

Combined Meeting of the Mayor and Borough Council held on Monday, November 10, 2014 in the Borough Hall, 167 Main Street, Sayreville, was called to order by Mayor Kennedy O'Brien 7:02 P.M. followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this meeting 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, McGill,
Melendez, Novak, Rittenhouse

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

Others Absent: None

- **Approval of prior Minutes** of the Mayor and Borough Council

Council President Novak moved the following minutes be approved on Roll Call Vote, subject to correction if necessary.

☞ Combined Meeting – September 22, 2014

Motion was seconded by Councilman McGill.

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

- **EXECUTIVE SESSION –**

Mayor O'Brien announced that the Council will be going into Closed Session.

Mr. DuPont read the following Resolution into record:

RESOLUTION FOR CLOSED SESSION

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

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

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

1. The public portion of this meeting is hereby adjourned in order that the Governing Body may meet in a closed, private session for approximately 10-15 minutes to discuss the following matters:

- Litigation
- Personnel

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/ Mary Novak, Council President

APPROVED:

/s/ Kennedy O'Brien
Mayor

Councilwoman Novak moved the Executive Session Resolution be adopted on Roll Call Vote. Seconded by Councilman McGill.

Roll Call: Voice Vote, all Ayes. Carried.

Time: 7:04 PM

• **RECONVENE – 7:19 PM**

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

Roll Call: Voice Vote, all Ayes.

Mayor O'Brien called for the next order of business:

Borough Attorney Mr. DuPont stated that following Resolution will be read into record for vote as a result of the Executive Session, regarding the DeCotiis Firm representing the borough in the lawsuit that is filed by the Temple in order for them to proceed with the necessary proceedings to file an answer with the necessary motions with a cap on these legal fees not to exceed \$20,000.

Council President Novak moved the motion for Resolution. Motion was seconded by Councilman Buchanan.

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

RESOLUTION #2014 – 324

WHEREAS, the Governing Body of the Borough of Sayreville has before it's Zoning Board of Adjustment the application of Bhaktinidhi, Inc. (Dwarkadhish Temple); and

WHEREAS, because of certain deficiencies in the application of Bhaktinidhi, Inc. the Zoning Board of Adjustment issued a Notice of Default Approval; and

WHEREAS, on March 24, 2014 the Governing Body of the Borough of Sayreville awarded a contract to the firm of DeCotiis, FitzPatrick & Cole LLP to serve as Special Counsel for the litigation and such contract was not to exceed the sum of \$10,000.00.

WHEREAS, the litigation issues have proved to be more extensive than originally expected; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on this November 10, 2014 the Governing Body of the Borough of Sayreville expanded the contract with the firm of DeCotiis, FitzPatrick & Cole LLP to serve as Special Counsel for the litigation filed by

Bhaktinidhi, Inc. and such contract billing cap is extended to not to exceed the sum of \$20,000.00 for this phase of the litigation.

/s/ Mary J. Novak, Council President

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

	Buchanan	Eicher	McGill	Melendez	Novak	Rittenhouse
Ayes	X	X	X	X	X	X
Nays						
Abstain						
Absent						

- **OLD BUSINESS**
 - a) Public Hearing on the following Ordinance(s): (None)
- **NEW BUSINESS:**
 - a) Introduction of the following Ordinance(s):

ORDINANCE #276-14
AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
TO ADD SUBSECTION 2-69, "TEEN ADVISORY COMMITTEE"
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE
 (Co. Eicher, Recreation Committee, Public Hearing- Nov. 24, 2014)

Councilwoman Eicher moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing He scheduled for November 24, 2014.

Motion was seconded by Councilman Buchanan

<u>Roll Call:</u>	AYES	NAYS
Buchanan	X	
Eicher	X	
McGill		X

Councilman Melendez questioned if the ordinance can be tabled because he would like to have a meeting to discuss this. This is the first time he is seeing the ordinance.

Councilman Melendez then made a Motion to Table the Ordinance.
Motion was seconded by Councilman McGill.

<u>Roll Call to Table the Ordinance</u>	AYES	NAY
Buchanan	X	
Eicher		X
McGill	X	
Melendez	X	
Novak	X	
Rittenhouse		X w/ comments which he will make during his Report.

-- Ordinance #276-14 was Tabled.

- **CONSENT AGENDA/RESOLUTIONS**

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

There were no appearances. Mayor O’Brien called for a motion.

Council President Novak moved the public portion be closed and the Consent Agenda Resolutions be approved on Roll Call vote. Motion seconded by Councilman McGill.

Roll Call: Councilpersons Eicher, McGill, Melendez, Novak, Rittenhouse, all Ayes.

