

**AGENDA OF THE MAYOR & BOROUGH COUNCIL
MONDAY, OCTOBER 12, 2010**

1. CALL TO ORDER

- ❖ Short Prayer
- ❖ Salute to Flag

2. STATEMENT OF NOTICE OF PUBLICATION

3. ROLL CALL

4. PRESENTATIONS:

**TO: PARTICIPANTS OF BOWLING PROJECT FOR THE
FOOD PANTRIES OF MIDDLESEX COUNTY**

5. OLD BUSINESS:

6. COMMUNICATIONS & COMMITTEE REPORTS

7. NEW BUSINESS

Introduction of the following Ordinances to be listed for Action tonight:

8. RECESS –(for Preparation and Distribution of Consent Agenda and any other Action Items.)

9. RECONVENE

10. ACTION ITEMS:

(see action page for listed items on Monday, distributed after recess)

10 a) Minutes of the Mayor and Council:

- July 26, 2010 - Regular Meeting
- August 9, 2010 - Regular Meeting
- August 10, 2010 - Receipt of Bids (Leasing of Property)

10 b) Consent Agenda Communications (Motion to receive & file)

10 c) Consent Agenda Resolutions (see attached “action” page)

- Public Hearing/Close/Adopt (Motion & Roll Call)

10 d) Resolutions to be read in full

Public Hearing/Close/Adopt (Motion & Roll Call)

10 e) Public Hearing on Ordinances:

(Public Hearing to be held during the “Action” Part of the Agenda)

ORDINANCE #149-10

(Corrections made to Ord. 144-10)

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN
BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES FOR
THE YEARS 2009, 2010, 2011 AND 2012 AS SET FORTH IN
THE S.A.M.S. BARGAINING AGREEMENT**

(Co. Perrette, Admin. & Finance Committee – Public Hearing October 12, 2010)

ORDINANCE #150-10

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN
BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES
FOR THE YEARS 2009, 2010, 2011 AND 2012**

(Co. Perrette, Admin. & Finance Committee – Public Hearing October 12, 2010)

ORDINANCE #151-10
**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**

(Co. Perrette, Admin. & Finance Committee – Public Hearing October 12, 2010)

10 f) Introduction of Ordinances: (None)

11. PUBLIC PORTION

12. EXECUTIVE SESSION ITEMS (If necessary)

13. ADJOURNMENT

CONSENT AGENDA COMMUNICATIONS

DISPOSITION:
(MOTION TO)

- ADMINISTRATION & FINANCE – Co. Perrette

#1) STATE OF NEW JERSEY

DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Received Tax Clearance (2010/2011) and Special Ruling for a one year term (2010/2011) authorizing the Mayor and Council to consider the renewal application for the **2010/2011 license term of Ocean Blue, Inc.**

*pocket license, a license not sited at a premises. -

(Requires a Resolution Approving 2010/2011 License Renewal.) - _____

#2) STATE OF NEW JERSEY

DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Received Tax Clearance (2010/2011) and Special Ruling for a two year term (2010/2011 and 2011/2012) authorizing the Mayor and Council to consider the renewal application for the **2010/2011 license term of Stock Enterprises, Inc.**

*pocket license, a license not sited at a premises. -

(Requires a Resolution Approving 2010/2011 License Renewal.) - _____

#3) F & B ASSOCIATES OF NJ, LLC-

Application for Person to Person Transfer of PRCL # 1219-33-044-005

From: Six Furlongs, LLC, t/a Starland Ballroom

To: F&B Associates of New Jersey, LLC, t/a Starland Ballroom

*All items and reports have been received favorable.

(Requires a Resolution Approving Transfer) - _____

#4) Pub 35, LLC, 1899 ROUTE 35, PO SO. AMBOY

Application for Trade Name Change of PRCL # 1219-33-012-006

From: Pub 35, To: The Ale House Tavern & Tap

(No Council Action Required, informational purposes)

- Receive & File

REPORT OF CHAIR. –

- Water Analysis Report

#5)

- PLANNING & ZONING – Co. Kaiserman

REPORT OF CHAIR. -

DISPOSITION
(MOTION TO):

#6)

- PUBLIC SAFETY – Co. Eicher

MELROSE HOSE CO. NO. 1

Accepting Associate Member firefighter Joseph Horn as a Regular member at their September 7, 2010 meeting.

- Receive & File

REPORT OF CHAIR.

#7)

- PUBLIC WORKS – Co. Kelly

REPORT OF CHAIR.

#8)

RECREATION – Co. Siarkiewicz

REPORT OF CHAIR.

#9)

- WATER & SEWER – Co. Bella

REPORT OF CHAIR.

- BUSINESS ADMINISTRATOR'S AGENDA/REPORT

#10

Administration & Finance:

- a. Authorization to execute a Right of Entry Agreement for the period of October 1, 2010 through September 30, 2011 with the U. S. Government and Army Corp of Engineers for the ability to complete surveys, test borings, and carry out such other activities that may be necessary to complete the investigation being made in support of the planned South River Flood Damage Reduction Project.
- b. Authorization to execute an Access Agreement with Hatch Mott MacDonald on behalf of Gerdau Ameristeel for the purpose of collecting soil samples. The agreement will expire on December 31, 2010.
- c. Authorization to contract with Prescription Corporation of America (PCA) for the provision of employee prescription plan for the period December 1, 2010 to December 31, 2011 as a result of a request for quotations. The change in companies and coverage levels will result in a net savings of \$56,987.52 from the last 12 month period for this employee benefit program.

- d. Authorization to execute a Discharge of Mortgage in the amount of \$9,650 for the property located at 3129 Washington Road, Parlin and identified as Block 363 Lot 5 associated with the federal Community Development Block Grant (Grant) funded housing rehabilitation. The property owner has complied with all program regulations and therefore the discharge is warranted in accordance with this Borough administered program. The mortgage was originally recorded with the Middlesex County recording officer in Book 06304 Page 0775.

Public Works:

- a. Authorization to contract with USA Architects for the completion of an Analysis and Design Determination of the Proposed HVAC System for Borough Hall. The amount of this contract shall not exceed \$7,500 and is funded utilizing a federal grant through the Energy Efficiency and Conservation Block Grant (EECBG) Program.

Recreation:

- a. Authorization to accept and for the proper Borough officials to execute the necessary grant/project agreements associated with a grant in the amount of \$24,072 from the Federal Highway Administration's 2010 Recreational Trails Program through the NJ Department of Environmental Protection Office of Natural Lands Management for additional improvements to the trail system in and around the Julian Capik Nature Preserve on Bordentown Avenue.

Water & Sewer: none

Public Safety: none

Planning & Zoning: none

Personnel: none

DISPOSITION
(MOTION TO):

#11

- C.F.O. WAYNE A. KRONOWSKI

1. Bill Resolution

#12

- BOROUGH ATTORNEY AGENDA/REPORT

13

- BOROUGH ENGINEER AGENDA/REPORT

1. La Mer – Section 4B – Bond Release Request.
2. Sayreville South River Flood Relief Project – Letter from NJDEP
3. Improvements to Stevens Avenue – Receipt of Bids .
4. 2010 Roadway Paving and Reconstruction Project – Design Authorization.

FOR YOUR INFORMATION

• ADMIN. & FINANCE

• PLANNING & ZONING

#1)

NOTICE TO BOROUGH OF SAYREVILLE AS AN ADJACENT PROPERTY OWNER

Notice of hearing before the East Brunswick Planning Board scheduled for October 20, 2010 at 8:00 P.M.:

Application made by:

- a) Attorneys for NERC – Middlesex Solar I, LLC, Edgeboro Road, Block 834, Lot 7.02, 16, 23.01, 34.08, 34.09. Making application for Preliminary and Final Site Plan approval to permit the construction of a photovoltaic solar plant/ solar power facility and associated solar panels, frames, anchors, etc. Also the application for approval of variances/waivers to design or submission requirements of the bulk design standards of East Brunswick’s land development ordinances.
- b) Homeowner at 5 Marshall Pl., Sayreville, Block 168.02, Lot 29. Proposed shed encroaches side setback 5’ min. 1’ proposed; proposed shed encroaches rear setback 5’.

#2)

TOWNSHIP OF OLD BRIDGE

a) Copies of the following ordinances that were introduced at their October 4, 2010 meeting:

- 1) Ordinance 2010-28 Amending Chapter 250 Land Development Ordinance by Amending Sections 250-6 “Definitions” 250-52 “Signs” and Section 250-90 “Regulation and Permitting of Signs”
- 2) Ordinance 2010-29 Amending the Land Development Ordinance Section 250-41 Conditional Uses to add a Subsection for Billboards.
- 3) Ordinance 2010-31 Amending their Land Development Ordinance Sections 250-6 Building Height, 250-51 Building Height Limitations, 250-41 Conditional Uses, 250-55 Parking and Loading Requirements and Appendix F Schedule to Section 12-3 with regard to the Houses of Worship.

(1-3) - receive & file

#3

SAYREVILLE PLANNING BOARD

Resolution(s) Memorialized on October 6, 2010.

- a) Lockwood Marina LLC, 1825 Highway 35, Block 538; Lots 13,17,18 - Preliminary & Final Major Site Plan.

• PUBLIC WORKS

• PUBLIC SAFETY

• RECREATION

#4

<u>MINUTES</u>	<u>Rec. & File</u>
Main Street By-Pass Committee	- May 27, 2010
Planning Board	- September 15, 2010
Shade Tree Commission	- September, 16, 2010
Board of Education	- September 21, 2010

RESOLUTIONS FOR CONSIDERATION:

- 2010-208 Authorizing the Renewal of P.R.C.L #1219-33-031-004 issued to Ocean Blue, Inc. for the 2010/2011 license term. Received Special Ruling from the ABC authorizing the renewal.
(pocket license, a license not sited at a premises).
- 2010-209 Authorizing the Renewal of P.R.C.L #1219-33-022-003 issued to Stock Enterprise, Inc. for the 2010/2011 license term. Received Special Ruling from the ABC authorizing the renewal.
(pocket license, a license not sited at a premises).
- 2010-210 Approving a Person to Person Transfer of P.R.C.L. #1219-33-044-005 From Six Furlongs, LLC – To: Dirk Alton of F&B Associates of New Jersey, LLC t/a Starland Ballroom, 570 Jernee Mill Road, Sayreville, effective October 13, 2010.
- 2010-211 Authorizing the execution of a Right of Entry Agreement with the U. S. Government and Army Corp of Engineers for the ability to complete surveys, test borings, and carry out such other activities that may be necessary to complete the investigation being made in support of the planned South River Flood Damage Reduction Project for the period of October 1, 2010 through September 30, 2011.
- 2010-212 Authorizing the execution of an Access Agreement with Hatch Mott MacDonald on behalf of Gerdau Amerasteel for the purpose of collecting soil samples. This agreement will expire on December 31, 2010.
- 2010-213 Authorizing the execution of an contract agreement with Prescription Corporation of America (PCA) for the provision of employee prescription plan for the period December 1, 2010 to December 31, 2011 which will result in a net savings of \$56,987.52 from the last 12 month period.
- 2010-214 Authorizing the Discharge of Mortgage on Property of Bernard W. Theurich and Ruth A. Theurich located at 3129 Washington Road, Sayreville.
- 2010-215 Authorizing USA Architects to prepare an Analysis and Design Determination of the Proposed HVAC System for the Borough Hall at a fee not to exceed \$7,500.00 which will be funded utilizing a federal grant through the Energy Efficiency and Conservation Block Grant Program.
- 2010-____ Authorization to accept and for the proper Borough officials to execute the necessary grant/project agreements associated with a grant in the amount of
(10-25-10 Mtg) \$24,072 from the Federal Highway Administration's 2010 Recreational Trails Program through the NJ Department of Environmental Protection Office of Natural Lands Management for additional improvements to the trail system in and around the Julian Capik Nature Preserve on Bordentown Avenue.
- 2010-216 Bill Resolution

- 2010-217 Releasing driveway paving bond in the amount of \$400.00 for 250 Nathan Drive in Section 4B of LaMer since all of the previously outstanding work has been satisfactorily completed.
- 2010-218 Awarding contract for the Improvements to Stevens Avenue project to DeFino Contracting Company of Cliffwood Beach for their low bid price of \$489,000.00 subject to the waiver of minor irregularities and the concurrence of the award of the contract by the New Jersey Department of Transportation.
- 2010-219 Authorizing the Borough Engineer to prepare plans and specifications for the 2010 Roadway Paving and Reconstruction Project and upon approval of the plans and specifications for the project, the Borough Clerk is also herein authorized to advertise for bids.

RESOLUTIONS TO BE READ IN FULL:

AFTER CLOSED SESSION THIS ACTION WAS TAKEN

- 2010-220 authorizing the appointment of Lester Pafacio, Cleo Davis and Maureen Coppola as Part Time-Temp. School Traffic Guards, effective October 13, 2010.

ACTION ITEMS
OCTOBER 12, 2010
Council Meeting

10. ACTION ITEMS

10 a) APPROVAL OF MINUTES OF THE MAYOR AND COUNCIL

- July 26, 2010 - Regular Meeting
- August 9, 2010 - Regular Meeting
- August 9, 2010 - Closed Session
- August 10, 2010 - Receipt of Bids (Leasing of Property)

10 b) CONSENT AGENDA COMMUNICATIONS (previously discussed).
(Motion to accept)

10 c) CONSENT AGENDA RESOLUTIONS:

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RESOLUTIONS TO BE READ IN FULL:

After closed session.

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10 d) RESOLUTIONS TO BE READ IN FULL (NONE)

10 e) ORDINANCES FOR PUBLIC HEARING:

ORDINANCE #149-10

(Corrections made to Ord. 144-10)

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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**

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10 f) ORDINANCES FOR INTRODUCTION: None

(Motion to introduce & Roll Call on Each)