

Mayor Kilpatrick opened the Council Meeting at 7:02 PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this February 14, 2022 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 Conti, Dwumfour, Maher, Novak, Onuoha, Roberts

Absent: None

Others Present: Mayor Victoria Kilpatrick
Daniel E. Frankel, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Michael DuPont, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer
Nicole Waranowicz, Asst. Municipal Clerk

Others Absent: None

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

Councilwoman Maher moved the following minutes be approved, subject to correction if necessary:

☞ January 24, 2022 - Regular, Agenda & Executive Sessions

Seconded by Councilwoman Novak.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes.

- **PROCLAMATION & PRESENTATIONS:**

- **Certificate of Recognition – William Alfrey**

Remarks made by Mayor and Council.

- **EXECUTIVE SESSION - NONE**

- **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 #01-22.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #01-22.

There were no appearances.

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

Roll Call: Councilpersons Dwumfour, Conti, Maher, Novak, Onuoha, Roberts, all ayes.

FEBRUARY 14, 2022
REGULAR MEETING

ORDINANCE #01-22

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER III OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO ADD
SECTION 3-18 EMERGENCY STANDBY COMPENSATION**

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:

3-18. *Emergency Standby Compensation*

Any firefighter assigned to emergency standby duty will be compensated at the rate of Thirty-Five (\$35.00) Dollars per hour for such service.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter 3 – Fire Department**, of the Revised General Ordinances of the Borough of Sayreville, shall also be amended to reflect said change.

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed and this Ordinance shall take effect immediately upon final passage and publication in accordance with law.

INTRODUCED/APPROVED ON FIRST READING

DATED: January 24, 2022

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

/s/Eunice K. Dwumfour, Councilwoman
(Public Safety Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: February 14, 2022

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

/s/Eunice K. Dwumfour, Councilwoman
(Public Safety Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 14th DAY OF February, 2022.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

b) Appointments

Council President Maher made a motion to appoint McKenna, DuPont, Higgins & Stone at Borough Attorney. Seconded by Councilwoman Roberts.

**Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha**

Council President Maher made a motion to appoint McCarter & English as Bond Counsel. Seconded by Councilwoman Roberts.

**Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha**

Council President Maher made a motion to appoint NW Financial Group, LLC as Financial Advisor. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint PKF O'Connor Davies as Accounting Services. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint Francis Womack as Municipal Prosecutor. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint Roselli & Roselli, Esq. as Public Defender. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint James P. Nolan & Associates, LLP as Special Counsel – Tax Matters. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint Antonelli Kantor, PC as Special Counsel – ABC Matters. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint James P. Nolan & Associates, LLP as Special Counsel – Rent Leveling Board Matters. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint Weiner Law Group and Alternate McManimon, Scotland & Bauman, LLC as Special Counsel – Other Matters. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint McManimon, Scotland & Bauman, LLC and Alternate DeCotiis, FitzPatrick, Cole & Giblin as Litigation Counsel. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint Heyer, Gruel & Associates as Municipal Planner. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint DeCotiis, FitzPatrick, Cole & Giblin as Special Counsel – Water Matters. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint USA Architects as Architect. Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint the following:

BOARD OF ADJUSTMENT

4 Yr. Member Anthony Esposito
4 Yr. Member Phil Emma
2 Yr. Alt. I Anthony Bella
2 Yr. Alt. II Gary Lattanzi

Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Onuoha, Roberts.
Nays: Councilpersons Dwumfour

Council President Maher made a motion to appoint the following:

COMMISSION ON AGING

3 Yr. Member Kenneth Olchaskey
3 Yr. Non- Voting Member Patricia Dunn
3 Yr. Member Joan Lehocky

Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Dwumfour, Novak, Roberts.
Nays: Councilpersons Onuoha

Council President Maher made a motion to appoint the following:

RECREATION ADVISORY BOARD

3 Yr. Member Edward Grella
3 Yr. Member Edna Ochenga

Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

Council President Maher made a motion to appoint the following:

COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

3 Yr. Member Karen Bebert

Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.
Nays: Councilpersons Dwumfour, Onuoha

LIAISON TO BOARD OF ED

1 Yr. Member Robert Bouthillette

Seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.

Nays: Councilpersons Dwumfour, Onuoha

Mayor appointed the following:

LOCAL HISTORIAN

3 Yr. Frank Terzino

Mayor asked if there are if there was a motion.

Councilwoman Dwumfour moved the appointments. Seconded by Councilwoman Maher.

Roll Call: Councilpersons Dwumfour, Conti, Maher, Novak, Onuoha, Roberts, all ayes.

Mayor appointed the following:

SHADE TREE COMMISSION

5 Yr. Member Anne Marie Kolb

5 Yr. Alt. I Edward Grella

5 Yr. Alt. II Michael Colaci

• **NEW BUSINESS:**

a) Clerk Morelos reported having received the Supplemental Debt Statement as of February 14, 2022, from CFO Denise Biancamano.

Councilwoman Novak moved the Supplemental Debt Statement be received and filed. Seconded by Councilwoman Maher.

Roll Call: Councilpersons Novak, Conti, Dwumfour, Maher, Onuoha, Roberts, all Ayes.

b) Introduction of the following ordinances:

ORDINANCE # 02-22

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION
7-16.7 Schedule F "PERMIT ONLY PARKING STREETS
(Public Safety Committee - Co. Dwumfour - Public Hearing 2-28-22)**

Councilwoman Dwumfour moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for February 28, 2022. Motion was seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Dwumfour, Conti, Maher, Novak, Onuoha, Roberts.

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ORDINANCE # 03-22
**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 7-4.1 "TRUCKS OVER FOUR (4) TONS
EXCLUDED FROM CERTAIN STREETS
(Public Safety Committee – Co. Dwumfour – Public Hearing 2-28-22)**

Councilwoman Dwumfour moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for February 28, 2022. Motion was seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Dwumfour, Conti, Maher, Novak, Onuoha, Roberts.

ORDINANCE #04-22
**CALENDAR YEAR 2022
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)
(Admin. & Finance Committee – Co. Novak – Public Hearing 2-28-22)**

Councilwoman Novak moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for February 28, 2022. Motion was seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Novak, Conti, Dwumfour, Maher, Onuoha, Roberts.

BOND ORDINANCE #05-22
**BOND ORDINANCE PROVIDING FOR WELL MAINTENANCE
AND REDEVELOPMENT IN, BY AND FOR THE BOROUGH OF
SAYREVILLE, NEW JERSEY, APPROPRIATING \$650,000 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$650,000 BONDS OR NOTES OF
THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION
(Admin. & Finance Committee – Co. Novak – Public Hearing 2-28-22)**

Councilwoman Novak moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for February 28, 2022. Motion was seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Novak, Conti, Dwumfour, Maher, Onuoha, Roberts.

ORDINANCE #06-22
**AN ORDINANCE AMENDING CHAPTER XVII "PARKS AND
RECREATIONAL AREAS" OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF SAYREVILLE
(Sponsor – Co. Maher – Public Hearing 2-28-22)**

Councilwoman Maher moved the Ordinance be tabled. Motion was seconded by Councilwoman Roberts.

Roll Call: Ayes: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts.

CONSENT AGENDA RESOLUTIONS

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

Those appearing were:

- Taylor Bernosky, 71 Pulaski Avenue
Ms. Bernosky questioned Resolution #2022-44.
Response by Business Administrator Frankel.

- Jeff Smith, 185 Grove Street
Mr. Smith questioned Resolution #2022-28. He commented that this was not the system fire, first aid and police wanted in this town. Mr. Smith stated there are a lot of issues with this system and would like a better system.

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

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak (abstained on 2022-26 and 2022-27), Onuoha, Roberts, all Ayes.

RESOLUTION #2022-18

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/ Vincent Conti, Councilman

/s/ Mary J. Novak, Councilwoman

/s/ Eunice Dwumfour, Councilwoman

/s/ Christian Onuoha, Councilman

/s/ Michele Maher, Councilwoman
Michele Maher, Councilwoman

/s/ Donna Roberts, Councilwoman
Donna Roberts, Councilwoman

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/ Michael R. DuPont, Borough Attorney

Bill list of February 14, 2022 in the amount of \$7,16,521.67 in a separate Bill List File for 2022 (See Appendix Bill List 2022-A for this date).

RESOLUTION #2022-19

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AWARDED THE CONTRACT FOR GRANT WRITING TO BRUNO ASSOCIATES, INC. OF CLIFTON, NJ

WHEREAS, the Borough of Sayreville recognizes its need for the services of a Grant Writer for various programs available to the Borough;

WHEREAS, the wishes to award a non-fair and open contract to Bruno Associates Inc. of Clifton, NJ to engage its services; and

WHEREAS, the appropriate Borough Officials have reviewed and approved said contract; and

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BE IT AND IT IS HEREBY RESOLVED that the contract for Grant Writing be awarded to Bruno Associates Inc. of Clifton, NJ in an amount not to exceed \$40,000.00.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-20
RESOLUTION ACCEPTING AND ADOPTING THE CENTRAL JERSEY
JOINT INSURANCE FUND'S 2022 SAFETY INCENTIVE PROGRAM

WHEREAS, the Borough of Sayreville is a member of the Central Jersey Municipal Joint Insurance Fund (CENTRAL JIF); and

WHEREAS, it is the policy of the CENTRAL JJIF to achieve the best and most practical degree of freedom from accidents and/or injuries; and

WHEREAS, the CENTRAL JJIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment, free from any recognized hazards; and

WHEREAS, the CENTRAL JJIF's Safety Committee is made up of representatives of the Fund's Municipalities, along with the professionals employed by the Fund; and

WHEREAS, the new program will assist all the Central JJIF members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and