RESOLUTION #2014-307

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/ Councilman Daniel Buchanan

/s/ Councilman Ricci Melendez

/s/ Councilwoman Lisa Eicher

/s/ Councilwoman Mary J. Novak

/s/ Councilman David McGill

/s/ Councilman Arthur Rittenhouse

**Bill list of November 10, 2014, in the amount of \$12,661,528.10
 (Bill List – See Appendix 2014-A for this date, in a separate Bill List File for 2014).**

RESOLUTION #2014-308

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2014 Budget Appropriations be and the same are hereby authorized to be made in the following manner to wit:

	<u>FROM</u>	<u>TO</u>
<u>CURRENT FUND</u>		
Human Resources (1105-108-2-3115)	\$	\$ 10,000
Public Buildings & Grounds (1310-150-2-11080)		20,000
Electricity (1430-930-2-18150)	31,000	
Fuel Oil (1447-947-2-18150)		1,000
	<u>\$ 31,000</u>	<u>\$ 31,000</u>
<u>WATER UTILITY OPERATING</u>		
Salaries and Wages (1501-7010-1-1302)	7,100	
Interest on Bonds (1522-7130-2-1)		7,100
	<u>\$ 7,100</u>	<u>\$ 7,100</u>

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

	Buchanan	Eicher	McGill	Melendez	Novak	Rittenhouse
Ayes	X	X	X	X	X	X
Nays						
Abstain						
Absent						

Person to Person / Place to Place Transfer

RESOLUTION 2014-309

WHEREAS, application has been received by the Licensing Authority for a Person to Person / Place to Place Transfer of Plenary Retail Consumption License #1219-33-058-007, heretofore issued to Shooters, Inc. (pocket license) in the Borough of Sayreville, New Jersey; and

WHEREAS, the submitted application is complete in all respects, transfer fees have been paid, 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 September 26, 2014 and October 3, 2014, 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 applicant is qualified to be licensed according to all statutory, regulatory and local governmental Alcoholic Beverage Control laws and regulations.

NOW, THEREFORE, BE IT RESOLVED that the Licensing Authority has reviewed the applicants request for waiver of Ordinance #6-5.8, in order to locate within 2,000 feet of any other Plenary Retail Licensed Premise and as long as the Conditions on the license is met and adhered to, the waiver is hereby approved.

BE IT FURTHER RESOLVED that Plenary Retail Consumption License #1219-33-058-007 now held by Shooters Inc. a Pocket License with conditions as contained in Appendix A, be **transferred effective November 11, 2014** and **re-activated on December 1, 2014** as follows:

<u>LICENSE NO.:</u>	<u>FROM:</u>	<u>TO:</u>
1219-33-058-007	Shooters Inc (Pocket License)	Pure Event Center, Inc. Pure Event Center Pure Premier Event Space 1970 Route 35 North Sayreville, PO South Amboy, NJ 08879

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-309 - APPENDIX A

CONDITIONS TO REMAIN ON P.R.C.L. # 1219-33-058-007
PURE EVENT CENTER, INC.

BE IT FURTHER RESOLVED THAT Plenary Retail Consumption License Number 1219-33-058-007, is transferred to Pure Event Center, Inc, effective November 11, 2014, subject to the following conditions remaining on the license:

1. Licensee shall continue to implement and provide valet parking for its patrons on all nights of operation. The Chief of Police may grant a waiver, on occasion, of the requirement that valet parking be provided if the Licensee demonstrates, to the reasonable satisfaction of the Chief of Police, that Licensee's level of occupancy on such specific occasion is anticipated to be significantly less than the legal occupancy so as to satisfy the Chief that valet parking will not be necessary on such specific occasion. The granting of any such waiver on one occasion shall not entitle Licensee to such a waiver on any other occasion.
2. The above-described valet parking requirement shall remain in effect unless and until a recommendation for other appropriate traffic control procedures, developed by a licensed traffic or civil engineer or consultant at Licensee's expense, is received and approved by the Mayor and Council as a substitute measure.
3. Licensee shall institute a policy and instruct its parking lot attendants and employees to abide by a policy that requires that, when the parking facilities used by the Licensed Premises are at full capacity, any additional cars seeking to enter the parking lots shall be "waved off" by parking lot attendants in order to insure that traffic jams do not occur but that such traffic continues to move through and out of the area of the Licensed Premises when there are no legal spaces available in the Licensed Premises parking lots to accommodate additional cars.
4. Licensee shall strictly enforce a policy that patrons who have been admitted to enter the Licensed Premises who subsequently exit the Licensed Premises will not be permitted to re-enter the Licensed Premises on the same day/evening. This measure is intended to address the Mayor and Council's previous finding that drug activity was noted on the Licensed Premises and in recognition of the fact that a practice of allowing patrons to exit and then re-enter the Licensed Premises facilitates drug activities by providing an opportunity for such persons to retrieve contraband from their vehicles for use and/or distribution inside and adjacent to the Licensed Premises. Additionally, this measure is intended to alleviate the problem of patrons loitering in and around the parking lot during Licensee's operating hours and engaging in illegal, disorderly or nuisance causing behaviors.
5. Licensee's security staff shall be required to obtain photo identification cards, prepared by the Sayreville Police Department, that must be kept on their persons at all times while employed at or located on Licensee's property. This measure is intended to alleviate difficulties encountered by police investigating complaints on the premises, in which members of the security staff are identified as either potential witnesses or suspects and is also designed in response to the findings of a previous ABC investigation in which it was discovered that some of the employees found on-site during the investigation were not properly entered in Licensee's employee records.
6. Licensee shall provide proper trash receptacles in the parking lot and shall cause Licensee's parking lots and outside premises, as well as all residential areas within a five hundred (500) foot radius of the Licensed Premises, to be cleaned of all litter, trash and other discarded items. Such cleaning shall be accomplished by ten o'clock in the morning (10:00 a.m.) each day following the hours of operation of the Licensed Premises such that the above-described areas shall be free from all such litter, trash and other discarded items as may be generated by and/or associated with Licensee's operation. To the extent that residents within such five hundred (500) foot radius consent to permit access to private property for the purposes of such cleaning on private property, Licensee shall cause such private property to be cleaned of all litter, trash and other discarded items, at Licensee's sole cost. This measure is designed to alleviate any problem associated with the accumulation of empty beverage containers, cans, bottles and other debris that results from the operation of the Licensed Premises.
7. Licensee shall install "zero tolerance" signs inside the Licensed Premises, at or adjacent to the entry to the premises, containing language indicating that patrons will be prosecuted to the fullest extent of the law for any possession, sale or distribution of any drug, controlled substance or drug paraphernalia. This measure is designed to discourage drug activity occurring at or on the Licensed Premises.

