-288

Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle October 2020-June 2025
FORM 1B

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sayreville, County of Middlesex, State of New Jersey hereby recognizes the following:

- 1. The Borough Council does hereby authorize submission of a strategic plan for the Sayreville Municipal Alliance grant for fiscal year 2025 in the amount of:

GCADA Grant Fund	<u>\$18,183.00</u>
Cash Match	<u>\$4,545.75</u>
In-Kind	<u>\$13,637.25</u>

- 2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

/s/ Daniel Balka, Councilman
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST: **BOROUGH OF SAYREVILLE**
/s/ Jessica Morelos, RMC /s/ Victoria Kilpatrick, Mayor
Municipal Clerk Mayor

RESOLUTION #2023-289

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a non-fair and open contract to Wachs Utility Products of Lincoln, IL for the purchase of one (1) skid mounted valve and buffalo box vacuum in an amount not to exceed \$24,510.00.

/s/ John Zebrowski, Councilman
(Water & Sewer Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST: **BOROUGH OF SAYREVILLE**
/s/ Jessica Morelos, RMC /s/ Victoria Kilpatrick, Mayor
Municipal Clerk Mayor

RESOLUTION #2023-290

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 fiscal year ended December 31, 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6 and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; 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. 5:0-6.5, 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:

General 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 "General Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

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

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

WHEREAS, failure to comply with the promulgations 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, 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 Mayor and Borough Council of the Borough of Sayreville, 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.

/s/ Daniel Balka, Councilman
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-291

Corrective Action Plan for the 2022 Audit

WHEREAS, Local Finance Notice 97-16 requires the Chief Financial Officer, with assistance from other officials affected by the audit recommendations, to prepare and submit a Corrective Action Plan for approval by the governing body within 60 days from the date the audit is received by the governing body; and the 2022 audit was received October 17, 2023

BE IT RESOLVED, by the Borough Council of the Borough of Sayreville, County of Middlesex and State of New Jersey, that the following Corrective Action Plan, dated October 18, 2023 be approved, placed on file in the Clerk’s Office, and submitted by the Clerk to the Division of Local Government Services, Copies of the Resolution will be forwarded to the Borough Auditor and Chief Financial Officer for their records.

As required by Local Finance Notice 97-15,
Respectfully submitted by Denise Biancamano, Chief Financial Officer

Description: That the Recreation Department turn over all monies by January of the subsequent year.

Corrective Action: The CFO has spoken with the Recreation Director regarding this comment. The Recreation Director will be turning over all monies by January of the subsequent year.

Implementation: Immediately

Description: That the bank reconciliation page for the Municipal Court General Account be fully completed and balanced and all outstanding checks greater than one year be reviewed to determine whether they should be voided and reissued or written off.

Corrective Action: The Municipal Court has written off all outstanding checks greater than one year.

Implementation: Immediately

/s/ Daniel Balka, Councilman
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-292

REQUESTING PERMISSION FOR THE DEDICATION BY RIDER
FOR ACCUMULATED ABSENCES LIABILITY TRUST FUND

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, NJAC 5:30-15 provides for receipt of budget appropriations through annual adopted budgets to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from the Accumulated Absences Liability Trust are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Sayreville, County of Middlesex, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of Local Government Services to pay expenditures for the Accumulated Absence Liability Trust Fund in accordance with NJAC 5:30-15.
2. The Clerk of the Borough of Sayreville, County of Middlesex is hereby directed to forward two certified copies of this Resolution to the Director of Local Government Services.

/s/ Daniel Balka, Councilman
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-293

**ACCEPTING FINAL WORK
AND AUTHORIZING FINAL PAYMENT
UPON EXPIRATION OF STATUTORY PERIOD**

WHEREAS, the following named contractor has completed the following work as indicated on the project hereafter referred to, which work is apparently in accordance with the plans, specifications and contract documents:

- Project: 2021 Roadway Paving and Reconstruction – Phase I
- Contractor: S&G Paving, Inc.
224C Forsgate Drive
Jamesburg, NJ 08831
- Balance Due \$7,944.43

WHEREAS, the Borough Engineer has fully issued a certificate certifying to the completion of the work and recommending payment in accordance with the terms thereof; and

WHEREAS, the Standing Committee of the Governing Body under whose jurisdiction this work falls has likewise inspected said work and has determined that it has been completed in apparent conformity with the plans and specifications; and

WHEREAS, the Statutes of New Jersey pertaining to the enforcement of mechanic's and materialmen's liens on municipal projects provide that notice thereof may be filed at any time within 45 days of the final acceptance of said work;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the project described in the preamble hereof is hereby accepted and approved with the proviso that such action is not to be construed as a waiver of any violation of the terms of said plans, specifications and contract documents if such violation should later appear.

2. That the Borough Clerk is authorized to insert a brief notice in a daily newspaper circulating in Middlesex County once a week for two consecutive weeks giving public notice of the final acceptance of said work so that any potential lien claimants may have notice thereof.

3. That upon expiration of the 45 days from the date hereof, the proper municipal officials be and they are hereby authorized and directed to execute and deliver a check to the said contractor covering the amount due him, less any retained percentage authorized by the contract documents.

4. That should the contract under which this work has been done provide for the release of any retained percentage upon the filing of a maintenance bond, that said percentage shall be paid said contractor upon the filing of a one-year 15% Maintenance Bond in the amount of \$59,583.23 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-294

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2023 Budget Appropriations be and the same are hereby authorized to be made in the following manner to wit:

	<u>FROM</u>	<u>TO</u>
<u>CURRENT FUND</u>		
General Administration OE (3-01-20-100-123)		2,000.00
Municipal Clerk OE (3-01-20-120-126)		10,000.00
Tax Assessment S&W (3-01-20-150-012)		25,000.00
Planning Board S&W (3-01-21-180-017)		8,500.00
Planning Board OE (3-01-21-180-181)		43,000.00
Other Insurance Premiums (3-01-23-215-194)		25,000.00
Police OE		5,000.00

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(3-01-25-240-122)		
Uniform Fire Safety S&W (3-01-25-270-012)		25,000.00
Uniform Fire Safety OE (3-01-25-270-121)		2,000.00
Parks & Playground OE (3-01-28-375-228)		20,000.00
Sewage Treatment & Disposal S&W (3-01-31-455-012)		50,000.00
DCRP (3-01-36-476-348)		5,000.00
Audit (3-01-20-135-138)	22,000.00	
Tax Assessment OE (3-01-20-150-159)	25,000.00	
Tax Map Maintenance (3-01-20-150-999)	15,000.00	
Legal OE (3-01-20-155-169)	39,000.00	
Group Insurance (3-01-23-220-195)	39,500.00	
Crossing Guard S&W (3-01-25-255-013)	30,000.00	
Sewage Treatment & Disposal (3-01-31-455-239)	50,000.00	
	<u>220,500.00</u>	<u>220,500.00</u>

Water Operating

Interest on Bonds (3-05-55-600-103)		5,9000.00
Water OE (3-05-55-110-129)	5,900.00	

/s/ Daniel Balka, Councilman
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

**RESOLUTION #2023-295
AUTHORIZATION FOR THE BOROUGH OF SAYREVILLE TO
RATIFY A SETTLEMENT AGREEMENT**

WHEREAS, certain matters have arisen pertaining to C.B. employment with the Sayreville Public Library; and

WHEREAS, the Borough Council has been afforded an opportunity to review the Settlement Agreement; and

WHEREAS, the Sayreville Public Library, the Borough and C.B. have agreed to a Settlement Agreement; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, as follows:

1). The Borough hereby ratifies the Settlement Agreement dated October 2023; and

2). That this resolution shall take effect immediately.

/s/ Christian Onuoha, Councilman
(Admin. & Finance Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Salvatore J. Alfieri, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

• **CORRESPONDENCE:**

A. Minutes from Boards/Commissions:

1. Board of Health – October 5, 2023.

B. Notice of Public Hearing:

1. Notice of Virtual Public Hearing to be held before the BPU on November 14, 2023 at 4:30pm and 5:30pm for JCP&L's Review and Approval of Increases in and Other Adjustments to, its Rates and Charges for Electric Service and for Approval of Other Proposed Tariff Revisions.
2. Notice of Virtual Public Hearing to be held before the BPU on November 30, 2023 at 4:30pm and 5:30pm JCP&L's Review and Approval of the Net Deferred Costs Included in Its COVID-19 Regulator Asset and Establishment of a COVID-19 Recovery Charge "JCP&L Initial CRC Filing."

Councilwoman Novak made a motion to accept the correspondence. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all Ayes.

• **MAYOR & COUNCIL REPORTS**

➤ **ADMINISTRATIVE & FINANCE – Councilman Balka**

- 1) Commented on the Bond Sale.
- 2) Blue Acres question failed on the ballot.

Mayor stated that the Borough is unable to receive three appraisals to purchase open space. She suggested that they move forward with the two. No objections from the council.

➤ **PUBLIC SAFETY – Councilwoman Roberts**

- 1) Commented on the Municipal Court.
- 2) SERA could not hold their meeting in October due to no quorum.
- 3) Congratulated St. Stan's on their car show.
- 4) NJDEP was at Riverton.
- 5) Thanked all Veterans for their service.

➤ **PUBLIC WORKS – Councilman Conti**

- 1) Thanked the Parks Department for putting up the fence in Kennedy Park.
- 2) Commented on the Veterans Day Ceremony.

➤ **RECREATION – Councilwoman Novak**

- 1) Commented on the Veterans Day Ceremony.
- 2) December 3rd is the Parade of Lights.
- 3) December 7th is the Pearl Harbor Ceremony.

➤ **WATER & SEWER/ENVIRONMENTAL – Councilman Zebrowski**

- 1) Commented on the Trunk and Treat and the Senior Halloween Party.