WHEREAS, the CENTRAL JJIF has adopted the new 2022 SAFETY INCENTIVE PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Sayreville, County of Middlesex, State of New Jersey that the Central Jersey Joint Insurance Fund SAFETY INCENTIVE PROGRAM be adopted by the Borough of Sayreville.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-21
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 RISK
MANAGEMENT CONSULTANT'S AGREEMENT WITH NORTH
AMERICAN INSURANCE MANAGEMENT CORPORATION (NAIMC)

WHEREAS, the Borough of Sayreville (the "Borough") is a member of the Central Jersey Joint Insurance Fund (JIF); and

WHEREAS, the Borough desires the services of a consultant to provide professional risk management services to be compensated by the JIF; and

WHEREAS, the Borough has determined that the Borough's needs may be met by North American Insurance Management Corporation in both a cost effective and comprehensive manner; and

WHEREAS, N.J.S.A. 40A:11-5(1)(m) provides for the purchase of insurance coverage and consultant services without the need for public bidding in accordance with the requirements for extraordinary un-specifiable services; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500.00, bringing the contract within the purview of P.L. 2004, c.19 as amended by P.L. 2004, c.51 (N.J.S.A. 19:44A-20.5 et seq.) and P.L. 2005, c.271 (N.J.S.A. 19:44A-20.26); and

WHEREAS, the term of this Contract shall be from January 1, 2022 through December 31, 2022, unless sooner terminated in accordance with law and the contract; and

WHEREAS, North American Insurance Management Corporation will complete and submit a Business Entity Disclosure Certification, which Certification will provides that no contributions have been made that would bar the award of these contracts pursuant to P.L. 2004, c.19 and, further, that no reportable contributions to municipal political or candidate committees of the elected officials of the Borough will be made through the term of these contracts; and

WHEREAS, North American Insurance Management Corporation will complete and submit the Political Contribution Disclosure Form required pursuant to P.L. 2005, c.271, **which form will be on file with the Municipal Clerk ten (10) days following to the adoption of this Resolution.**

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

1. The recitals set forth above are hereby incorporated into the body of this Resolution as if set forth at length herein.

2. The Mayor or the Business Administrator of the Borough of Sayreville is hereby authorized to execute an agreement with North American Insurance Management commencing January 1, 2022 and terminating on December 31, 2022, which shall provide that all payment for the performance of the services contemplated thereunder shall be the responsibility of the Central Jersey Joint Insurance Fund; and

BE IT FURTHER RESOLVED that the award of the herein contract shall be published in the official newspaper of the Borough setting forth the "nature, duration, service, and amount of the contract" and a copy of the contract and this Resolution shall be on file in the office of the Borough Clerk for public inspection during regular business hours pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately; and

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BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification, Political Contribution Disclosure Form, and the Determination of Value be placed on file with this Resolution.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-22

A RESOLUTION TO AFFIRM THE BOROUGH OF SAYREVILLE'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of Borough of Sayreville (Borough) to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of Borough of Sayreville has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Mayor and Council that:

Section 1: No official, employee, appointee or volunteer of the Borough by whatever title known, or any entity that is in any way a part of the Borough shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough's business or using the facilities or property of the Borough

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough to provide services that otherwise could be performed by the Borough.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Business Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Business Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Business Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Business Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Sayreville’s web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough of Sayreville in order for the public to be made aware of this policy and the Borough’s commitment to the implementation and enforcement of this policy.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-23

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to Tracepoint of Fredricksburg, VA for IT Managed Threat Services for the Borough of Sayreville in an amount not to exceed \$24,090.00.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

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RESOLUTION #2022-24

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for the Installation of Cellular Antennae on the Pulaski Avenue Water Tank at a fee not to exceed \$9,500.00 and upon approval of said plans and specifications the Borough Clerk is also authorized to advertise for the receipt of bids.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-25

**BOROUGH OF SAYREVILLE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY
RESOLUTION AUTHORIZING CONTINUED PARTICIPATION IN THE DEFENSE
LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO
ENABLE THE SAYREVILLE POLICE DEPARTMENT TO REQUEST AND ACQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

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

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

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

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

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

NOW THEREFORE BE IT RESOLVED by the **MAYOR AND COUNCIL** of the **BOROUGH OF SAYREVILLE** that the **SAYREVILLE POLICE DEPARTMENT** is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31, 2022 and

NOW THEREFORE BE IT FURTHER RESOLVED that **BOROUGH OF SAYREVILLE POLICE DEPARTMENT** is hereby authorized to acquire items of non-controlled property designated “DEMIL A,” which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the **BOROUGH OF SAYREVILLE** without restriction; and

NOW THEREFORE BE IT FURTHER RESOLVED that **THE BOROUGH OF SAYREVILLE POLICE DEPARTMENT** is hereby authorized to acquire the following “DEMIL B through Q” property, if it shall become available in the period of time for which this resolution authorizes: (See attached list)