8. Licensee shall install soundproofing equipment and/or take any other necessary steps to limit the escape of sound and vibration from the Licensed Premises, sufficient to ensure that no audible sound is transmitted beyond the property line of the Licensed Premises. This measure is designed to alleviate concerns regarding noise levels as recounted from complaints received by members of the Council pertaining to the Licensed Premises.
9. Licensee shall cease all sales of alcohol at 1:30 a.m. and shall cease the playing of all music at 1:45 a.m. This measure is designed to facilitate the prompt and orderly exiting of patrons at or before the time of closing and to prevent large groups of patrons from exiting the Licensed Premises at the same time, resulting in loitering around the Licensed Premises and in the street, blocking traffic and inhibiting the dispersal of other patrons from the Licensed Premises and from the area.
10. Licensee shall institute a policy that on nights where patrons aged eighteen (18) through twenty (20) may be admitted to the premises along with patrons aged twenty-one (21) and over, such patrons over the age of twenty-one (21) shall be required to wear secure wristbands of a color differentiated from any wristbands required to be worn by patrons under the age of twenty-one (21). All such wristbands shall be incapable of being re-attached once removed, in order to prevent violations of laws prohibiting sales of alcohol to persons under twenty-one (21). This measure is designed to prevent violations of drinking age laws, as noted by the Council in previous findings of fact related to a prior disciplinary action.
11. Licensee shall securely stow all alcoholic beverages and shall not serve any alcohol whatsoever on those occasions that Licensee provides access to teenagers under the legal drinking age at events commonly referred to as “Teen Nights”. During such events, all alcoholic beverages shall be removed from the bar areas and secured. This measure is designed to prevent violations of drinking age laws as noted by the Council in previous findings related to a prior disciplinary action.
12. Licensee shall require all security staff, except for undercover security staff employed by Licensee, to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts with black block letters stating “SECURITY”. This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the Licensed Premises and in the parking lot to further assist police in identifying security personnel when patrolling or responding to complaints or calls.
13. Licensee shall institute a policy of providing security staff in a ratio of one (1) security employee for each fifty (50) patrons, and that such security personnel be stationed in the parking lot area of the premises at all times during the hours of operation to control and supervise the parking lot area, not only with regard to parking, but with regard to the conduct and behavior of the patrons while on the Licensed Premises. Parking attendants and valet parking staff shall not count as “security staff” in calculating the proper ratio of security staff to patrons. The ratio of one (1) security employee for every fifty (50) patrons is only for those security personnel who are being identified and/or are in uniform. Any undercover personnel that Licensee wishes to employ are in addition to the one per fifty patron security ratio. This measure is designed to ensure that the security staff employed by Licensee is sufficient to handle the numbers of patrons in attendance on a given night so as to constitute a visible, identifiable and adequate security presence, to discourage unlawful, disorderly, or hazardous activities within the Licensed Premises and in the parking lot.
14. On promotional evenings, when a large crowd is expected, Licensee will coordinate with the police.
15. Licensee shall strictly enforce a policy to bar admittance to any patron who is not wearing a non removable wristband, that has been provided to such patron by Licensee’s valet parking attendant or parking supervisor, as evidence that the vehicle in which such patron arrived at the Licensed Premises has been parked in Licensee’s parking lot. The only exception to this policy shall be for those patrons who demonstrate to Licensee before admittance that they hold a valid New Jersey motor vehicle license indicating that they reside within five hundred (500) feet of the Licensed

Premises and have not arrived at the Licensed Premises in a motor vehicle. This condition is intended to restrict admittance to the Licensed Premises to only those patrons whose vehicles, as a driver or occupant thereof, are lawfully parked in Licensee's parking lot, in order to address issues raised by an Objector and her witnesses regarding illegal parking, property trespass, loitering and related nuisances.

16. Licensee shall institute a policy requiring its security staff to immediately report to the Sayreville Police Department any violations of Title 39 observed by such staff in and around the Licensed Premises, and to provide the Borough Clerk, on a monthly basis, with a list of all such reports made by Licensee's security staff to police within the prior month.
17. On a weekly basis, Licensee will deliver in person, mail, or fax a copy of the E-141-A list, commonly known as the employee list, to the Police Department. DJs, dancers, and other entertainers are to be included as employees, as per ABC rules.
18. Licensee shall provide a list of entertainers who are booked prior to the scheduled date. The information shall be delivered to the Sayreville Police Department at the time a contract is executed and signed and the information shall be delivered to the Sayreville Police Department as to the name of the outside entertainer employees.

RESOLUTION #2014-310

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, SUPPORTING ASSEMBLY BILL
AND SENATE BILL A-366/S-1713 CLARIFYING VERIZON'S
RESPONSIBILITY CONCERNING THE BUSINESS
PERSONAL PROPERTY TAX (BPPT)**

WHEREAS, Verizon has claimed itself exempt from the payment of Business Personal Property Taxes in the Borough of Sayreville; and

WHEREAS, the New Jersey League of Municipalities has been seeking relief for all the towns since the issue first emerged in 2008; and

WHEREAS, as a result Senator Bob Smith and Assemblyman Ralph Caputo have sponsored Senate Bill S-1713 and Assembly Bill A-366; and

WHEREAS, Verizon's payment of the Business Personal Property Tax (BPPT) is vital to the Borough of Sayreville; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and the Governing Body of the Borough of Sayreville, County of Middlesex and State of New Jersey supports Assembly Bill A-366 and Senate Bill S-1713 clarifying Verizon's responsibility concerning the Business Personal Property Tax (BPPT).

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-311

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

NAME OF APPOINTEE: Patrick Brennan

POSITION: Public Safety Telecommunicator/Per Diem

DEPARTMENT: Police

EFFECTIVE: November 11, 2014

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

/s/ Arthur Rittenhouse, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-312

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

NAME OF APPOINTEE: Glen Wagner

POSITION: Public Safety Telecommunicator/Per Diem

DEPARTMENT: Police

EFFECTIVE: November 11, 2014

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

/s/ Arthur Rittenhouse, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-313

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, AUTHORIZING THE
MAYOR AND BOROUGH CLERK TO PURCHASE
ONE (1) NEW PIERCE PUMPER**

WHEREAS, the Governing Body of the Borough of Sayreville Fire Department has the need for a new pumper;

WHEREAS, the Governing Body of the Borough of Sayreville have determined that the Borough of Sayreville should purchase a new Pierce Pumper for its Fire Department; and

WHEREAS, the Borough of Sayreville is a member of the Houston-Galveston Area Council (HGACBuy) and through the HGACBuy is able to purchase one (1) New Pierce Pumper; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials are authorized and directed to purchase one (1) New Pierce Pumper in the amount of \$623,609.00 for its Fire Department.

/s/ Arthur Rittenhouse, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-314

BE IT AND IT IS HEREBY RESOLVED, that the Borough Clerk is hereby authorized and directed to advertise for the receipt of bids for One (1) 40' x 60' x 12'4" Pre-Fabricated Building and its Installation at the Police Range.

/s/ Arthur Rittenhouse
Arthur Rittenhouse, 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 #2014-315

WHEREAS, Borough Engineer David J. Samuel has recommended that certain increases and decreases be included in the following described project as will more fully appear by Closeout Contract Change Order No. 1:

- Project: Improvements to Kennedy Park Spillway
- Contractor: Team Equipment, LLC
26 East Garden Place
Pompton Plains, NJ 07444
- Net Decrease: \$16,970.50
- Reason: Adjustment of original contract to reflect actual quantities installed and work performed.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the recommendation and approval of said Borough Engineer referred to above and in said Change Order be and the same is hereby accepted and approved:

2. That the Governing Body determines that said charges are proper and essential and that same be paid upon the submission of properly approved borough voucher.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-316

**ACCEPTING FINAL WORK
AND AUTHORIZING FINAL PAYMENT
UPON EXPIRATION OF STATUTORY PERIOD**

WHEREAS, the following named contractor has completed the following work as indicated on the project hereafter referred to, which work is apparently in accordance with the plans, specifications and contract documents:

- Project: Improvements to Kennedy Park Spillway
- Contractor: Team Equipment, LLC
26 East Garden Place
Pompton Plains, NJ 07444
- Balance Due: \$ 4,866.59

WHEREAS, the Borough Engineer has fully issued a certificate certifying to the completion of the work and recommending payment in accordance with the terms thereof; and

WHEREAS, the Standing Committee of the Governing Body under whose jurisdiction this work falls has likewise inspected said work and has determined that it has been completed in apparent conformity with the plans and specifications; and

WHEREAS, the Statutes of New Jersey pertaining to the enforcement of mechanic's and materialmen's liens on municipal projects provide that notice thereof may be filed at any time within 45 days of the final acceptance of said work;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the project described in the preamble hereof is hereby accepted and approved with the proviso that such action is not to be construed as a waiver of any violation of the terms of said plans, specifications and contract documents if such violation should later appear.
2. That the Borough Clerk is authorized to insert a brief notice in a daily newspaper circulating in Middlesex County once a week for two consecutive weeks giving public notice of the final acceptance of said work so that any potential lien claimants may have notice thereof.
3. That upon expiration of the 45 days from the date hereof, the proper municipal officials be and they are hereby authorized and directed to execute and deliver a check to the said contractor covering the amount due him, less any retained percentage authorized by the contract documents.
4. That should the contract under which this work has been done provide for the release of any retained percentage upon the filing of a maintenance bond, that said percentage shall be paid said contractor upon the filing of a one-year 15% Maintenance Bond in the amount of \$36,499.43 and the approval of same as to form and sufficiency by the Borough Attorney.

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

BOROUGH OF SAYREVILLE

ATTEST:

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

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

RESOLUTION #2014-317

WHEREAS, Borough Engineer David J. Samuel has recommended that certain increases and decreases be included in the following described project as will more fully appear by Closeout Contract Change Order No. 1:

- Project: War Memorial Park Walking Path Improvements
- Contractor: JADS Construction Co., Inc. of NJ
PO Box 513
South River, NJ 08882
- Net Decrease: \$6,522.00
- Reason: Adjustment of original contract to reflect actual quantities installed and work performed.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the recommendation and approval of said Borough Engineer referred to above and in said Change Order be and the same is hereby accepted and approved:

2. That the Governing Body determines that said charges are proper and essential and that same be paid upon the submission of properly approved borough voucher.