➤ **PLANNING & ZONING – Council President Onuoha**

- 1) Thanked Mr. Sposato and the members of the Planning Board on the recommendation of the transportation complex.

➤ **MAYOR – Victoria Kilpatrick**

- 1) Commented on Middle School Veterans Day Celebration.

Mayor called the RWJ nurses to forward.

- RWJ Nurses

They stated they have been fighting for a fair contract for about 102 days. They are looking for change statewide regarding staffing and request the Borough to support Assembly Bill No. 4536/Senate Bill No. S304.

● **PUBLIC PORTION**

Those commenting were:

- John Magee, 161 Kendall Drive

Mr. Magee commented on the bus depot and the warehouses.

- Margaret Rocca, 154 Kendall Drive.

Ms. Rocca commented on the warehouses and the bus depot.

- Nicholas Manente, 101 Kendall Drive

Mr. Manente commented on the bus depot.

- Jim Robinson, 11 Borelle Square

Mr. Robinson commented on that Dupont property to be put in to open space. He commented on the bus depot.

- Evelyn Smith, 124 Kendall Drive

Ms. Smith questioned the change in zoning of the DuPont property.

Borough Attorney Alfieri responded that they are working on the ordinance.

Ms. Smith requested that it be done before the end of the year. She stated they will need more busses due to all the building in town.

- Jeff Smith, 185 Grove Street

Mr. Smith gave background on the bus depot and commented on the need for the Borough and Board of Ed to continue to work together.

- Anthony Sposato, 54 Washington Road

Mr. Sposato stated that they should still work together. He also stated the Planning Board reached out to Dr. Labbe to come before the board and he declined. Mr. Sposato stated they want to work together.

- Robert Mitchell, 89 Kendall Drive

Mr. Mitchell stated that procedure was not followed properly.

- Marc Turpin, 6 Parkway Place

Mr. Turpin questioned if there has been a solution for the Ernston Road/Parkway Place intersection.

Business Administrator Skarzynski responded they have met with the county as well as other departments and will have another meeting next week.

- Marie Gates, 38 Elm Terrace

Ms. Gates stated she called the county to request a light at the end of Pinetree and she was told that would never happen. She stated that people block the intersection all the time and it is dangerous.

- Kelly Wankmueller, 84 Pinetree Drive

Ms. Wankmueller stated her concerns are for the kids and requested the bus depot not be in their neighborhood.

- Mavis Hyacinth, 8 Quaid Street

Ms. Hyacinth commented on the geese poop in Kennedy Park and the fish hooks that are stuck in them.

- Unknown Name, 27 Buttonwood Drive

He questioned if the residents have the decision to keep that DuPont property as Open Space.

Councilwoman Novak responded that the zoning was never changed and was never designated as open space.

He commented on all the pollution the bus depot will bring.

- Kevin Dunshee, Asbury Park, NJ

Mr. Dungee stated that Solarlandscape will be applying to do several community solar projects in town. He spoke about what the project does for the town.

- Jim Robinson, 11 Borelle Square

Mr. Robinson stated in other towns when you file a Planning Board or Zoning Board application they have to fill out a political disclosure form. He stated that should be something that the Borough should adopt.

Mr. Robinson stated in the SERA ordinance in a part says Township instead of the Borough. He stated in 2-51.4 it says appointments to SERA shall be made in January.

Discussion ensued.

Borough Attorney Alfieri suggested that the ordinance be tabled to make some changes.

Councilwoman Novak made a motion to table Ordinance #38-23. Seconded by Councilman Balka.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all Ayes.

- Bob Egan, 43 Elizabeth Street

Mr. Egan stated that Middlesex County and Somerset County are combining to purchase property then maybe Sayreville can pressure them to purchase

property here for open space. He questioned if Elizabeth Street is getting curbs and sidewalks.

Borough Engineer Cornell responded they are getting curbs and if there is sidewalk there then that will be replaced.

- Evelyn Smith, 124 Kendall Drive

Ms. Smith stated one of the problems with the geese is that they are getting fed and requested signage be put up that state "Do not feed the geese." She questioned if there is signed agreement with the Board of Education for the DuPont property.

Borough Attorney Alfieri responded there is a signed Memorandum of Understanding.

- Bob Duffy, 111 Merritt Avenue

Mr. Duffy stated he thinks the problem is Dr. Labbe and questioned how he is hired.

Councilman Balka responded that the Board of Education hires him.

Mr. Duffy stated that they need more people like Anthony on all the boards. He requested an ordinance that property owners go before a board that their property isn't in violation.

- Bob Egan, 43 Elizabeth Street

Mr. Egan commented on a letter he received from CME about the roadway project.

Borough Engineer Cornell responded there will be curbing the entire length of the roadway, sidewalk will be replaced if it is in poor condition.

No further comments.

Councilwoman Novak made a motion to close the Public Portion. Seconded by Councilwoman Roberts.

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business Councilwoman Novak made a motion to adjourn. Seconded by Councilwoman Roberts.

Roll Call: Voice Vote, all Ayes.

Time 10:44 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____