BE IT FURTHER RESOLVED that the **BOROUGH OF SAYREVILLE LEA Official** shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the **BOROUGH OF SAYREVILLE LEA OFFICAL** shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect January 1, 2022 and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31, 2022.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety 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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-26

BE IT RESOLVED that the proper borough officials are hereby authorized to sign a Collective Bargaining Agreement with the following:

- Sayreville P.B.A. Local #98 – Patrolmen; and

BE IT FURTHER RESOLVED that the said contract shall be for a five (5) year period commencing January 1, 2021 to December 31, 2025 and that said Agreements shall be in accordance with the terms and Conditions of the “Memorandum of Agreement” dated November 8, 2021.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety 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/ Michael R. DuPont, Borough Attorney

ATTEST: **BOROUGH OF SAYREVILLE**

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-27

BE IT RESOLVED that the proper borough officials are hereby authorized to sign a Collective Bargaining Agreement with the following:

- Sayreville P.B.A. Local #98 – Sergeants and Lieutenants; and

BE IT FURTHER RESOLVED that the said contract shall be for a five (5) year period commencing January 1, 2021 to December 31, 2025 and that said Agreements shall be in accordance with the terms and Conditions of the "Memorandum of Agreement" dated November 8, 2021.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety 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/ Michael R. DuPont, Borough Attorney

ATTEST: **BOROUGH OF SAYREVILLE**

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-28

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a contract to Tactical Public Safety of West Berlin, NJ for Annual Radio System and Pager Maintenance through NJ State Contract T0109/A83932 in an amount not to exceed \$80,250.09.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety 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/ Michael R. DuPont, Borough Attorney

ATTEST: **BOROUGH OF SAYREVILLE**

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-29

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to EnviroClean Janitorial Services, LLC of Sayreville, NJ for Janitorial Services at the Police Department in an amount not to exceed \$43,000.00.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety 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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-30

WHEREAS, on February 8, 2021 the Borough of Sayreville awarded a contract for the collection and disposal of e-waste recycling services to GreenChip Recycling, Inc.; and

WHEREAS, said agreement, expired on December 31, 2021; and

WHEREAS, the Borough of Sayreville is desirous of exercising its right to renew the contract agreement for an additional two (2) year period and that the 2021 pricing be extended through 2023; and

WHEREAS, GreenChip Recycling, Inc., has indicated their interest in extending their terms of the aforesaid contract for an additional two (2) year period;

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 Collection and Disposal of Electronic Waste Recyclables is hereby renewed for an additional two year period at no additional increase in price.

/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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-31

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, GRANTING AN EXEMPTION TO SAYREVILLE SEAPORT ASSOCIATES URBAN RENEWAL, L.P., TO PERMIT THE OPENING OF THE MAIN STREET EXTENSION LESS THAN THREE YEARS AFTER THE ROADWAY WAS LAST RESURFACED, PURSUANT TO SAYREVILLE BOROUGH CODE SECTION 13-1.1(b)(3).

WHEREAS, the Borough of Sayreville Code generally prohibits the opening of a road for a period of three (3) years after a road has been resurfaced or reconstructed; and

WHEREAS, Borough of Sayreville Code Section 13-1.1(b)(3) provides a process, upon written request of the applicant, by which the Mayor and Borough Council may grant exemptions to allow the opening of a road fewer than three (3) years after resurfacing or reconstruction; and

WHEREAS, pursuant to Section 13-1.1(b)(3), once received, said request for an exemption will be considered at the next regularly scheduled session of the Mayor and Borough Council and if the Mayor and Borough Council determine that the applicant has established good cause or undue hardship said exemption may be approved by resolution of the Mayor and Borough Council; and

WHEREAS, Sayreville Seaport Associates Urban Renewal, L.P. ("SSA") has requested an exemption from Sayreville Borough Code Section 13-1.1(b)(3) to permit the opening of the Main Street Extension less than three years after the roadway was last resurfaced; and

WHEREAS, in accordance with the Amended and Restated Master Redevelopment Agreement between the Sayreville Economic and Redevelopment Agency ("SERA") and SSA dated June 10, 2021, SSA, as the designated Master Developer, is required to extend the existing municipal water main supply into the Sayreville Waterfront Redevelopment Area; and

WHEREAS, as per Borough of Sayreville standards, water main lines are to be placed within primary road rights-of-way; and

WHEREAS, one of the municipal water supply connections (the "Water Line Segment") for the Waterfront Redevelopment Area will need to cross the Main Street Extension in the vicinity of Peter Fisher Boulevard as illustrated on the "Water Main Connection Construction Plan for Riverton Village, Phase I, Parcel C", annexed hereto as Exhibit A; and

WHEREAS, the Water Line Segment crosses over top of the existing South Bay Force Main (the "SBFM") which extends the entire width of the Waterfront Redevelopment Area frontage along Main Street Extension; and

WHEREAS, the SBFM is a 34year old critical piece of sanitary sewer infrastructure serving the Borough of Sayreville which delivers between 2 and 7 million gallons of raw sewage per day; and

WHEREAS, at the recommendation of the Middlesex County Utility Authority, to avoid potential service disruptions, loss of pumping services and accidental release of raw sewage, the municipal water supply extension by SSA into the Waterfront Redevelopment Area must be designed, engineered, and constructed in a manner such that no movement or structural loading be imposed upon the SBFM; and

WHEREAS, other than the proposed Water Line Segment, there is no practical alternative route for the Waterfront Redevelopment Area water supply to avoid a perpendicular crossing with the existing operational SBFM; and

WHEREAS, SSA is actively pursuing commercial development with various users, tenants and potential leaseholders who, along with their lenders, all require that the necessary utilities, (including supply for domestic water, fire hydrants and firefighting equipment) be in place and functional prior to committing to the Waterfront Redevelopment Area Project; and

WHEREAS, SSA submits that good cause exists for this exemption request, as the opening of the Main Street Extension is essential for the timely installation of a Water Line Segment that is necessary to serve the Waterfront Redevelopment Area.

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Governing Body of the Borough of Sayreville, County of Middlesex and State of New Jersey directs as follows:

1. The Governing Body of the Borough of Sayreville hereby finds that there is good cause to grant Sayreville Seaport Associates Urban Renewal, L.P.'s request for an exemption from Sayreville Borough Code Section 13-1.1(b) to permit the opening of the Main Street Extension less than three years after the roadway was last resurfaced.
2. Sayreville Seaport Associates Urban Renewal, L.P. will suffer undue hardship if said exemption is not granted.
3. Sayreville Seaport Associates Urban Renewal, L.P.'s Code Section 13-1.1(b)(3) exemption request is hereby approved by passage of this Resolution.

/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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-32
A RESOLUTION AUTHORIZING THE USE OF THE COMPETITIVE CONTRACTING PROCESS AND THE ISSUANCE OF A REQUEST FOR PROPOSALS FOR GROUNDS-KEEPING OF VARIOUS BOROUGH PROPERTIES AND ATHLETIC FIELDS

WHEREAS, the Borough of Sayreville seeks to acquire proposals for Grounds-keeping of Various Borough Properties and Athletic Fields as authorized by P.L. 2007, c. 348; and

WHEREAS, under the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-4.1, in lieu of public bidding, competitive contracting may be used for the operation of concessions; and

WHEREAS, pursuant to law, the use of competitive contracting must be authorized by resolution,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sayreville that the Business Administrator and other proper Borough officials are hereby authorized to utilize the competitive contracting process permitted under N.J.S.A. 40A:11-4.1 et seq. in procuring proposals for Grounds-Keeping of Various Borough Properties and Athletic Fields by P.L. 2007, c. 348.

BE IT FURTHER RESOLVED, that pursuant to N.J.S.A. 40A:11-4.5, the Borough Clerk is directed to publish notice of the availability of the request for proposals in an official newspaper of the Borough at least 20 days prior to the date established for the submission of proposals.

/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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-33

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to Albitron, LLC of Holmdel, NJ for Repairs at the Sayreville Adult Center in an amount not to exceed \$42,045.00.

/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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-34

BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials are hereby authorized to purchase treated rock salt from Morton Salt and Riverside Materials, through the Middlesex County Cooperative Purchasing Program Contract #21-1458R in an amount not to exceed \$150,000.00.

/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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-35

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, AUTHORIZING THE
EXECUTION OF AN AMENDMENT TO THE RENEWAL
CONTRACT WITH MIRACLE CHEMICAL COMPANY**

WHEREAS, the Borough of Sayreville currently contracts with Miracle Chemical Company for the supply of Sodium Hypochlorite; and

WHEREAS, the Borough of Sayreville wishes to amend the renewal contract with Miracle Chemical Company to adjust the price up to an allowable 7.3%; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials and the Borough Administrator are authorized and directed to execute the amended Renewal Contract with Miracle Chemical Company.

/s/ Donna Roberts, Councilwoman
(Water & Sewer/Environmental 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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION 2022-36

BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials are hereby authorized to purchase Sewer Grinders from GP Jager, Inc. of Boonton, NJ, through the Passaic Valley Sewage Commission Cooperative (PVSC) Contract PVSC B270 in an amount not to exceed \$73,274.40.

/s/ Donna Roberts, Councilwoman
(Water & Sewer/Environmental 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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION 2022-37

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2021 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>		
Municipal Clerk OE (1-01-20-120-126)		2,000.00
Computer Data Processing OE (1-01-20-140-130)		2,000.00
Fire Department OE (1-01-25-265-124)		4,000.00
Public Buildings & Grounds OE (1-01-26-310-125)		3,000.00
Telephone (1-01-31-440-148)		5,000.00
Natural Gas (1-01-31-446-267)		5,000.00
Data Storage Improvements (1-01-44-906-100)		2,000.00
Group Insurance (1-01-23-220-195)	23,000.00	
	<u>\$ 23,000.00</u>	<u>\$23,000.00</u>

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-38

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to execute the necessary NJDEP permit applications associated with the BKD, LLC Site Plan project.

/s/ Christian Onuoha, Councilman
(Planning & Zoning 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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-39
A RESOLUTION MEMORIALIZING THE APPOINTMENT
OF C.M.E. ASSOCIATES AS BOROUGH ENGINEER

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the January 24, 2022 meeting appointing David J. Samuel, P.E. of the firm of CME Associates as the Borough Engineer for the Borough of Sayreville, County of Middlesex, State of New Jersey for the calendar year 2022.

WHEREAS, the Mayor and Council of the Borough of Sayreville, Middlesex County, New Jersey (hereinafter "Borough") has determined a need to contract the services of a **Borough Engineer**; and

WHEREAS, the Laws of the State of New Jersey Provide for the appointment of a **Borough Engineer**; and

WHEREAS, in accordance the "Fair and Open Process" the Borough of Sayreville publicly advertised for a Request for Proposals and Qualifications for a **Borough Engineer** and other professional services; and

WHEREAS, said Request for Professional Services were received in the Office of the Municipal Clerk no later than 12 Noon on December 1, 2021; and

WHEREAS, the Mayor and Council of the Borough of Sayreville wishes to award this contract in accordance with the "fair and open process" which has included public solicitation of qualifications for **Borough Engineer**; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires a resolution authorizing the appointment of a Borough Engineer as required by the Borough for "Professional Services".

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of Sayreville as follows:

1. That **Dave J. Samuel, P.E.** of the firm of **CME Associates** is hereby appointed as **Borough Engineer** for the Borough of Sayreville for a term of one year, commencing on January 1, 2022 and terminating on December 31, 2022.
2. That the services to be rendered by the said **Borough Engineer** shall be in compliance with the Laws of New Jersey.
3. This appointment is made without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because these services are to be performed are to be performed by a recognized profession licensed and regulated by law.
4. A copy of this resolution, certified to be a true copy by the Borough Clerk shall be advertised as required by law within ten (10) days from the date adoption.

BE IT FURTHER RESOLVED that Dave J. Samuel of the firm of

FEBRUARY 14, 2022
REGULAR MEETING

CME Associates is hereby directed to prepare a written employment contract to be executed by the **Borough Engineer** and the Borough which shall include the following:

- The flat monthly rate described in the proposal.
- What the fee covers.
- The amount to be charged for all other worked performed with a not to exceed figure.

BE IT FURTHER RESOLVED that a certified copy of the within Resolution shall be forwarded to the **Borough Engineer**, the Borough of Sayreville Business Administrator and the C.F.O.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-40

**A RESOLUTION MEMORIALIZING THE APPOINTMENT
OF APRUZZESE, Mc DERMOTT, MASTRO & MURPHY
AS LABOR COUNSEL**

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the January 24, 2022 meeting appointing Robert Clarke, Esq. of the firm of Apruzzese, McDermott, Mastro & Murphy as Labor Counsel for the Borough of Sayreville, County of Middlesex, State of New Jersey for the calendar year 2022.

WHEREAS, the Mayor and Council of the Borough of Sayreville, Middlesex County, New Jersey (hereinafter "Borough") has determined a need to contract the services of a **Labor Counsel**; and

WHEREAS, the Laws of the State of New Jersey Provide for the appointment of a **Labor Counsel**; and

WHEREAS, in accordance the "Fair and Open Process" the Borough of Sayreville publicly advertised for a Request for Proposals and Qualifications for a various professional services; and

WHEREAS, said Request for Professional Services were received in the Office of the Municipal Clerk no later than 12 Noon on December 1, 2021; and

WHEREAS, the Mayor and Council of the Borough of Sayreville wishes to award this contract in accordance with the "fair and open process" which has included public solicitation of qualifications for **Labor Counsel**; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires a resolution authorizing the appointment of a Labor Counsel as required by the Borough for "Professional Services".

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of Sayreville as follows:

1. That the **Robert Clarke, Esq.** of the firm of **Apruzzese, McDermott, Mastro & Murphy** is hereby appointed as **Labor Counsel** for the Borough of Sayreville for a term of one year, commencing on January 1, 2022 and terminating on December 31, 2022.

2. That the services to be rendered by the said **Labor Counsel** shall be in compliance with the Laws of the State of New Jersey.

3. This appointment is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because these services are to be performed by a recognized profession licensed and regulated by law.

4. A copy of this resolution, certified to be a true copy by the Borough Clerk shall be advertised as required by law within ten (10) days from the date adoption.

BE IT FURTHER RESOLVED that the **Robert Clarke, Esq.** is directed to prepare a written employment contract to be executed by both parties and shall include the following:

- The flat monthly rate described in the proposal.
- What the fee covers.
- The amount to be charged for all other worked performed with a not to exceed figure.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Labor Counsel, the Borough of Sayreville Business Administrator and the C.F.O.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-41

**A RESOLUTION MEMORIALIZING THE APPOINTMENT
OF WISS & COMPANY AS BOROUGH AUDITOR**

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the January 24, 2022 meeting appointing **Wiss & Company** as Borough Auditor for the Borough of Sayreville, County of Middlesex, State of New Jersey for the calendar year 2022.

WHEREAS, the Mayor and Council of the Borough of Sayreville, Middlesex County, New Jersey (hereinafter “Borough”) has determined a need to contract the services of a **Borough Auditor**; and

WHEREAS, the Laws of the State of New Jersey Provide for the appointment of a **Borough Auditor**; and

WHEREAS, in accordance the “Fair and Open Process” the Borough of Sayreville publicly advertised for a Request for Proposals and Qualifications for a various professional services; and

FEBRUARY 14, 2022
REGULAR MEETING

WHEREAS, said Request for Professional Services were received in the Office of the Municipal Clerk no later than 12 Noon on December 1, 2021; and

WHEREAS, the Mayor and Council of the Borough of Sayreville wishes to award this contract in accordance with the "fair and open process" which has included public solicitation of qualifications for **Borough Auditor**; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires a resolution authorizing the appointment of a Labor Counsel as required by the Borough for "Professional Services".

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of Sayreville as follows:

1. That the firm of **Wiss & Company** is hereby appointed as **Borough Auditor** for the Borough of Sayreville for a term of one year, commencing on January 1, 2022 and terminating on December 31, 2022.

2. That the services to be rendered by the said **Borough Auditor** shall be in compliance with the Laws of the State of New Jersey.

3. This appointment is made without competitive bidding as a "professional service" under the provisions of the Local Public Contracts Law because these services are to be performed by a recognized professional licensed and regulated by law.

4. A copy of this resolution, certified to be a true copy by the Borough Clerk shall be advertised as required by law within ten (10) days from the date adoption.

BE IT FURTHER RESOLVED that **Wiss & Company** is hereby directed to prepare a written employment contract to be executed by both parties and shall include the following:

- The flat monthly rate described in the proposal.
- What the fee covers.
- The amount to be charged for all other worked performed with a not to exceed figure.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Borough Auditor, the Business Administrator and the C.F.O.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-42
A RESOLUTION MEMORIALIZING THE APPOINTMENT
OF SURENIAN, EDWARDS & NOLAN, LLC AS
SPECIAL COUNSEL - COAH MATTERS

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the January 24, 2022 meeting appointing Surenian, Edwards & Nolan, LLC as Special Counsel - COAH Matters for the

Borough of Sayreville, County of Middlesex, State of New Jersey for the calendar year 2022.

WHEREAS, the Mayor and Council of the Borough of Sayreville are knowledgeable that the Borough requires the services of a Special Counsel for the purpose of reviewing and/or representing the Borough of Sayreville with respect to its Affordable Housing and COAH Obligations, litigation and appeal process; and

WHEREAS, the Laws of New Jersey provide for such services; and

WHEREAS, in accordance the "Fair and Open Process" the Borough of Sayreville publicly advertised for a Request for Proposals and Qualifications for a various professional services; and

WHEREAS, said Request for Professional Services were received in the Office of the Municipal Clerk no later than 12 Noon on December 1, 2021; and

WHEREAS, the Mayor and Council of the Borough of Sayreville wishes to award this contract in accordance with the "fair and open process" which has included public solicitation of qualifications for **Special Counsel – COAH Matters**; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1, et seq.) requires that the resolution authorizing the appointment of a Special Counsel as required by the Borough for "Professional Services."

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

1. The firm **Surenian, Edwards and Nolan, LLC** is hereby appointed as **Special Counsel-COAH obligations, litigation and appeal process for the** Borough for the term of one year terminating on December 31, 2022.

2. That the services to be rendered by said **Special Counsel – COAH Matters** shall be in compliance with the Laws of the State of New Jersey.

3. This appointment is made without competitive bidding as a "professional service" under provisions of the Local Public Contracts Law because the services to be performed are to be performed by a recognized profession licensed and regulated by law.

4. A copy of this resolution, certified to be a true copy by the Borough Clerk shall be published as required by law within ten days from the date of adoption.

BE IT FURTHER RESOLVED that said **Special Counsel covering COAH Matters** is directed to prepare a written employment contract to be executed by both parties and shall include the following:

- Hourly Rate to be charged for the work assigned
- What the retainer fee covers
- A provision that a "not to exceed" amount be set for each project assigned pursuant to the terms of the contract to be executed by both parties; and

BE IT FURTHER RESOLVED that the Borough Clerk be and she is hereby authorized to forward to true copy of this resolution the firm of **Surenian, Edwards and Nolan, LLC** the Borough Business Administrator and the C.F.O.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-43

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the January 24, 2022 meeting appointing Hackensack Meridian Health as Borough of Sayreville’s Occupational Health Services/Alternate Borough Physician for the calendar year 2022.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-44

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to Anthology Media Group of Sayreville, NJ for Social Media Consultant Services in an amount not to exceed \$24,000.00.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

READ IN FULL

RESOLUTION #2022-45

WHEREAS, the Borough of Sayreville desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$1,000,000.00 to carry out a project to expand the Jerry Ust Recreation Complex by adding one Baseball and one Softball field.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sayreville:

1. That the Borough of Sayreville does hereby authorize the application for such a grant; and
2. recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Sayreville and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they are or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

/s/ Mary J. Novak, Councilwoman
(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/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

Those appearing were:

- Jim Robinson, 11 Borelle Square
Mr. Robinson questioned if this grant is the same as the \$1,500,000.00. Business Administrator Frankel stated that the Borough has not received a \$1,500,000.00 grant.
Mr. Robinson questioned where did the \$1,000,000.00 figure come from. Business Administrator Frankel stated that is a number that the legislators came up with.
Mr. Robinson questioned how much two turf fields would cost. Borough Engineer Cornell stated that project also includes other improvements and the approximate cost is about \$5,000,000.00.
- Robert Corby, 6 Evelyn Terrace
Mr. Corby recommended that they just build two baseball fields because it doesn't matter and the girls can still play on it.
- Robert Bouthillette, 7 Tyler Street
Mr. Bouthillette commented that the high school baseball and softball fields are a Disaster. He asked that that they find a way to make it happen.
- Thomas Pollando, 29 Grzyb Terrace
Mr. Pollando stated that the Borough was suppose to get \$1.5 million from the state a year ago and is still waiting to see if the Borough will get it. Mr. Pollando stated that the state recently called and is getting an additional \$1,000,000 which would be a total of \$2.5 million.
- Jim Robinson, 11 Borelle Square
Mr. Robinson questioned the \$1.5 million grant in addition to the \$1,000,000. He stated that he's not opposed to the fields but wants transparency.

No further comments, Council President Maher moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes. Carried.

➤ **BOROUGH ATTORNEY - Michael DuPont - NONE**

• **PUBLIC PORTION**

At this time Mayor Kilpatrick opened the meeting to the public for questions or comments on any and all matters.

Those commenting were:

- Robert Duffy, 111 Merritt Avenue

Mr. Duffy thanked Robert Bouthillette for a wonderful job he's doing. He stated that everyone should be embarrassed about the bus depot and should have been squashed before it got this far. Mr. Duffy stated that they need to take care of the people in Sayreville and not the political hacks in New Brunswick. He stated that they need to clean house and is going downhill.

- Mark Hurley, AFSCME President

Mr. Hurley questioned the status on the hazard pay and is ready for a discussion. Business Administrator Frankel recommended to have a special meeting on 6pm on February 28th.

No objections.

- Taylor Bernosky, 71 Pulaski Avenue

Ms. Bernosky wanted to confirm that there are now six air purifiers at the Senior Center.

Business Administrator Frankel responded yes.

Ms. Bernosky stated there are a lot of improvements needed for the Senior Center.

Councilwoman Roberts stated there are some repairs that were approved tonight.

- Tim Sullivan, 177 Grove Street

Mr. Sullivan stated that the reason he moved was so that he would be close to the ball fields. He stated the property values would go down if they put a bus depot there. Mr. Sullivan questioned how a bus depot would be able to be put in a residential area.

Councilwoman Maher requested to have a committee made of members of the Council, Board of Education and professionals.

Mayor stated she would like to stay as transparent as possible and the public know what is being discussed.

Further discussion ensued.

Councilwoman Novak stated that they can have a joint meeting with the Board of Education.

Mayor agreed and requested the Business Administrator reach out to the Board of Education Administrator to hold a joint meeting.

No objections.

Mr. Sullivan stated that the Borough and the Board of Education use to work together and now they don't.

- Robert Duffy, 111 Merritt Avenue

Mr. Duffy questioned if the bus depot would have to abide by the Federal rules and regulations. Borough Engineer Cornell stated that weren't asked to look into anything like that only just properties.

- Jim Robinson, 11 Borelle Square

Mr. Robinson commented on the bus depot. He questioned if the Borough ever received the \$500,000 for the Bailey Park grant.

Councilwoman Novak responded there were grants that the Borough was suppose to receive but then Covid happened.

Mr. Robinson questioned how much in grants the Borough has applied for, what was received and the source of the misinformation is and what is expected.

Council President Maher responded that the \$1,000,000 is from the legislatures.

Business Administrator Frankel stated there is no resolution for \$1.5 million.

Business Administrator Frankel suggested he reach out the Department of Community Affairs.

Further discussion ensued.

- Robert Bouthillette, 7 Tyler Street

Mr. Bouthillette stated he's grateful that the Mayor and Council stepped in and helped them. He stated this is personal for him. Mr. Bouthillette spoke about Wayne Grant and the memorial.

No further comments.

Council President Maher 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 9:27 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____