

Mayor Kennedy O'Brien opened the Council Meeting at 9:35 PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Meeting being held on Monday, February 23, 2015 had 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 is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Kilpatrick, McGill,
Melendez, Novak, Rittenhouse

Absent: None

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

Others Absent: None

- **OLD BUSINESS**

a. Public Hearing on the following Ordinance(s):

- Clerk announced that the following Ordinances were introduced at the council meeting and Public Hearing was scheduled for March 9, 2015.

Mayor asked if there were any questions, comments or discussion on the ordinances.
- None

ORDINANCE #279-15

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXXVI
" HUNTING AND FISHING REGULATIONS" OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND SECTIONS 36-3 "SEASONS" AND
SECTION 36-5 "PERMITTING WEAPONS AND HUNTING METHODS"**

(Co. Ricci Melendez – Recreation Committee, Public Hearing March 9, 2015)

ORDINANCE #280-15

**AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
SUBSECTION 2-58.2, "COMMUNITY UNITY/SAYREVILLE DAY COMMITTEE -
MEMBERSHIP OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF
SAYREVILLE**

(Co. Ricci Melendez – Recreation Committee, Public Hearing March 9, 2015)

ORDINANCE #281-15

**AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
SUBSECTION 2-62, "RECREATION ADVISORY BOARD"
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE**

(Co. Ricci Melendez – Recreation Committee, Public Hearing March 9, 2015)

ORDINANCE #282-15

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45-14)**

(Co. Mary J. Novak - Admin. & Finance, Public Hearing March 9, 2015)

ORDINANCE #283-15
AN ORDINANCE SUPPLEMENTING AND AMENDING
ORDINANCE #257-14 AND ORDINANCE #258-14 FIXING THE SALARIES
OF CERTAIN BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES
FOR THE YEARS 2013, 2014, 2015 AND 2016

(Co. Mary J. Novak - Admin. & Finance, Public Hearing March 9, 2015)

- **NEW BUSINESS:**
 - a. Introduction of the following Ordinance(s): (None)
 - b. Ordinances for Discussion – None

COMMUNICATIONS & DISCUSSIONS

DISPOSITION

- **ADMINISTRATIVE & FINANCE – Councilwoman Novak**

- a) Received **Bingo/Raffle Applications** from the following Organizations :
 - 1) American Legion Lenape Post 211 to conduct an Off premise 50/50 on June 1, 2015 (RA:1924).- Approved
- b) Application(s) for **Social Affair Permits** received from:
 - 1) Firefighters Law Enforcement Brotherhood Motorcycle Club to hold a fundraiser on May 3, 2015 at Burkes Park.- Approved
- c) Request received from **the Twp. of Mount Holly & Piscataway** for the support of Assembly Bill A1635 regarding any legislation seeking an increase in State Aid to those municipalities having significant tax-exempt land.
- Referred to the Borough Attorney.
- d) Tax Collector Annual Report for the calendar year 2014
- Receive & File
- e) Committee Reports
 - 1) Budget workshop Meeting scheduled for Wednesday, Feb. 25, 2015 at 7PM.

- **PLANNING & ZONING – Councilman Buchanan**

- a) **Notice to Adjacent Property Owners** received from:
 - 1) Robert Downey, LLC - Hearing on an application before the Planning Board scheduled for March 4, 2015 seeking preliminary and final Site plan for a single story, four unit commercial building of 4,500 sq. ft on property known as 323 Washington Rd., Block 130, Lot 264-267.
 - 2) Notice received from the Twp of Old Bridge of their Amending various sections of their 2011 Master Plan and Land Use Plan Element and Land Use Plan Element Amendment dated May 2013.- 1 & 2) Receive & File.
- b) Committee Reports:
 - 1) Progress.

- **PUBLIC WORKS – Councilwoman Kilpatrick**

- a) Notice received from JCP&L notifying the borough as to vegetation management work planned for Sayreville for 2014/2015.
- Notify the appropriate depts.
- b) Committee Reports:
 - 1) Councilwoman Kilpatrick reiterated her comments she made during the Council meeting regarding finding a site for the new DPW Facility and mentioned the three potential sites being looked into.

- The Borough Engineer confirmed that there were three sites that were being evaluated and before the borough could move ahead the council will have to make a decision on which site they would like to pursue.

Mayor asked for projected costs.

The Engineer stated – Building is \$11,000,000.

One alternative site was approximately \$13,000,000. The other which involved land acquisition was approximately \$15,000,000 and the third site which has a building is less than that but he believes that there are ongoing negotiations regarding that.

Mayor suggested the first step should be with the CFO for financing. Councilwoman Novak said that we could discuss the matter during the budget workshop on Wednesday.

- **RECREATION – Councilman Melendez**

- a) Request received from the Sayreville Veterans Alliance for approved funding for the 2015 Memorial Day Parade scheduled for May 25, 2015.

- Approved

- b) Committee Reports –

- 1) Progress.

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

- a) Committee Reports-

- 1) Councilman Rittenhouse reported that the Historical Society met and voted Ed Strek be their liaison with the Veterans Alliance regarding the need for a new list of street names for developments and that the Veterans Alliance will be coming to a March meeting to explain the selection process.