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(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 #2014-318

**ACCEPTING FINAL WORK
AND AUTHORIZING FINAL PAYMENT
UPON EXPIRATION OF STATUTORY PERIOD**

WHEREAS, the following named contractor has completed the following work as indicated on the project hereafter referred to, which work is apparently in accordance with the plans, specifications and contract documents:

- Project: War Memorial Park Walking Path Improvements
- Contractor: JADS Construction Co., Inc. of NJ
PO Box 513
South River, NJ 08882
- Balance Due: \$ 4,347.30

WHEREAS, the Borough Engineer has fully issued a certificate certifying to the completion of the work and recommending payment in accordance with the terms thereof; and

WHEREAS, the Standing Committee of the Governing Body under whose jurisdiction this work falls has likewise inspected said work and has determined that it has been completed in apparent conformity with the plans and specifications; and

WHEREAS, the Statutes of New Jersey pertaining to the enforcement of mechanic's and materialmen's liens on municipal projects provide that notice thereof may be filed at any time within 45 days of the final acceptance of said work;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the project described in the preamble hereof is hereby accepted and approved with the proviso that such action is not to be construed as a waiver of any violation of the terms of said plans, specifications and contract documents if such violation should later appear.

2. That the Borough Clerk is authorized to insert a brief notice in a daily newspaper circulating in Middlesex County once a week for two consecutive weeks giving public notice of the final acceptance of said work so that any potential lien claimants may have notice thereof.

3. That upon expiration of the 45 days from the date hereof, the proper municipal officials be and they are hereby authorized and directed to execute and deliver a check to the said contractor covering the amount due him, less any retained percentage authorized by the contract documents.

4. That should the contract under which this work has been done provide for the release of any retained percentage upon the filing of a maintenance bond, that said percentage shall be paid said contractor upon the filing of a one-year 15% Maintenance Bond in the amount of \$6,520.95 and the approval of same as to form and sufficiency by the Borough Attorney.

ATTEST:

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

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

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

RESOLUTION #2014-319

BE IT AND IT IS HEREBY RESOLVED, that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for the Ciecko Court Drainage Improvement Project at a fee not to exceed \$18,500.00 and upon approval of said plans and specifications for the project the Borough Clerk is also herein authorized to advertise for the receipt of bids.

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

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

BOROUGH OF SAYREVILLE

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-320

BE IT AND IT IS HEREBY RESOLVED that the proper borough officers are hereby authorized and directed to execute a contract with Game Time Recreation Company, Spring Lake, New Jersey, for the purchase of playground equipment (MRESC Contract #14/15-08) for Fielek Park in the amount of \$35,551.81 through their Matching Funds Grant program.

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

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

BOROUGH OF SAYREVILLE

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-321

BE IT AND IT IS HEREBY RESOLVED that the proper borough officials are hereby authorized and directed to execute a contract with Whirl Construction, 187 Main Street, PO Box 110, Port Monmouth, NJ, through MRESC Contract #65MCESCCPS for the installation of a GameTime equipment at Fielek Park and that they be paid at a fee not to exceed \$12,800.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-322

BE IT AND IT IS HEREBY RESOLVED, that the Borough Clerk is hereby authorized and directed to advertise for the receipt of bids for the Repair and Maintenance of the Water and Sewer Department Pumping Stations.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014-323

**BOROUGH OF SAYREVILLE, NEW JERSEY
RESOLUTION AUTHORIZING PARTICIPATION IN THE SECURITIES AND
EXCHANGE COMMISSION'S MUNICIPALITIES CONTINUING DISCLOSURE
COOPERATION INITIATIVE**

WHEREAS, the Borough of Sayreville, in the County of Middlesex, New Jersey (the "Issuer") has previously issued one or more series of bonds, including in the past five (5) years pursuant to one or more preliminary and final official statements (collectively, the "Bonds"); and

WHEREAS, in connection with the issuance of such Bonds, the Issuer covenanted with Bondholders to provide certain secondary market information on an annual basis to the Nationally Recognized Municipal Securities Information Repositories (pre-2009) and to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access Data Port (2009 to present) ("EMMA"), including, but not limited to, audited financial statements, certain financial and operating data, and ratings changes; and

WHEREAS, the Securities and Exchange Commission (the "SEC") has recently focused attention on what it alleges is widespread failure of local government issuers across the nation to meet their continuing disclosure obligations and misrepresentation through material misstatements in an official statement (innocently, inadvertently or otherwise) of past compliance with continuing disclosure obligations; and

WHEREAS, in an effort to remedy these perceived issues, the SEC has implemented the Municipalities Continuing Disclosure Cooperation Initiative (the "SEC Initiative"), a limited-time program ending on December 1, 2014, that encourages issuers of municipal bonds, including the Issuer, to self-report possible material misstatements or omissions, made in the past five (5) years in an official statement regarding compliance with prior continuing disclosure obligations; and

WHEREAS, by participating in the SEC Initiative, issuers agree to accept certain non-monetary penalties, in lieu of unknown, and, by all accounts, monetary and non-monetary penalties the SEC has threatened on issuers that do not participate in the SEC Initiative, should the SEC determine that an issuer has made material misstatements in an official statement regarding compliance with prior continuing disclosure obligations; and

