

Combined Meeting of the Mayor and Borough Council held on Monday, April 9, 2012, in the Borough Hall, 167 Main Street, Sayreville, was called to order by Mayor Kennedy O'Brien at 6:32 P.M. followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this combined meeting of the Mayor and Council, 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:** Councilpersons Buchanan, Bella, Henry, Novak,

Perrette.

Absent: Councilwoman Eicher

Others Present: Municipal Clerk Farbaniec  
Engineer Cornell  
Attorney Edward Washburne  
C.F.O. /Acting Business Admin. Kronowski

Absent: Mayor Kennedy O'Brien

- **APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES – None**

- **PROCLAMATION:**

Municipal Clerk Farbaniec read the following Proclamation into record:

## Proclamation

**WHEREAS**, the Holocaust was the state-sponsored, systematic persecution and annihilation of European Jewry by Nazi Germany and its collaborators between 1933 and 1945. Jews were the primary victims – six million were murdered; and

**WHEREAS**, the history of the Holocaust offers an opportunity to reflect on the moral responsibilities of individuals, societies, and governments; and

**WHEREAS**, we the people of the Borough of Sayreville should always remember the terrible events of the Holocaust and remain vigilant against hatred, persecution, and tyranny, and

**WHEREAS**, we should actively rededicate ourselves to the principles of individual freedom in a just society; and

**WHEREAS**, the Days of Remembrance have been set aside for people to remember the victims of the Holocaust as well as to reflect on the need for respect of all peoples; and

**WHEREAS**, pursuant to an Act of Congress, the United States Holocaust Memorial Council designates the Days of Remembrance of the Victims of the Holocaust to be Sunday, April 15 through Sunday, April 22, 2012.

**NOW, THEREFORE, I, KENNEDY O'BRIEN, MAYOR OF THE BOROUGH OF SAYREVILLE, DO HEREBY PROCLAIM THE WEEK OF SUNDAY, APRIL 15 THROUGH SUNDAY, APRIL 22, 2012 AS DAYS OF REMEMBRANCE IN MEMORY OF THE VICTIMS OF THE HOLOCAUST, AND IN HONOR OF THE SURVIVORS, AS WELL AS THE RESCUERS AND LIBERATORS.**

**IN WITNESS WHEREOF**, I HAVE CAUSED THIS PROCLAMATION TO BE ISSUED AND THE OFFICIAL SEAL OF THE BOROUGH DULY AFFIXED THIS 9<sup>TH</sup> DAY OF APRIL, 2012 AND THE SAME DULY ATTESTED BY THE MUNICIPAL CLERK

/s/ DAN BUCHANAN, ACTING COUNCIL PRESIDENT PRO TEMPORE

ATTEST:

/s/ THERESA A. FARBANIEC, R.M.C. – MUNICIPAL CLERK

Councilwoman Novak moved the Mayor's Proclamation to be adopted on Roll Call vote. Seconded by councilman Perrette.

Roll Call: Councilpersons Bella, Buchanan, Henry, Novak, Perrette, all Ayes. Carried.

- **OLD BUSINESS - None**
- **NEW BUSINESS:**

Introduction of the following Ordinance(s):

**ORDINANCE #181-12**  
**AN ORDINANCE AMENDING AND SUPPLEMENTING**  
**CHAPTER XIX OF THE REVISED GENERAL ORDINANCES**  
**OF THE BOROUGH OF SAYREVILLE**  
(Amendment to the Swimming Pool Ordinance)

Councilman Henry moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing held on April 23, 2012. Seconded by Councilman Bella.

Roll Call: Councilpersons Bella, Buchanan, Henry, Novak, Perrette, all Ayes. Carried.

**ORDINANCE #182-12**  
**AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER XIV,**  
**"WATER & SEWER", SECTION 49, SCHEDULE A, SEWER USER CHARGES**  
**OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE,**  
**1986, AS SUPPLEMENTED AND AMENDED**  
[Co. Buchanan, Water & Sewer Committee – Public Hearing, April 23, 2012]

Councilman Buchanan moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing held on April 23, 2012. Seconded by Councilman Perrette.

Roll Call: Councilpersons Bella, Buchanan, Henry, Novak, Perrette, all Ayes. Carried.

c. Discussion on Resolution to be read in full – None.

**CONSENT AGENDA/RESOLUTIONS**

Acting Council President Buchanan opened the meeting to the public for any questions or comments on Consent Agenda Resolutions.

No one appeared.

Councilwoman Novak moved the Public Portion be closed and the Consent Agenda Resolutions be approved on Roll Call Vote. Seconded by Councilman Perrette.

Roll Call: Councilpersons Bella, Buchanan, Henry, Novak, Perrette, all Ayes. Carried.

**RESOLUTION #2012-103**

**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.

Absent

Mayor

/s/ Frank J. Bella  
Councilman

/s/ William J. Henry  
Councilman

/s/ Daniel Buchanan  
Councilman

/s/ Mary J. Novak  
Councilwoman

Absent  
Councilwoman Lisa Eicher

/s/ Nicholas J. Perrette  
Councilman

**Bill list of April 9, 2012, in the amount of \$6,325,804.24  
(Bill List - See Appendix 2012-A for this date, in a separate Bill List File for 2012).**

**RESOLUTION #2012-104**

**RESOLUTION MEMORIALIZING ACTION TAKEN ON  
CERTAIN COMMUNICATION ITEMS AT THE  
MARCH 26, 2012 COUNCIL MEETING**

**BE IT AND IT IS HEREBY RESOLVED THAT** this Resolution hereby memorializes action taken by the Governing Body at the March 26, 2012 Council Meeting approving the following:

- **Application(s) for Bingo/Raffle Licenses received from:**  
St. Stanislaus Kostka R.C. Church - Application #RA:1744.  
St. Stanislaus Kostka R.C. Church - Application #RA:1745  
St. Stanislaus Kostka R.C. Church - Application #RA:1746  
St. Stanislaus Kostka R.C. Church - Application #RA: 1747  
St. Stanislaus Kostka R.C. Church - Application #RA:1748  
St. Stanislaus Kostka R.C. Church - Application #RA:1749  
St. Stanislaus Kostka R.C. Church - Application #RA:1750  
Sayreville Little League - Application #RA:1751  
St. Stanislaus Kostka Rosary Altar Society #RA:1755  
Our Lady of Victories HSA - Application #RA:1756.
- **Application for Special Permit for Social Affair** received from St. Stanislaus Kostka Church to serve beer and wine at their annual Parish Carnival to be held on their property on June 20, 21, 22, 23, 2012 April 20, 2012.

/s/ Nicholas J. Perrette, Councilman  
(Admin. & Finance Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2012-105**

**WHEREAS**, Ethan H, LLC has filed a verified petition with the State Division of Alcoholic Beverage Control requesting the issuance of a “new” license application to replace the license that expired upon failure to timely renew the license for the 2011-2012 license terms pursuant to the provisions of N.J.S.A. 33:1-12.18; and

**WHEREAS**, by Special Ruling dated February 7, 2012, the Director of the State Division of Alcoholic Beverage Control authorized the Borough of Sayreville to consider Ethan H, LLC’s application for a “new” plenary retail consumption license to replace the license that expired upon failure to timely renew for the 2011-2012 license term and authorized the Borough of Sayreville to consider Ethan H LLC’s application for renewal of its inactive plenary retail consumption license for the 2011-2012 license term; and

**WHEREAS**, Ethan H. LLC has filed its application for a “new” plenary retail consumption license for failure to timely renew for the 2011-2012 license term and for renewal of its inactive plenary retail consumption license for the 2011-2012 license term; and

**WHEREAS**, the application is complete in all respects and Ethan H, LLC has duly advertised in the Home News Tribune on March 10, 2012 and March 17, 2012 as required by law and has produced proof of publication as to such advertising; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, that a “new” Plenary Retail Consumption License No. 1219-33-011-008 is hereby issued to Ethan H, LLC, and that such inactive license for the 2011-2012 license term is hereby renewed, all in accordance with the Special Ruling of the State Division of Alcoholic Beverage Control dated February 7, 2012.

