

Regular and Business Session of the Mayor and Borough Council held on Monday, November 28, 2011, in the Borough Hall, 167 Main Street, Sayreville, was called to order by Mayor Kennedy O'Brien at 6:34 P.M. followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this combined meeting of the Mayor and Council, has been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and filing with her office.

- **ROLL CALL:** Councilpersons Bella, Buchanan, Henry, Kelly, Perrette.

Absent: Councilwoman Eicher (Excused Absence)

Others Present: Mayor Kennedy O'Brien
Business Admin. Bertrand
Municipal Clerk Farbaniec
Engineer Cornell
Attorney DuPont
C.F.O. Kronowski

Absent: None

Approval of Previous Council Meeting Minutes

Council President Kelly moved the following Minutes of the Mayor and Council be approved, subject to correction if necessary:

- July 25, 2011 Regular Meeting/Business Session

Seconded by Councilman Buchanan.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes.
Carried.

PRESENTATIONS -

- **Sayreville Race Committee to present Sayreville B.I.C. with a check in the amount of \$3,128.00 - Proceeds from the "Hit the Bricks" race.**

Mayor O'Brien called Recreation Director Jerry Ust forward to make the presentation to Mary Ann Gordon BIC Director.

Mr. Ust recognized the members of the Hit the Bricks Committee stating that they raised \$3,128.00 dollars. Mr. Ust then thanked the Dept. of Public Works, Police Department, First Aid Squad, the Mayor and Council, Danielle Ogden of the Business Administrator's office.

Mary Ann Gordon said that the BIC Organization relies on donations and that they currently serve over 200 children in their year round programs. She thanked everyone for their continued support.

Mayor asked Ms. Gordon to explain the BIC Program to the public and how they may get their special needs children involved.

Ms. Gordon gave a brief overview of the program. She explained the type of service they provide and to whom, but right now there is a waiting list and participants are accepted on an individual basis.

The Mayor then asked the reporter from the Suburban in the audience to meet with Ms. Gordon perhaps publish a nice Christmas story on this program.

Jerry Ust reminded everyone that the Recreation Department will be having their Holiday Parade of Lights at 6:00PM on Sunday, Dec. 4th, beginning on Outlook Avenue and ending at Borough Hall. Afterwards they will have pictures with Santa, hot chocolate and cupcakes at the Recreation Center.

OLD BUSINESS

Municipal Clerk Farbaniec reported having received a report from the CFO as to the award of Bonds issued to UBS Financial Services, Inc.

C.F.O. Kronowski further reported that there were four bidders involved in the auction where six bids were made the lowest bidder UBS was awarded the bid in the amount of 2.1% as the net interest cost over the life of the 10 year bonds. He further reported on the total amount of the bonds that were sold. Mr. Kronowski also informed the Council that the Borough's bond rating from Moody's was also increased to AA3.

Councilman Henry asked how much the borough will be saving with this new rating.

CFO Kronowski explained the rating system.

Councilman Perrette made a motion to receive and file the report received from the C.F.O. Seconded by Council President Kelly.

Roll Call: Voice Vote, all Ayes.

OLD BUSINESS

Municipal Clerk read:

ORDINANCE #169-11
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 12, SECTION 6.3 RENT INCREASE LIMITATION
(Co. Buchanan – Public Hearing November 28, 2011)

At this time Mayor O'Brien opened the Meeting to the Public on questions or comments on Ordinance #169-11. No one appeared.

Mayor asked for a motion.

Councilman Buchanan moved the Public Hearing be closed and the Ordinance adopted on second and final reading and advertised according to law.

Seconded by Council President Kelly.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes.

ORDINANCE #169-11
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 12, SECTION 6.3 RENT INCREASE LIMITATION

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:

12-6.3 Rent Increase Limitation; CPI. Establishment of rents between the landlord and tenants to whom this Chapter is applicable shall be determined by the provisions of this Chapter. At the expiration of a lease or at the termination of the lease of a periodic tenant, a landlord, upon notice to and approval by the Board, may request and receive a percentage increase in rent which does not exceed the following:

- A. From the effective date of this Section until March 31, 2003, a percentage equal to the increase of the average CPI or 2001 over the average CPI for 2000, not to exceed five (5%) percent. The Sayreville-Rent Leveling Board, at its first meeting following the effective date of this Section, or as soon thereafter as can reasonably be accomplished, shall cause the percentage increase to be incorporated in an appropriate resolution to be adopted by the Board, which resolution shall be published in the Borough's official newspaper in a timely manner after adoption.
- B. From April 1, **2012** and for each succeeding year thereafter (April 1st to March 31st), the percentage increase of the average CPI for the preceding year over the average CPI for the next preceding year, not to exceed five (5%) percent **and not to drop below a minimum increase of two (2%) percent**. The Sayreville Rent Leveling Board, at its first meeting for **2012**, or as soon thereafter as can be accomplished in **2012**, and in each succeeding year, shall cause the appropriate percentage increase to be incorporated in an appropriate resolution to be adopted by the Board, which resolution shall be published in the Borough's official newspaper upon adoption.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter Twelve, Building and Housing, Section 12-6.3 Rent Increase Limitation; CPI**, of the Revised General Ordinances of the Borough of Sayreville, shall also be amended to reflect said change.

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

/s/ Daniel Buchanan, Councilman

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/Kennedy O'Brien, Mayor

APPROVED AS TO FORM:

/s/ Michael R. DuPont, Esquire
Borough Attorney

Municipal Clerk read:

ORDINANCE #170-11
BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 960-06
FINALLY ADOPTED SEPTEMBER 25, 2006 BY THE BOROUGH OF
SAYREVILLE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW
JERSEY, IN ORDER TO PROVIDE FOR A CHANGE IN
THE IMPROVEMENTS AUTHORIZED BY SUCH ORDINANCE
(Co. Perrette - Admin. & Finance - Public Hearing November 28, 2011)

At this time Mayor O'Brien opened the Meeting to the Public on questions or comments on Ordinance #170-11.

Those appearing were:

- Barbara Kilcomons, 22 Schmitt Street

Mrs. Kilcomons commented she was not in favor of the Bond Ordinances for Chevalier Avenue, she felt that the Turnpike Authority should cover the paving due to the amount of construction on that road over the past. She said the money should be used on other roadway improvements.

Business Admin. Bertrand explained that we are not bonding we are using monies that are left on various ordinances and are asking for approval to get other projects done.

Mayor O'Brien said that Chevalier Avenue is in bad condition and is concerned about public safety so we need to fix it today and re-coop the money later.

Mrs. Kilcomons also commented about how dark it was on the turn onto Chevalier Avenue by Faith Fellowship Church along with the number of lights being out from the Edison Bridge and on into town.

Mayor asked if there were any other questions or comments on this ordinance.

There being none, he called for a motion.

Councilman Perrette moved the Public Hearing be closed and the Ordinance adopted on second and final reading and advertised according to law.

Seconded by Council President Kelly.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes.
Carried.

ORDINANCE #170-11

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 960-06 FINALLY ADOPTED SEPTEMBER 25, 2006 BY THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, IN ORDER TO PROVIDE FOR A CHANGE IN THE IMPROVEMENTS AUTHORIZED BY SUCH ORDINANCE

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. Section 3(a) of bond ordinance number 960-06 of the Borough of Sayreville, New Jersey (the "Borough"), finally adopted September 25, 2006 (the "Original Ordinance") which provided for various road improvements is hereby amended to read in its entirety as follows:

"(a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are road improvements to Manor Street, Grand Street, Wesco Street, Bayview Avenue, Grove Street, Jersey Avenue, Gondek Drive, Cliff Avenue, Liberty Street, and Chevalier Avenue, together with all other work, materials and appurtenances necessary therefor or incidental thereto."

Section 2. All other details of the Original Ordinance shall remain the same.

Section 3. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

/s/ Nicholas J. Perrette, Councilman
(Admin. & Finance Committee)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael R. DuPont, Esq.
Borough Attorney

b. Other (none)

NEW BUSINESS:

Municipal Clerk read:

a. Introduction of the following Ordinance(s):

ORDINANCE No. 171-11
AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER VI,
SECTION 6-4.1 "ALCOHOLIC BEVERAGE CONTROL-FEES"
AND CHAPTER II, SECTION 2-64 ADMINISTRATION -FEES
OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE

(Co. Perrette - Admin. & Finance - Public Hearing December 12, 2011)

Councilman Perrette moved Ordinance #171-11 be approved on first reading, advertised according to law and a Public Hearing to be held on December 12, 2011.

Seconded by Councilman President Kelly.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes. Carried.

ORDINANCE No. 172-11
AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER IX,
SECTION 9-2.5 "ANIMAL CONTROL - FEES"
AND CHAPTER II, SECTION 2-64.17 ADMINISTRATION -FEES
OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE

(Co. Perrette - Admin. & Finance - Public Hearing December 12, 2011)

Councilman Perrette moved Ordinance #172-11 be approved on first reading, advertised according to law and a Public Hearing to be held on December 12, 2011.

Seconded by Councilman President Kelly.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes. Carried.

ORDINANCE #173-11
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER VIII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO ADD
SECTION 8-23 TO ADD "MOTELS"

(Co. Perrette, Admin. & Finance - Public Hearing Dec. 12, 2011)

Councilman Perrette moved Ordinance #173-11 be approved on first reading, advertised according to law and a Public Hearing to be held on December 12, 2011.

Seconded by Councilman President Kelly.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes. Carried.

ORDINANCE #174-11
AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER II, DEPARTMENT OF RECREATION, SECTION 2-15.5 (d) "FEES-GROUP PICNICS" AND CHAPTER II, SECTION 2-64 ADMINISTRATION -FEES OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE

(Co. Eicher, Recreation Committee-Public Hearing Dec. 12, 2011)

Councilman Buchanan moved Ordinance #174-11 be approved on first reading, advertised according to law and a Public Hearing to be held on December 12, 2011.

Seconded by Councilman President Kelly.

Roll Call: Councilpersons Bella, Buchanan, Henry, Kelly, Perrette, all Ayes. Carried.

b. Other (none).

CONSENT AGENDA RESOLUTIONS

At this time Mayor O'Brien opened the meeting to Consent Agenda Resolutions.

No appearances.

Council President Kelly moved the Public Hearing be closed and the Consent Agenda Resolutions be approved on Roll Call Vote. Seconded by Councilman Perrette.

Roll Call: Councilpersons Bella, Henry, Kelly, Perrette, all Ayes.

Councilman Buchanan votes Ayes on all except he Resolutions #2011-277 through 279, in which he abstained from voting.

RESOLUTION #2011-268

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/ Frank J. Bella
Councilman

/s/ William J. Henry
Councilman

/s/ Daniel Buchanan
Councilman

/s/ Kenneth P. Kelly, Sr.
Councilman

(Absent)
Lisa Eicher, Councilwoman

/s/ Nicholas J. Perrette
Councilman

**Bill list of November 28, 2011, in the amount of \$1,724,151.78
(Bill List - See Appendix 2011-A for this date, in a separate Bill List File for 2011)**

RESOLUTION #2011-269
RESOLUTION MEMORIALIZING ACTION TAKEN ON
CERTAIN COMMUNICATION ITEMS AT THE
November 14, 2011 COUNCIL MEETING

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the November 14, 2011 Council Meeting approving the following:

- a) Approving Raffle applications received from HNS St. Stanislaus Kostka for an Off-Premise 50/50 to be conducted on January 1, 2012 (RA:1725)
- b) Approving Coin Toss requests from Knights of Columbus, Our Lady of Victory Council No. 2061 on March 10 & 11, 2012 from 10:A.M. – 2:00 P.M.

/s/ Nicholas J. Perrette, Councilman
(Admin. & Finance Committee)

ATTEST: ----- **BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec /s/ Kennedy O'Brien
Municipal Clerk Mayor

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RESOLUTION #2011-270

WHEREAS, several of the nation’s largest veteran’s service organizations are disturbed by a letter that was released by the House and Senate Veteran’s Affairs Committee detailing proposed budget cuts aimed directly at America’s veterans; and

WHEREAS, the proposed cuts include elimination or reduction to a number of benefits, including pension, disability compensation and education payments; and

WHEREAS, the veterans’ groups appreciate the need to cut our nations budget, however, they disagree that veterans’ and military benefits should be the first stop in the search for budget cuts; and

WHEREAS, the Municipal Council believes that the men and women who have served and sacrificed for our country should not have the benefits that they were promised eliminated or reduced in any way; and

WHEREAS, the Municipal Council wholeheartedly concurs with the veteran’s service groups that benefits to veterans and budget cuts to the Department of Defense will hurt the nation’s economy and will not solve the existing budget deficit problems;

NOW, THEREFORE, BE IT RESOLVED BY GOVERNING BODY OF THE BOROUGH OF SAYREVILLE, that the Mayor and Borough Council hereby urges the House and Senate Veteran’s Affairs Committee to reevaluate the proposed cuts to veteran and military benefits, since cutting them would be a disservice to our nations’ defenders; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to all veteran service organizations in the Borough of Sayreville as well as the House and Senate Veteran’s Affairs Committee.

/s/ Kenneth P. Kelly, Sr.
Council President

ATTEST: ----- **BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec /s/ Kennedy O'Brien
Municipal Clerk Mayor

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RESOLUTION #2011-271
A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AWARDING
THE FIRM OF NW FINANCIAL GROUP, THE
CONTRACT FOR PROFESSIONAL FINANCIAL ADVISOR SERVICES

WHEREAS, the Borough of Sayreville advertised for Requests for Qualifications for the Provision of Professional Financial Advisor Services Associated with the Issuance of Municipal Bond; and

WHEREAS, on October 18, 2011 the Borough of Sayreville received the Request for Qualifications, and in reviewing the RFQ's the governing body wishes to award said contract,

BE IT AND IT IS HEREBY RESOLVED that Mayor Kennedy O'Brien and Theresa A. Farbaniec, Borough Clerk are hereby authorized and directed to execute the necessary documents to award the contract to perform the services of Professional Financial Advisor Services to NW Financial Group, LLC, 10 Exchange Place, Jersey City, NJ 07302, effective October 24, 2011.

/s/ Nicholas J. Perrette, Councilman
(Admin. & Finance Committee)

ATTEST: _____ **BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec

Municipal Clerk

/s/ Kennedy O'Brien
Mayor

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RESOLUTION #2011-272

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the proper borough official are hereby authorized and directed execute a renewal agreement with Horizon Blue Cross Blue Shield of New Jersey for the provision of dental care for full-time borough employees with, effective December 1, 2011 through November 30, 2012, with no increase in rates.

/s/ Nicholas J. Perrette, Councilman
(Admin. & Finance Committee)

ATTEST: _____ **BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec

Municipal Clerk

/s/ Kennedy O'Brien
Mayor

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RESOLUTION #2011-273

BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials are hereby authorized and directed to execute a Lease Agreement with the Sayreville Board of Education for the use of property located adjacent to Truman School which encompasses the park and recreational area on Taft Place for a period of for a period of fifteen (15) years, with a renewal provision for an additional fifteen (15) year period, pending Attorney review.

/s/ Nicholas J. Perrette, Councilman
(Admin. & Finance Committee)

ATTEST: _____ **BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec

Municipal Clerk

/s/ Kennedy O'Brien
Mayor

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RESOLUTION #2011-274
RESOLUTION MEMORIALIZING ACTION TAKEN AT THE
NOVEMBER 14, 2011 COUNCIL MEETING AWARDING CONTRACT
FOR PLAYGROUND EQUIPMENT FOR BORDENTOWN AVENUE
AND TRUMAN SCHOOL PARKS.

BE IT AND IT IS HEREBY RESOLVED that this Resolution hereby memorializes action taken by the Governing Body at the November 14, 2011 meeting authorizing the execution of a contract with Game Time/Marturano Recreation Company, Spring Lake, New Jersey, for the purchase of playground equipment (State Contract #A59052) at Bordentown Avenue Park in the amount of \$54,640.90 and Truman School Park in the amount of \$45,569.64 and rubber curbing from Play Safer, Lakewood, NJ in the total amount of \$9,723.00 (State Contract #A59079) through their Matching Funds Grant program.

/s/ Dan Buchanan, Councilman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

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RESOLUTION #2011-275

WHEREAS, on September 14, 2010 the Borough of Sayreville received bids for "Water Department Maintenance Services", and

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

WHEREAS, A.C. Schultes, Inc., has indicated their interest in extending their terms of the aforesaid contract for one (1) additional year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the terms and conditions of the current contract with the above-captioned supplier for "Water Department (Pump Maintenance and Well Redevelopment) Services" is hereby renewed for one additional year period at no additional increase in price.

/s/ Kenneth P. Kelly, Sr., Councilman
(Water & Sewer Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

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RESOLUTION #2011-276

WHEREAS, on September 14, 2009 the Borough of Sayreville negotiated a contract for "Water Treatment Chemical-ChargePAC" to Ashland Hercules Water Technologies, 1819 Underwood Blvd., Delran, New Jersey 08075; and

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

WHEREAS, Ashland Hercules Water Technologies, has indicated their interest in extending their terms of the aforesaid contract for one (1) additional year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the terms and conditions of the current contract with the above-captioned supplier for "ChargePAC 36" is hereby renewed for one additional year period at no additional increase in price.

/s/ Kenneth P. Kelly, Sr., Councilman
(Water & Sewer Committee)

ATTEST: _____ BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

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RESOLUTION #2011-277

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase, through the Cranford Cooperative Pricing System (Contract #101) Nine (9) 2011 Ford Crown Victoria Police Department Vehicles through Warnock Fleet, 175 Route 10, East Hanover, NJ 07936, at a total cost not to exceed \$220,101.30.

/s/ Frank Bella, Councilwoman
(Public Safety Committee)

ATTEST: _____ BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2011-278

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase, through State Contract (#A74184) emergency lighting equipment, protective cage packages and computer mounts for nine (9) new Police cars from East Coast Emergency Lighting, 1945 - 4th Street, North Brunswick, NJ 08902 at a total cost not to exceed \$70,268.58.

/s/ Frank Bella, Councilwoman
(Public Safety Committee)

ATTEST: _____ BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2011-279

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase, through State Contract #A79010, Two (2) 2012 Chevy Tahoe SUV vehicles for the Borough of Sayreville, Police Department, from Day Chevrolet, Monroeville, PA, at a total cost not to exceed \$59,391.80.

/s/ Frank Bella, Councilwoman
(Public Safety Committee)

ATTEST: _____ BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2011-280

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase, through State Contract (#A74184) emergency lighting equipment, protective cage packages and computer mounts for two (2) new Chevy Tahoe SUV police vehicles from East Coast Emergency Lighting, 1945 – 4th Street, North Brunswick, NJ 08902 at a total cost not to exceed \$13,868.62.

/s/ Frank Bella, Councilwoman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2011-281

BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement with the County of Middlesex to provide the Borough of Sayreville with Public Health Services for the year 2012.

/s/ Frank Bella, Councilwoman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2011-282

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 Contract Change Order No. 1:

- Project: Improvements to South Pine Avenue Project
- Contractor: S Brothers, Inc.
P.O. Box 317
South River, NJ 08882
- Net Increase/Decrease: No change in original contract price.
 - Reason: Adjustment of original contract to include for the milling & paving of Chevalier Avenue

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/ Dan Buchanan, Councilman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

COMMUNICATIONS/COMMITTEE REPORTS**• ADMINISTRATIVE & FINANCE – Councilman Perrette****a) Minutes:**

- o Board of Education - Oct. 27, 2011, Nov. 1, 2011.
Seconded by Councilman Perrette.

b) Received the following application(s) for Bingo/Raffle Licenses:

- Bingo applications from St. Stanislaus Kostka Church to conduct Bingos on 51 various dates in 2012 (#BA:465).
- Bingo applications from St. Stanislaus Kostka H.S.A. to conduct Bingos on 48 various dates in 2012 (BA:466).
- Raffle applications from St. Stanislaus Kostka Church to conduct Off-Premise 50/50 Raffles on Feb 12, May 13 and Sept. 16, 2012 (RA1726).

- Approved/Resolution memorializing action: 12-12-11

- c) Received Tax Clearance Certificate from the Division of Taxation authorizing the renewal of PRCL #1219-33-021-009 – Gianna’s Inc., (pocket license) for the License Term 2010/2011.

- Resolution.

- d) Received **Special Ruling** from the State of New Jersey and the Tax Clearance Certificate from the Division of Taxation authorizing the renewal of PRCL #1219-33-056-007, Gianna’s Inc. (Pocket License) for the 2011/2012

- Resolution.**e) Reports:**

Councilman Perrette moved the Municipal Clerk’s Report for the month of October, 2011 be received & filed. Seconded by Council President Kelly.

• PLANNING & ZONING – Councilman Henry**a) Minutes-**

- Councilman Henry moved the following minutes be received and filed:
- o Middlesex County Planning Board - October 11, 2011
Seconded by Councilman Buchanan.

b) Reports:

- Councilman Henry moved the following reports be received and filed:
- o Construction Official’s Report for the month of October 2011.
Seconded by Councilman Buchanan.

c) Notice from adjacent Municipalities regarding ordinance

introduction/adopted received from: (on file in clerk’s office for review)

- Twp of Edison

#1782-2011 - Changing the zoning of various

Properties as recommended in their Master Plan Review;

#1787-2011 – Changing the zoning of properties along Plainfield Ave.
as recommended in their Master Plan.

- Borough of South River –

#2011-38 - Amending their Code Chapter 350 – Entitled “Zoning”;

#2011-39 - Amending their Code Chapter 295 - Entitled “Subdivision
And Site Plan Review”;

#2011-40 – Amending their Land Use Chapter 50 “Procedure.

- Progress.

- **PUBLIC SAFETY** – Councilman Bella

- a) **Minutes (none)**

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

- Sayreville Leprechauns on Dec. 10, 2011 from 10 a.m. - 2 p.m. at the intersection of Washington Rd & Ernston Roads.

- **Approved/Resolution memorializing action: 12-12-11**

- Boy Scout Troop #97 on April 28, 2012 from 10am - 2pm at the intersection of Jernee Mill & MacArthur Ave

- And** June 9, 2012 from 10am-2pm at the intersection of Washington Rd & Ernston Rd.

Mayor clarified that the Resolution was meant to cover one organization using one date per year and would prefer the use of Washington & Ernston Rds. as the other is much more dangerous.

Clerk to contact the Boy Scout Troop and have them select one date and locate by Washington Road and will have resolution listed for memorialization at the next meeting. Approved.

- c) **Reports:**

- Councilman Bella moved the following reports be received and filed.

- o Municipal Court Administrator's Report for the month of October, 2011.
 - o Fire Prevention Report for the month of October, 2011.
 - o Board of Health Report for the month of October, 2011.
 - o Registrar's Report for the month of October, 2011.

- Seconded by Council President Kelly.

- Progress.

- **PUBLIC WORKS** – Councilman Buchanan

- a) **Minutes**

- b) **Reports:**

- **RECREATION** – Councilwoman Eicher (absent)

- a) **Minutes**

- Councilman Buchanan moved the following minutes be received and filed.

- o - Cultural Arts Council – November 8, 2011

- Seconded by Councilman Henry.

- He also reported on the Parade of Lights this Sunday.

- **WATER & SEWER** – Councilman Kelly

- a) **Minutes (none)**

- b) **Reports:**

- Council President Kelly moved the following reports be received and filed.

- Office on Aging report for the month of September, 2011.
 - Recreation Department report for the month of October, 2011.

- Seconded by Councilman Buchanan.

- Progress.

- MAYOR** – Kennedy O'Brien

BUSINESS SESSION AGENDA – November 28, 2011**NEW BUSINESS –****BUSINESS ADMINISTRATOR - Jeffrey Bertrand**

Mr. Bertrand reported on the phone system with tentative cut over dates of December 19, 2011 for the borough hall and December 21st for the Public Safety complex. He also reported that they will have encouraging news in a month or so on an opportunity to save money on our radio system.

Administration & Finance:

a. Authorization to purchase the Police Officer Scheduling System (POSS) from Visual Computer Systems, Inc. (VCS) of Freehold, NJ through Dell Marketing, LP and NJ State contract number A77003. The purchase includes the one-time licensing (\$29,376.06) and training costs (\$4,896.01) and is based on total number of employees (licensed users).
- Resolution.

Public Works: none

Recreation: none

Water & Sewer: none

Public Safety:

a. Authorization to execute a Memorandum of Understanding with Middlesex County Prosecutors Office for the provision of one (1) Taser at no cost to the Borough of Sayreville.
- Resolution.

Planning & Zoning: none

Personnel: none

C.F.O.- Wayne Kronowski

(all supporting documents sent via e-mail)

a) Transfer Resolution.

b) Bill List Resolution.

c) Resolution Cancelling Unexpended Improvement Authorizations.

d) Amendments to the 2011 Budget for Grants Received Since Adoption:

Recycling Tonnage	\$50,697.02
Body Armor	\$ 7,827.84
Over the Limit Under Arrest	\$ 2,250.00
Click It or Ticket	\$ 3,400.00
Law Enforcement Response to Community Concerns	\$ 5,000.00
NJ Safe Corridors	\$33,327.34

e) Adoption of Post Issuance Compliance Guide as recommended by Bond Counsel and appointing the Chief Financial Officer as Tax Compliance Officer.

- Resolution.

ENGINEER - Jay Cornell

- a) Meadows at Sayreville Major Subdivision – Bond Release request.
- Resolution.

(Added.)

- b) Old Bridge Area Flooding Area – Request for authorization to prepare the Design of William Street Improvements.
- No objections - Resolution.

BOROUGH ATTORNEY - Michael DuPont (none)**MUNICIPAL CLERK - Theresa Farbaniec**

- a) 2012 Meeting Schedule For Review
- 2nd & 4th Monday of each month, except as noted.
Recommendation made by CFO Kronowski to change the last meeting in December to the 17th of December, due to the number of weeks in between meetings.
-(added)

Municipal Clerk stated that at the last meeting the Mayor was absent and Council President Kelly was acting in his capacity and did not take his vote on the motion to rescind the Action taken on Oct. 24th meeting as well as Resolution #2011-257 appointing NW Financial Group, LLC for the provision of Professional Finance Advisor service associated with the bond sale listed for action on that night of Nov. 14, 2011. She called for Council President Kelly's vote on these actions for the record.

Council President Kelly voted Nay on the rescinding of that action taken on Oct. 24 as well as the rescinding of Resolution #2011-257.

Mayor asked Fire Chief Krushinski to announce when Santa will be coming through the neighborhoods on the fire trucks.

Fire Chief Krushinski said that the annual Santa run schedule is:

- o Dec. 17th – Morgan, Melrose & President Park Areas.
- o Dec. 18th – Downtown lower Sayreville.
- o Dec. 21st – Members houses.

Mayor asked that it be posted on the web site and in the Suburban.

Mayor thanked all volunteer firemen for donating their time.

Councilman Bella asked what Wayne's concern was with the December meeting on the 2012 schedule.

Mr. Kronowski said that the vendors will be looking for payment and there will be a time lapse of about five weeks between the original date and the 1st meeting in January.

PUBLIC PORTION

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

Those appearing were:

- o Larry Gates, 66 Weber Avenue
Questioned the status for the alarms for the pumps.
Mr. Bertrand responded that we are waiting for the final agreement with Verizon to set it up. He noted a few internal issues at Verizon and stated that he anticipates the agreement any day.

Questioned the piping in the street

Borough Engineer Cornell stated that they are working on Plans and Specifications, as they were authorized at the last meeting. He indicated that their field crew was out there doing the location work and are now preparing the plans so it should be ready to go out to bid in mid December.

NOVEMBER 28, 2011

COMBINED MEETING

203

- Eloise Hansen, 61 Price Street
- Complained about an on-going issue with her house number. When packages are delivered or Taxi pick-up, etc, they get delivered down the street to 61 Allison Drive. Requesting this issue be corrected. She is concerned about their safety in case an emergency should arise.

Mayor referred the issue to the Police Chief.

Ms. Hansen asked if anyone saw NJN Special ran by Bob Siegel on Sayreville, angry because he used 20 year old information, bad information about Sayreville.

Response by Mayor O'Brien about Mr. Siegel.

Ms. Hansen then commented that she is pleased to hear that Sayreville is going solar. She also gave accolades to the Sayreville Police Department (Officer Pascone) being courteous & compassionate.

- John Rucki, Hendricks Court
Mr. Rucki asked Councilman Buchanan which Resolutions he abstained voting on and the reason why.

Councilman Buchanan responded that he abstained from voting on Resolution #2011-177 to #2011-279 sue to a conflict of interest.

- Mr. Rucki commented on abstaining and recusing yourself from voting.

- Deborah Lee, 72 Prusakowski Blvd.
Ms. Lee thanked the governing body on behalf of her community and The Landings for passing the ordinance that will get Gondek Drive paved. She also thanked the Fire Dept and Santa for coming out to their community.

No further questions or comments. Council President made a motion to close the public portion. Seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes.

EXECUTIVE SESSION - None

ADJOURNMENT

No further business.

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

Roll Call: Voice Vote, all Ayes.

Time: 7:35 P.M.

SIGNED:

Theresa A. Farbaniec, Municipal Clerk

2/13/12
Date Approved