WHEREAS, by participating in the SEC Initiative, issuers agree to accept the following penalties, if imposed by the SEC (i) compliance with a cease and desist order in which the Issuer

neither admits nor denies the findings of the SEC, (ii) implementation of policies, procedures and training regarding continuing disclosure obligations, (iii) compliance with all existing continuing disclosure undertakings, (iv) cooperation with any further SEC investigations, (v) disclosure of settlement terms in any final official statement issued within five years of the date of institution of the proceedings, and (vi) production to the SEC of a compliance certificate regarding the applicable undertakings on the one year anniversary of the proceedings; and

WHEREAS, on July 23, 2014, the Division of Local Government Services issued Local Finance Notice LFN 2014-9 (i) alerting New Jersey local governments to the SEC Initiative, (ii) strongly recommending that local governments examine their continuing disclosure contractual obligations and past official statements in order to determine if it is advisable for an issuer to participate in the SEC Initiative and (iii) cautioned that local governments that fail to complete a disclosure assessment in connection with the SEC Initiative will likely have difficulty accessing capital markets, difficulty in receiving timely approvals of the Local Finance Board or Director of the Division of Local Government Services, as applicable, and decreased scores on the future "Best Practices Questionnaires"; and

WHEREAS, the Issuer has previously engaged Phoenix Advisors, LLC to conduct a disclosure audit which (i) summarized the results of the Issuer's prior compliance with its secondary market disclosure obligations and (ii) compared those results to the statements made by the Issuer in its official statements regarding past compliance (the "Disclosure Audit"); and

WHEREAS, based on the results of the Disclosure Audit, and weighing heavily the known, non-monetary penalties that may come through the Issuer's participation in the SEC Initiative versus the unknown, and, by all accounts, monetary and non-monetary penalties the SEC has threatened on issuers that do not self-report, the Issuer further desires to delegate jointly to the Borough's Chief Financial Officer and Borough's Administrator, in consultation with the Issuer's general counsel, bond counsel, auditor and other finance professionals, the power to prepare and submit all documentation required to enter the Issuer's Bond issues into the SEC Initiative, as necessary;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE ISSUER, AS FOLLOWS:

Section 1. In the event the Disclosure Audit revealed that the Issuer **may** have made a material misstatement regarding the Issuer's compliance with prior continuing disclosure undertakings, the Issuer hereby authorizes and directs the Borough's Chief Financial Officer and the Borough's Administrator to prepare and submit all documentation necessary to enter the Issuer's applicable Bond issues into the SEC Initiative.

Section 2. Any action taken by the Borough's Chief Financial Officer, the Borough's Administrator or any other officer of the Issuer, with respect to the Disclosure Audit, the engagement of a disclosure specialist and participation in the SEC Initiative is hereby ratified and confirmed.

Section 3. This resolution shall take effect immediately.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2014 - 324

(Adopted earlier in meeting.)

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
MEMORIALIZING EXPANDING THE CONTRACT OF
DeCOTIIS, FITZPATRICK & COLE, LLP
AS SPECIAL COUNCIL - SPECIAL LITIGATION
FOR THE BOROUGH OF SAYREVILLE**

(Resolution – Read resolution into record earlier in the meeting-following the Closed Session)

RESOLUTION #2014 -325

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, MEMORIALIZING THE
GOVERNING BODY'S SUPPORT OF
H.R. 3856, HOMEOWNERS DEBT RELIEF EXTENSION ACT OF 2014**

WHEREAS, the expiration of the Mortgage Forgiveness Debt Relief Act will cause a financial detrimental impact for many residents of the Borough of Sayreville as well as for the Borough of Sayreville; and

WHEREAS, there is currently pending federal legislation under **H.R. 3856, Homeowners Debt Relief Extension Act of 2014**; and

WHEREAS, the Governing Body of the Borough of Sayreville has prepared correspondence reflecting its concern for the residents plagued by the ruinous effects of repetitive flooding addressed to the Honorable Robert Menendez, the Honorable Cory Booker and the Honorable Frank Pallone; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on November 10, 2014 the Mayor and the Governing Body of the Borough of Sayreville executed the correspondence requesting that the Honorable Robert Menendez, the Honorable Cory Booker and the Honorable Frank Pallone support **H.R. 3856, Homeowners Debt Relief Extension Act of 2014**.

/s/ Mary J. Novak, Council President

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

Opened to the Public.

No appearances.

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

Business Session Agenda - Committee Report - November 10, 2014

• **ADMINISTRATIVE & FINANCE - Councilman Buchanan**

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

b) Councilman Buchanan moved the following applications **Bingo/Raffle Licenses be approved:**

- 1) St. Stanislaus Kostka H.S.A. to conduct 46 Bingo Games on various dates in 2015 (BA:490).
- 2) St. Stanislaus Church to conduct 48 Bingo Games on various dates in 2015 (BA:491).
- 3) St. Stanislaus Kostka HSA to conduct on On-Premise Draw and an On-Premise Non Draw Raffle on Dec. 7, 2014. (RA:1898 & RA: 1899).

1-3) Approved/Denied

• **PLANNING & ZONING - Councilman McGill**

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

b) Committee Report: 1) Reported on having St. Stanislaus Kostka's Veteran's Day ceremony which was very beautiful and gave kudu's to the Ed Streck and the American Legion for their participation.

- **PUBLIC SAFETY – Councilman Rittenhouse**

- a) **Minutes & Departmental Reports: (none)**

- b) Committee Reports – Councilman Rittenhouse

- 1) Commented on Ordinance #276-14 that was tabled. He said that they did talk about that ordinance at the last meeting and the attorney was directed to write the Ordinance up.
 - Councilman Melendez said that it was not the same version.
- 2) Tomorrow Nov. 11th is Veteran’s Day and the Borough Services will take place in front of Borough Hall at 11:00 AM.
- 3) Asked the Borough Attorney if he found out if SERA could move their meetings to the Council chambers and be televised.
 - Mr. DuPont said the he spoke with Mr. Baker last week about their differences and he was going to look up case law and provide him with that information and to date he still had not received it.
- 4) He said the he was informed that a resident called to OPT OUT of the Energy Aggregation program and was told there was a fee. He asked Mr. Frankel to look into this issue.
- 5) Requested the Borough Attorney use the contract the borough currently has with Helmetta as a guideline for Animal Shelter and Control Services RFP. He also said that a letter to surrounding towns for Shared Services such as Helmetta, Carteret, Woodbridge, Old Bridge, Monroe.
 - Mayor asked that it be sent to everyone in the County.

- **RECREATION – Councilwoman Eicher**

- a) **Minutes & Departmental Reports: (none)**

- b) Committee Reports – Councilwoman Eicher

- 1) Stated that at last meeting the council did discuss the Ordinance and during the introduction a motion was made to change it in the middle of roll call the motion was changed. How does that work.
 - Mr. DuPont stated that the Motion to Table over rode the Motion to Introduce.
- 2) Questioned why Councilman McGill voted NO.
 - Councilman McGill stated that the Ordinance had no term expirations, and why the appointments were made solely by the Mayor.
 - Councilwoman Eicher then explained the Teen Advisory Committee that she spoke about two weeks ago. She said that it was formed in 2007 by the Mayor in Marlboro. It is for children between the ages of 13-18 to have a voice in their local government and enhance their leadership skills. They are provided an opportunity to share their ideas and visions to help make their town a great town for them and community. She said that from that TAC Committee subcommittees are created. The whole committee is ran by kids with three adults to oversee the committee.
 - Councilwoman Novak said that with our form of government appointments are made with the advise and consent of the council. She also explained her objection as to there not being terms on the appointments.
 - Mayor said that they can clear it up now. Changed it to read with Advise and Consent of Council and terms.
 - A discussion followed between Councilwomen Novak and Eicher then the entire council that it was not a recreation ordinance it was an ordinance being put up by councilwoman Eicher as a councilperson not Recreation. Councilman Melendez still reiterated that he did not have time to review it. Councilwoman asked that it be listed for the next meeting. But it was explained that Councilman Melendez moved to Table and only he can bring it forward for introduction.

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

- a) **Minutes & Departmental Reports:** (none)
- b) Committee Reports- Councilman Melendez asked the borough engineer for a report on Old Cheesequake Road behind Starbucks.
- Jay said that the contract was awarded and the contractor should be out there this week.

- **PUBLIC WORKS – Council President Novak**

- a) **Minutes & Departmental Reports:** (none)
- b) Committee Reports: 1) _____

- **MAYOR – Kennedy O’Brien**

- 1) Thanked everyone involved in the American Election process especially the veterans who allow us that freedom.
- 2) Thanked Lisa Eicher on election day.
- 3) Reminded everyone that tomorrow is Veteran’s Day originally known as Armistice Day and on this day the Peace Treaty was signed on the 11th day of the 11th month of the 11th hour and thanked all Veterans for the Freedoms we as Americans enjoy today.
- 4) Mayor also stated that he received a letter from Fran O’Conner and asked her to come forward with her committee and present their new issues.

Presenting were: Jennifer Herrick, 14 Rappleyea St., formerly 89 Weber Avenue

She said that they are here on behalf of the people involved in the Buy-Out. She said that those of them who were involved in the buy-out and were offered less than they owed in Mortgage went through the Short Sale process. Now American IRS Tax Law states that if you had any debt forgiveness will be recognized as income. 2007 until Jan. 1, 2014 short Sales were exempt from this law. However the legislation that protected people like herself expired on Jan 1st, even though her offer was made in 2013 and closed in 2014, that short fall is seen as income and if the new legislation is not past by New Years Eve her family will have \$70,000. additional income that they never received and will change their tax bracket and add additional debt of about \$22,000. She said that this is affecting every short sale in America. She said this is catastrophic for everyone involved. They have already lost everything they own, took loans from banks and SBA and friends just to move on. They are very grateful for this buyout but need the Council’s support in passing a Resolution and sending it to Assemblymen/women, Senators, Governor – requesting support of HR 3856 and needs to be passed by New Years Eve or they all loose again. This is a Federal Matter and they have spoke to all the legislative people they could and now are asking for Sayreville’s support getting this bill passed.

Mayor O’Brien explained the three floods that these residents endured and lived through in 32 months and the three times they were totally wiped out. Mayor said that he is 100% behind them in all of their efforts. He asked if there were any objections from anyone in supporting this legislation. Council President Novak asked if there could be a Resolution passed tonight and the Mayor said yes.

The mayor asked the Attorney for a resolution and for the Clerk to send it to the Governor and all the appropriate legislators including copies to the governing body as to whom the resolution was sent.

Mr. DuPont read the following Resolution into record.

