

Mayor Kilpatrick opened the Council Meeting at 7:00 PM followed by a short prayer and salute to the flag. This meeting was held hybrid.

• **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this October 23, 2023 Council Meeting had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune and the Star Ledger, notifying the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

• **ROLL CALL:**

Present: Councilpersons Balka, Conti, Novak, Onuoha (via electronic communications), Roberts, Zebrowski

Absent: None

Others Present: Mayor Victoria Kilpatrick
Glenn Skarzynski, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Sean Kean, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer
Nicole Waranowicz, Assistant Municipal Clerk

Others Absent: None

• **APPROVAL OF PRIOR MINUTES OF THE MAYOR AND COUNCIL:**

Councilman Onuoha moved the following minutes be approved, subject to correction if necessary:

- ☒ October 3, 2023 - Receipt of Bids (2022 Roadway Paving & Reconstruction Project - Phase II)
- ☒ October 10, 2023 - Special Meeting & Executive Sessions
- ☒ October 10, 2023 - Regular & Agenda Sessions

Seconded by Councilwoman Novak.

Roll Call: Councilpersons Onuoha, Balka, Conti, Novak, Roberts, Zebrowski, all Ayes.

• **PROCLAMATION & PRESENTATIONS**
- Melrose Fire House 100th Anniversary

Proclamation
Borough of Sayreville
Melrose Hose Company No. 1
100th Anniversary



WHEREAS, The Melrose Hose Company #1 of the Sayreville Fire Department was formed in January 1922 by the residents of the Melrose Section of the Borough of Sayreville; and

WHEREAS, The first fire chief for the Melrose Hose Company #1 was Chief Frank Koch, who served from 1927 thru 1929. The first captain was J. DeFort in 1922; and

WHEREAS, The original firehouse was located where the flag pole and monument in now located. In March 25, 1962 ground was broken to build a new firehouse around the original firehouse. After the completion of the new firehouse, the original firehouse was razed. The firehouse went through a remodeling in the 1980's and 1990's which created 3 truck bays to replace the 2 truck bays. In 2017 a pole barn was erected for storage and to hold future equipment.; and

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WHEREAS, In 1972, the Melrose Hose Company #1 celebrated their 50th anniversary with a parade and celebration; and

WHEREAS, Melrose Hose Company covers the following areas: President Park, Woodside, Laurel Park, Sayrewoods, Parkway Homes, Chevalier Development, Garden State Parkway from the top of the Bridge to the Morgan Creek, and major highways; and


WHEREAS, Melrose Hose Company has fought many numerous large fires in its history. Some of them being Chevron Fire, Durham Corner Fire, Embroidery Street Warehouse Fire, Atlantic Resources Fire and many more; and

WHEREAS, The Melrose Hose Company has the honor to also have four members in its history to serve 50 years with the Sayreville Fire Department. These members are J. J. Andrejewski, J. Pero, W. Chorpita and J. Mudd; and

NOW THEREFORE BE IT RESOLVED, that I, Victoria Kilpatrick, Mayor of the Borough of Sayreville, do hereby recognize the 100th Anniversary of the Melrose Hose Company Number 1 and wholeheartedly thank them for their selfless service to the residents of the Borough of Sayreville. I have caused this Proclamation to be issued and the official seal of the Borough duly affixed this 23rd day of October, 2023 and the same duly attested by the Municipal Clerk.


Victoria Kilpatrick
Mayor

Attest:


Jessica Morelos, R.M.C.
Municipal Clerk

Mayor Kilpatrick presented the proclamation to Melrose Fire House.
Remarks by Mayor and Councilmembers.

Councilwoman Roberts moved the following proclamation be approved.
Seconded by Councilwoman Novak.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, all Ayes.

- **EXECUTIVE SESSION - None**
- **OLD BUSINESS:**

a) Public Hearing on the following Ordinances:
Borough Clerk Morelos read the heading for the following ordinances listed for Public Hearing:

Public Hearing on Ordinance #34-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #34-23.

There were no comments.

Councilman Balka moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Balka, Conti, Novak, Roberts, Zebrowski, all ayes.



**ORDINANCE #34-23
AN ORDINANCE SUPPLEMENTING AND AMENDING ORDINANCE #436-19
FIXING THE SALARIES OF CERTAIN BOROUGH OFFICIALS, OFFICERS
AND EMPLOYEES FOR THE YEAR 2022**

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 here established for the following Borough Officials, officers and employees and made part of Appendix 1 of Ordinance #436-19 and made part hereof.

Borough of Sayreville - SAMS Salary & Wage Schedules

	<u>2022</u>	
<u>SALARY</u>	<u>MIN</u>	<u>MAX</u>
Supervising Payroll Clerk & Benefits	73,338	85,911

SECTION 2. 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 are hereby declared severable.

SECTION 3. Repealer.

All other ordinances 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.

INTRODUCED/APPROVED ON FIRST READING

DATED: October 10, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Daniel Balka, Councilman
(Admin. & Finance Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: October 23, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Daniel Balka, Councilman
(Admin. & Finance Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 23rd DAY OF October, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #35-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #35-23.

Those commenting were:

- Bob Duffy, 111 Merritt Avenue
- Mr. Duffy questioned what the ordinance was about.
- Councilwoman Novak responded that it is allowing a food truck by the river.
- Mr. Duffy questioned what about the people that go house to house.
- Mayor Kilpatrick responded that there is a do not knock ordinance. She requested that we put information about the do not knock in a Borough Blast.

Councilman Balka stated that when they come that they are stating they are offering a free estimate. He requested that ordinance be more restrictive.

No further comments

Councilman Balka moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Balka, Conti, Novak, Onuoha, Roberts, Zebrowski, all ayes.

ORDINANCE #35-23
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VIII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 8-3 "PEDDLERS AND HAWKERS"

WHEREAS, the Borough previously established Section 8-3, "Peddlers and Hawkers", to provide rules and regulations associated with Peddlers and Hawkers within the Borough; and,

WHEREAS, the Mayor and the Borough Council desire to amend 8-3, "Peddlers and Hawkers", to reflect the Borough's determination that the Borough citizens and the community in general will benefit from provisions and availability of food and nonalcoholic beverages at Buchanan River Front Park; and,

WHEREAS, the Mayor and the Borough Council wish to amend the existing ordinance to create a new license, P-4 Food/Beverage Peddler - Buchanan River Front Park, to permit the aforementioned sale of food and beverages in this specific location; and,

WHEREAS, all additions are shown in ***bold italics with underlines***. The deletions are shown as ~~*strikeovers in italics*~~. Those sections of Section 8-3 that will remain unchanged are shown in normal type.

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 and shall be added and/or amended to reflect said changes:

SECTION ONE. Section 8-3.1 through 8-3.9 shall be amended as follows:

8-3.1 Definitions. As used in this section:

Food/beverage shall mean edible items that are normally consumed by human beings.

Merchandise shall mean items other than food/beverage.

Motor vehicle shall be defined as set forth in N.J.S.A. 39:1-1.

Peddler shall include any person, whether or not a resident of the Borough, traveling by foot, wagon, automotive vehicle or any other type of conveyance from place to place, from house to house, or from street to street carrying, conveying or transporting goods, wares, merchandise, meats, fish, vegetables, fruits, food, ice cream, fruit ices, soda, water, garden farm products or provisions offering and exposing the same for sale, or making sales and delivering articles to purchasers. "Peddler" shall also mean and include any person offering and exposing for sale, or making sales of food items, ice cream, fruit ices, soda, water and other consumable food products which are sold for the purpose of immediate consumption from a vehicle on wheels located in a permanent location on a daily basis, the vehicle capable of being moved either under its own power or being towed by a motor vehicle. "Peddler" shall mean and include the works "hawker" and "huckster".

Special event shall mean a temporary event occurring within the Borough of Sayreville, such as a circus, fair, parade, carnival or similar event having a temporary duration which does not exceed two (2) weeks.

Specific location shall mean the presence of a peddler at a single location for more than one (1) hour, with written approval from property owner for the purpose of selling or distributing the peddler's product(s). This section only applies to all P-2 Site Specific License holders.

8-3.2 License required. It shall be unlawful for any person to engage in the business of peddler within the corporate limits of the Borough without first obtaining an appropriate permit and license as provided by section 8-3.3. Such license shall only be issued in the name of the individual who actually engages in the activity for which the license is issued and no such license may be transferred to another individual.

8.3-3 Type of license. Each and every peddler shall be required to obtain one (1) of the following licenses which shall conform to the actual activity of each peddler:

- a. *P-1 Food/Beverage Peddler - Mobile.* Each and every peddler who engages, in whole or in part, in the activity of business of selling or distributing food/beverage using a motor vehicle shall first obtain a P-1 (Food/Beverage Peddler - Mobile) license. Such a license holder shall nevertheless be prohibited from engaging in such activity or business at a specific location as defined in subsection 8-3.1. The purpose of this license is to stop, make a sale and move on.
- b. *P-2 Food/Beverage Peddler - Site Specific.* Each and every peddler who engages, in whole or in part, in the activity or business of selling or distributing food/beverage at a specific location shall first obtain a P-2 (Food/Beverage Peddler-Site Specific) license.
- c. *P-3 Bait and Tackle at River Road Waterfront Park.* Each and every peddler who engages in whole or in part in the activity of selling or distributing bait and tackle at the River Road Waterfront Park shall first obtain a P-3 (Bait and Tackle Peddler) license. This license shall be limited to the sale of bait, tackle and water. There shall be a limit of two (2) licenses, issued on a first come/first serve basis only at the River Road Waterfront Park. The hours of operation shall be from dawn to dusk and expiring on December 31st of the licensed year.
- d. P-4 Food/Beverage Peddler - Buchanan River Front Park. Each and every peddler who engages in whole or in part in the activity of selling or distributing of selling or distributing food/beverage at the Buchanan River Front Park shall first obtain a P-4 (Buchanan River Front Park) license. This license shall be limited to the sale of food and/or non-alcoholic beverages. There shall be a limit of one (1) license, issued on a first come/first serve basis only at the Buchanan River Front Park. The hours of operation shall be from dawn to dusk and expiring on December 31st of the licensed year. This license shall be nontransferable.**

No P-2 license shall be issued to any peddler unless the peddler has a valid P-2 license on the effective date of this subsection.

- ~~e.~~ *Transferability of a P-2 License.* A peddler holding a valid P-2 license, or the legal representative for the estate of a peddler which held a valid P-2 license, may transfer the license to any individual providing that the new holder be subject to a background check by the Sayreville Police Dept. and Business Administrator for any history of business malfeasance or crimes that may affect the operation of a food peddler with the Borough. An application for transfer of a P-2 license shall be processed in the same manner as an application for a new license. In the event that a peddler holding a P-2 license fails to renew his license in a timely manner prior to the expiration of the license, the license shall be deemed to have been abandoned and such licenses shall no longer be renewed nor reissued.

(Ord. No. 184-12, 5-29-2012; Ord. No. 236-13, 11-12-2013; Ord. No. 406-18, 5-18-2018)

8-3.4 Sale of merchandise prohibited. Peddlers shall be prohibited from selling or distributing merchandise within the Borough of Sayreville, except that peddlers who

currently possess a valid peddlers license may sell merchandise until said license expires, provided that in no event shall said license be renewed.

(Ord. No. 184-12, 5-29-2012; Ord. No. 236-13, 11-12-2013)

8-3.5 Special event permit. Any other provision in this section notwithstanding a permit may be issued to a peddler for the sole purpose of selling merchandise or food/beverage at a special event. The duration of such special event permit shall not exceed two (2) weeks or the actual duration of the special event, whichever is less. The Special Event License holder is also restricted to operate only on the premises of the event and may not conduct business elsewhere in the Borough before, during, or after the event. Fees will be waived for any current holder of a P1 or P2 License who applies to participate in any Special Event within the Borough of Sayreville.

(Ord. No. 184-12, 5-29-2012; Ord. No. 236-13, 11-12-2013; Ord. No. 406-18, 5-18-2018)

8-3.6 Fees. The following fees shall be established for a Peddlers or Hawkers License issued in the Borough:

- a. Annual Peddlers P1 Mobile license: \$125.00
- b. Annual Peddlers P2 Site license: \$100.00
- c. Annual Peddlers P3 Bait and Tackle license: \$125.00
- d. Annual Peddlers Buchanan River Front Park license: \$125.00**
- ~~e.~~ Annual Peddlers License (after December 31st) fee surcharge:
 - 30 days late - \$ 50.00
 - 60 days late - \$100.00
 - 90 days late - \$200.00

~~f.~~ Peddlers special permit license: \$35.00

8-3.7 Use of streets.

- a) No peddler shall have an exclusive right to any location, nor shall the peddler be permitted to operate in any congested area where the operations might impede or inconvenience the public. For the purpose of this section, the judgement of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.
- b) No Peddler Holding a P-1 (Mobile) License may operate within a two-mile radius of any P-2 (Site Specific) License holder.

8-3.8 Time restrictions. No person shall sell, offer for sale, hawk or peddle in the Borough any of the items listed in subsection 8-3.1 of the Revised General Ordinances of the Borough of Sayreville before 9:00 a.m. on weekdays and 12:00 noon on Sundays and after 6:00 p.m. from November 1 to March 31, and 8:00 p.m. from April 1 to October 31, except at and in conjunction with a special event.

8-3.9 Enforcement. The provisions of this section may be enforced by the Zoning Officer of the Borough of Sayreville or by any police officer of the Borough of Sayreville. It shall be the duty of any peddler who holds a license issued pursuant to this section to maintain the license on their person whenever transacting business. Upon request of an enforcement officer, the peddler shall be required to produce a valid license. Any person found to be in violation of this ordinance shall be subject to the general penalty provisions in Section 1-5 of the Revised General Ordinances of the Borough of Sayreville.

SECTION 2. Severability Clause.

If any article, 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 are hereby declared severable.
(*** sections contain no changes and will remain in full force and effect).

SECTION 3. 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 are 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 4. Effective Date.

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

INTRODUCED/APPROVED ON FIRST READING

DATED: October 10, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Daniel Balka, Councilman
(Admin. & Finance Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: October 23, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Daniel Balka, Councilman
(Admin. & Finance Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 23rd DAY OF October, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #36-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #36-23.

There were no comments.

Councilman Balka moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Balka, Conti, Novak, Onuoha, Roberts, Zebrowski, all ayes.

NEW BUSINESS:

a) Introduction of the following ordinances:

ORDINANCE #37-23

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XVII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 17-3 "Public Use of Tennis Courts at Kennedy Park"
(Recreation Committee - Co. Novak - Public Hearing 11-13-23)**

Councilwoman Novak moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for November 13, 2023. Motion was seconded by Councilman Conti.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all Ayes. Carried.

• **CONSENT AGENDA RESOLUTIONS**

Mayor Kilpatrick opened the meeting for any questions or comments on Consent Agenda Resolutions.

Those commenting were:

- Jim Robinson, 11 Borelle Square
Mr. Robinson questioned the JCP&L bill and if any of those bills for street lighting. Borough Attorney Kean stated that he reached out to their legal team. Mayor questioned if the Borough is able to withhold payment. Borough Attorney suggested that the Borough pay and maybe use that option down the road.
Mr. Robinson questioned the bill of \$26,000 from the NJ Tree Foundation and what is in the tree bank fund.
CFO Biancamano responded \$2.6 million.

No further comments.

Councilwoman Novak made a motion to close the Public Portion and adopt the Consent Agenda Resolutions. Seconded by Councilman Conti.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all Ayes.

RESOLUTION #2023-277

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/ Victoria Kilpatrick, Mayor

/s/ Daniel Balka, Councilman

/s/ Christian Onuoha, Councilman

/s/ Vincent Conti, Councilman

/s/ Donna Roberts, Councilwoman

/s/ Mary J. Novak, Councilwoman

/s/ John Zebrowski, Councilman

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

Bill list of October 23, 2023 in the amount of \$2,399,707.21 in a separate Bill List File for 2023 (See Appendix Bill List 2023-A for this date).

RESOLUTION #2023-278

BE IT RESOLVED, that the Borough Clerk is hereby authorized and directed to advertise for the receipt of bids for all annual Professional Services Proposals for the year 2024.

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-279

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a non-fair and open contract to Tom's Ford of Keyport, NJ for the purchase of one (1) 2023 Ford Bronco in an amount not to exceed \$36,186.26.

/s/ Christian Onuoha, Councilman
(Planning & Zoning Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-280

BE IT AND IT IS HEREBY RESOLVED that the proper Borough officials are hereby authorized to award a contract for the purchase of one (1) 2023 Chevy Tahoe for the Police Department through the Educational Services Commission of NJ Contract #20/21-09, from Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ 08002, at a total cost not to exceed \$50,092.70.

/s/ Donna Roberts, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-281

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a non-fair and open contract to Drive Square, Inc. of Alexandria, VA for the purchase of one (1) Impaired Driving Simulator in an amount not to exceed \$27,400.00.

/s/ Donna Roberts, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-282

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a contract to Yorktel of Eatontown, NJ for OEM Conference Room Upgrades through NJ State Contract T1466/A81125 in an amount not to exceed \$34,466.72.

/s/ Donna Roberts, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-283

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a contract to Skylands Area Fire Equipment of Riverdale, NJ for the purchase of turnout gear through NJ State Contract 17-Fleet-00810 in an amount not to exceed \$66,670.08.

/s/ Donna Roberts, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-284

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a non-fair and open contract to Morehouse Engineering, Inc. of Hopewell, NJ for the proprietary IFix SCADA Software in an amount not to exceed \$44,814.00.

/s/ John Zebrowski, Councilman
(Water & Sewer Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-285

BE IT AND IT IS HEREBY RESOLVED that the Proper Borough Officials are hereby authorized and directed to release the balance in escrow to Hercules LLC for Ashland in the amount of \$27,222.36.

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

READ IN FULL

RESOLUTION #2023-286

BE IT AND IT IS HEREBY RESOLVED, that the proper Borough Officials are hereby authorized and directed to execute a Memorandum of Agreement with AFSCME, Local 3527 covering contract years 2023, 2024, 2025, 2026, and 2027.

OCTOBER 23, 2023
REGULAR MEETING

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

There were no comments.

Councilwoman Novak moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilman Conti.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all Ayes.

• **CORRESPONDENCE:**

A. Departmental Reports for August, 2023.

B. Minutes from Boards/Commissions:

1. Rent Leveling Board – October 10, 2023.
2. Board of Health – June 1, 2023.
3. Shade Tree Commission – September 21, 2023.
4. Planning Board – September 20, 2023.

C. Planning Board Resolutions which were memorialized on October 18, 2023:

1. Colonial Gardens Buildings, LLC – Minor Subdivision 21 John Street, Blk. 2, Lots 54 to 59.
2. Jernee Mill, LLC – Preliminary & Final Major Site Plan – 18 Jernee Mill Road, Blk. 62, Lots 15 & 16.

Councilwoman Novak made a motion to accept the correspondence. Seconded by Councilman Conti.

Roll Call: Councilpersons Novak, Balka, Conti, Onuoha, Roberts, Zebrowski, all Ayes.

• **MAYOR & COUNCIL REPORTS**

➤ **ADMINISTRATIVE & FINANCE – Councilman Balka**

- 1) Commented on audit report.

➤ **PUBLIC SAFETY – Councilwoman Roberts**

- 1) Progress.

➤ **PUBLIC WORKS – Councilman Conti**

- 1) Reported on roads that were paved and also the Active Adult Center.
- 2) Reported on Minnisink paving.
- 3) Commented on Eulner Street work to prevent flooding.
- 4) Reported on events he attended.
- 5) Commented on tree plantings.

➤ **RECREATION – Councilwoman Novak**

- 1) Middlesex County will eventually be paving the last part of Main Street with the railroad ties.
- 2) Reported on events.
- 3) Evelyn Terrace Park will be upgraded.
- 4) Poltergeist Police video will air on October 13th.
- 5) Reported on various upcoming recreation events.
- 6) Requested the Engineer and Business Administrator to look into the noise from the range.

➤ **WATER & SEWER/ENVIRONMENTAL – Councilman Zebrowski**

- 1) Commented on the 175th Anniversary ceremony for the Sayreville United Methodist Church.
- 2) Congratulated the fire house on their 100th Anniversary.

➤ **PLANNING & ZONING – Council President Onuoha**

- 1) Commented on the Planning Board's Capital review of the bus depot and thanked the residents who came out to express their concerns.

Councilman Conti stated he received a complaint from a resident about the Zoning Board meeting being very short.

➤ **MAYOR – Victoria Kilpatrick**

- 1) Commented on a great job that Glenn did with the children with disabilities.
- 2) VFW would like to do motorcycle safety training class at their facility and if there are any approvals needed from the Council.
Further discussion ensued.
Borough Attorney will look into the matter.

● **PUBLIC PORTION**

Borough Attorney Kean stated that there are things going on in the world right now that have people on edge, however, some things are protected speech and some things aren't. The Borough encourages members of the public to speak for up to five minutes during the public comment period, however, any speech that insights hate or racism will not be tolerated and such speech is not protected by the First Amendment or the Open Public Meetings Act. Please be guided accordingly. If someone violates our policy, the Mayor may ask for your removal from the meeting or if attending via Zoom you may be silenced electronically.

Mayor commented on the situation that happened at the Planning Board. She stated there is no room for hate in Sayreville.

Mayor called for a moment in silence.

At this time Mayor Kilpatrick opened the meeting to the public for questions or comments on any and all matters.

Those commenting were:

- Nick Manente, 101 Kendall Drive

Mr. Manente objected to the school bus depot being built near Laurel Park due to environmental concerns.

- Joylynn Ryan, 129 Kendall Drive

Ms. Ryan objected to the school bus depot and commented that the land is severely polluted.

Mayor Kilpatrick stated that there is no lease agreement with the Board of Education for that property.

Further discussion ensued.

- Bill Henry, 75 Orchard Place

Mr. Henry stated that a lot of the open space available for purchase has been rezoned and not able to purchase it. He suggested some sites that the bus depot could go.

- Eileen Pabon, 155 Norton Street

Ms. Pabon stated that the reason the school bus problem exists is because the children were in danger due to third party vendors hiring of drivers. She stated that they need to figure out a location.

- Evelyn Smith, 124 Kendall Drive

Ms. Smith objected to the bus depot due to the contamination and other issues.

- Stanley Drwal, 121 Bissett Street

Mr. Drwal stated that the lower part of that property was donated by DuPont was to be used as open space and to be put under ROSSI. He stated the only thing they need from the Borough to hold the motorcycle class is a deed change.

- Jim Robinson, 11 Borelle Square

Mr. Robinson commented on the donation of DuPont property, PILOT vote, and other sites for the bus depot. He questioned if the confidential information regarding the PILOT would now be available to the public.

Borough Attorney Kean responded that it is still being reviewed.

Mr. Robinson commented on the ballot question.

- Ken Olchaskey, 108 North Edward Street

Mr. Olchaskey commented on the poor planning by the governing body over the years. He commented on the suggested sites for the bus depot.

- Eileen Pabon, 155 Norton Street

Ms. Pabon stated the council needs to make some traffic rules in regards to the truck traffic and the need for signage.

- Nick Manente, 101 Kendall Drive

Mr. Manente stated the presentation made to the Planning Board was phase one. He stated the Board of Education already awarded a contract for this project.

- Bill Henry, 75 Orchard Street

Mr. Henry stating to send a certified letter to Dr. Labbe stating that there is no lease agreement with the town and shouldn't move forward until the Borough does.

- Carol Angley, 27 Ash Terrace

Ms. Angley stated she was under the impression that the bus depot was a done deal and objected to the bus depot backing up to Kendall Drive.

No further comments.

Councilwoman Novak made a motion to close the Public Portion. Seconded by Councilman Conti.

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business Councilwoman Novak made a motion to adjourn. Seconded by Councilwoman Roberts.

Roll Call: Voice Vote, all Ayes.

Time 10:08 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____