**BE IT FURTHER RESOLVED**, that this license is hereby renewed for the license year 2011-2012, with the following conditions which remain part of the said license:

- Licensee shall require all security staff, except for undercover security staff employed by the Licensee to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts and black block letters stating “SECURITY.” This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly or hazardous activities within the Licensed Premises and in the parking lot to further assist police in identifying security personnel when patrolling or responding to complaints or calls.
- Licensee shall cease all sales of alcohol at 1:30AM and shall cease the playing of all music at 1:45AM. This measure is designed to facilitate the prompt and orderly exiting of patrons at or before the time of closing and to prevent large groups of patrons from exiting the Licensed premises at the same time, resulting in loitering in and around the Licensed Premises and in the street, blocking traffic and inhibiting the dispersal of other patrons from the Licensed Premises and from the area;

/s/ Nicholas J. Perrette, Councilman  
(Admin. & Finance Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**RESOLUTION #2012-106**

**WHEREAS**, the following applicant has applied for trailer licenses to be used as a temporary office trailer(s):

<u>APPLICANT</u>	<u>#OF TRAILERS</u>	<u>LOCATION</u>
Brian Lourenco	One – Storage	Blk. 425, Lot 2.02
	Temporary Storage	1970 Route 35

**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 trailer;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council do hereby approve the above-captioned application for permission to locate one (1) temporary trailer for additional storage space needed until 2015.

/s/ William J. Henry, Councilman  
(Planning & Zoning Committee)

<b>ATTEST:</b>	<b>BOROUGH OF SAYREVILLE</b>
<u>/s/ Theresa A. Farbaniec, RMC</u> Municipal Clerk	<u>/s/ Dan Buchanan</u> Council President Pro Tempore

**RESOLUTION #2012-107**

**WHEREAS**, on November 30, 2012 Road Opening Permit #5200 was issued to open the Intersection of Sayreville Blvd. & Riverview Drive; and

**WHEREAS**, the Road Department has advised that the road has been restored to original condition and has recommended that a refund of a portion of said permit fee be made; and

**WHEREAS**, a Maintenance Bond in the amount of Five-Hundred (\$500.00) has been posted and approved by the Borough Attorney.

**NOW, THEREFORE, BE IT RESOLVED** that the proper Borough Officials are hereby authorized and directed to refund the sum of \$1,350.00 for the aforementioned Road Opening Permit to Cruz Contractors, LLC, upon the submission of a properly approved borough voucher.

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

<b>ATTEST:</b>	<b>BOROUGH OF SAYREVILLE</b>
<u>/s/ Theresa A. Farbaniec, RMC</u> Municipal Clerk	<u>/s/ Dan Buchanan</u> Council President Pro Tempore

**RESOLUTION #2012-108**  
**A RESOLUTION MEMORIALIZING ACTION TAKED BY THE  
MAYOR AND COUNCIL AT THEIR MARCH 26, 2012 MEETING,  
AUTHORIZING THE ABANDONMENT OF A SOLICITATION  
OF BIDS FOR THE ONE (1) HOOK LIFT SWAP LOADER TRUCK AND  
AUTHORIZING RE-ADVERTISEMENT FOR BIDS**

**WHEREAS**, the Borough of Sayreville advertised for and received bids for the purchase of One (1) Hook Lift Swap Loader Truck, with a bid submission date of March 29, 2012; and

**WHEREAS**, it was subsequently discovered that the technical specifications contained in the request for bids required multiple revisions; and

**WHEREAS**, the Borough seeks to abandon the current bid process before bids are submitted, and commence a new procurement process once the technical specifications have been duly revised; and

**NOW, THEREFORE, BE IT RESOLVED**, that the action taken by the Mayor and Council on March 26, 2012 to abandon the solicitation of bids for One (1) Hook Lift Swap Loader Truck and authorizing the Clerk to re-advertise once the bids have been revised is hereby memorialized by this resolution.