RESOLUTION #2014 -325

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
IN SUPPORT OF H.R. 3856, HOMEOWNERS DEBT RELIEF
EXTENSION ACT OF 2014**

WHEREAS, the expiration of the Mortgage Forgiveness Debt Relief Act will cause a financial detrimental impact for many residents of the Borough of Sayreville as well as for the Borough of Sayreville; and

WHEREAS, there is currently pending federal legislation under **H.R. 3856, Homeowners Debt Relief Extension Act of 2014**; and

WHEREAS, the Governing Body of the Borough of Sayreville has prepared correspondence reflecting its concern for the residents plagued by the ruinous effects of repetitive flooding addressed to the Honorable Robert Menendez, the Honorable Cory Booker and the Honorable Frank Pallone; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on November 10, 2014 the Mayor and the Governing Body of the Borough of Sayreville executed the correspondence requesting that the Honorable Robert Menendez, the Honorable Cory Booker and the Honorable Frank Pallone support **H.R. 3856, Homeowners Debt Relief Extension Act of 2014**.

/s/ Mary J. Novak, Council President

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

Council President Novak moved the resolution be adopted on Roll Call Vote.
Seconded by Councilman Buchanan.

Roll Call:

	Buchanan	Eicher	McGill	Melendez	Novak	Rittenhouse
Ayes	X	X	X	X	X	X
Nays						
Abstain						
Absent						

Councilman Rittenhouse stated that next week is the League of Municipalities convention and a lot of these legislators will be in Atlantic City of which he will be attending and will bring this to the attention of those in attendance there.

Mayor O'Brien said that we just passed the sad anniversary of the flood on Oct. 29th and he commended the three women and residents for their courage, character, bravery and resolution for having dusted themselves off each time they went through these catastrophic events and that he is a better man for knowing the three of them.

Mayor O'Brien called for the Business Administrators Report.

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

- Admin. & Finance

- 1) Authorization to execute/renew contract with Reliance Insurance Group as Broker of Record Services for Health, Dental Vision and Prescription plans and Agreement with North American Insurance Management Corp. to serve as Risk Management Consultants for the Borough of Sayreville.

- Approved for Resolution.

- Planning & Zoning

- 1) Authorization to enter into a Right of Entry Agreement with the US Army of Corps of Engineers through from Oct. 2014-October 2015 covering Block 169, Lot 13.11 – for project known as South River, Raritan River Basin Storm Damage Reduction project.

- Approved for Execution.

- Public Safety

- 1) Authorization to execute a Public Health Interlocal Shared Service Agreement with Middlesex County for the provision of Health Services associated with the Board of Health for the period of January 1, 2015 thru December 31, 2015. The cost of this agreement is \$163,514.36.

- Approved for Resolution.

- 2) Authorization to request Civil Service Certification for the title of Police Officer.

- Approved.

- Public Works

- 1) Authorization for CME to evaluate the Weber Avenue Pump Station and provide a cost estimate to refurbish and raise the pump station and generator and if approved, prepare the necessary plans and specifications and authorize the Borough Clerk advertise for the receipt of bids.

- Approved for Resolution.

- Water & Sewer

- 1) Authorization for title change and amend Ordinance for:
 - a) Jeremy Clark from Water Treatment Plant Repairer to Senior Water Treatment Plant Repairer.
 - b) Jessica Sellitto from Keyboarding Clerk 2 (AFSCME Title Senior Clerk) Keyboarding Clerk 3 (Principal Clerk Typist).

- Approved for Resolution.

Mr. Frankel also announced (to Mr. Streck) that the clock on the copula is now working.

Councilman Rittenhouse told the Mayor the Police Chief was present here tonight and wanted an opportunity to speak regarding a request he has. Mayor O'Brien called the chief forward.

Police Chief John Zebrowski announced that the Police Accreditation process has successfully come to a close and in order to accomplish this task he had to move a police officer from one position to another and at this point is asking the governing body to make a Table of Organization change so that the move that was made could be a permanent move. He went on to explain the reason for the move and the tasks and responsibilities that occurred because of the change and the climate of the community, so that they could meet the needs and provide services that you expect from your police department. He explained that there will be a small expense but a large savings by being accredited. He requested the council take action and change the Table of Organization so that it meets the current needs of the department.

Mayor asked if there were any objections to this request. Council President Novak asked that the Chief meet with the Business Admin., the CFO and Police Committee and put together the figures and structure. Mayor asked that it be prepared for the next meeting.

Mayor asked what being accreditation meant and how it would save the police department and the borough.

• **C.F.O. - Wayne Kronowski**

- 1) Bill List Resolution
- 2) Transfer Resolution
- 3) Renewal of Special Emergency Note – Resolution.

- **BOROUGH ENGINEER - Jay Cornell**

- 1) LaMer – Section 6 – NJDEP Permit Applications (Report Attached)
- Resolution.

- 2) South Amboy Wastewater Agreement – Proposed Joint Agreement
(Verbal Report).

- Mayor asked that we take a look at this.

- **BOROUGH ATTORNEY - Michael DuPont**

- **PUBLIC PORTION - None**

- (5 Minute limitation)**, until everyone has had the opportunity to speak - Ordinance #2-3.2)

At this time the Mayor opened the meeting up to the public for any and all questions or comments. He also announced that the 5 minute limitation will be enforced.

There were no appearances.

Councilwoman Novak made a motion to close the public portion.

Motion seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes. Carried.

- **EXECUTIVE SESSION – None**

- **ADJOURNMENT**

No further business.

Council President Novak made a motion to adjourn. Motion seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes.

Time: 7:55 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved