

Combined Meeting of the Mayor and Borough Council held on Monday, March 10, 2014, in the Borough Hall, 167 Main Street, Sayreville, was called to order by Mayor Kennedy O'Brien 7:04 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, Melendez,
Novak, Rittenhouse

Absent: Councilman McGill (excused)

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 – None

PRESENTATIONS: -

Councilwoman Eicher Announced -

☞ Samsel Upper Elementary School's Fourth and Fifth Grade Gifted and Talented Students presented a program entitled "How to Reduce your Carbon Footprint" as instructed by Jennifer Mahieu, Science Supervisor Clair Gushinski, Principal Stacey Mahr and Vice Principal Bonnie Brady, Recycling Coordinator Elyse Barone and Environmental Chairwoman Teri Yetsko.

☞ Commercial Utility Consultants Energy Aggregation

A presentation was given by Justin Catando and Ryan Karr on energy deregulation and what it means to Sayreville; what the residents and Sayreville can save on the supply portion of the electric bill, if Sayreville pooled together as one in making a suggested selection. He also explained why the borough should consider the selection of CUC.

- Questions were presented by the Mayor and Council.

Mayor asked that Council President Novak, Co. Rittenhouse, Councilman Buchanan form a subcommittee and work with the professionals and the representatives of CUC and come back in four weeks with their review and recommendations.

Mayor called Kenneth P. Kelly from the Veteran's Alliance to the podium and announced that he would be volunteering as the Mayor's Chief of Staff.

Mr. Kelly said that he previously requested permission for the Veteran's Alliance to erect a sign for Korean Veteran Woodrow Haussermann, KIA. He said he met with Rich Kosmoski and Jerry Ust and reviewed sites and found a nice location at the Soccer Fields on Bordentown Avenue. The Recreation Board and Soccer President have no issues with the placement of a sign at that location. So at this time he is formally requesting that he be given permission to proceed with work on this project. Mayor asked the CFO if funds were available and he stated that there were.

Councilwoman Eicher stated that this request was listed on the agenda under Recreation. She then made a motion to approve the request for a sign to be placed at the Sayreville Soccer Fields. Motion seconded by Council President Novak.

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

Mayor then asked Ken Kelly as Chief of Staff to get in touch with Past Mayor John McCormack and ask that he have a colored photo taken to replace the black and white one on the wall.

Council President asked the past Mayors to come to an up-coming meeting to dedicate the photos and share coffee and cake.

OLD BUSINESS:

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

Mayor O'Brien opened the meeting to the public for questions or comments on **Ordinance #251-14.**

There were no appearances.

Councilman Rittenhouse moved the Public Hearing be closed and the Ordinance be adopted on second and final reading according to law. Motion seconded by Councilwoman Novak.

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

ORDINANCE # 251-14

**AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER IV,
POLICE DEPARTMENT SECTION 4-5 QUALIFICATIONS OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE**

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows:

4-5 – QUALIFICATIONS.

4-5.1 Completion of Probationary or Temporary Employment; Examination.

Each applicant shall comply with all the law of the State of New Jersey pertaining to probationary or temporary employment and examinations. All applicants must be citizens of the United States and must have a driver's license issued by the State of New Jersey which is valid both at the time of submission of the employment application and at the time of appointment. Additionally, pursuant to N.J.S.A. 40A:14-122, as amended from time to time, all persons appointed to the Borough Police Department shall be (1) sound in body and of good health sufficient to satisfy the Board of Trustees of the Police and Firemen's Retirement System of New Jersey as to his/her eligibility for membership in the retirement system; (2) able to read, write and speak the English language well and intelligently; and (3) be of good moral character and not having been convicted of any criminal offense involving moral turpitude.

Appointment to the Borough Police Department shall be based upon merit consistent with the laws, statutes and regulations in force pursuant to Title 11A (Civil Service) of the New Jersey Statutes. Consistent with all applicable laws, statutes and regulations in force, all qualified applicants shall be classified for initial appointment to any position in the police department into the following classes:

A.) *Residents of the Borough;*

- B.) *Other residents of the County of Middlesex;*
- C.) *Other residents of the State;*
- D.) *All other qualified applicants.*

Within each such classification, duly qualified applicants who are veterans shall be accorded all such veterans' preferences as are provided by law. Persons discharged from the service within six (6) months prior to making application to such municipality who fulfill the requirements of N.J.S.A. 40A:14-123.1, and who, thereby, are entitled to appointment notwithstanding their failure to meet the New Jersey residence requirement at the time of their initial application, shall be placed in class B, above. The four (4) classes of qualified applicants listed above, shall be considered as separate and successive lists of eligibles, and when the Borough requests the New Jersey Civil Service Commission to certify qualified applicants, the Civil Service Commission shall make such certifications from classes separately and successively, and shall certify no persons from any such class until all persons in the preceding class or classes have been appointed or have declined offers of appointment.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter IV**, entitled **Police Department**, of the Revised General Ordinances of the Borough of Sayreville, shall be amended to reflect such 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.

/s/ Arthur Rittenhouse, Councilman
Public Safety Committee

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien, Mayor

APPROVED AS TO FORM:

/s/ Michael R. DuPont, Esquire
Borough Attorney

Mayor O'Brien opened the meeting to the public for questions or comments on **Ordinance #252-14**.

There were no appearances.

At this time the borough attorney reiterated his opinion on the "Rule of Necessity" – Thereby allowing those council people who have the actual or the appearance of a conflict to vote and that is based on the "Rule of Necessity" which was explained when the ordinance was first introduced.

Councilwoman Eicher wanted to clarified the dates for registration. That if the organization will supply a letter requesting their registration on a different date to the Recreation Board and they meet certain circumstances it will go before the board who will act on approving or disapproving the request based on the circumstances.

Councilwoman Eicher then moved the Public Hearing be closed and the Ordinance be adopted on second and final reading according to law. Motion seconded by Councilwoman Novak.

Councilwoman Novak commented prior to her vote – objecting to the \$25.00 fee being removed from the ordinance for outside residents, due to the budget constraints she could not see the borough paying for someone out of town. She felt that this was just a small stipend back to the town.

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

ORDINANCE #252-14
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XVII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO ADD SECTION 17-8
“MUNICIPALLY SPONSORED ATHLETIC ORGANIZATIONS”

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows:

17-8 MUNICIPALLY SPONSORED ATHLETIC ORGANIZATIONS

17-8.1 Membership

Subject to the requirements set forth herein, applications to become a Municipally Sponsored Borough Athletic Organization require having at least a fifty-one (51%) percent membership of Borough residents and demonstrate a need for such an organization. Copy of non-profit status or documentation proving organization is in the process of acquiring. All municipally sponsored borough athletic organizations need to comply with the notification and other requirements set forth in subsection 17-6.2. However, all athletic organizations shall at all relevant times observe the rules, regulations and requirements set forth herein.

The fees set forth in Chapter 2-15.5 shall not be applicable to those municipally sponsored athletic organizations subsidized by the Borough of Sayreville and as may be set forth in Section 8 of Ordinance 950-06; current municipally sponsored athletic organizations are Sayreville Little League, Sayreville Athletic Association, Sayreville Soccer Associations, Sayreville Leprechauns, Morgan-Parlin Panthers and the Sayreville Softball Association.

17-8.2 Information Required for Membership

Any municipally sponsored athletic organization subsidized from by the Borough of Sayreville shall adhere to registration time period rules and provide the following information:

a. A full league roster with all team members, executive board members, coaches, full time volunteers, names and addresses on excel program file to Recreation Office within 30 days after the scheduled start of the season. Any new registrants after the 30 days start of the scheduled season will be sent to the Recreation Office as needed.

b. A league financial statement prepared by a recognized accountant or accounting firm, independent of the organization, for the prior year will be given to the Recreation Dept. by May 31 of the current year.

c. A copy of the pertinent organization’s current By-Laws is to be maintained at the Recreation Dept at all times. Any changes to current by laws need to be sent to the Recreation Dept within 1 month of the changes.

d. Within two (2) weeks of the start of each season the pertinent organization must provide proof of background checks for all Coaches, Executive Board Members and Full-time Volunteers to the Recreation Department in the form of an excel document.

Coaches may be added to the league roster as season progresses but they can't coach until background check is completed and the Recreation Dept is notified.

e. A Certificate of Insurance for the pertinent organization with the Borough of Sayreville and its employs are named as second insured. Each policy must have sexual harassment and molestation coverage

f. A new Contract between the Borough of Sayreville and each organization will be executed in February, that will establish, total yearly reimbursement for the pertinent organization and the pertinent organization's obligation to adhere to all current registration rules.

g. All signs for registration must be removed within seven (7) days after the conclusion of the registration period.

17-8.3 Rules Governing Registration Time Periods

a. Spring / Summer Sports Season registration time period will be from December 1st through April 30th of the following year.

b. Fall Sports Season registration time period will be from April 1st through September 15th of the current year.

c. Winter Sports Season registration time period will be from September 16th through November 30th of the current year.

d. Variation from this schedule requested by an organization must be submitted in writing to the Recreation Department for review with the Recreation Advisory Board

17-8.4 Rate for Reimbursement to Each Municipally Sponsored Athletic Organization

The prior two year's rosters of each league along with the last 2 years reimbursements will be used to determine the present annual reimbursement for each league. Total reimbursement amount will be determined by the Business Administrator, Chief Financial Officer and the Director of Recreation pursuant to municipal budget allocations. .

17-8.5 Requirements for Reimbursement

To receive reimbursement for an organization, the organization must meet the following requirements:

a. Supply invoices to the Borough of Sayreville for equipment, fees to officials, uniforms and operating expenses paid for the current season.

b. All costs for background checks performed by the Recreation Dept. will be deducted from each organization's total support payments for the year. If a league does not receive reimbursement from the borough a \$10.00 charge for each background check must be paid prior to the start of the current season.

c. All teams requesting the use of fields and before any use of the field shall also provide a facility use form, an indemnification / hold harmless agreement and a certificate of insurance and an attached endorsement signed by an authorized agent of the insurance company making the Borough of Sayreville, its agents, employees and professionals additional insured and making the insured's policy primary with waivers of contribution and subrogation as to the Borough

d. Municipally Sponsored Athletic Organizations and applicants affiliated with a league shall comply with the requirements of Section 2-15.6, "Criminal History Background

Checks for All Youth Programs,” of the Revised General Ordinances of the Borough of Sayreville.

e. It shall be the sole responsibility of the applicant to be aware of and comply with all applicable Borough of Sayreville ordinances at all times before, during and after the event that may affect same. Failure to comply with all applicable Borough of Sayreville ordinances could result in the revocation of a sponsored organization subsidy. Falsification of any information provided to the borough will be grounds for immediate revocation of a sponsored organization’s subsidy. The organization will then have thirty (30) days of revocation to file an appeal with the clerk’s office and a hearing date will be set to come before the council to hear the appeal.

17-8.6 Enforcement

The Mayor and the Borough Council and such other officials, consultants, agents and employees of the Borough as may be necessary and appropriate shall be and are hereby authorized to perform those acts and execute those documents that are necessary in order to affect the purposes of this Section.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter XVII, Parks and Recreational Areas**, of the Revised General Ordinances of the Borough of Sayreville, shall be amended to reflect such 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.

/s/ Lisa Eicher, Councilwoman

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec, RMC

/s/ Kennedy O’Brien, Mayor

APPROVED AS TO FORM:

/s/ Michael R. DuPont, Esquire
Borough Attorney

Mayor O’Brien opened the meeting to the public for questions or comments on **Ordinance #253-14**.

There were no appearances.

Councilman Melendez moved the Public Hearing be closed and the Ordinance be adopted on second and final reading according to law. Motion seconded by Councilman Buchanan.

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

ORDINANCE #253-14

BOND ORDINANCE PROVIDING FOR THE REHABILITATION OF THE ERNSTON ROAD WATER TANK IN THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$1,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION

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

Section 1. The Borough Council of the Borough of Sayreville, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$1,200,000. No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 4(e) of this bond ordinance.

Section 2. In order to finance the cost of the improvements or purposes, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,200,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$1,200,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued is the rehabilitation of the Ernston Road water tank, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said improvements or purposes is \$1,200,000.

(c) The estimated cost of said improvements or purposes is \$1,200,000.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said improvements or purposes described in Section 3 of this bond ordinance are not current expenses. It is an improvement or purpose that the Borough may lawfully undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 40 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and an electronic copy thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,200,000, but that the net debt of the Borough determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$150,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements or purposes.

(e) This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including any grants, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$1,200,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

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

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

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien, Mayor

APPROVED AS TO FORM:

/s/ Michael R. DuPont, Esquire
Borough Attorney

Councilman Buchanan made a motion to **Table Ordinance #254-14** and refer it back to the Planning Board for further review and revisions. Motion was seconded by Councilwoman Novak.

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

ORDINANCE #254-14 - TABLED

**AN ORDINANCE AMENDING ARTICLE III OF
CHAPTER XXVI, LAND DEVELOPMENT, OF THE
REVISED GENERAL ORDINANCES OF THE
BOROUGH OF SAYREVILLE TO CREATE
R-7B INFILL OVERLAY RESIDENTIAL ZONE DISTRICT**

(Main Street)

(Co. McGill, Planning & Zoning)

• **NEW BUSINESS:**

- a) Introduction of the following Ordinance(s): (NONE)

CONSENT AGENDA/RESOLUTIONS

Mayor O'Brien opened the meeting to the public for questions or comments on the consent agenda items.

Those appearing were:

- Rene Tischler, 20 Hampton Way.
Questioned Resolution #2014-70, 71 and 72.
Mayor explained THESE Resolutions were for the re-organization of the clerk's office and the other moves.

There being no further appearances.

Council President Novak moved the public portion be closed and the Consent Agenda Resolutions be approved on Roll Call vote. Motion seconded by Councilman Rittenhouse.

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

CONSENT AGENDA/RESOLUTIONS

RESOLUTION #2014-60

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
Kennedy O'Brien, Mayor

/s/ Dan Buchanan
Councilman Daniel Buchanan

/s/ Ricci Melendez
Councilman Ricci Melendez

/s/ Lisa Eicher
Councilwoman Lisa Eicher

/s/ Mary J. Novak
Councilwoman Mary J. Novak

Absent
Councilman David McGill

/s/ Arthur Rittenhouse
Councilman Arthur Rittenhouse

**Bill list of March 10, 2014, in the amount of \$6,822,688.74
(Bill List – See Appendix 2014-A for this date, in a separate Bill List File for 2014).**

RESOLUTION #2014-61

WHEREAS, N.J.S.A. 40A:4-8 provides that the Budget as advertised shall be read in full at the public hearing or that it may be read by its title only if:

1. At least one week prior to the date of the hearing, a complete copy of the approved budget, as advertised,

(a) shall be posted in a public place where public notices are customarily posted in the principal public building; and

(b) copies are made available to each person requesting same during said week during the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sayreville that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, 1(a) and (b), have been met and, therefore, the Budget for 2014 shall be read by title only.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-62
INTRODUCTION OF THE 2014 LOCAL MUNICIPAL BUDGET

Municipal Budget of the Borough of Sayreville, County of Middlesex for the Fiscal Year 2014.

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the fiscal year 2014;

BE IT FURTHER RESOLVED that said Budget be published in the Home News Tribune in the Issue of March 14, 2014.

The Governing Body of the Borough of Sayreville does hereby approve the following as the Budget for the year 2014.

RECORDED VOTE:

ABSTAINED { NONE

AYES { BUCHANAN
{ EICHER
{ MELENDEZ
{ NOVAK
{ RITTENHOUSE

ABSENT{ McGill

Notice is hereby given that the Budget and Tax Resolution was approved by the Borough Council of the Borough of Sayreville, County of Middlesex, on March 10, 2014.

A Hearing on the Budget and Tax Resolution will be held at 167 Main St., on April 7, 2014 at 7:00 o'clock p.m. at which time and place objections to said Budget and Tax Resolution for the year 2014 may be presented by taxpayers or other interested persons.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-63

WHEREAS, the following applicant has applied for one temporary trailer license to be used as office space during construction:

<u>APPLICANT</u>	<u>#OF TRAILERS</u>	<u>LOCATION</u>
Soverign Consulting, Inc. 141 New Rd., Suite 20 Parsippany, NJ 07054	1 Temporary Office Trailer	SERA Property Block 257.02, Lot 1.01 Chevalier Avenue & Main St. Extension

WHEREAS, said application has been referred to the proper department for investigation and review; and

WHEREAS, a favorable report has been received from the Zoning Officer covering the location of a said trailers;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council do hereby approve the above-captioned application for permission to locate one (1) temporary office trailer on the above-captioned property.

/s/ Daniel Buchanan, Councilman
(Planning & Zoning Committee)

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION # 2014-64
**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN
THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
AUTHORIZING SHRI DWARKADHIS TEMPLE'S RELIGIOUS EVENTS**

WHEREAS, the Shri Dwarkadhis Temple's has requested permission from the Mayor and Council of the Borough of Sayreville to conduct religious events on March 16, April 19-27, August 17, Oct 18-25, (Nov. 1 –Alt for Oct. 24th).

WHEREAS, the Mayor and Council wish the Borough of Sayreville to be an ecumenical community;

WHEREAS, the schedule of the events are religious and holy in nature; and

WHEREAS, the Shri Dwarkadhis Temple has agreed that before each religious event that will notify the Sayreville Police Department, the Department of Public Works, the Recreation Department and the Sayreville Emergency Squad seven (7) days prior to each event on the Shri Dwarkadhis Temple property; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on this 10th day of March, 2014 the Borough Council hereby authorizes the Shri Dwarkadhis Temple to hold its religious events on various events from March 16 thru Nov. 1, 2014.

<u>2014</u>	<u>Time</u>	<u>Event</u>
- 3/16	5-9PM	Bonfire
- 4/19-24	5-9PM	20 Anniv. Celebration
- 4/25	4-9PM	Birth Anniv.
- 4/26	4-9pm	20 Anniv. Celebration
- 4/27	Noon-3PM	Parade – Kennedy Pk-Temple
	3-9PM	20 Anniv. Celebration
-8/17	9PM-2AM	Birth Anniv. Night Event
-10/18-23	5-9PM	Diwali Days
-10/24	6-9AM; 11:30-1:30;	
	5-9 PM	New Year Day
-10/25	4-9PM	New Year Celebration
- 11/1	4-9PM	(Alt. Day)New Year Celebration

/s/ Lisa Eicher, Councilwoman
(Recreation Committee)

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-65

BE IT AND IT IS HEREBY RESOLVED that the proper Borough officials are hereby authorized and directed to execute an agreement between Trustmark Life Insurance Company of New York and the Borough of Sayreville for the purpose of providing Universal Life Events and it's Living Benefits for Long Term Care to the employees of the Borough of Sayreville through a 100% employee funds payroll deduction and shall remain in effect for a minimum of 12 months from the effective date of coverage.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-66

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant maybe made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for **calendar year 2013** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Borough Council to the efforts undertaken by the Borough of Sayreville and the requirements contained in the Recycling Act and the recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the Borough of Sayreville hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and **designates Elyse Barone, CRP/Municipal Recycling Coordinator** to ensure that the application and reports are properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-67

WHEREAS the Borough of Sayreville desires to participate in the County Sponsored Tire Recycling program; and

WHEREAS, the County of Middlesex agrees to remove the current tire recycling trailer due to the age and condition and provide the Borough of Sayreville with a new

trailer for the County Sponsored Tire Recycling Program and the Borough of Sayreville agrees to accept tires from any County resident during its normal operating hours; and

WHEREAS, the County of Middlesex agrees to pay for the Borough of Sayreville 40% of the total weight of the material deposited and which shall be credited to the benefit of the Municipality.

NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED that the proper borough officials are hereby authorized and directed to execute an Agreement with the County of Middlesex for the Borough's participation in the County Sponsored Tire Recycling program.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014- 68

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE MIDDLESEX COUNTY UTILITIES AUTHORITY PROVIDING FOR ADJOINING COMMUNITY HOST BENEFITS TO THE BOROUGH IN CONNECTION WITH THE SANITARY LANDFILL OPERATED BY THE UTILITIES AUTHORITY IN EAST BRUNSWICK

WHEREAS, the Middlesex County Utilities Authority (the Authority) presently operates a sanitary landfill adjoining Edgeboro Road in East Brunswick; and

WHEREAS, pursuant to Assembly Bill number 923, the Authority is obligated to annually pay to those municipalities located within close proximity to such landfill certain sums referred to as "Adjoining Municipality Benefits" in consideration of the location of those communities in close proximity to a sanitary landfill; and

WHEREAS, on the basis of the Legislation aforesaid, the Borough is entitled to receive Adjoining Municipality Benefits from the Authority by virtue of the location of the sanitary landfill aforesaid in proximity to the Borough; and

WHEREAS, There is presently on file in the Borough Clerk's office a proposed form of Agreement executed by the Authority and which provides for the payment of Adjoining Municipality Benefits to the Borough; and

WHEREAS, the Borough Council has reviewed the terms and conditions of the Agreement aforesaid and has found the same to be in the public interest.

NOW, THEREFORE, be it resolved by the Borough Council of the Borough of Sayreville in the County of Middlesex and State of New Jersey as follows:

1. That the Mayor is authorized to execute and the Clerk to attest to the reposed form of agreement aforesaid with the Middlesex County Utilities Authority which provides for the payment of Adjoining Municipality Benefits to the Borough in accordance with the terms thereof.

2. That the Borough Clerk shall forward a certified copy of this Resolution to the Chief Financial Officer, the Borough Attorney and the Middlesex County Utilities Authority

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-69

WHEREAS, on February 19, 2013 the Borough of Sayreville awarded a contract for "Water Department Chemicals-Ferric Chloride" to PVS Technologies, Inc., 10900 Harper Avenue, Detroit, MI 48213; and

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

WHEREAS PVS Technologies, Inc, has indicated their interest in extending their terms of the aforesaid contract for one (1) additional year;

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 "Water Dept. Chemical – Ferric Chloride" is hereby renewed for one additional year period at no additional increase in price.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-70

BE IT RESOLVED that the following person is hereby appointed to the following title and department:

NAME OF APPOINTEE:	Rebecca Garbowski
POSITION:	Personnel Officer
DEPARTMENT:	Admin. & Executive
EFFECTIVE:	March 11, 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 Civil Service Commission.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-71

BE IT RESOLVED that the following person is hereby appointed to the following title and department:

NAME OF APPOINTEE: Jessica Morelos
POSITION: Assistant Municipal Clerk
DEPARTMENT: Admin. & Executive
EFFECTIVE: March 11, 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 Civil Service Commission.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-72

BE IT RESOLVED that the following person is hereby appointed to the following title and department:

NAME OF APPOINTEE: Amy Loughman
POSITION: Clerk Typist II/Full Time
(Keyboarding Clerk I)
DEPARTMENT: Admin. & Executive
EFFECTIVE: March 11, 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 Civil Service Commission.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-73

WHEREAS, the Mayor and Borough Council of the Borough of Sayreville are knowledgeable that the Borough requires the services of an appraiser to provide appraisal services and reports covering 650 Jernee Mill Road, Block 13, Lot 1.01; and

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

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A11-5(1)(a) requires that a resolution authorizing such services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of Sayreville hereby appoint the firm of Sockler Realty Services Group, Inc. and that they be paid for said services at a fee not to exceed \$3,500.00.

BE IT AND IT IS HEREBY RESOLVED that the Borough Clerk be and is hereby authorized to forward a true copy of this resolution to, Sockler Realty Services Group, Inc., 299 Ward Street, Suite C, Hightstown, NJ 08520.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-74

WHEREAS, *Verizon*, owner of real property located in the Borough of Sayreville has filed real property tax appeals for the years 2010, 2011, 2012, 2013 and will file for 2014 affecting Block 439.01, Lot 5, commonly known as 934 Route 9; and

WHEREAS, the Mayor and Borough Council upon advice of the Tax Assessor and Special Tax Counsel be and are hereby desirous of settling the pending Tax Court appeals; and

WHEREAS, the Tax Assessor and Special Tax Counsel after due deliberation and settlement conferences with Counsel for Verizon, duly recommend the following:

- Appeal of 2010 assessment will not be changed;
- Appeal of 2011 assessment will not be changed;
- Appeal of 2012 be reduced to \$850,000
- Appeal of 2013 be reduced to \$725,000
- 2014 assessment will be reduced to \$650,000

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

1. That the Tax Assessor and Special Tax Counsel be and are hereby authorized to cause to be drafted any and all documents and agreements which may be required to effectuate the settlement as herein above-proposed and authorized.

2. That a copy of this Resolution shall be kept on file with the Borough Clerk.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-75

BE IT AND IT IS HEREBY RESOLVED that the Mayor and Borough Engineer are hereby authorized and directed to execute the NJDEP Permit Applications associated with the Gillette Towers, LLC Site Plan.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien, Mayor

RESOLUTION #2014-76

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to prepare conceptual plans and preliminary cost estimates for the Improvements to the Former Bordentown Avenue Water Treatment Plant for a fee not to exceed \$5,500.00.

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

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 – March 10, 2014

COMMUNICATIONS & COMMITTEE REPORTS

• **ADMINISTRATIVE & FINANCE – Councilman Buchanan**

a) **Minutes & Departmental Reports:**

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

- 1) Board of Education Minutes of February 18, 2014.
Seconded by Councilwoman Novak.

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

1) Applications from **St. Stanislaus Kostka R.C. Church** to conduct the following games on dates from June 18-21, 2014:

- On Premise Non Draw - Pull Tabs (RA:1857)
- On Premise Non Draw – Wheels (RA:1858)
- On Premise Non Draw - Money Wheel (RA:1859)
- On Premise 50/50 (RA:1860)
- Off Premise 50/50 on June 21, 2014 (RA:1861)
- Off Premise Draw on June 21, 2014 (RA:1862)

2) Amendment to Bingo License #BL483 adding two members in charge.

- b 1 & 2 Approved

c) **2014 Tax Appeal(s) received from:**

- Amram & Irene Dayan, 6 Cliff Avenue, Blk 524, Lot 6
- Forward to Tax Counsel

- d) Application for **Social Affair Permit** received from **St. Stanislaus Kostka R.C. Church** to dispense beer & wine during their annual carnival being held from June 18-21, 2014 on parish grounds.

- Approved

- e) Committee Reports –

1) Councilman Buchanan questioned the status of the Old Water Treatment Plant renovation. The engineer responded that the Council just approved a resolution on the consent agenda authorizing his office to prepare the final layout plans and the preliminary cost estimates. The layout plans may be ready and presented at the next council meeting for review and approval. He said that once we get through that phase they will then prepare the plans and specifications.

• **PLANNING & ZONING – Councilman Buchanan**

- a) **Minutes & Departmental Reports:**

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

- Board of Adjustment Minutes of January 22, 2014 (Re-Organization & Regular)

Seconded by Councilwoman Novak.

- b) Notice to Adjacent Property Owner(s) received from:

- Resident of 37 Boehmhurst Ave, Blk 216, Lot 112.02 on an application before the Board of Adjustment on March 26, 2014 for a proposed second story addition and cantilever encroaching on sideyard set back limitations.

- Receive & File

- c) Committee Report:

1) _____

• **PUBLIC SAFETY – Councilman Rittenhouse**

- a) **Minutes & Departmental Reports:**

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

- b) Request received from **St. Stanislaus Kostka RC Church** for authorization to **hang promotional banners** at the following locations, advertising their annual parish carnival on June 18-21, 2014.

- Pole JC643SE/JC621SE – Main Street & MacArthur Ave.
- Pole JC519SE/BT279SE – Washington Rd. & Bissett St.
- Pole BT5SAR/BT1944 – Washington Rd. & Parkway Overpass
- Pole JC111-4SE/JC116SE – Jernee Mill Rd between Tech Ctr. & Starland Ballroom.

- Approved

- c) **Firemen's Application** received from Louis F. Kwiatek as an **Associate Member** of the **Melrose Hose Co. No. 1** was accepted on March 3, 2014 and is being forwarded to Gov. Body for approval.

- Approved.

- d) Request for permission to conduct a **coin toss** at the corner of Washington & Ernston Roads from 10am-2pm received from:

- Sayreville Bombers Boys Soccer on Sept. 13, 2014
- Knights of Columbus Council #2061 on May24-25, 2014

- Approved

- e) Committee Reports-

• **RECREATION – Councilwoman Eicher**

- a) **Minutes & Departmental Reports:**

Councilwoman Eicher moved the following Minutes/Reports be Received & Filed:

- Cultural Arts Minutes of January 15, 2014.

Seconded by Councilman Buchanan.

b) Request for Council's support in the **naming of the soccer fields** at the sports complex after fallen Korean War Veteran Corporal Woodrow Haussermann. Location requested by Veteran's Alliance committee member Ken Kelly and supported by Soccer Association.

- Discussed and approved earlier in meeting.

c) Authorization to award contract with **International Fireworks of Douglasville, PA** for the Independence Day Celebration to be held in Kennedy Park on June 28, 2014 (rain date June 29th) at a cost not to exceed \$12,500.00. (Three quotes received)

- Approved/Resolution.

d) Committee Reports - Councilwoman Eicher:

- 1) Reported on various recreation sponsored events.
- 2) Congratulated the Sayreville High School Bowling Team on their third place finish.
- 3) Reported on attending two Sayreville Girls Basketball games in which they played awesome, however lost in the semi final and the boys team won.
- 4) Ongoing traffic issue heading from the high school to Bordentown Avenue traffic light. She questioned if the turn lane lines could be changing to increase traffic flow.

Councilman Rittenhouse said that they are aware of the situation and that there are several suggestions being made. The Engineer reported that they approached the County and they are not able to go ahead with any changes to the intersection, until the project is closed out. There are some punch-list items that have to be completed yet before the County would be able to authorize any changes and the reason for that is that Federal money was used for this project. So we are possibly looking at the spring time for the contractor to complete the punch list items.

Councilman Melendez asked if there was a traffic study performed for this area. The engineer stated that this was a project that was discussed for about twenty years so and there were a lot of traffic studies done, this was a County project which was performed by county consultants.

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

a) Minutes & Departmental Reports:

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

b) Committee Reports-

1) Councilman Melendez questioned if CUC was just for electric or both gas and electric. Wants other companies to quote us also. The Mayor said that the sub-committee should take that into consideration.

Mr. Frankel said that they can and we can do both but would like to walk before we run.

• **PUBLIC WORKS – Council President Novak**

a) **Minutes & Departmental Reports:**

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

b) Authorization to award **contract for goose control** to Goose Control Technology of Metuchen, NJ. (Three quotes attached & Resolution Required).

- Approved/Resolution.

c) Committee Reports – Co. Novak:

1) Read an article in a blog stating that Sayreville was the best city to live in.

2) Commented on the new flood plain maps. She said that the Congress and Senate is working on a bill calling upon effected residents go online and look up their Congress in

the Senate representatives and tell them to vote in favor of the Flood Insurance Affordability Bill as it would be very important to the residents of Sayreville.

- **MAYOR – Kennedy O’Brien**

- Announced that the Governor will be holding a Town Hall Meeting in South River on March 18th at 11 a.m. at Saint Mary’s Community Center on 80 David Street, South River. The Mayor gave the web site if anyone wanted to attend.

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

- Announced that this Thursday, the DEP will be conducting their first demolition of homes due to Hurricane Sandy; 127 Weber Ave., with three other homes on MacArthur.

- **Admin. & Finance**

- a) Authorization to execute an amendment to the Office on Aging Residential Maintenance Agreement between the Borough and Middlesex County. The amendment will extend the contract for the year 2014.

- Resolution.

- b) Authorization to sponsor a Resolution to Welcome the Special Olympians, their Families and Supports to New Jersey, the host of the 2014 Special Olympics USA Games which will take place June 14-21, 2014 at various venues in Mercer County and New Brunswick in Middlesex County.

- Resolution.

- c) Authorization to amend Agreement with Windstream (formerly Paetec) covering Voice & MPLS Services for the Borough of Sayreville.

- (5 year contract dated 6/13/11 through 2016 - Resolution Required).

- Resolution.

- d) Authorization for the proper borough officials to execute a Memorandum of Understanding with the Supervisor’s Union (SAMS) for Contract year 2013, 2014, 2015, 2016.

- Resolution.

- Councilwoman Novak stated she had something she would like to talk about in closed session on this matter.

- **Planning & Zoning**

- **Public Safety**

- a) Notice received from the NJDOT advising that it will be necessary to temporarily close a portion of Main St. for the purpose of making improvements to the Garden State Parkway bridge structure for a duration of greater than 48 hours. Please refer to Certification Report for Engineering and Police approvals and Detour. In order to accomplish this they are requesting a resolution from Sayreville in support of the traffic detour route of N. Ernston Road and Washington Road

- (Report & correspondence in packet- Resolution Required).

- Resolution.

- b) Request received from the US Dept of Justice, Special Agent Gotthold to use the Municipal Courtroom for the purpose of a mock trial training exercise on Friday March 28,2014, from 8AM-3PM.

- Approved.

- c) Request for authorization for the Borough Attorney to review plans and specifications for Two (2) 2014 Harley Davidson Law Enforcement Motorcycles and for the Clerk to advertise for bids.

- Resolution.

- **Public Works**

- Recreation

- Water & Sewer

a) Authorization to extend the contract for Water Dept. Chemical Sodium Besulfite to Miracle Chemical Company for a one year term at no increase in price.

- Resolution.

b) Authorization to extend the contract for Misc. Water Dept. Supplies to Water Works Supply Co., Inc. for a one year term at no increase in price.

- Resolution.

- Personnel

a) Title reclassification of employees in the following departments as determined by the Dept. of personnel:

- One (1) employee in the **Recreation Dept.** from Clerk I to Clerk II, effective January 31, 2014.
- One (1) employee in the **Department of Public Works** from Laborer I to Truck Driver, effective January 23, 2014.
- Three (3) employees in the **Water Department** from Water Treatment Plant Operator to Senior Water Treatment Plant Operator, effective November 26, 2013.
- One (1) employee in the **Finance Office** from Sr. Clerk to Sr. Account Clerk, effective March 11, 2014.

- All Approved/Resolution.

- Council President Novak asked the Business Admin. about a report received from CME Associates regarding possible protection from flooding on Canal Street and Ciecko Court. The report was quite extensive and requested if Dan could meet with Jay and possibly scale down the items in the report and look at just doing one or two things such as a one way valve on the retention basin and look at the rest when we have more money.

- Wanted to confirm that the road closure over the GSP overpass on Main Street would not coincide with the dates for the Temple events. Mayor asked the Business Administrator, Police Department, Parks and Recreation Department to review the plan and proactively go with whatever solution they have.

- Executive Session Items

- Mayor announced an item for Closed Session – Potential Litigation.

• **C.F.O.- Wayne Kronowski**

a) Bill List Resolution

b) Transfer Resolution

c) Authorization for clerk to advertise for the receipt of bids for the Installation of Playground Equipment by Certified Installers.

- Resolution.

• **BOROUGH ENGINEER -Jay Cornell**

a) Ernston Road Tank Rehabilitation – Receipt of Bids (Report Attached)

- Resolution.

• **BOROUGH ATTORNEY - Michael DuPont**

- None

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:

- Stanley Drwal, 121 Bissett Street
 - 1) Questioned the plan being used for the Water Treatment Plant.
 - Response by Borough Engineer.
 - 2) Questioned the borough's consideration of the property on Cheesequake Rd. being used to locate a public works facility. He explained the process it took to get that property on Cheesequake Road from DuPont and preserving it for Open Space or Passive Recreation as the Mayor said in a previous State of the Borough Address. He also addressed options that could be used for a salt dome in Sayreville.
 - Councilwoman Novak responded on the options the borough had and that now they were down to two and that she supports the use of the property on Jernee Mill Road, (Mario Concrete's building - old Zagata Plant). There is a resolution listed tonight appointing a appraisal company to appraise the Jernee Mill Road property and hope to work something out with the owner. She also expressed her concerns about the safety of the borough employees and further highlighted reports from 1999 that indicated that the current garage bays were never intended for the current use.
 - Mayor stated that they have every intention at some point of getting a new DPW facility. He clarified that when the facility was first presented there was a projected figure of \$16 million dollars which he was opposed to. He asked that we look into the private market to see if we could provide that structure cheaper. So we are moving toward the use of an existing structure that we would have to modify and this would have to be done under the letter of the law and do not want any employee to think they are second class citizens. We need to do a lot with a little as we have always done.

There were no further appearances.

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

Roll Call: Voice vote, all Ayes.

- **EXECUTIVE SESSION ITEMS -**

Mayor O'Brien announced that the Council will be going into Closed Session.

Attorney 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 5 minutes to discuss the following matters:

- Litigation & Contract Negotiations

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

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

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

/s/ Mary J. Novak
Council President

APPROVED:

/s/ Kennedy O'Brien
Mayor

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

Roll Call: Voice Vote, all Ayes. Carried.

Time: 8:26 PM.

- **RECONVENE**

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

Time: 8:52

Roll Call: Voice Vote, all Ayes.

Mayor O'Brien asked for a motion for the appointment of the firm of DeCotiis FitzPatrick and Cole as Special Counsel-Special Litigation.

Councilman Rittenhouse made the motion to appoint the DeCotiis firm.

Mayor called for a second on the motion.

No second on the motion. Motion died.

Mayor asked if there was any further business.

Councilman Rittenhouse made a motion authorizing the Clerk to place the **SAMS Memorandum of Agreement** on the Consent Agenda for the next meeting.

Motion seconded by Councilwoman Novak.

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

- **ADJOURNMENT**

No further business.

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

Roll Call: Voice Vote, all Ayes.

Time: 8:54 P.M.

SIGNED:

Theresa A. Farbaniec, Municipal Clerk

Date Approved