- **PUBLIC SAFETY – Council President McGill**

- a) Request for **coin toss** at the intersection of Washington & Ernston Roads from 10am-2pm received from:

- 1) Sayreville Boy Scout Troop 97 on May 23 & 24, 2015 (Pending County approval).

- Approved

- b) Notice that the County & Board of Health will be conducting a Free Rabies Clinic on Sat. May 2, 2015.

- Receive & File

- c) Committee Reports –

- 1) Councilman McGill made a motion to appoint Samuel Klein & Company as Special Auditor. Mayor asked if they wanted to move forward with this appointment inasmuch as this is the agenda session and all action is to take place during the Council Session. Councilwoman Novak agreed. Mayor asked that this appointment be held over until the next meeting. Council President McGill agreed.

- **MAYOR – Kennedy O'Brien**

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

- **Admin. & Finance**

- **Public Safety**

- a) Authorization to appoint a Public Safety Telecommunicator (per diem).

- Resolution.

- **Public Works**

- a) Authorization to appoint Donald Ericson, Mechanic's Helper to the title of Mechanic as an in-line promotion.

- Resolution.

b) Request for authorization for Business Administrator to make an application to the State DEP for a grant in the amount of \$5,000. for the "2009 Community Wildlife Protection Plan Grant".

- Resolution.

c) Request to designate Elyse Barone, CRP as Municipal Recycling Coordinator and authorizing her to submit the 2014 Tonnage Grant Application.

- Resolution.

d) Request to enter into a contract with Log Tech on a temporary basis for E-Recycling then further authorizing the execution of an agreement for a one year term.

- Resolution.

e) Authorization to enter into a Shared Services Agreement between the Borough of Sayreville and the County of Middlesex for Goose Control in Sayreville Parklands at a cost not to exceed \$9,500.

- Resolution.

- Recreation

a) **Special Event Permit Application and application for fee waiver** received from LEAD, Inc. to hold a carnival in Kennedy Park from April 8-12, 2015. Requires resolution.

- 1) Special Event Permit Approval
- 2) Waiver of Fees

-- **Please review attached reports received from DPW & PD.**

- Memorializing Resolution.

*** b) **Special Event Permit Application and application** received from Dwarkadhis Temple to hold their annual religious events on their property on dates running from March 7 through Nov. 21, 2015.

- 1) Special Event Permit Approval

-- **Please review attached reports received from DPW & PD.**

- Resolution.

c) Authorization to award contract to **International Fireworks of Douglasville, PA** for the Independence Day Celebration to be held in Kennedy Park on June 28, 2015 (rain date July 5th) at a cost not to exceed \$12,500.00.

(Three quotes received - Resolution awarding contract necessary)

- Resolution.

- Water & Sewer

a) Authorization to appoint Kenneth Hays provisionally to the title of Supervisor Water as per Civil Service promotional procedures. Mr. Hays is currently acting in this capacity.

- Resolution.

Closed Session

- a) Discussion – Personnel
- b) PBA Vacation Litigation
- c) Tax Appeal & Settlement Discussion

• **C.F.O. - Wayne Kronowski**

a) Bill List Resolution

b) Transfer Resolution

c) Budget Update

- d) Resolution required declining Local Budget Examination (needed every three years).
- e) Resolution for the Purchase of One (1) Police Interceptor through State Contract for \$24,600.00 with funds recently awarded through the Safe Corridors Grant.
- **BOROUGH ENGINEER - Jay Cornell**
 - Camelot at Towne Lake – Bond Reduction Request Previously acted on.
- **BOROUGH ATTORNEY - Michael DuPont**
- **PUBLIC PORTION**

At this time Mayor O'Brien opened the meeting to the public or any and all issues.

There were no appearances. Mayor O'Brien called for a motion to close the public portion.

Councilwoman Novak made a motion to close the public portion. Motion seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes. Carried.

EXECUTIVE SESSION -

Mayor asked if there was going to be any action taken when we come out of Executive Session.

Mr. DuPont read the following Resolution into record:

RESOLUTION FOR CLOSED SESSION

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

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

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

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

- Personnel & Employment Matters
 - Tax Appeal / Litigation
 - Other Litigation

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

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

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

/s/ Daniel Buchanan, Councilman

APPROVED:

/s/ Kennedy O'Brien
Mayor

Councilman Buchanan moved the Executive Session Resolution be adopted on Roll Call Vote. Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes. Carried.

Time: 9:50 PM

- **RECONVENE – 10:07 PM**

Councilwoman Novak moved to reconvene the meeting. Motion was seconded by Councilman Melendez.

Roll Call: Voice Vote, all Ayes.

Councilman McGill made a motion to **appoint the firm of Samuel Klein as Special Auditor.** So moved by Councilwoman Novak. Motion seconded by Councilman Melendez.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak with comment, all Ayes.

Councilman Rittenhouse voted Nay, until we can determine if appointments have been done legally.

- **ADJOURNMENT**

No further business.

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

Roll Call: Voice Vote, all Ayes.

Time: 10:08 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved