

Combined Meeting of the Mayor and Borough Council held on Monday, January 13, 2014, in the Borough Hall, 167 Main Street, Sayreville, was called to order by Mayor Kennedy O'Brien 7:01 P.M. followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this meeting has been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and filing with her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Eicher, McGill,
Melendez, Novak. Rittenhouse

Absent: None

Others Present: Kennedy O'Brien, Mayor
Daniel E. Frankel, Business Administrator
Theresa A. Farbaniec, Municipal Clerk
Wayne A. Kronowski, C.F.O./Treasurer
Jay Cornell, P.E., Borough Engineer
Michael DuPont, Esq., Borough Attorney

Others Absent: None

APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

Council President Novak made a motion to have the following minutes of the Mayor and Council approved, subject to correction if necessary.

- ☒ November 25, 2013 - Combined Meeting
- ☒ December 3, 2013 - Special Meeting
- ☒ December 16, 2013 - Combined Meeting & Executive Session

Motion Seconded by Councilman McGill.

PRESENTATIONS

-Certificates of Recognition presented by Councilwoman Eicher on behalf of the governing body to:

- ❖ **SAYREVILLE LEPRECHAUN MIDGET CHEERLEADING SQUAD
6TH PLACE 2013 NATIONAL CHEERLEADING COMPETITION**

- ❖ **MORGAN PARLIN PANTHER MIGHTY MITES CHEERLEADING SQUAD
3RD PLACE 2013 NATIONAL CHEERLEADING COMPETITION**

- Retirement Plaque presented by Councilman Melendez on behalf of the governing Body to:

- ❖ **SANTO TRIOLO - FOR HIS DEDICATED SERVICE RENDERED AS THE
DIRECTOR/MUNICIPAL DEPARTMENT HEAD OF THE WATER AND
SEWER DEPARTMENT OF THE BOROUGH OF SAYREVILLE FOR THE
YEARS 1992-2013**

- Mayor O'Brien called upon Teri Yetsko for a report on a presentation meeting she attended regarding the Planning and Design Implications of Flooding and Climate Change.

- ❖ **TERI YETSKO, ENVIRONMENTAL COMMISSION**

Mrs. Yetsko spoke about the report and presentation that she had attended on Dec. 19, 2013 prepared by Professor Anton Nelessen from the Bloustein School of Planning and public policy. This Report was entitled "PLANNING and Design Implications of Flooding and Climate Change on Sayreville and

the Raritan River Estuary”. She recommended the governing body schedule a time and place in order for the Professor and his group to present the options to the Governing body. Mayor O’Brien asked that she work with the Borough Clerk and schedule that date.

OLD BUSINESS

- a. Public Hearing on the following Ordinance(s): (None)

NEW BUSINESS:

- a. Borough Clerk Farbaniec reported having received a Notice from the CFO as to the Award of Notes to Amboy Bank in accordance with the Local Bond Law.

Councilman Buchanan made a motion to receive and file. Motion seconded by Council President Novak.

Roll Call: Voice Vote, all Ayes.

- b. Introduction of the following Ordinance(s):

(Amending the Do Not Knock Ordinance.)

ORDINANCE #243-14

AN ORDINANCE REPEALING ORDINANCE #242-13 ADOPTED ON DEC. 16, 2013 AND FURTHER AMENDING AND SUPPLEMENTING CHAPTER VIII – GENERAL LICENSING OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO SECTION 8-4 SOLICITORS AND CANVASSERS AND AMEND SECTION 8-4.6 UNLAWFUL TO SOLICIT; DO NOT KNOCK LIST – SIGNS POSTED.

(Co. Buchanan, Sponsor – Public Hearing January 27, 2014)

Councilman Buchanan moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be held on January 27, 2014. Motion Seconded by Councilwoman Novak.

Roll Call: Voice Vote, All Ayes. Carried.

