

**APRIL 11, 2017
AGENDA MEETING**

Mayor O'Brien opened the Agenda Meeting at 8:24 PM followed by a salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Session Meeting being held on Monday, April 11, 2017 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 is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo,
Melendez, Novak

Absent: None

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

Others Absent: None

- **PRESENTATION/REPORT**

Report given by Police Chief John Zebrowski regarding the Heroin and Opioid epidemic in our Nation and our town. Spoke about where we have come and where we stand today. He reported on the use of heroin in our town and the need to eradicate it. He spoke about how the use of Narcan by the Police Department and the First Aid Squads now seems like an elixir and the user feels invincible and there has to be a greater understanding of the danger of these drugs. We need to be able to forge more partnerships and that is why he is here today. He presented the Heroin and Response Program options and recommended we that partner with the Twp. of Woodbridge. He said that there needs to be a greater understanding of this drug and how dangerous it is. Chief asked Sgt. Jeffrey Sprague to address the issue.

Sgt. Sprague explained how the tide has changed from the use of cocaine to heroin and that they are mainly doing heroin investigations and that this is such a big problem and that the cost of a bag of heroin has gone from \$20.00 to \$2.00. He talked about the amount of bags taken in that someone was recently arrested for and the amount of overdoses are and the amount of Fentanyl in the dope that is now taking lives. A reach out tier program like this would be able to get follow-ups with the user and families, provide programs, support, referrals and if this program could save just one life this would be a benefit for our town.

Chief stated they would like to take a few different approaches to this as opposed to just one program, because one program does not contain all the outreach programs.

Mayor asked the Chief if they required any other resources and he responded no only that they would like to move forward with the program. Mayor stated that the Council was in support and approval was granted.

Mayor thanked the Chief, Sergeant and Lieutenant.

Mayor asked the Clerk for the next order of business.

Clerk Farbaniec asked to confirm the following hearing dates and times if it could be set down:

Snookers Liquor Hearing – May 8, 2017, 5:30 PM

Ted Petersen – Appeal of Rent Leveling Board Decision, May 22nd 6:00PM

-Approved.

- **OLD BUSINESS:**
- **NEW BUSINESS:**

COMMUNICATIONS & COMMITTEE REPORTS

- **ADMINISTRATIVE & FINANCE – Councilwoman Novak**

A) Minutes & Departmental Reports:

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

A) Minutes & Departmental Reports: (None)

B) Applications received for **Bingo/Raffle Licenses from the following Organizations:**

- 1) **Sayreville Little League Baseball Inc.** to conduct an Off Premise 50/50 Raffle on June 8, 2017 at Sayreville High School (RL: 2103).
- 2) **Dwight D. Eisenhower Elementary PTO** to conduct an On Premise Draw Tricky tray); an On Premise 50/50 on May 12, 2017 and on Off Premise Draw Raffle on June 7, 2017 (RA: 2104/2105/2106).
- 3) **Sayreville Police Auxiliary** to conduct an Off Premise 50/50 on April 30, 2017 and an On Premise Draw Raffle (Wheels) at their carnival in Kennedy Park (RA:2107 & 2108).

1-3) Approved

C) 2017 **Tax Appeals filed by:**

- Torsiello Construction & Management, Block 427.01, Lot 1, 2045-2047 Hwy. 35
- Khusboo Caterers, LLC, Block 240, Lot 2, 606 Main Street
- Michael Vail, Block 276, Lot 8, 7076 Highway 35 & 9
- Verizon New Jersey, Block 9999, Lot 1, Various properties
- PJ Development Group, LLC, Block 227, Lot 9.02, 7089 Highway 35 & 9
- Gallery Motel, Inc., Block 423, Lot 6, 2020 Highway 35
- Ketan & Jyoti, Block 366.05, Lot 6, 145 Jackson Avenue
- 367-9 New Street, LLC, Block 453. Lot 3, 1945 Highway 35
- Richard Jasionowski, Block 207.01, Lot 15.01, 5 Tannehill Lane
- Maletto 35, LLC, Block 531, Lot 1, 1812-1816 Highway 35
- Juan Carlos Pereira, Block 89, Lot 45, 364 Washington Road
- SAJJ, LLC, Block 278, Lot 1, 1 Victory Plaza
- Robert & Lillian Kimmer, Block 168.13, Lot 63.02, 117 Main Street
- Herlando Yuen, Block 213, Lot 219.02, 106 Miller Avenue
- Midas Industries, Block 276, Lot 13, 399 Oak Street
- B&C Enterprises, Block 277, Lot 13, 7061 Highway 35 & 9
- Jiaxian Lin, Block 131, Lot 102, 161 Pulaski Ave.
- Fouad Waked, Block 447.11, Lot 10, 4 Elacqua Blvd.
- EI DuPont, Block 27, Lot 1, 250 Cheesequake Rd.
- EI DuPont, Block 41, Lot 1.04, Washington Road
- EI DuPont, Block 42, Lot 1.01, Washington Road
- DCH Investments, Inc., Block 413, Lot 5, 955 Route 9
- Nooruddin & Satani Melani, Block 442, Lot 2.02, 1059 Bordentown Ave.
- Bayview Loan Servicing, LLC, Block 160, Lot 47, 35 Little Broadway

- Refer to Tax Counsel

D) Notice of retirement received from Nancy McCarthy from her position as Assessing Clerk in the Tax Assessor's Office, effective May 1, 2017.

- Receive & File

E) Application for **Social Affair filed by FFBHMC of NJ(Firefighters Brotherhood Motorcycle Club) to dispense beer at a fundraising event being held in Burkes Park on May 7, 2017.**

- Approved.

F) Request received from Donna Brodzinski, Tax Collector, for a resolution authorizing the Tax Collector to refund 2016 taxes in the amount of \$3,454.48, covering 12 Spruce Lane, Block 32.02, Lot 13, due to the approval a **100% Disabled Veteran Tax Exemption** by the Tax Assessor effective May 14, 2017. -

Approved/Resolution.

G) Committee Reports:

1) Progress.

• **PLANNING & ZONING – Councilman Lembo**

A) **Minutes & Departmental Reports:**

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

1) Planning Board minutes of March 1, 2017

2) Middlesex County Planning Board minutes of March 28, 2017

- Motion was seconded by Councilwoman Novak.

B) **Notice to Adjacent property owner** received from Anthony & Elissa Di'Tomasso, 14 Zaleski Drive for an application before the Zoning Board on April 26th for variances associated with the installation of a patio that encroaches on required setbacks.

- Receive & File

C) Committee Reports: 1) Progress

• **PUBLIC SAFETY – Councilman Grillo**

A) **Minutes & Departmental Reports:**

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

1) Board of Health minutes of March 2, 2017

2) Planning Board minutes of March 1, 2017

- Motion was seconded by Councilwoman Novak.

B) **Retirement Notice** received from Police Officer Arthur B. Walczak, effective June 1, 2017.

- Receive & File

C) Request from **Sayreville Police Auxiliary** to conduct a **fireworks display** on April 28, 2017 (rain date of April 29) during their carnival at Kennedy Park.

- Approved.

D) Request received from **Sayreville Emergency Squad** for permission to conduct their annual door-to-door fund drive throughout Sayreville during the month of May, 2017.

- Approved.

E) Committee Reports – Councilman Grillo:

1) Recommendation received from the Police Chief and Sgt. Bartlinski that the No Left Turn out of Burlew be made permanent.

- Ordinance.

2) Hilltop Avenue traffic study will begin this week so we could expect to see the results from the police department the first meeting of May.

3) He and the Morgan Community Alliance Group that he created, applied to be accepted into the Rutgers Bloustein School of Planning to perform a comprehensive study of Rt. 35 to look at all of the different opportunities to approve the Rt. 35 corridor. The application should be approved shortly and study to begin in the fall, free of charge.

4) Morgan Community Alliance also sent a letter to the Lions Club, dated March 13th, regarding the Welcome to Morgan sign on Rt. 35 North, regarding the language and the design but have not heard back from them. Gave letter to the Clerk to pass along to Tom Pollando.

Progress.

- **PUBLIC WORKS – Councilwoman Kilpatrick**

A) **Minutes & Departmental Reports - (None)**

B) Committee Reports – Councilwoman Kilpatrick:

1) April 5th Green Team Meeting watched presentation and listened to Mr. Bill Neary who is part of the Complete Streets and Keep Middlesex Moving program. Said that information gave interesting direction when it comes to our roads, educating people about walking, bicycle safety and bike lanes. She asked the Mr. Frankel meet with Mr. Neary and get more information.

Progress.

- **RECREATION – Councilman Melendez**

A) **Minutes & Departmental Reports:**

Councilman Melendez moved the following minutes or reports be received and filed:

1) Recreation Director’s report for the month of February, 2017.

- Motion was seconded by Councilwoman Novak.

B) Letter of resignation received from Patricia Burch-Fausto as Chairperson for the Sayreville Day Committee.

- Receive & File and prepare a Certificate of Recognition for the next meeting.

- Requested approval in allowing the Recreation Advisory Board take over Sayreville Day planning.

C) Committee Reports – Councilman Melendez:

1) Reported on various Recreation sponsored events and programs.

2) Spoke about the merger of the Panthers and Leprechauns football organizations. He also talked about the funding for this merger and creation of a new team. He said that they will need \$43,000. He requested if the rebate that the borough received from Mytel could be used to help fund this merger for football then if another \$13,000 could be funded for the balance. He said that this would start the new league off.

Mr. Kronowski said that the \$31,000 is still in reserve and he would advise the council on what steps would need to be taken to appropriate the funds.

Councilman Buchanan asked Co. Melendez for an itemized list so they could review it.

3) IT Report - SBA Resolution that was adopted tonight gave authorization to start work on the three radio towers and that the radios are being distributed.

4) Water Department is now located in the Old Treatment Plant and they are online and up and running.

5) Library book sale and library movie matinee.

- **WATER & SEWER/ENVIRONMENTAL – Council President Buchanan**

A) **Minutes & Departmental Reports: (None)**

B) Committee Reports – Council President Buchanan:

1) Reported on his attendance the last Environmental Commission meeting. Stated that Rutgers had given an update on their presentation for the Weber Avenue area upgrades. They have asked to come a meeting in May or June to review their recommendations to the Council. They are recommending completing their project in phases. He asked if they could prepare a cost analysis for each phase. He talked about utilizing/working with the Shade Tree Commission and funds to install trees along MacArthur Avenue to beautify the area.

2) Main Street By-Pass committee has requested the Borough Engineer attend their next meeting as they have questions regarding responses they received from the Army Corp. that they were unsure of.

- Approved.

3) Attended the Upper Elementary School Character Education Program and answered questions they had.

4) Speeding on Kendall Drive

- 5) Bike lanes on Main Street and Washington Road.
- 6) Spoke about a program that Elyse Barone is involved in called the Wylan National Mayor's Challenge for water conservation and go on mywaterpledge.com.

- **MAYOR – Kennedy O'Brien**

- 1) Spoke about Little League opening day.
 - 2) Requested the Clerk to have Kevin Ciak at the next meeting so the governing body could honor him for appointment to the National School Board Association.
 - 3) Request received from David Cone for Sayreville to host day 2 send off for the ALS Ride for Life 2017. Nicole from the Clerk's office is handling all the details. All are invited to attend. Mayor spoke about the awful disease.
- No objection.

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

- Admin. & Finance**

- Planning & Zoning**

- 1) Received notice from attorney representing Bhaktinidhi, Inc. disputing charges for professional services assessed in connection with its pending Temple Site Plan located at 717 Washington Road. (See attached State Statute).

- Refer to Borough Attorney.

- Public Safety**

- 1) Request received for Sayreville to host "Day 2 Send-Off" of the ALS Ride for Life 2017, to celebrate and raise more awareness of patients and families (overtime to be incurred).

- Mayor previously discussed.

- 2) Discussion on report submitted by Police Chief Zebrowski's on an Opioid Response Program.

- Previously discussed.

- Public Works**

- 1) Request received from **Sayreville Board of Education** for the use of the portable stage for the Middle School and High School Graduation on June 21st and June 22nd.

- Approved.

- 2) Earth Day Community Clean-Up, Kennedy Park on April 22nd.

- Recreation**

- 1) Authorization to award contract to **International Fireworks of Douglasville, PA** for the Independence Day Celebration to be held in Kennedy Park on July 1, 2017 (rain date July 2nd) at a cost not to exceed \$17,000.00. (Three quotes received - Resolution awarding contract necessary)

- Approved/Resolution.

- Water & Sewer**

- 1) Authorization to appoint two laborers in the Water & Sewer Dept. (Recommendation in your packet)

- Approved/Resolution.

- Personnel / Confidential**

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

- 1) Ordinance to amend Chapter XIV- Water and Sewer of the Borough's Revised General Ordinances relating to miscellaneous fees and updating technical requirements for new connections. The meeting packet includes a listing of current and proposed fees.

- Approved/Ordinance.

- **BOROUGH ENGINEER -Jay Cornell**

- 1) Improvements to Smith Street – Receipt of Bids (Report Attached).

- Approved tonight.

2) Improvements to Main Street / White Oaks Drive – Additional Paving Work
(Verbal Report).
- Bond Ordinance Amendment – Approved.

- **BOROUGH ATTORNEY - Michael DuPont**

- Mr. DuPont thanked everyone for their thoughts and prayers and support given on the loss of his wife two weeks ago.

- **PUBLIC PORTION**

- At this time Mayor O'Brien opened the meeting up to the public for any and all questions.

There were no appearances.

Councilwoman Novak moved to close the Public Portion. Motion was seconded by Council President Buchanan.

Roll Call: Voice Vote, all Ayes.

- **EXECUTIVE SESSION:**

- At this time the Borough Attorney announced that there is a need to go into Closed Session.

- **10 minutes / Litigation**

- Mr. DuPont read the following Resolution into record:

RESOLUTION FOR CLOSED SESSION

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

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

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

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

Litigation Matter

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

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

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

/s/ Daniel Buchanan, Council President

APPROVED:

/s/ Kennedy O'Brien, Mayor

Council President Buchanan moved the Executive Session Resolution be adopted on Roll Call Vote. Motion seconded by Councilwoman Novak.

Roll Call: Voice Vote, All ayes.
Carried. Time: 9:18 PM

- **RECONVENE – 9:28 PM**

Councilwoman Novak made a motion to reconvene. Motion seconded by Council President Buchanan.

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business.

Mayor O'Brien called for a motion to adjourn.

Councilwoman Novak made a motion to adjourn. Motion seconded by Councilwoman Kilpatrick.

Roll Call: Voice Vote, all Ayes.

Time: 9:32 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved