MAYOR & BOROUGH COUNCIL AGENDA – MONDAY, APRIL 25, 2011

REGULAR MEETING AGENDA

6:30 P.M.

1. CALL TO ORDER

- Short Prayer
 - Salute to Flag

2. STATEMENT OF NOTICE OF PUBLICATION

3. ROLL CALL

4. PRESENTATIONS

-(Mayor will Call forward: Post Commander Frank Straczynski, Ladies Auxiliary President Lorraine Rock, Poppy Chairman Frank Olszewski and Buddy Poppy Queen Kaitlyn Klosek)

Read proclamation.

- a) <u>Proclamation to the Sayreville War Memorial Post 4699</u>, Urging all Citizens purchase and wear a <u>Buddy Poppy</u> as evidence of our gratitude to the men and women who have risked their lives in defense of the freedoms of this Country
- > Co President I would like to move the Mayor's Proclamation be approved on Roll Call Vote.
 - b) Proclamation proclaiming the week of May 22 through May 28th as Safe Boating Week and commending Sayreville Flotilla 2-1 of the United States Coast Guard Auxiliary be commended for the efforts on behalf of the Borough and the recreational boating community.
- > Co President I would like to move the Mayor's Proclamation be approved on Roll Call Vote.

5. OLD BUSINESS -

Mayor - Call on BA for update and discussion on Animal Shelter Services (listed on Consent Agenda Resolutions)

6. NEW BUSINESS –

7. ACTION ITEMS: - Mayor - Ask Clerk for the Next Order of Business....

7 a) Minutes of the Mayor and Council - None

Co. President - I Move the following Minutes of the Mayor and Council be approved on Roll Call Vote, subject to correction if necessary.

7 b) Public Hearing on Ordinance(s):

ORDINANCE #159-11 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VIII OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION 8-20 TO ADD FEES FOR <u>CIVIL UNIONS AND DOMESTIC PARTNERSHIPS</u> (Co Bella– Public Safety Committee – Public Hearing – April 25, 2011)

After Clerk Reads Ordinance....

Mayor - I Open the Meeting to the Public for any questions or Comments..... Following- Can I have a motion to close the public hearing.

ORDINANCE #160-11 AN ORDINANCE AMENDING ARTICLE III OF CHAPTER XXVI, LAND DEVELOPMENT, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO EXPAND <u>THE SPECIAL ECONOMIC DISTRICT</u>

(Main Street)

(Co Henry – Planning & Zoning Committee – Public Hearing – April 25, 2011)

After Clerk Reads Ordinance....

Mayor - I Open the Meeting to the Public for any questions or Comments..... Following- Can I have a motion to close the public hearing.

7 c) Communications & Report of Committee

- Communications to be received on Roll Call Vote.
- Mayor Can I have a motion to approve the Communications (Co. Eicher).

Roll Call Vote.

- **Committee Reports** (Each Council Member Files their Reports) Reports of Committee –
 - Mayor I will now ask for Departmental Reports Department Reports on Each. (one by one)

Administration & Finance Committee Planning & Zoning Committee Public Safety Committee Public Works Committee Recreation Committee Water & Sewer/Environmental

- 7 d) Consent Agenda Resolutions
- Public Hearing/Close/Adopt (Motion & Roll Call)
- