

Combined Meeting of the Mayor and Borough Council held on Monday, August 26, 2013, in the Borough Hall, 167 Main Street, Sayreville, was called to order by Mayor Kennedy O'Brien at 7:03 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:**

Present: Councilpersons Buchanan, Eicher, Henry, McGill, Melendez,
Novak.

Absent: None

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

• **APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES**

Council President Buchanan made a motion to approve the following minutes of the Mayor and Council, subject to correction if necessary:

- ☒ June 11, 2013 - Receipt of Bids
(Annual Maintenance & Repair of Borough Elevators and
Annual Maintenance & Repair of Emergency Generators)
- ☒ June 18, 2013 - Receipt of Bids
(Water Dept. Chemicals - Sodium Hypochlorite)
- ☒ June 24, 2013 - Combined Meeting
- ☒ June 24, 2013 - Executive Session
- ☒ July 8, 2013 - Combined Meeting

Motion seconded by Councilman Henry.

Roll Call: Voice Vote, all ayes. Carried.

At this time Councilman Henry made a Motion to appoint Mike D'Addio and Tom Pollando to the Sayreville Economic & Redevelopment Agency for a Five Year Term. Motion was seconded by Councilwoman Novak.

Roll Call:

	Mike D'Addio- 5 Yr. Term	Tom Pollando-5 Yr. Ter.
Councilwoman Eicher:	Ayes	Nay
Councilman Henry:	Ayes	Ayes
Councilman McGill:	Ayes	Ayes
Councilman Melendez:	Ayes	Ayes
Councilman Novak:	Ayes	Ayes
Council President Buchanan:	Ayes	Abstain

OLD BUSINESS

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

ORDINANCE #228-13
AN ORDINANCE SUPPLEMENTING AND AMENDING
ORDINANCE #150-10 FIXING THE SALARIES OF CERTAIN
BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES FOR THE
YEARS 2009, 2010, 2011, 2012

- Sr. Instructor-Recreation - Range \$12.00-\$20.00-

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #228-13.

Being no questions or comments Mayor called for a motion.

Councilwoman Eicher moved the Public Hearing be closed, the Ordinance adopted on second and final reading and advertised according to law. Motion was seconded by Councilman Buchanan.

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

ORDINANCE #228-13

**AN ORDINANCE SUPPLEMENTING AND AMENDING ORDINANCE #150-10,
FIXING THE SALARIES OF CERTAIN BOROUGH OFFICIALS, OFFICERS
AND EMPLOYEES FOR THE YEARS 2009, 2010, 2011, 2012**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Sayreville as follows:

Section 1. The following annual salaries be and the same are hereby established effective January 1, 2012 and non retro:

Part Time-Temporary Employees
Senior Instructor - Recreation
Range \$12.00-\$20.00

Section 2. All ordinance or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect immediately upon final passage and publication as required by law.

/s/ Lisa Eicher, Councilwoman
(Recreation Committee)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

ORDINANCE #229-13

**AN ORDINANCE AUTHORIZING THE SALE OF
CERTAIN REAL PROPERTY, DESIGNATED AS
BLOCK 257.02, LOT 1.01 TO THE**

SAYREVILLE ECONOMIC AND REDEVELOPMENT AGENCY (SERA)

(Portion of Chevalier Ave. - Co. McGill, Planning & Zoning Committee – Public Hearing August 26, 2013)

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #229-13.

Being no questions or comments Mayor called for a motion.

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

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

ORDINANCE #229-13
**AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN REAL PROPERTY,
DESIGNATED AS BLOCK 257.02, LOT 1.01 TO THE SAYREVILLE ECONOMIC
AND REDEVELOPMENT AGENCY (SERA)**

WHEREAS, the Borough of Sayreville is the owner of real property identified as Block 257.02, Lot 1.01 on the Tax Map of the Borough of Sayreville (hereinafter collectively the “Property”); and

WHEREAS, the Property consists of approximately 7,391+/- square feet of unimproved, vacant land which remains unused and is not needed by the Borough; and

WHEREAS, the Property is situated adjacent to the National Lead redevelopment site (NL Site) which is part of the Sayreville Waterfront Redevelopment Area (SWRA) and which is being redeveloped by Sayreville Seaport Associates, L.P. (SSA); and

WHEREAS, the Property will be added to the NL Site by the Sayreville Economic and Redevelopment Agency (SERA); and

WHEREAS, N.J.S.A. 40A:12-13(b)(1) authorizes a municipality to sell real property by private sale to any political subdivision, agency, department, commission, board or body corporate and politic of the State of New Jersey or to an interstate agency or body of which the State of New Jersey is a member or to the United States of America or any department or agency thereof; and

WHEREAS, the Borough has determined that the fair market value of the property is Ten Thousand (\$10,000.00) Dollars based on a professional appraisal dated April 15, 2013 prepared by Sockler Realty Services Group, Inc.; and

NOW, THEREFORE, BE IT ORDAINED, the Mayor and Council of the Borough of Sayreville, County of Middlesex and State of New Jersey, being the governing body thereof, as follows:

Section I
Conditions of Sale

A. SERA shall be required to conduct its due diligence prior to closing title. The Borough makes no representations as to the quality or marketability of its title to the Property and shall not be liable for any costs, fees, expenses, labor or time required to quiet title. The Borough will deliver an executed Deed to SERA along with the necessary transfer documentation for recording in full satisfaction of the Borough’s obligations.

(Ord. 229-13)

B. The Borough and SERA have not utilized the services of a real estate broker, and shall not be responsible for any portion of any commission alleged to be due any real estate broker or authorized representative.

C. The Property shall be sold in AS-IS condition, and the Borough shall accept no responsibility or liability for any costs or expenses resulting from any latent or patent conditions of the Property.

D. Closing shall be scheduled for no later than ninety (90) days from the execution of a contract of sale.

E. The sale shall be subject to the final approval of the governing body.

Section II

Authorization to Take Steps Necessary to Effectuate Sale.

The Borough Clerk, Borough Administrator, Mayor, and Borough Attorney are hereby authorized to take all steps necessary, and sign and deliver all documents required, to effectuate the sale of the Property to SERA in accordance with the terms and conditions of this Ordinance.

Section III

Severability Clause

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance and hereby declared severable.

Section IV

Repealer.

All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

Section V

Effective Date.

This ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

/s/ David McGill, Councilman
(Planning & Zoning Committee)

ATTEST:

/s/ Theresa A. Farbaniec, RMC

APPROVED:

/s/ Kennedy O'Brien, Mayor

APPROVED AS TO FORM:

/s/ Michael R. DuPont, Esquire
Borough Attorney

ORDINANCE #230-13
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER II
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH
OF SAYREVILLE TO AMEND SECTION 2-15.5 TO ADD "FEES"
(Sayreville Softball Assoc. – Co. Eicher, Recreation Committee- Public Hearing Aug. 26, 2013)

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #230-13.

Appearing were:

- Joe Schlaline, 55 Jensen Road
President of the Sayreville Girls Little League Assoc.
- Commented on how important it was that that the Sayreville Girls Softball League be recognized.

Councilman McGill said he reviewed this ordinance and had some concerns, inasmuch as an organization has not been recognized in close to 20 years and wanted to make sure they would be in a safe place legally, as well as the borough. He asked if they had supplied a Chartered Incorporation of the Club or League stating the officers and by-laws; their insurance; Indemnification and Hold Harmless forms; Proof that 51% are in compliance; Facility Use Form; Proof of compliance with back-ground checks. He said that these are things that should be completed for all organizations not just them.

He also said that this is not meant and should not hold up any league from playing. These requirements need to be placed in the Ordinance for all organizations. He expressed that he has no issues with the organization or the children and this would not hold up the children from playing as this was not his intention.

Mayor stated that this League falls under the Charter of Little Leagues of America and believes they have all that information. They are even more stringent than the Borough.

Mayor asked the Coach if he was in compliance. He responded that they were.

Councilwoman Eicher explained that the only reason they are trying to get recognized on their own is to get the fields.

Councilman Henry said even though it is a requirement of the Recreation Dept. all of the requirements still needs to be put into ordinance form.

Councilman Buchanan stated that it is the permit process and the organizations have to do all of the above already.

Councilman Henry said that it should be in the form of an Ordinance

Borough Attorney Michael DuPont stated that it is in the permit process already but the current ordinance does not have the criteria on what is needed to obtain a permit. He said that this Ordinance only separates and creates the Sayreville Softball league. The requirements are not in there.

Councilman Henry said that he felt it was important to have included in the form of an ordinance so everything is spelled out. He said that this would not hold up anything.

Councilwoman Eicher said that she will speak with Jerry Ust because there are many issues that she would like to change in the ordinances. She hoped that politics will not come into play with any vote today.

Councilman Henry said that would not.

Councilwoman Novak asked if there requirements could get placed into this Ordinance.

Councilman Henry said that he just wants the ordinance done properly this time.

Councilwoman Eicher said that it was because it recognizes the organization.

Mayor felt that it was two separate issues.....Mayor asked if there was a motion made on the ordinance.

Mayor asked if there were any further comments from the public.

Appearing were:

- Dennis Deans, 14 Wilmot Road

He explained the reason that they got together and formed the Sayreville Girls Little League and that this ordinance recognizes them as a separate organization and if the ordinance would have to be further amended. He stated that he is absolutely sure they are in compliance with everything the town requires.

Councilwoman Eicher **moved the Public Hearing on Ordinance 230-13 be closed** and the ordinance be adopted on second and final reading and advertised according to law. Motion was seconded by Councilman Buchanan.

Comments:

Councilman Henry supported their being separate but deferred to the Borough Attorney and asked for his opinion.

Mayor asked if there was anything illegal about this ordinance.

Mr. DuPont said the question is does the council want a permit process put into this ordinance or leave it.

Councilman Buchanan said that this was an issue which has been discussed for some time now between Sayreville Athletic Assoc. Tom Pollando, Jerry Ust, Joe Schlailine, Co. Eicher and himself through phone calls. He also said that as past chairman of the Recreation Dept. he knows that there are safeguards in place, such as the background check, which is covered under another portion of the code. This ordinance is just to recognize this organization and pay fees for the permits. He then explained the permit process where all the questions that Councilman McGill brought up was covered.

Councilwoman Novak said that she understood what Councilman McGill was saying, that this is an opportunity to make ordinance better. She then asked when the season starts and if they were covered under the Sayreville AA Charter.

Councilwoman Eicher said that they have their own insurance and gave the dates.

Mayor further commented on the ordinance and what he felt was actually going on and that what they are looking to do would be applying only to the Sayreville Softball Organization. He further stated that these things are already in effect through a process.

Councilman Henry went on to say he just wants the Ordinance done properly and has no problem with the Sayreville Softball Organization or the children playing. The Ordinance would affect all organizations.

Further comments made before the vote by the Mayor, Councilpersons Eicher, Novak, Henry and Buchanan.

Roll Call: Councilpersons Eicher, Henry, McGill, Melendez, Novak, Buchanan, All Ayes.

ORDINANCE #230-13
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER II OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 2-15.5 TO ADD "FEES"

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

Section 1. This Ordinance amends Chapter 2 of the Revised General Ordinances of the Borough of Sayreville by amended Section 2-15.5 entitled, "Fees" as follows:

a. Buildings and Grounds

1. The fees set forth herein shall not be applicable to those organizations subsidized by the Borough of Sayreville and as may be set forth in Section 8 of Ordinance 950-06; Sayreville Little League, Sayreville Athletic Association, Sayreville Soccer Association, Sayreville Leprechauns, Morgan-Parlin Panthers *and the Sayreville Softball Association.*

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter Two Section 15.5**, of the Revised General Ordinances of the Borough of Sayreville, shall be amended to reflect said change.

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

/s/ Lisa Eicher, Councilwoman
(Recreation Committee)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

ORDINANCE # 231-13
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER X OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER X – PERSONNEL POLICIES
(Residency Requirements – Co. Novak, Admin. & Finance Public Hearing Aug. 26, 2013))

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #231-13.

Being no questions or comments Mayor called for a motion.

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

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

ORDINANCE #231-13
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER X – PERSONNEL POLICIES

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:

10-1 – Personnel Policies

10-1.1 General Policies

d. Notwithstanding any other rules or regulations, the Borough shall give first preference in the hiring of new personnel to applicants residents residing within the Borough.

~~***e. All personnel hired on or after the adoption of this section shall be required to maintain residence within the Borough unless specifically exempted by State Statute.***~~

10-2 APPOINTMENTS

1-2-3 Preference to Borough Employees and Residents

Provided they are qualified for the positions for which they have applied, preference shall be given in appointments to vacancies and new positions, first to employees of the Borough and second to persons who are residents of the Borough at the time of their appointment.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter X**, entitled **Personnel Policies**, 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/ Co. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

ORDINANCE No. 232-13

**AN ORDINANCE OF THE BOROUGH OF SAYREVILLE, COUNTY OF MIDDLESEX
AND STATE OF NEW JERSEY PROVIDING FOR THE REGULATION OF
CLOTHING DONATION BINS WITHIN THE BOROUGH OF SAYREVILLE**

(Co. William J. Henry, Public Works Committee Public Hearing Aug. 26, 2013)

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #232-13.

Being no questions or comments Mayor called for a motion.

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

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

ORDINANCE No. 232-13

**AN ORDINANCE OF THE BOROUGH OF SAYREVILLE,
COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY PROVIDING
FOR THE REGULATION OF CLOTHING DONATION BINS
WITHIN THE BOROUGH OF SAYREVILLE**

WHEREAS, the control of the location of Clothing Donation Bins is a matter of health and safety; and

WHEREAS, residents making donations by utilizing said bins are entitled to information regarding the entities receiving such donations; and

WHEREAS, pursuant to N.J.S.A. 40:48-2.60 et seq. entities utilizing said bins for the receipt of donations are required to obtain a permit from the municipality allowing such use;

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey that Chapter Two (Recycling Commission) Chapter 33.6 “Clothing Donation Bins” as follows:

2-33.6 Clothing Donation Bins

A. Licensing of Clothing Donation Bins

Notwithstanding any other provision of law to the contrary, no person shall place, use, or employ a Clothing Donation Bin within the Borough for solicitation purposes unless all of the following requirements are met:

i. The Clothing Donation Bin is owned or sponsored by a charitable organization registered pursuant to P.L. 1994, c. 16 (N.J.S.A. 45:17A-18 et seq.) or is sponsored by any department of the Borough;

ii. The registered charitable organization has obtained a permit, valid for a twelve (12) month period, from the Borough’s Recycling Coordinator in accordance with the following:

(1) In its application for such a permit, the registered charitable organization shall indicate:

(a) The location where the bin is currently situated or proposed to be situated;

(b) The manner in which the charitable organization anticipates any clothing or other donations collected via the bin would be used, sold, or dispersed and the method by which the proceeds of collected donations would be allocated or spent;

(c) The name and telephone number of the bona fide office of the charitable organization and any entity which may share or profit from any clothing or other donations collected via the bin; and

(d) Written consent from the owner to place the bin on its property.

(2) The Recycling Coordinator shall not grant a permit to place, use, or employ a Clothing Donation Bin if it determines that the placement of the bin could constitute a safety hazard. Such hazards shall include, but not be limited to, the placement of a Clothing Donation Bin within one hundred (100) yards of any place which stores large amounts of, or sells, fuel or other flammable liquids or gases.

(a) The clothing bin shall be shielded from view from the street and from the adjacent property;

(b) Placement of the bin(s) shall not result in the elimination of any parking spaces, unless the reduction in parking spaces is still adequate for the use of the property and meets the parking requirements per the ordinance or zoning approvals;

(c) The location of the bin(s) shall not interfere with the free flow of pedestrian and vehicular traffic;

(d) No more than two (2) bins shall be permitted on any location.

(3) The Recycling Coordinator shall impose a fee for such application, in the amount of Fifty (\$50.00) Dollars annually for each bin to offset the costs involved in enforcing this section.

(4) An expiring permit for a Clothing Donation Bin may be renewed upon application for renewal and payment of the applicable annual fee. Such application for renewal shall include information detailing:

(a) The location where the bin is situated, and, if the person intends to move it, the new location where the bin would be situated after the renewal is granted and written consent from the property owner to place the bin on its property;

(b) The manner in which the charitable organization has used, sold, or dispersed any clothing or other donation collected via the bin; the method by which the proceeds of collected donations have been allocated or spent; and any changes the charitable organization anticipates it may make in the processes during the period covered by the renewal; and

(c) The name and telephone number of the bona fide office of the charitable organization and of any entity which shared or profited from any clothing or other donations collected via the bin and of any entities which may do so during the period covered by the renewal.

(5) The permit number and its date of expiration shall be clearly and conspicuously displayed on the exterior of the Clothing Donation Bin in addition to the information required pursuant to Chapter 2 Section 33-6D of this section.

B. The registered charity, and any other entity which may share or profit from any clothing or other donations collected via the bin, must present proof that it maintains a bona fide office where a representative of the charitable organization or other entity, respectively, can be reached at a telephone information line during normal business hours for the purpose of offering information concerning the charitable organization or other entity. For the purposes of this subsection, an answering service unrelated to the charitable organization does not constitute a bona fide office.

C. The following information shall be clearly and conspicuously displayed on the exterior of the Clothing Donation Bin;

1. The name and address of the registered charitable organization that owns or is the sponsor of the bin, and of any other entity which may share or profit from any clothing or other donations collected via the bin;

2. The registered charitable organization's charitable registration number;

3. The telephone number of the registered charitable organization's bona fide office and, if applicable, the telephone number of the bona fide office of any other entity which may share or profit from any clothing or other donations collected via the bin.

4. In cases when any entity other than the entity which owns the bin may share or profit from any clothing or other donations collected via the bin, a notice, written in a clear and easily understandable manner, indicating that clothing or other donations collected via the bin, their proceeds, or both, may be shared or given entirely to, an entity other than the entity which owns the bin, and identifying all such entities which may share or profit from such donations; and

5. A statement, consistent with the information provided to the Borough in the most recent permit or renewal application indicating the manner in which the entity anticipates any clothing or other donations collected via the bin would be used, sold, or dispersed, and the method by which the proceeds of collected donations would be allocated or spent.

D. Duty to Maintain and Service Bins.

It shall be the duty of each registered charitable organization issued a permit hereunder to properly maintain and service any Clothing Donation Bin placed within the Borough so as to prevent such clothing bin from creating any nuisance, hazardous or unsafe conditions.

E. Enforcement and Limitation on Licenses.

The Recycling Coordinator or other person designated by the Borough Council as a person authorized to enforce the provisions of this section shall, upon receipt of a complaint by a local resident or any other person that a Clothing Donation Bin is causing a nuisance, hazardous or unsafe condition, investigate such complaint and take such enforcement action as is permitted pursuant to N.J.S.A. 40:48-2.62 and N.J.S.A. 40:48-2.63. The Recycling Coordinator shall not be authorized to issue more than ten (10) total Clothing Donation Bin permits within the Borough, and no more than two (2) at any given site.

F. Violations, Penalties and Revocation of License.

Any licensee who violates any provision of this section and fails to cure such violation within forty-eight (48) hours of notice of such violation shall be subject to the following penalties, in addition to those penalties and remedies set forth in N.J.S.A. 40:48-2.62 and 40:48-2.63:

- (i) For the first offense: \$100.00 per day;*
- (ii) For the second offense: \$250.00 per day;*
- (iii) For the third offense: mandatory revocation of permit and fine of One Thousand (\$1,000.00) Dollars.*

G. Exemptions.

The owner of any Clothing Donation Bin which is sponsored by any department of the Borough shall be required to comply with the licensure requirements hereof, but shall specifically be exempt from the fee requirement hereof.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that Chapter Two Section 33 of the Revised General Ordinances of the Borough of Sayreville, shall be added to reflect said change.

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

/s/ William J. Henry, Councilman
(Public Works Chairwoman)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

ORDINANCE #233-13
BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS
FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$2,700,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$1,985,000 BONDS OR NOTES OF THE BOROUGH
FOR FINANCING PART OF SUCH APPROPRIATION
(Co. Henry, Admin. & Finance Public Hearing Aug. 26, 2013)

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #233-13.

Councilman Henry thanked the Middlesex County Road Dept. for their assistance in paving portions of No. Ernston Rd., River Road and Minnisink Avenue. He said that we saved a lot of money through our use of shared services with them.

Councilman Buchanan questioned how much #10 on the Road Repair list will cost the borough which is Ernston Road from West Minister to the Garden State Parkway.

Borough Engineer Cornell replied that we received \$600,000. in Grants from the DOT for this project. He said the application process took two years to complete.

Councilman Buchanan asked when Greenhill Road was approved for paving.

Mr. Cornell explained the bidding process and the streets that were included in that bid were Horseshoe, Modzlewski, Greenhill and Glenwood.

Mr. Buchanan asked if the process could be quicker. Councilwoman Novak said that it is up to the Council to authorize these projects after it gets approved in the budget.

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

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

ORDINANCE #233-13
BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS
FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$2,700,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$1,985,000 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 \$2,700,000, said sum being inclusive of all appropriations heretofore made therefor and including (i) the sum of \$105,000 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for

down payment or for capital improvement purposes in one or more previously adopted budgets and (ii) a grant from the New Jersey Department of Transportation in the amount of \$610,000 (the "Grant").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,700,000 appropriation not provided for by application hereunder of said down payment and the Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,985,000 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 \$1,985,000 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 the reconstruction and improvement of Richards Drive, Henry Street, Willow Street, Roma Street, Kath Street, Standiford Avenue – South, Oak Street, Old Cheesequake Road, Piech Place, Ernston Road from Washington Road to Beth Ann Way, and Ernston Road from the Garden State Parkway to Westminster Boulevard, 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 purposes is \$1,985,000.

(c) The estimated cost of said purposes is \$2,700,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$105,000 down payment for said purposes and the amount of the Grant.

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

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited 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 10 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 a complete executed duplicate 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 \$1,985,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$400,000 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.

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 the Grant and any other 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 \$1,985,000. 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/ William J. Henry, Councilman
(Public Works Chairwoman)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

NEW BUSINESS:

- a. Introduction of the following Ordinance(s):

None

CONSENT AGENDA/RESOLUTIONS

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

No one appeared.

Mayor called for a motion to close public portion.

Council President Buchanan made a motion to close public portion and the consent agenda resolutions be approved upon roll call vote. Motion was seconded by Councilwoman Novak.

Roll Call: Councilpersons Eicher, Henry, McGill, Melendez, Novak, Buchan; all Ayes.

RESOLUTION #2013-204

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
Mayor

/s/ Daniel Buchanan
Councilman Daniel Buchanan

/s/ David McGill
Councilman David McGill

/s/ Lisa Eicher
Councilwoman Lisa Eicher

/s/ Ricci Melendez
Councilman Ricci Melendez

/s/ William J. Henry
Councilman William J. Henry

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

Bill list of April 26, 2013, in the amount of **\$14,147,178.21** (Bill List – See Appendix 2013-A for this date, in a separate Bill List File for 2013).

RESOLUTION #2013-205

BE IT AND IT IS HEREBY RESOLVED, that the proper Borough Officials are hereby authorized and directed to execute an Collective Bargaining Agreements with A.F.S.C.M.E. Local 3527; and

BE IT FURTHER RESOLVED, that said contracts shall be for a four (4) year period commencing January 1, 2013 to December 31, 2016 and that said Agreements shall be in accordance with the terms and conditions as stated in the “Memorandum of Agreement” authorized by Resolution #2013-199 dated August 12, 2013.

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

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

/s/ Kennedy O’Brien
Kennedy O’Brien
Mayor

RESOLUTION #2013-206

BE IT RESOLVED, that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for the One (1) Five Yard Hook Lift Truck and One (1) Automated Sanitation Truck and that he be paid for said services at a fee not to exceed \$2,500.00 each.

BE IT FURTHER RESOLVED that upon approval of said plans and specifications for the project the Borough Clerk is also herein authorized to advertise for the receipt of bids.

/s/ William J. Henry
William J. Henry, Councilman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

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

/s/ Kennedy O’Brien
Kennedy O’Brien, Mayor

RESOLUTION #2013-207

BE IT RESOLVED that the proper Borough officials are hereby authorized and directed to execute a Direct Install Program Participation Agreement with PSE&G and its participating contractor in connection with the installation of energy efficient retrofit measures performed by the participating contractor at the Borough of Sayreville’s Dolan Street Field House located on Dolan Street, Sayreville, NJ.

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

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

/s/ Kennedy O’Brien
Kennedy O’Brien, Mayor

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Person to Person Transfer

RESOLUTION 2013-208

WHEREAS, application has been received by the Municipal Clerk for a person to person transfer of Plenary Retail Consumption License #1219-33-002-0074, covering the sale of alcoholic beverages in the Borough of Sayreville; and

WHEREAS, said application is complete in all respects, and applicant has disclosed with the issuing authority the source of all funds used in the purchase of said license and business; and

WHEREAS, the applicant has duly advertised in the Home News Tribune on August 2, 2013 and August 6, 2013, as required by law, and has produced proof of publication as to such advertising; and

WHEREAS, no objections or protests have been made with regard to said transfer; and

WHEREAS, all other necessary requirements have been fulfilled and proper investigations have been made, the applicants are qualified to be licensed according to all statutory, regulatory and local governmental Alcoholic Beverage Control laws and regulations.

NOW, THEREFORE, BE IT RESOLVED that Plenary Retail Consumption License #1219-33-002-007 now held by 439 Corporation, covering the herein described premises, be **transferred** and to Route 9 Associates, LLC, t/a bourbon Street, **effective August 27, 2013** as follows with existing conditions:

<u>LICENSE NO.:</u>	<u>FROM:</u>	<u>TO:</u>
1219-33-002-007	439 Corporation t/a Bourbon Street	Route 9 Associates, LLC t/a Bourbon Street
Operating Location:	927 Route 9 South, Sayreville, NJ 08879	927 Route 9 South Sayreville, NJ 08879

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

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

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

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RESOLUTION #2013-209

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase, through the State Contract Seven (7) 2014 Police Interceptor Utility All Wheel Drive Vehicles through Winner Ford., 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 (Contract #A82925) at a total cost not to exceed \$185,129.00.

- Five (5) Police Department \$132,420.
- One (1) Police Chief \$26,614.00
- One (1) Fire Prevention \$26,095.00

/s/ Daniel Buchanan
Daniel Buchanan, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2013-210

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase, through State Contract (#A81336, A81327 & A81338) emergency lighting equipment, protective cage packages and computer mounts and installation for seven (7) 2014 Police Interceptor Utility AWD Vehicles from East Coast Emergency Lighting, 1945 – 4th Street, North Brunswick, NJ 08902 at a total cost not to exceed \$58,415.33.

- Five (5) Police Department \$48,236.85
- One (1) Police Chief \$2,875.62
- One (1) Fire Prevention \$7,302.33

/s/ Daniel Buchanan
Daniel Buchanan, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2013 - 211
A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
AUTHORIZING THE MAYOR AND BOROUGH CLERK TO
EXECUTE A CONTRACT WITH JEFFREY W. WARD & ASSOCIATES

WHEREAS, the Governing Body of the Borough of Sayreville recognizes the need to hire a consultant who will aid the Borough in completing the 2013 FEMA National Flood Insurance (NFIP) Community Rating System (CRS) Application; and

WHEREAS, the Governing Body of the Borough of Sayreville, after reviewing the proposal and scope of services submitted by Jeffrey S. Ward & Associates, deems Jeffrey S. Ward & Associates the best qualified consultant; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that Mayor Kennedy O'Brien and Theresa A. Farbaniec, Borough Clerk are authorized and directed to execute an Agreement with Jeffrey S. Ward & Associates as outlined in the attached Agreement and Scope of Services.

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

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

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

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RESOLUTION #2013-212
RESOLUTION COMBINING BONDS AGGREGATING THE PRINCIPAL
SUM OF \$4,978,000 AUTHORIZED BY SIX BOND ORDINANCES
HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF
VARIOUS IMPROVEMENTS IN THE BOROUGH OF SAYREVILLE,
IN THE COUNTY OF MIDDLESEX, NEW JERSEY INTO ONE
CONSOLIDATED ISSUE OF BONDS AND PROVIDING FOR THE
FORM, MATURITIES AND OTHER DETAILS OF SAID
CONSOLIDATED ISSUE

WHEREAS, the Borough Council of the Borough of Sayreville, in the County of Middlesex, New Jersey (the “Borough”), has heretofore adopted six bond ordinances authorizing bonds to finance part of the cost of various improvements in the Borough; and

WHEREAS, it is necessary to issue bonds pursuant to said ordinances in an aggregate principal amount of \$4,978,000 and it is deemed advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said six ordinances into one consolidated issue in the aggregate principal amount of \$4,978,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey (the “Local Bond Law”); **NOW, THEREFORE**,

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY that:

Section 1. There shall be issued bonds of the Borough in the following principal amounts pursuant to the following bond ordinances:

A. \$100,000 bonds, being a portion of the bonds authorized by an ordinance numbered 151-10 and entitled:

“BOND ORDINANCE PROVIDING FOR VARIOUS ROAD AND SIDEWALK IMPROVEMENTS FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$2,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,285,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

B. \$280,000 bonds, being a portion of the bonds authorized by an ordinance numbered 175-12 and entitled:

“BOND ORDINANCE PROVIDING FOR WEBER AVENUE FLOOD RELIEF PROJECT – PHASE II IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

C. \$152,000 bonds, being all of the bonds authorized by an ordinance numbered 187-12 and entitled:

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$160,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$152,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 40 years.

D. \$2,380,000 bonds, being all of the bonds authorized by an ordinance numbered 195-12 and entitled:

“BOND ORDINANCE PROVIDING FOR VARIOUS ROAD AND SIDEWALK IMPROVEMENTS FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$2,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,380,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 10 years.

E. \$428,000 bonds, being all of the bonds authorized by an ordinance numbered 196-12 and entitled:

“BOND ORDINANCE PROVIDING FOR VARIOUS PARK IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$450,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$428,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 15 years.

F. \$1,638,000 bonds, being all of the bonds authorized by an ordinance numbered 198-12 and entitled:

“BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$1,720,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,638,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION”

heretofore finally adopted. The average period of usefulness stated in said ordinance is 9.08 years.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount of \$4,978,000 and are

sometimes hereinafter collectively referred to as the “Bonds.” The Bonds shall each be designated as “General Improvement Bonds of 2013” and shall be numbered with the prefix G from one consecutively upward or in such other manner as approved by the Chief Financial Officer of the Borough.

Section 3. The Bonds shall be dated as of their date of issue and will be issued in fully registered form. When issued, the Bonds will be registered in the name of and held by Cede & Co., as the owner thereof and nominee for The Depository Trust Company, New York, New York (“DTC”), an automated depository for securities and clearinghouse for securities transactions.

Upon issuance, the Bonds will be delivered to DTC in single denominations for each maturity of the Bonds. Purchases of the Bonds will be made in book-entry form (without certificates) in the denomination of \$5,000 each or any integral multiple of \$1,000 in excess thereof.

The Bonds shall mature serially in numerical order on October 1 of each of the following years and in the following principal amounts:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2014	\$275,000	2019	\$550,000
2015	310,000	2020	550,000
2016	550,000	2021	550,000
2017	550,000	2022	550,000
2018	550,000	2023	543,000

The Bonds are subject to redemption prior to maturity.

Section 4. It is hereby found, determined and declared that the average period of usefulness of the improvements or purposes for which the Bonds are to be issued, taking into consideration the amount of the Bonds to be issued for said improvements or purposes, is 11.32 years.

Section 5. The Bonds shall bear interest from their date based on their outstanding principal amount at a rate or rates to be determined as hereinafter set forth in Section 7 of this resolution, payable semi-annually on the first day of April and October in each year until maturity, commencing on April 1, 2014, by check mailed on such interest payment date to the owners thereof registered as such as of each next preceding March 15 and September 15 on the registration books maintained by the Borough. Interest on the Bonds shall be calculated on the basis of a 360-day year consisting of twelve 30-day calendar months. Both principal of and interest on the Bonds shall be payable in lawful money of the United States of America.

The principal of the Bonds shall be payable upon presentation thereof at the office of the Chief Financial Officer of the Borough or a paying agent appointed by the Borough.

Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the Bonds, payments of the principal of and interest on the Bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Blanket Representation Letter executed by the Borough and DTC. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the Bonds is the responsibility of the DTC participants.

Section 6. The Bonds shall be signed by the Mayor and the Chief Financial Officer of the Borough, by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual signature of the Clerk of the Borough.

Section 7. The Chief Financial Officer of the Borough be and he hereby is authorized and directed to offer the Bonds for public sale through the submission of electronic proposals and to determine in his discretion the date for receipt for such proposals, all in accordance with the terms set forth in the Notice of Sale. The “Notice of Sale” shall comply in all respects with the applicable statutes relating thereto and shall be substantially in the form attached hereto as Exhibit A, with such additions, modifications or deletions as determined by the Chief Financial Officer of the Borough. The Notice of Sale or a summary thereof as permitted by applicable law shall be published in The Bond Buyer and such other newspaper published in the County of Middlesex, New Jersey and circulated in the Borough as the Chief Financial Officer of the Borough may select at least once at least seven (7) days prior to the date of public sale.

Section 8. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form with such changes and modifications as may be required or necessary for the delivery thereof:

(FORM OF BOND)

No. G-__

**BOROUGH OF SAYREVILLE,
in the County of Middlesex, New Jersey**

GENERAL IMPROVEMENT BONDS OF 2013

Date of Bond: October __, 2013

Principal Amount:_____

Date of Maturity: October 1, 20__

CUSIP:_____

The **BOROUGH OF SAYREVILLE**, in the County of Middlesex, New Jersey, a municipal corporation of the State of New Jersey, (the “Borough”) hereby acknowledges itself indebted and for value received promises to pay to **CEDE & CO.** or registered assigns, the sum specified above as the Principal Amount on the date specified above as the Date of Maturity, upon presentation and surrender of this bond, and to pay to the registered owner hereof interest on such sum, from the Date of Bond specified above until the Date of Maturity specified above, at the rate of _____ per centum (___%) per annum payable on April 1, 2014 and thereafter semi-annually on the first day of October and April in each year. Principal of this bond will be paid in lawful money of the United States of America, upon surrender thereof at the office of the Chief Financial Officer of the Borough in Sayreville, New Jersey or any paying agent appointed by the Borough. Interest on this bond will be payable in lawful money of the United States of America by check mailed on such interest payment date to the registered owner hereof as shown on the books of the Borough on the fifteenth day of the month preceding the month in which interest is paid.

All of the bonds, of which this bond is one, shall be initially issued as one fully registered bond for each maturity in the name of Cede & Co., as registered owner and nominee for The Depository Trust Company (“DTC”). Notwithstanding any other provision herein to the contrary, so long as DTC or its nominee, Cede & Co., is the registered owner of the bonds, payments of the principal of and interest on the bonds will be made directly to Cede & Co., as nominee of DTC in accordance with the provisions of the DTC Blanket Representation Letter executed by the Borough and DTC relating to the bonds. Disbursal of such payments to the DTC participants is the responsibility of DTC, and disbursal of such payments to the beneficial owners of the bonds is the responsibility of the DTC participants.

The bonds of this issue maturing prior to October 1, 2022 are not subject to redemption prior to maturity. The bonds of this issue maturing on or after October 1, 2022 are subject to redemption prior to maturity at the option of the Borough, in whole or in part at any time on or after October 1, 2021, and if in part, in inverse order of their maturity and by lot within a maturity if less than all of the bonds of such maturity are to be redeemed, upon notice of redemption given by the Borough by first class mail, postage prepaid, to the registered owner of any bond to be redeemed at the address shown on the registration books of the Borough not less than thirty (30) days nor more than sixty (60) days prior to the redemption date; provided, however, that failure to mail or to receive such notice, or any defect therein, shall not affect the validity of the proceedings for redemption. The bonds subject to redemption shall be redeemed at the redemption price of 100% of the principal amount thereof plus accrued interest to the date fixed for redemption.

If notice of redemption has been given by mail, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the redemption price, together with accrued interest to the date fixed for redemption. Payment shall be made upon surrender of the bonds redeemed.

This bond is transferable only upon the books of the Borough kept for that purpose by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Borough duly executed by the registered owner or such duly authorized attorney, and thereupon the Borough shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount, series, designation, maturity and interest rate as the surrendered bond. The Borough and any paying agent of the Borough may treat and consider the person in whose name this bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond is one of an authorized issue of bonds of the Borough and is issued pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey, a resolution of the governing body of the Borough entitled: “Resolution combining bonds aggregating the principal sum of \$4,978,000 authorized by six bond ordinances heretofore adopted to finance part of the cost of various improvements in the Borough of Sayreville, in the County of Middlesex, New Jersey into one consolidated issue of bonds and providing for the form, maturities and other details of said consolidated issue,” adopted August 26, 2013 and certain bond ordinances referred to therein. The Bonds are intended to be treated as “Qualified Tax-exempt Obligations” for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (relating to an exception to the disallowance of interest expense of certain financial institutions allocable to tax-exempt interest).

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal of and interest on this bond according to its terms. This bond shall not be or be deemed to be a debt or liability of the State or a pledge of the faith and credit of the State.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

In the event the Borough determines that it is in the best interests of the beneficial owners of the bonds (the actual purchasers of the bonds) that they be able to obtain certificated bonds, the Borough may notify DTC of the availability of bond certificates. In such event, the Borough will appoint a paying agent for the bonds and the paying agent will issue, transfer and exchange bond certificates as required by DTC and others in appropriate amounts. DTC may determine to discontinue providing its services with respect to the bonds at any time by giving a reasonable amount of notice in writing to the Borough and discharging its responsibilities with respect thereto. In the event of such determination, if the Borough fails to identify another qualified securities depository as successor to DTC, the Borough will appoint a paying agent for the bonds and the paying agent will issue, authenticate and deliver replacement bonds in the form of fully registered certificates. Whenever DTC requests the Borough to do so, the Borough will appoint a paying agent for the bonds and the paying agent will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the bonds to any participants of DTC having bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the bonds.

IN WITNESS WHEREOF, THE BOROUGH OF SAYREVILLE has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, and its corporate seal (or facsimile thereof) to be affixed, imprinted or reproduced hereon, and this bond and said seal to be attested by the manual signature of the Borough Clerk, and this bond to be dated the ____ day of October, 2013.

ATTEST:
SAYREVILLE
[SEAL]

THE BOROUGH OF

Borough Clerk

Mayor

Chief Financial Officer

The following abbreviations, when used in the inscription on this bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

TEN COM - as tenants in common	UNIF GIFT MIN ACT
TEN ENT - as tenants by the entireties	_____Custodian_____
JT TEN - as joint tenants with right of survivorship and not as tenants in common	(Cust) (Minor) under Uniform Gifts to Minors Act _____ (State)

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL
SECURITY OR OTHER
IDENTIFYING NUMBER
OF ASSIGNEE
(FOR COMPUTER RECORD ONLY)

(Please Print or Typewrite Name and Address of Transferee)

_____ the within
bond, and all rights thereunder, and hereby irrevocably constitutes and appoints

_____ Attorney, to transfer
the within bond on the books kept for the registration thereof, with full power of substitution
in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon
the first page of the within bond in every particular, without alteration or enlargement or any
change whatever.

CERTIFICATE AS TO LEGAL OPINION

The undersigned Clerk of the Borough of Sayreville, in the County of Middlesex, New
Jersey **HEREBY CERTIFIES** that a true and correct copy of the original legal opinion of the
law firm of McCarter & English, LLP, Newark, New Jersey as to the validity of the issue of
bonds of which the within bond is one is available for inspection at the Office of the Borough
Clerk and a copy thereof may be obtained by the registered or beneficial owner hereof upon
request.

Borough Clerk

Section 9. The Chief Financial Officer of the Borough is hereby authorized and
directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be
rendered by the firm of McCarter & English, LLP (complete except for omission of its date)
to be printed or referred to on the Bonds, and at the time of the original delivery of payment
for the Bonds and when such written opinion is rendered, to cause the Borough Clerk to
certify to the truth and correctness of such copy of opinion by executing on each of the Bonds,
by manual or facsimile signature, a certificate subjoined to each such copy, and to file a
signed duplicate of such written opinion in such Clerk's office and at each place at which the

Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of the Bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 10. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to DTC on behalf of the Winning Bidder (as defined in the Notice of Sale) and the payment of the purchase price thereof in accordance with the Notice of Sale, the Chief Financial Officer of the Borough is hereby authorized and directed to execute and deliver a Tax Certificate with respect to the exclusion of interest on the Bonds from gross income of the holders thereof for Federal income tax purposes, including, inter alia, the status of the Bonds as other than “private activity bonds” within the meaning of section 141 of the Internal Revenue Code of 1986, as amended (the “Code”) and the status of the Bonds as other than “arbitrage bonds” within the meaning of section 148 of the Code.

Section 11. The proceeds of the Bonds shall be applied in the amounts and for the purposes provided in Section 1 hereof, and to pay and fund any bond anticipation notes theretofore issued for such purposes and then outstanding.

Section 12. The Mayor and the Chief Financial Officer of the Borough are hereby authorized and directed, as applicable, to approve, “deem final” in accordance with Rule 15c2-12 of the Securities and Exchange Commission and execute the Preliminary Official Statement of the Borough issued in connection with the Bonds, the Official Statement of the Borough issued in connection with the Bonds, the Notice of Sale, the Continuing Disclosure Certificate and the DTC Blanket Representation Letter and their use in connection with the sale of the Bonds and are further authorized, as is the Clerk of the Borough, to execute all documents, including the Official Statement, the Notice of Sale, the Continuing Disclosure Certificate and the DTC Blanket Representation Letter, necessary for the sale and delivery of the Bonds.

Section 13. The Borough Council hereby designates the Chief Financial Officer of the Borough to award the Bonds in accordance with the Notice of Sale and the provisions of the Local Bond Law and the Chief Financial Officer of the Borough is hereby directed to

report to the Borough Council at the meeting next succeeding the date when any award of the Bonds pursuant to this resolution is made.

Section 14. The Bonds are hereby designated as “Qualified Tax-Exempt Obligations” for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the “Code”) (relating to an exception to the disallowance of interest expense of certain financial institutions allocable to tax exempt interest). The Chief Financial Officer is hereby authorized and directed to satisfy any reporting requirements made necessary by any Federal rules and regulations with respect to such designation of the Bonds.

Section 15. The Borough hereby covenants to comply with the provisions of the Code applicable to the Bonds and covenants not to take any action that would cause the interest on the Bonds to lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code or cause interest on the Bonds to become an item of tax preference under Section 57 of the Code. Further, the Borough will take all actions within its power that are necessary to assure that interest on the Bonds does not lose the exclusion from gross income for federal income tax purposes provided under Section 103 of the Code or become an item of tax preference under Section 57 of the Code.

Section 16. The Borough hereby authorizes the Chief Financial Officer, the Borough Clerk, Bond Counsel, the Auditor and any other professionals of the Borough to proceed with the sale of the Bonds, including the drafting of any documents necessary therefor.

Section 17. The Borough hereby delegates to the Chief Financial Officer the authority to postpone the public sale of the Bonds in accordance with the Notice of Sale and the provisions of the Local Bond Law.

Section 18. This resolution shall take effect immediately.

(All Exhibits can be found on file and are not part of these minutes)

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST: _____

BOROUGH OF SAYREVILLE: _____

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

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

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RESOLUTION #2013-213

WHEREAS, on July 12, 2012 the Borough of Sayreville awarded a contract for “Water Department Chemicals - Hydrated Lime (Bulk)” to Carmeuse Lime, Inc., 11 Stanwix St., Pittsburg, PA 15222; and

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

WHEREAS, Carmeuse Lime, 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 Department Chemicals - Hydrated Lime (Bulk)” is hereby renewed for one additional year period at no additional increase in price.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2013-214

BE IT RESOLVED that the proper borough officials are hereby authorized and directed to execute an Interlocal Service Agreement with the County of Middlesex for the milling and resurfacing of a portion of North Ernston Road from Washington Road to Beth Ann Way in the Borough of Sayreville.

/s/ William J. Henry
Councilman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

BUSINESS SESSION AGENDA – AUGUST 26, 2013

COMMUNICATIONS & COMMITTEE REPORTS

• **ADMINISTRATIVE & FINANCE – Councilwoman Novak**

a) **Minutes & Departmental Reports:**

- Councilwoman Novak made a motion to have the following Minutes/Reports be Received & Filed:

- 1) Board of Education Combined Meeting Minutes of July 16, 2013
- 2) Municipal Clerk's Report for the month of July 2013
- 3) Investment Activity Report filed by the CFO for the months of June and July 2013
- 4) Office on Aging Supervisor's Report for the month of July 2013

Motion was seconded by Councilman Henry. Carried.

b) Motion to approve the following **application(s) for Bingo/Raffle Licenses:**

- i) **St. Stanislaus Athletic Association** to conduct an Off Premise 50/50 on November 23, 2013 (RA:1822).
- ii) **St. Stanislaus Kostka Church** to conduct an Off Premise 50/50 raffle on January 1, 2014 (RA:1823).
- iii) **St. Stanislaus HSA** to conduct an On Premise Draw on October 18, 2013 (RA:1824)
- iv) **St. Stanislaus HSA** to conduct an On Premise 50/50 on October 18, 2013 (RA:1825).
- v) **St. Stanislaus HSA** to conduct a Bingo on October 18, 2013 (BA:480).

- Approved.

c) Special Ruling received from the Division of Alcohol Beverage Control for the Licensing

Authority to consider the renewal of PRCL #1219-33-052-006 issued to Flamingo Liquor, LLC for the 2012-2013 and 2013-2014 license terms. Authorization is needed

to prepare resolution renewing liquor license for these two (2) terms.

Authorization is also needed to rescind resolution #2012-222.

(pocket license, a license not sited at a premises).

- Approved / Resolution.

d) Committee Reports – Co. Novak:

1) Reported that they worked quickly and efficiently on the budget this year and are now working to move the capital projects forward in order to maintain our infrastructure.

• **PLANNING & ZONING – Councilman McGill**

a) **Minutes & Departmental Reports:**

Councilman McGill made a motion to have the following minutes/reports be received and filed:

1) Construction Official Report for the month of July 2013 (Sayreville & Helmetta)
Motion seconded by Councilman Henry. Carried.

b) Application received from Donjon Marine Co., Inc. for the placement of two new portable trailers for break-room use to be placed on 1000 Chevalier Ave., Block 257, Lot 1.01 (SERA property, agent Sayreville Seaport Assoc., LLC).

- Approved/Resolution

c) Notice of Ordinance Introduction received from Edison Twp. changing the zoning of the areas in Camp Kilmer as recommended in their Master Plan.

- Receive & File.

d) Notice to Adjacent Property Owner received for Gillette Enterprises who will appear before the Planning Board on September 4th, 2013 for a Public Hearing on their application for Preliminary and Final Site Plan Approval with Waivers for property located at the corner of Kennedy Blvd. and Main St.

- Receive & File.

e) Committee Reports- Co. McGill:

1) Reported that Co. Melendez, Buchanan and himself have been meeting with the Police Chief to discuss IT and security in our buildings. He said that Co. Melendez will speak more on this issue during his report.

Progress.

• **PUBLIC WORKS – Councilman Henry**

a) **Minutes & Departmental Reports:**

Councilman Henry made to motion to have the following Minutes/Reports be Received & Filed:

1) Parks Dept. Supervisor's Report for the month of July 2013

2) Roads Division Supervisor's Report for the month of July 2013

- 3) Garage Services Supervisor's Report for the month of July 2013
 - 4) Sanitation Division Supervisor's Report for the month of July 2013
- Motion was seconded by Councilwoman Novak. Carried.

- Receive & File.

b) Notice of Public Hearing received from NJ Transit to gather information and comments from interested parties concerning programs developed pursuant to the Sr. Citizen & Disabled Resident Transportation Assistance Act. Hearing dates in packet, on bulletin board and on file in the Clerk's Office.

- Receive & File

c) Notice received from Middlesex County Division of Solid Waste amending the Middlesex County Solid Waste Management Plan. The amendment (#2013-1) deletes New Journey Recycling LLC - Class A Recycling Facility located at 172-176 Baekland Ave., Middlesex As the facility was no longer in operation as of April 1, 2013.

- Receive & File

d) Committee Reports- Co. Henry:

1) Reported that the Borough Engineer put together plans for a new Public Works Facility. One location was the Main Street Extension and the other option was Cheesequake Road. He said that were leaning toward the Main Street Extension and that they would be having more meeting to discuss the matter.

Councilwoman Novak brought up a drainage problem behind homes on Canal Street & Chiecko Ct. The borough engineer explained that there was a drainage ditch issue and he would need some direction from the Council to perform a study and see what correction recommendations would be necessary. Mayor O'Brien asked for a not to exceed figure. The engineer said that he would work it up and get it back to the Clerk.

- **RECREATION – Councilwoman Eicher**

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

b) Application for **Special Event Permit** received from **Isabella's Hair Salon** to conduct a

cut-a-thon to benefit 3 children with cancer in our area on Sunday, Sept. 22, 2013 from 10AM-4PM at 881 Main Street, Sayreville.

- Approved/ Resolution.

c) Application for Special Event Permit received from Sara Dubinin Foundation to conduct a Walk around Kennedy Park on October 27, 2013 at 11:00AM.

- Approved/ Resolution.

d) Committee Reports – Co. Eicher:

1) Questioned if they received notification about the Temple holding an event on Wednesday. Clerk Farbaniec advised that they received a list of dates earlier in the year and would check to be sure this date was on the request.

2) Stated that she would like to meet with the Borough Attorney and Mr. Ust to work on stricter guidelines and accountability for any organization receiving money from the borough. Mayor also added that there is an ordinance that requires a 51% residency requirement and would like that revisited because money is getting so tight.

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

a) **Minutes & Departmental Reports:**

- Councilman Melendez made a motion to have the following Minutes/Reports be Received & Filed:

1) Water & Sewer Director's Report for the month of July 2013 .

Motion seconded by Councilman Henry. Carried.

b) Committee Reports – Co. Melendez:

1) Requested an up-date on the Ernston Rd. project.

Mr. Cornell stated that they are milling and paving and that it should be done by Labor Day.

2) IT & Security – He said that he met with Co. Buchanan & McGill and the Police Chief and they are looking to put together an entire Security Platform and the Chief also mentioned some issues at Kennedy Park. He reported that right now they are trying to gather all the IT and security requirements needed and put it into a professional document so that we can go out for an RFP for the project. He said that he is also looking into further IT development for the Library, Borough Hall, all applications and our systems. He said that we incur a cost upfront but will prove in the long run would be a return on the investment.

• **PUBLIC SAFETY – Council President Buchanan**

a) **Minutes & Departmental Reports:**

-Councilman Buchanan made a motion to have the following Minutes and Reports be Received & Filed:

1. Municipal Court Administrator's Report for the month July 2013
2. Fire Prevention Report for the month of July 2013
3. County Board of Health Report for the month of July 2013

Motion seconded by Councilman Henry. Carried.

b) Request **coin toss** received from:

- Sayreville Band Parents Association on Oct. 13, 2013

- Sayreville War Memorial High School Field Hockey Program on Oct. 27, 2013

from 10:00 a.m. – 2.00 p.m. both will take place at the intersection of Washington Rd. & Ernston Road from 10am-2pm.

Mayor asked that we check with the Board of Education to see if they approved these requests.

- **Hold Over** – Check with the Board of Education for their approvals on these organizations having these fund raisers.

c) Request for Resolution authorizing the **purchase of Fire Department Turnout Gear** through State contracted vendor, Skyland Area Fire Equipment & Training, LLC, Riverdale, NJ at an amount not to exceed \$33,816.77.

- **Approved/Resolution.**

d) Committee Reports – Co. President Buchanan:

1) Councilman Buchanan made a motion to appoint Francis Wolmack as

Prosecutor to fill the unexpired term with the same salary as the previous prosecutor.

Motion seconded by Councilman Henry.

Roll Call: Councilpersons Buchanan, Eicher, Henry, McGill, Melendez, Novak, all ayes. Carried.

• **MAYOR – Kennedy O'Brien**

Mayor O'Brien called for a 10 minute recess and asked that during that recess Councilwoman Eicher, Council President Buchanan, Councilman Melendez and the business Admin. meet with the Softball Coaches to go over the ball field use issues in an effort to save time at the podium.

Motion made by Councilwoman Eicher and seconded by Buchanan.

Time 7:55 PM

Meeting called back to order at 8:10 PM by Councilman Buchanan, seconded by Councilman Henry.

Roll Call: Councilpersons Buchanan, Eicher, Henry, McGill, Melendez, Novak.

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

1. Request received from Sgt. Sean O'Donnell for authorization to use the OEM trailer to assist the participants of the Sayreville Police Department in their Annual Tour DeForce Charity Police ride from the Ground Zero Memorial in NY to the site of the 2013 Boston bombing beginning on September 8, 2013.
- Approved-Resolution.
2. Report on Morgan Ball Fields Usage
-Discussed previously
3. Request received for authorization to combine all municipal fees (including Special Event and Food Handlers and inspections) into one general fee of \$50.00 for all vendors that participate in the Blast from the Past Car Show on September 14, 2013 and \$300.00 for all vendors that participate in Sayreville Day on September 15, 2013. This action does not eliminate the requirements for each vendor to obtain all necessary permits.
- Approved-Resolution.
4. Request for approval to obtain Sawyers Control Systems Inc. to prepare a Request for Proposals for installation and deployment of a Network Video Recording Solution for the Police Department.
- Approved-Resolution.
5. Request for authorization to extend the Sodium Chloride (Rock Salt) contract held with International Salt Co. for a one year term at no increase in price
- Approved-Resolution.
6. Request for authorization to execute a two year Interlocal service agreement with Middlesex County Improvement Authority for Yard Waste. The MCIA's Board of Commissioners' awarded a two year contract to Natures' Choice Corp. For the provision of Yard Waste Recycling and Marketing Services.
- Approved-Resolution.
7. Mr. Frankel reported that he, Wayne and Terry met with two vendors on the upgrade to the video and audio system in the Council Chambers and are now waiting for those proposals to come in and will further report at that time.
8. Closed Session Items
 - Tax Appeals
 - Personnel Matters
 - Contract Negotiations

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

1. Bill List Resolution

- **BOROUGH ENGINEER -Jay Cornell**

1. Improvements to William St. Change Order Request – Report
- Approved-Resolution.
2. NJ Transportation Trust Fund 2014 Municipal Aid Program –Report
- Approved-Resolution.

Mayor asked the Business Admin to update the street list on the web site.

- **BOROUGH ATTORNEY - Michael DuPont**

- **PUBLIC PORTION**

At this time the Mayor opened the meeting to the public on any and all issues.

Those appearing were:

- Gillian Deans, Madison Szatkowski and Haley Peatras.
They thanked the Council for recognizing them and the Sayreville Softball Assoc.

-Anthony Hendricks, 48 Haven Terrace
Coach and Vice-president of the Morgan Parlin Panthers Football and Cheer
Organization.

He expressed issues over practice fields and lighting. He said that they have a new trailer and have been having trouble getting electrical line ran to the trailer. Council President Buchanan responded that JCP&L did the mark-outs but they messed up and have to come back again.

Business Admin. Mr. Frankel stated they supplied them with a generator and is working on getting this problem corrected.

Mr. Hendricks also complained about the poor conditions at their field in Kennedy Park such as seeding, drainage and goose dropping issues.

Mayor O'Brien responded on various up-grades being done to that park but that there is a water table problem at that park. He also asked the Business Admin. to check on where the goose sweeper is being used and get it over there.

Coach also said that a few years ago they were talking about setting up a field for them at the Sayreville Soccer Field.

Mayor said that we will check into Host Community Benefits for the Soccer Field and the possibility of building their own.

Councilman Melendez also asked that the organization be informed ahead of time if there will be any work being done to their field.

- Mark Rochet, 21 Boehmhurst Ave.

He said that on Aug. 4th his 6 year old son was hit by a car. He has requested police presence, safety precautions, speed bumps or some help with the speeding on his street. He also expressed concerns on why the guy who hit his son was issued a summons.

Mayor stated that he will have the Public Safety Committee look into this matter, review the report and work with the police department to come up with better solutions.

Mayor O'Brien asked if there were any other questions or comments.

No further questions or comments.

Council President Buchanan made a motion to close the Public Portion. Seconded by Councilman Henry.

Roll Call: Voice vote, all ayes.

- **EXECUTIVE SESSION ITEMS** - Personnel, Contract Negotiations & Tax Appeals/
10 minutes/ 8:32 PM

Mayor O'Brien announced that the Council will be going into Closed Session and they do not expect any action to be taken when we reconvene.

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 10 minutes to discuss the following matters:

Contract Negotiations
Personnel
Tax Appeals

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. Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes. Carried.
Time: 8:32 PM

• **RECONVENE**

Councilman Buchanan moved to reconvene the meeting. Motion was seconded by Councilman Henry.

Roll Call: Voice Vote, all Ayes.

Time: 8:55 P.M.

ADJOURNMENT

No further business.

Councilman Buchanan made a motion to adjourn. Motion seconded by Councilman Henry.

Roll Call: Voice Vote, all Ayes.

Time: 8:55 P.M.

SIGNED:

Theresa A. Farbaniec, Municipal Clerk

Date Approved