**BE IT FURTHER RESOLVED**, 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 prior commenced procurement process for the purchase by the Borough of One (1) Hook Lift Swap Loader Truck is hereby abandoned for the purpose of materially revising the technical specifications contained in the request for bids, and shall hereby be deemed cancelled in accordance with N.J.A.C. 5:34-9.3.
3. The Borough Clerk has notified all vendors who have submitted requests for bid specifications, by telephone, fax, or e-mail that the receipt thereof has been cancelled, the reason therefore.
4. Vendors shall be permitted to retrieve any bids submitted in response to the abandoned procurement. For those bids not picked up by a vendor within 10 business days of being notified of their availability, the Borough Clerk shall return them, unopened, by certified mail or other delivery service that provides a delivery receipt.
5. On the day and time originally scheduled for receipt of bids, a notice shall be posted at the place where bids were to have been received, stating that the receipt of bids has been cancelled. No bids submitted in response to the abandoned procurement shall be opened.
6. The Borough clerk is hereby authorized to advertise for the receipt of new bids for the purchase by the Borough of One (1) Hook Lift Swap Loader Truck in accordance with the terms of the revised specifications. The advertisement shall clearly instruct vendors to indicate on the outer envelopes or packages containing their bids that that they are responding to the Borough's revised request for bids, and the date on which the revised request for bids is due.
7. The revised request for bids shall clearly state that it has been revised both on the cover and on the bid sheet, the purpose being to avoid confusion or error in the submission of new or revised bids.

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**RESOLUTION #2014-109**

**BE IT AND IT IS HEREBY RESOLVED THAT** this Resolution hereby memorializes action taken by the Governing Body at the March 26, 2012 Council Meeting authorizing the execution of a contract with Raritan Bay Medical Center for Occupational Health Services in accordance with their proposal submitted.

/s/ William Henry, Councilman  
(for Co. Eicher, Sponsor)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**RESOLUTION #2012-110**

**BE IT RESOLVED,** that the Mayor and Borough Clerk are hereby authorized and directed to execute an Amendment to the 2010 Residential Maintenance Services Contract between the County of Middlesex, Department of Human Services approving the increase of an additional \$4,500.00 for the calendar year 2012.

/s/ Nicholas J. Perrette, Councilman  
(Admin. & Finance Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**RESOLUTION # 2012-111**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE  
IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,  
APPROVING AND AUTHORIZING THE ISSUANCE OF A  
SPECIAL EVENT PERMIT TO TRIPLE THREAT  
MINISTRIES TO CONDUCT A BASKETBALL TOURNAMENT**

**WHEREAS,** Triple Threat Ministries has requested permission from the Mayor and Council of the Borough of Sayreville to conduct basketball tournaments for the children of the community at the Borough Hall Basketball Courts on August 18, 2012; and

**WHEREAS,** it is the belief of the Triple Threat Ministries that the event will be a way to reach out to the community through a sports oriented event; and

**WHEREAS,** the events of the day include activities which are family and community oriented; and

**WHEREAS,** the Mayor and Borough Council agree that the event proposed will enhance community spirit; and

**THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the Triple Threat Ministries is authorized to conduct basketball tournaments on the Borough Hall Basketball Courts on August 18, 2012 subject to Triple Threat Ministries completing the appropriate facility's use form, providing a Certificate of Insurance and posting a bond of \$1,000.00 with the Borough of Sayreville.

/s/ William Henry, Councilman  
(Recreation Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**RESOLUTION # 2012-112**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE  
IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,  
APPROVING AND AUTHORIZING THE ISSUANCE OF A  
SPECIAL EVENT PERMIT TO ST. STANISLAUS KOSTKA R.C. CHURCH  
TO CONDUCT A PARISH CARNIVAL**

**WHEREAS**, St. Stanislaus Kostka R.C. Church has requested permission from the Mayor and Council of the Borough of Sayreville to conduct a Parish Carnival on the property of St. Stanislaus Kostka's Church and School from June 20, 2012 through June 23, 2012.

**WHEREAS**, it is the belief of St. Stanislaus Kostka R.C. Church that the Parish Carnival provides activities which are family and community oriented;

**WHEREAS**, the Mayor and Borough Council agree that the event proposed will enhance community spirit; and

**THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that St. Stanislaus Kostka R.C. Church is granted permission to conduct a Parish Carnival on the property of St. Stanislaus Kostka's Church and School from June 20, 2012 through June 23, 2012 without posting any fees.

/s/ William Henry, Councilman  
(Recreation Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**RESOLUTION # 2012-113**

**BE IT RESOLVED** that the following person is hereby permanently appointed to the following department:

<b>NAME OF APPOINTEE:</b>	Rita Januzzi
<b>POSITION:</b>	Clerk I
<b>DEPARTMENT:</b>	Public Works
<b>EFFECTIVE:</b>	April 10, 2012, Pending Physical Results

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

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Dan Buchanan  
Council President Pro Tempore

**COMMUNICATIONS/COMMITTEE REPORTS**

- **ADMINISTRATIVE & FINANCE** – Councilman Perrette
- a) **Minutes:** (none)



**b) TAX ASSESSMENT APPEAL(S)**

Received the following 2012 Tax Appeals from:

Plaintiff/Petitioner	Block	Lot	Address
Martin Kennedy III & Charlotte Kennedy	447.1	14	32 Driftwood Dr.
Enchante Realty Associates, LLC	326.01	2	500 Kennedy Dr.
DCH Investments, Inc.	413	5	955 Rt. 9
Andrzej Bar	169.04	15	71 Weber Ave
WJS	423	2.01	2028 Highway 35
Yefim Katz	451.02	3	5 Prusakowski Blvd
Joseph & Judith Harkay	169.30	0006	20 Weber Ave.
Manuel & Rosa Lucas	169.03	13	55 Weber Ave
Torsiello Construction & Management	427.01	1	2045-2047 Highway 35
AT&T	445	1.02	491 Ernston Rd.
Umesh Talati	136.11	33	4 Wytrwal Ct.
Umesh Talati	211-03	41-18	18 Daisy Ct.
Jose & Manuela Martins	356	269	102 Cleveland Ave.
Manuel & Graca Santos	449.03	8	39 Scheid Dr.
Fairfield Properties	275.01	3	15 Victory Plaza
Timothy Eppinger	350	24	5 Wilber Terr.
Pankat & Mona Shah	366.05	8	141 Jackson Ave.
Lamer V LLC	449	6.51	6401 -6406 Fernandez Ct.
Lamer V LLC	449	6.51	6301 -6307 Fernandez Ct.
Lamer V LLC	449	6.51	6203 Fernandez Ct
Lamer V LLC	449	6.51	6206 Fernandez Ct
The Moorehouse-Speedwel LP	31	1	3101 Bordentown Ave.
Kaplan & Sons Construction Corp	366.01	1	Off Main St.
Kaplan & Sons Construction Corp	337.01	1	Off North Ernston Rd.
Lamer V, LLC	449	10.03	Woodlake Dr.
Heritage @ Towne Lake, LLC	136.15	76	Baist Dr./Batko Ct.
Minteq International Inc.	9	1	Bordentown Ave.
Thomas & Amelia Mecka	24.11	7	41 Keirst St.
Kimberly Weber	525.01	40	278 Stevens Ave.
Lorraine Weber	492	171	170 Wessco St.
Alana Inc.	279	2	541 Oak St.
Alana Inc.	279	1	6330 Main St.
Mariya Derevenska	169.02	9	11 Weber Ave.
Neveen Sosha	449	6.25	69 Nathan Blvd.
Joseph Monaco	169.06	12	113 Weber Ave.
Jennifer Hayek	169.06	13	115 Weber Ave.
Salvador Tinio	442.07	61	78 Albert Dr.
B&C Enterprises	277	12	7061 Highway 35 & 9
Sam Mandelker	440	5	957 Rt. 9
Carmine K. & Blanche M. Della Pietro	413.07	6	13 Martha Blvd.
Robert S. & Karen Macknowski	524	11	67 Morris Ct.
Francine Surach	357	307	60 Coolidge Ave.
Cordell Golden	248.03	13.15	15 Mochen Ct.
Valentine Tarr	336.03	0010	27 Yorkshire Pl.

**- Referred to Tax Counsel**

c) Received Application to amend application on file to **active status** of **Deerfield Inn, LLC**, PRCL #1219-33-020-002 to its former location of 50 Deerfield Rd.

**-No Action Required/ Receive & File.**

**d) Application(s) for Special Permit for Social Affair**

received from:

- **Our Lady of Victories R.C.** to serve beer and wine at their annual Parish picnic to be held at Burkes Park on June 9, 2012 from 12 Noon – 5PM
- **Sayreville PBA Local #98** to serve beer at their annual picnic to be held at Burkes Park on August 5, 2012 from 11AM-6PM.

**- Approved, Resolution memorializing action to be listed on April 23, 2012.**

e) Request received from Donna Brodzinski, Tax Collector, for a Resolution authorizing the

Tax Collector to refund a portion of 2010 taxes in the amount of \$4,257.11 and 2011 taxes in the amount of \$9,531.20, covering 121 Bissett St., Block 69.14, Lot 10, due

to the approval of a 100% Disabled Veteran Tax Exemption by the Tax Assessor effective, July 16, 2010.

**- Resolution**, motion seconded by Councilman Henry.

**f) Committee Reports:**

- progress.

• **PLANNING & ZONING** – Councilman Henry

**a) Minutes-**

Councilman Henry moved the following minutes be received and filed:

- Board of Adjustment – Feb. 22, 2012
- Main Street By-Pass Committee – Feb. 23, 2012

Seconded by Councilwoman Novak.

**b) Received Notice to Adjacent Property Owner from:**

-Applications before the **Zoning Board on April 25, 2012:**

PAK Enterprises, Inc. seeking approval for use & bulk variance, and preliminary & Final Major Site Plan approvals to permit the construction of a 2,800 sf retail building with 13 apartments on the second and third floor premises known as block 168.13, Lot 57.04, 60.01, 91-97 Main St.

**-Receive & File**

**c) Committee Reports:**

Councilman Henry asked Councilman Perrette if there were any Admin. & Finance Committee meetings scheduled to discuss a reduction in the budget.

Councilman Perrette reported that the Public Hearing on the budget is scheduled for the next meeting and any progress would be reported on by CFO Kronowski. He also reported that the borough would be receiving a partial refund for the damages of Hurricane Irene which will be applied to next years' budget.

- Progress.

**PUBLIC SAFETY** – Councilman Bella

**a) Minutes: (none)**

**b)** Authorization to enter into a contract with Fire Ground Technologies for the purchase of PETZL EXO System (Hands Free personal Safety Escape System with Training), for a fee not to exceed \$79,400.00, as a result of public bid.

**- Resolution**, Seconded by Councilwoman Novak.

**c) Committee Reports:**

- Questioned what the next step was in the Business Admin. hiring process now that resumes have been received.

Mr. Kronowski said that the council could form a committee or whatever process the council would like to take.

Councilman Perrette questioned if Co. Bella reviewed the resumes. Councilman Bella said he reviewed them all.

Council President Pro Tempore Buchanan asked that everyone review the resumes once again and at the next meeting we could set up a committee of three for their review and recommendations on a list of potential candidates. Councilman Bella expressed an interest in being a part of that committee.

• **RECREATION** – Councilman Buchanan

**a) Minutes:**

Councilman Buchanan moved the following minutes be received and filed:

-Cultural Arts Council – January 12, 2012

Seconded by Councilman Henry.

**b) Committee Report –**

Reported on receiving a letter from the Recreation Director thanking the Recreation Advisory Board for their help with the Easter Egg Hunt.

He said that the Recreation Board is looking for sponsors for this year's BIC Community Softball challenge which will be held on Saturday, May 5, 2012 at the Sports Complex. Anyone interested is asked to contact the Recreation Dept.

Councilman Buchanan further reported on other upcoming recreation events scheduled.

• **WATER & SEWER** – Councilman Buchanan

**a) Minutes**

Councilman Buchanan moved the following minutes be received and filed:

- Environmental Commission – February 7, 2012

Seconded by Councilman Henry.

**b) Authorization to enter into a contract with HD Waterworks, for Water Meters and Related Equipment at a fee not to exceed \$377,685.00, as a result of public bid.**

- **Resolution**, Seconded by Councilwoman Novak.

**c) Environmental Commission is requesting permission to use a Borough Pickup truck and a float for the 2012 Memorial Day Parade.**

- Approved.

**d) Letter of resignation received from Linda Kanc as a Member of the Environmental Commission Alt. I position.**

- Receive & File.

**e) Committee Reports:**

• **PUBLIC WORKS** – Councilwoman Novak

**a) Minutes: (none)**

**b) Authorization to contract for the provision of Inspection and Maintenance of Emergency Generators at our various facilities with Foley, Inc., 955 Centennial Ave., Piscataway, NJ, at a fee not to exceed \$10,702.00. This is a result of the collection and analysis of written quotes for this work.**

- **Resolution**, seconded by Councilman Bella.

c) Awarding Contract to R.J. Walsh Associates, Inc., P.O. Box 119, Allentown, NJ, for the necessary work to refurbish the fuel storage tank system, under State Contract #A80375, at a fee not to exceed \$15,443.68.

**- Resolution**, seconded by Councilman Henry.

d) Received complaint from resident of No. Ernston Road regarding the condition of the roadway as well as speeding.

- Forward to DPW. Director, Borough Engineer & Police Traffic Bureau for review and recommendation.

**d) Committee Reports:**

Councilman Buchanan reported on complaints about the roads going into and out of the National Lead property, the dump trucks and dirt going into the catch basins. He asked Co. Novak if she could have the DPW Director look into the matter. He said that the Engineer was also supposed to look into the issue (Main St Extension & Chevalier Ave.)

• **MAYOR** – Kennedy O'Brien

**a) Appointments (held over until Mayor comes back)**

-Environmental Commission  
Unexp. Alt I position, expiring Dec. 2012

**b) Other Business**

**BUSINESS SESSION AGENDA**

1. **NEW BUSINESS** –

2. **BUSINESS ADMINISTRATOR** –

I) Authorization to issue an RFP for Police Accreditation Mentoring.  
- Hold Over.

II) Truck Driver Certifications – Public Works  
- Approval granted to upgrade 3 current provisional employees to Truck Driver.

III) Review of **Special Event Permit Applications** received from:  
- Shree Dwarkadhish Temple for various religious events to be held on Temple property on April 21, Aug. 10, November 10, 11, 12, 13, 14; Nov. 24, 2012 No expenditures of borough funds required. All security, traffic control & police personnel will be reimbursed directly to the Police Dept.  
- Resolution.

- Councilman Buchanan said that he was made aware of trailers on Temple property and knows that there is an ordinance to license them

3. **C.F.O.- Wayne Kronowski**

I) Bill List Resolution

II) Sewer Rate Amendment – Introduced tonight.

III) Public Hearing - 2012 Budget April 23, 2012.

4. **ENGINEER -Jay Cornell**

I) Ernston Road/Bordentown Avenue Intersection Improvements – Verbal Status Report.

-Road closure effective April 23, 2012 for approximately 45 days. All four legs of the intersection will be closed. Detours will be posted throughout the borough. Everything has been coordinated with the police department who in-turn will coordinate with schools and emergency personnel. Copies of detour map was distributed.

Co. Buchanan asked if this could be scanned and posted on the web site and notification through the reverse 911.

Councilwoman Novak said that at the last meeting there was a lengthy discussion on the school busses not being able to make a left out the Samsel Upper Elementary School. She suggested that until this closure is over that be a police officer outside directing traffic to make a left, because the school busses will not have a route to take.

**BOROUGH ATTORNEY - (none)**

**PUBLIC PORTION**

At this time Acting Council President Buchanan opened the meeting to the public for any and all issues.

Those appearing were:

- Tom Marcinczyk, 71 Marsh Ave. and owner of Floralscapes at 3185 Bordentown Ave.  
- He expressed great concerns regarding the road closure that. He said that this closure would put him out of business. The detours did not take into consideration any of the businesses in the area. He said that no businesses were consulted or notified.

The engineer stated that Cheesequake and Perrine would be accessible with this detour plan and people could reach his business.

Mr. Marcinczyk said that if you come in from the East Brunswick and Old Bridge section. He asked for something to be done to help the businesses. Maybe postpone it until after Mother's Day. He explained how much of a hit his business and family would take with this closure. And this is the busiest time of his season.

He also expressed concerns about the grid-lock on Washington Road, the schools, etc.

The borough engineer said that this is a county project and would have someone get in touch with him to help with signage.

Borough Engineer said that they did have conversations about this with the police department and the possibility of working at night. Then there was concerns about safety as well as the noise.

- Charlie Lukie, Oak Street  
Thanked the engineer for this help with pot holes but the ones in the proximity of the sewers are getting deeper.

Said that he was also back to complain about the odor from the MCUA. He said that the borough attorney was supposed to check into and report back. He said that this would be the 15<sup>th</sup> complaint since the beginning of the year and the 156<sup>th</sup> since he has been checking them in his book.

Acting Council President said that he would have the Borough Attorney prepared at the next meeting. He asked who from the council sits on SERA and if they represent the borough.

Councilman Bella said the he and Councilman Henry sits on SERA and they do represent the borough.

Mr. Lukie asked the councilmen about what would happen if no one wanted to invest or purchase at the NL Site due to the odor.

Co. Bella said that CME is the Engineering firm for SERA and that the Borough Attorney reported that some of the issues with the MCUA was due to the maintenance of the equipment when some of the equipment goes down that is when the problems occur. So there needs to be some improved procedures at the MCUA. He discussed ways to make this come about and if they could be penalized.

Mr. Lukie commented on the number of people in his neighborhood that died from cancer. He also said that the trees grow some type of mold and lose their leaves in July.

Councilman Henry asked if we monitor the air down there.

The engineer said that the borough does not. the MCUA has permits issued by the State concerning discharging into the air and there is also Middlesex County Health Dept. that responds when complaints come in and that they would have jurisdiction in issuing violations if there are odor problems.

Mr. Lukie explained what he is told when he calls. He said that on two occasions he asked Congressman Pallone for his help and has not received an answer yet. He then asked again if the tax payers in Sayreville were going to be responsible when the homes, etc. at the Point would not sell or if they do and they start to smell the odors.

Councilman Bella asked if there were any official studies as to what was being emitted from the stacks if it is not just sewerage smells.

The engineer said that he knows that the county has been involved and that they county has been involved over the years but don't know if they have been involved in looking at the trees.

Councilman Bella asked how we would go about getting copies of reports, permits, etc. on the MCUA.

Engineer said that they county would have it.

Acting Council President asked that if the Clerk does not have it on file if we could have the Borough Attorney send a letter and request results of the last few tests.

- Lillian Lucas, 48 Quaid Avenue.
  - She agreed with Mr. Lukie regarding the odors being awful.
  - Asked if the Storm Drains are routinely cleaned.
- Co. Novak said that they are cleaned on an as needed basis.
  - She asked if permanent storm drains could be installed.
- Engineer said that certain types of permits would have to be obtained because it is wetlands. But it is possible.
  - Commented about Lake Alcopoco and the damage being done by the motor bides, bon fires, etc.
- Councilman Bella said the he would speak with the Police Chief.
  - She said that there is lot next door to her who belongs to someone in Brooklyn who never maintains the property and it needs to be cut and cleaned up.

No further questions or comments. Councilwoman Novak made a motion to close the public portion. Seconded by Councilman Henry.

Roll Call: Voice Vote, all Ayes.

**EXECUTIVE SESSION - None**

**ADJOURNMENT**

No further business.

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

Roll Call: Voice Vote, all Ayes.

Time: 7:26 P.M.

SIGNED:

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Theresa A. Farbaniec, Municipal Clerk

\_\_\_\_\_  
Date Approved