CONSENT AGENDA/RESOLUTIONS

RESOLUTION #2014-23

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: Replacement of Floating Docks at Buchanan Waterfront Park
- Contractor: Bird Construction
105 Harbor Inn Road
Bayville, NJ 08723
- Balance Due: \$ 7,212.00

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 \$54,090.00 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-24

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, REJECTING
BURLEW MECHANICAL LLC'S BID FOR NOT PAYING
PREVAILING WAGES AS REQUIRED**

WHEREAS, the Borough of Sayreville accepted Bid Proposals for the Annual Maintenance and Repair of Borough HVAC Systems on December 3, 2013; and

WHEREAS, after all of the packages were reviewed it was found that the lowest bidder, Burlew Mechanical LLC is not paying the prevailing wages as required by the bid specifications and the Local Public Contract Law (LPCL); and

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED, that the bid received from Burlew Mechanical LLC for the Annual Maintenance and Repair of Borough HVAC is hereby rejected.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-25

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF
MIDDLESEX, STATE OF NEW JERSEY, AWARDING THE CONTRACT
FOR ANNUAL MAINTENANCE AND REPAIR OF BOROUGH
HVAC EQUIPMENT TO GRM FACILITIES MGMT., INC.**

WHEREAS, the Borough of Sayreville advertised for Bids to supply the Annual Maintenance and Repair of the Borough HVAC Equipment; and

WHEREAS, the Borough of Sayreville received competitive bids on December 3, 2013; and

WHEREAS, after reviewing the bids submitted, and rejecting the lowest bidder for non-compliance with bid specifications and LPCL;

BE IT AND IT IS HEREBY RESOLVED that the contract for the Annual Maintenance and Repair of Borough HVAC Equipment be awarded to GRM Facilities Mgmt., Inc. for their low bid price of \$27,276.00 subject to the waiver of minor irregularities.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-26

BE IT RESOLVED, that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for Pump Maintenance & Well Redevelopment Services (Water Department Maintenance Services) for a fee not to exceed \$1,500.00.

BE IT FURTHER RESOLVED that upon approval of said plans and specifications for the project the Borough Clerk is also herein authorized to advertise for the receipt of bids.

/s/ Ricci Melendez, Councilman
(Water & Sewer Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien, Mayor

RESOLUTION #2014-27

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, AUTHORIZING THE
MAYOR AND BOROUGH CLERK TO EXECUTE A LEASE
WITH CINGULAR WIRELESS PCS, LLC**

WHEREAS, the Governing Body of the Borough of Sayreville received a proposal from Cingular Wireless PCS, LLC by AT&T Mobility Corporation for the renewal of a Lease Agreement with the Borough of Sayreville for the premises known as Block 119, Lot 1, 13-15, Pulaski Avenue Water Tank; and

WHEREAS, the Governing Body of the Borough of Sayreville, after reviewing the proposal, have agreed that the Lease Renewal for an additional sixty (60) month term, (which term commenced on June 28, 2013) with an option for two (2) successive sixty (60) month extension terms is beneficial to the Borough of Sayreville

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials are authorized and directed to execute the Lease Agreement with Cingular Wireless PCS, LLC by AT&T Mobility Corporation.

/s/ Daniel Buchanan, Councilman
(Admin. & Executive Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-28

**AUTHORIZING A MODIFICATION OF MORTGAGE ON PROPERTY
LOCATED AT 133 MACARTHUR AVENUE, SAYREVILLE**

WHEREAS, the Borough of Sayreville (the "Borough") holds a mortgage given by Cecilia Toth on property located at 133 MacArthur Avenue, Sayreville; and

WHEREAS, the said mortgage was recorded on September 3, 2008 in the County of Middlesex, state of New Jersey, in Mortgage Book No. 13117 on Page 0731; and

WHEREAS, this mortgage, as modified was given by Cecilia Toth as security for a loan given by the Borough pursuant to the Sayreville community Development Block Grant (C.D.B.G) Program; and

WHEREAS, the subject property was damaged by Hurricane Sandy and subsequently approved for inclusion in the New Jersey Department of Environmental Protection Blue Acres Program; and

WHEREAS, the CDBG Coordinator has recommended the mortgage be modified to reflect a new principal sum owed to \$12,624.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville, that the mortgage covering property located at 133 MacArthur Avenue, Sayreville shall be discharged of record upon payment of the principal sum outstanding.

BE IT FURTHER RESOLVED that the proper Borough Officials are hereby authorized to execute a Mortgage Modification and the CDBG Coordinator is hereby directed to file the executed Modification of Mortgage with Middlesex County.

/s/ Daniel Buchanan, Councilman
(Admin. & Executive Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-29

**AUTHORIZING A DISCHARGE OF MORTGAGE ON PROPERTY KNOWN AS
133 MacARTHUR AVENUE, IN THE BOROUGH OF SAYREVILLE.**

WHEREAS, the Borough of Sayreville (the "Borough") holds a mortgage given by Cecelia Toth on property located at 133 MacArthur Avenue, Sayreville; and

WHEREAS, the said mortgage which was recorded on September 3, 2008 in the County of Middlesex, State of New Jersey in Mortgage Book No. 13117 on Page 0731; and was modified on January 13, 2013; and

WHEREAS, this mortgage, as modified was given by Cecilia Toth as security for a loan given by the Borough pursuant to the Sayreville Community Development Block Grant (C.D.B.G.) Program; and

WHEREAS, the subject property was damaged by Hurricane Sandy and Subsequently approved for inclusion in the New jersey Department of Environmental Protection Blue Acres Program; and

WHEREAS, the CDBG Coordinator has recommended that the mortgage be discharges of record upon payment of the principal sum due.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville, that the mortgage covering property identified as Block 169.05, Lot 5, located at 133 MacArthur Avenue, Sayreville shall be discharged of record.

BE IT FURTHER RESOLVED that the proper Borough Officials are hereby authorized to execute a Discharge of Mortgage and the CDBG Coordinator is hereby directed to file the executed Discharge of Mortgage with the Middlesex County Clerk.

/s/ Daniel Buchanan, Councilman
(Admin. & Executive Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-30

WHEREAS, on December 9, 2012 the Borough of Sayreville awarded a contract for “Uniform Rental and Cleaning” to American Wear, Inc., 261 N. 18th Street, East Orange, NJ 07017; and

WHEREAS, the Borough of Sayreville is desirous of exercising its right to renew the contract for a two-year period at no additional increase in price contained therein; and

WHEREAS, American Wear, Inc., has indicated their interest in extending the terms of the aforesaid contract for one additional two (2) year term;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the terms and conditions of the current contract with the above-captioned supplier for “Uniform Rental and Cleaning” is hereby renewed for one additional two (2) year term at no additional increase in price.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-31

BE IT RESOLVED that the following are hereby provisionally appointed to the following pending NJCSC Promotional Procedures:

NAME OF APPOINTEES:	Scott Betzler
POSITION:	Truck Driver-Heavy
DEPARTMENT:	Public Works
EFFECTIVE:	Oct. 9, 2013

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department Civil Service Commission.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien, Mayor

RESOLUTION #2014-32

BE IT RESOLVED that the following are hereby provisionally appointed to the following pending NJCSC Procedures:

NAME OF APPOINTEES: Ronald Connors
POSITION: Truck Driver - Heavy
DEPARTMENT: Public Works
EFFECTIVE: January 14, 2014

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department Civil Service Commission.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien, Mayor

RESOLUTION #2014-33

BE IT RESOLVED that the following are hereby provisionally appointed to the following pending NJCSC Promotional Procedures:

NAME OF APPOINTEES: Charles Wojtaszek
POSITION: Equipment Operator
DEPARTMENT: Public Works
EFFECTIVE: January 14, 2014

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department Civil Service Commission.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien, Mayor

RESOLUTION #2014-34

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/ Kennedy O'Brien
Mayor

<u>/s/ Daniel Buchanan</u> Councilman	<u>/s/ Ricci Melendez</u> Councilman
<u>/s/ Lisa Eicher</u> Councilwoman	<u>/s/ Mary J. Novak</u> Councilwoman
<u>/s/ David McGill</u> Councilman	<u>/s/ Arthur Rittenhouse</u> Councilman

Bill list of January 13, 2014, in the amount of **\$ 7,588,408.05**
(Bill List – See Appendix 2013-A for this date, in a separate Bill List File for 2014).

RESOLUTION2014-35

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2013 Budget Appropriation Reserves 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>		
Group Insurance Plan (1220-205-2-8020)	\$ 15,000	\$
Buildings and Grounds (1310-150-2-		5,000
Fuels & Lubes for Municipal Vehicles (1460-415-2-9170)		10,000
	<u>\$ 15,000</u>	<u>\$ 15,000</u>

/s/ Daniel Buchanan, Councilman
(Admin. & Executive Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTIONS TO BE READ IN FULL & VOTED ON: - none

Business Session Agenda – January 13, 2014

COMMUNICATIONS & COMMITTEE REPORTS

• **ADMINISTRATIVE & FINANCE – Councilwoman Buchanan**

a) **Minutes & Departmental Reports: None**

- Councilman Buchanan moved the following Minutes and or Reports be Received & Filed:

- 1) Board of Education Minutes – December 3, 2013

Motion seconded by Councilwoman Novak.

b) Received the following **application(s) for Bingo/Raffle Licenses:**

- 1) Sayreville Middle School PTO to conduct an On Premise Draw Tricky Tray and an On Premise 50/50 at 800 Washington Rd. on March 14, 2014. RA:1846 & RA:1847.
- 2) Faith and Trade (FAT) Helping Hands, Inc. to conduct an Off Premise 50/50 on April 15, 2014 (RA:1848).

- Approved.

c) Received Tax Clearance in Nov. 2013 and Special Ruling from the Division of Alcoholic Beverage Control to permit the renewal of PRCL #1219-33-028-008, Victory Entertainment, Inc. (Pocket License) for the 2012/2013 and License Term, with conditions.

- Approved / Clerk to Prepare Resolution.

d) Committee Report –

1) Request for authorization for Borough Attorney to prepare Ordinances updating the Council's Rules of Order and the Municipal Code as it applies to the dates and times of Council and Agenda meetings.

2) Stated that he spoke with the Borough Clerk regarding the Dwarkadhih Temple's events and she has indicated that they have been informed that they need to apply and as of yet has no application has been received. He said that once the application has been received that we notify the Emergency Squad and the Knights of Columbus as well as the Board of Education. Mayor asked the Business Admin. to reach out to the Police Dept. Liaison to reach out to the Temple.

- **PLANNING & ZONING – Councilman McGill**

a) **Minutes & Departmental Reports:**

Councilman McGill moved the following Minutes/Reports be Received & Filed:

1) Planning Board Minutes of December 4, 2013.

Seconded by Council President Novak.

b) Received Resolution adopted on Jan. 8, 2014 by the Planning Board referring the Crossman Industrial Development pro-rata share cost of Off-Tract Improvement back to the Mayor and Council for adoption. (discuss with Engineer & Attorney)

The Borough Engineer explained that this was a matter that was first discussed by the Council back in November. The Planning Board granted approval for the Crossman Industrial Tract and as part of that approval there was discussion of Lakeview Drive Extension. There was a recommendation that a Fair Share Ordinance be adopted. That was forwarded to the Council and was referred to the Borough Attorney to prepare the appropriate Resolution but there was an objection that was raised by the developers attorney. Since that time the Planning Board and it's Legal Counsel they have adopted an Amending Resolution and that is what is on your agenda this evening. So based upon that Amending Resolution if you want to move forward you should refer it to the Borough Attorney to have the appropriate Resolution prepared that recommends the off-tract improvement.

- Borough Attorney to prepare the appropriate Resolution.

c) **Public Notices & Notices to the Borough of Sayreville as an Adjacent property Owner:**

1) County of Middlesex - Notice of two Public Hearings:

One on Jan. 9th in the Middlesex County Board of Chosen Freeholders Meeting Room and the other on January 23rd in Perth Amboy Council Chambers to hear any and all persons regarding the proposed sale of roadway improvements along Maurer Rd. (CR-654) a public right of way in Perth Amboy to Buckeye Perth Amboy Terminal, LLC.

2) Application(s) before the Planning Board on Jan. 15th at 7:30 PM submitted by John Jarmolowski's for a minor subdivision approval and bulk variance to permit the construction of a single family residence, etc. on property known as 225 Tyler St.

3) On an application(s) before the Zoning Board of Adjustment on January 22, 2014 at 7:00 PM submitted Doreen Bergamo-Falcone for side and rear addition to existing home at 50 Merritt Ave. and the installation of wheelchair lift on front porch.

(1 - 3) - Receive & File.

d) Committee Report:

1) Reported that the Red Cross is low on blood and that he was working on scheduling the Red Cross Blood Mobile for a blood drive.

2) Commented on the volunteer work Teri Yetsko does and all of the other volunteers who do not get the proper recognition for all the meetings they attend, reports they file and seminars they attend. Thanks and congratulations to Teri Yetsko and all the other volunteers.

• **PUBLIC SAFETY – Councilman Rittenhouse**

a) **Minutes & Departmental Reports:**

Move the following Minutes/Reports be Received & Filed:

b) **APPLICATIONS FOR WRECKER LICENSE RENEWALS**

Received seven Light Duty Wrecker Applications plus two Heavy Duty Wrecker Applications for renewal for 2014.

(Pending inspection and insurance approvals)

- Approved pending proper inspections and insurance approvals/Authorization for Clerk to prepare Resolution).

c) Committee Reports-

1) Progress.

• **PUBLIC WORKS – Council President Novak**

a) **Minutes & Departmental Reports:**

Move the following Minutes/Reports be Received & Filed: (None)

b) Committee Reports:

1) Thanked the workers from the Dept. of Public Works for their dedicated service during the past snow and ice storms.

2) Questioned the status of the White Oaks Light.

Mr. DuPont responded that a letter was sent for appraisals on the properties and once the appraisals have been returned follow-up letters will go out to the property owners.

3) Questioned the complaints letters the council has been receiving regarding Red Zone violating the terms of their license.

Mayor stated that it will come about in June during renewal time.

Mr. DuPont stated that the Police Chief is keeping on top of the complaints and documenting them.

4) Questioned the article in the newspaper about the Temple making accusations that the Planning Board did not act properly on an application.

Mr. DuPont stated that there was a notice of default placed in the newspaper and it was his understanding that the reason there that there was no action was that they were before the wrong board. He sent a letter to their attorney advising them of that fact and that Mr. Hoebisch was to follow-up with another letter.

• **RECREATION – Councilwoman Eicher**

a) Minutes & Departmental Reports: (None)

b) Committee Reports:

1) Councilwoman Eicher updated everyone on the Recreation Programs.

2) Announced that the Friends of Tara and Jeff Schnitzer are sponsoring a Rock & Roll Reunion Benefit to help the family with expenses during Tara's fight with her serious illness on January 19, 2014 from 12 Noon-6PM at Bello's Pub on Washington Road.

3) Reported that she will be forwarding to Mr. DuPont a draft outline of an Ordinance that has been put together with the help of Dan and Jerry and the Recreation Advisory Board. The Ordinance focuses on funding, accountability and a procedure needed to be followed by the recognized recreation organizations in town. She is asking the attorney review it for content, legality then it will be presented to the full council.

4) Said she was made aware of a meeting between two recreation organizations trying to work out their differences and mentioned in the meeting was a claim that an organization is leasing their fields and making money during that process. She said that the fields belong to the Board of Ed and we lease them for a dollar in this 15 yr renewable lease and these fields are permitted out and should not be re-leased. Questioned what we could do legally to see if this claim is true.

- Discussion followed on the permit process.

Mayor advised that that this gets looked at moving forward to be sure this is not being done. And if someone was doing something like this in the past it will be looked at.

Councilwoman Eicher said that this is what the ordinance is for. So now they will have to provide their financials and their roosters going forward but was disheartening to hear this was being done.

- **WATER & SEWER/ENVIRONMENTAL – Councilman Melendez**

a) Minutes & Departmental Reports: (None)

b) Committee Reports-

1) Thanked the water department for their due diligence in repairing the water main breaks during the frigid weather.

- **MAYOR – Kennedy O'Brien**

APPOINTMENTS:

Board of Adjustment

John Corrigan to the 4 yr. member, replacing David Lewis.

Bill Henry – 2 Yr. Alt. #2.

Motion moved by Councilman Buchanan. Seconded by Councilman McGill.

Roll Call:

Ayes: Councilpersons Buchanan, Eicher, McGill, Melendez, Rittenhouse,

Nay: Councilwoman Novak

Carried.

Human Relations Commission

Juan Rodriguez – 3 yr. Member

Motion moved by Councilwoman Eicher. Seconded by Councilman Rittenhouse.

Roll Call: Councilpersons Buchanan, Eicher, McGill, Melendez, Novak, Rittenhouse.

Mayor asked the Clerk to get in touch with Jose Aponte or Peter Barone and ask that they provide a list of recommendations and forward applications.

Commission on Aging – Mayor asked John LaPatriella for a recommendation for the Non Voting Member.

Cultural Arts Council – 1 yr. terms

Madeline Suchowiecki Shirley Meirose

Hope Wolk Stella Stasiak

Jean Jurkiewicz Jacqueline Lakatos

Jean Kodada Harold Magee

Dorothy Magee Edna Pilch

Tom Fritzen

Councilwoman Novak moved the Mayor's appointments. Seconded by Councilman Buchanan.

Roll Call: Councilpersons Buchanan, Eicher, McGill, Melendez, Novak, Rittenhouse, all Ayes.

Library Board of Trustees

School Superintendent – Richard Nemchick

Councilwoman Novak moved the Mayor's appointment be approved on Roll Call Vote. Motion seconded by Councilman Buchanan.

Roll Call: Councilpersons Buchanan, Eicher, McGill, Melendez, Novak, Rittenhouse, all Ayes.

Shade Tree Commission (Mayoral Appointment)

Steve Schaffer 5 Yr. Member

Housing Authority

Beverly Rappleyea 5 yr. Member

Councilman Rittenhouse moved the Mayors appointment.
No second. Motion dies.

Borough Clerk Farbaniec announced that Governor Christie approved the appointment for Local Housing Authority by Department of Community Affairs Commissioner Richard E. Constable, III.

Borough of Sayreville State Appointee – Paula Duffy

• **BUSINESS ADMINISTRATOR – Daniel E. Frankel**

- **Admin. & Finance**

a) Review of RFP for Chief Information Officer as presented by Co. Melendez.

Discussion and request for other municipalities comparison.

Councilman Rittenhouse asked about a needs analysis.

Mayor asked Councilmen Rittenhouse and Melendez to work together and possible look for grants, etc. He continued to thank him for his expertise in this area.

- **Planning & Zoning**

a) Ordinance increasing the fees charged for Master Plan to \$125.00 and fees charged for Land Use Law Books to \$65.00

➤ Ordinance

- **Public Works**

- **Public Safety**

- **Recreation**

- **Water & Sewer**

a) Authorization to extend the contract for Water Department Chemical - Calgon for One (1) additional One (1) year term with no increase in price with Coyne Chemical.

➤ Resolution.

- **Personnel**

1) Request received from a Public Works employee to invoke his right under the Family Medical Leave Act for a period of up to 12 weeks for a family obligation relating to childbirth.

• **C.F.O.- Wayne Kronowski**

1) Bill List **Resolution**

2) Transfer **Resolution**

- 3) **Ordinance** to increase Appropriation CAP from 2.5% to 3.5%.
 - 4) Budget Update
Intro date would be March 10, 2014.
- **BOROUGH ENGINEER - Jay Cornell**
 1. Improvements to Taft Place / Sherwood Road / Cambridge Drive
Closeout of Contract and Change Order (Report Attached)
 - Resolution.
 2. War Memorial park Veterans Field Track Replacement
Closeout of Contract and Change Order (Report Attached).
 - Resolution.
 3. Purchasing of a Wildland Pumper Fire Apparatus
Receipt of bids (Report Attached)
 - Resolution.
 4. Improvements to Stevens Avenue
Closeout of Contract (Verbal Report)
 - Resolution.
 5. Army Corp. Arsenal Project Report and public meeting tomorrow.
- Comments by the Mayor suggesting that governing body and anyone residing on the North side of Main Street attend this meeting tomorrow.
 - **BOROUGH ATTORNEY - Michael DuPont**
 - 1) Discussion on the Increase in membership of the Recreation Advisory Board.
- Mayor suggested the membership be increased to 40.
 - Ordinance.

PUBLIC PORTION

At this time the Mayor opened the meeting to the public for questions or comments on any and all subjects. Those appearing were:

- Barbara Kilcomons, 22 Schmitt Street
 - Commented on unnecessary spending.
 - Read an old article from newspaper regarding texting during open public meetings being a violation of the Open Public Meetings Act.
Mayor asked the attorney to review and to include it in the amendment in the code of conduct.
 - Complaints about snow plowing.
 - Complaint made about a garbage truck being towed by a front end loader.
 - Questioned why they were working on a Sunday to tow truck.
Mayor said that it would be looked into.
 - Felt that every group that is being supplemented by tax dollars should be audited.

Mayor asked the camera man to introduce himself and tell us why he was here tonight.

- Vito Miello, Sayreville High School Senior and is here to film the Council Meeting at the request of the Clerk and Business Administrator due to the fact that the borough's equipment was down.

Council President Novak made a motion to close the public Portion. Motion seconded by Councilman Buchanan.

Roll Call: Voice vote, all Ayes.

EXECUTIVE SESSION – None

Before closing Council President Novak announced that it is our Business Administrator, Dan Frankel's Birthday today and all wished him a Happy Birthday as they presented a cake.

No further business.

- **ADJOURNMENT**

No further business.

Councilwoman Novak made a motion to adjourn. Motion seconded by Councilman Henry.

Roll Call: Voice Vote, all Ayes.

Time: 8:21P.M.

SIGNED:

Theresa A. Farbaniec, Municipal Clerk

Date Approved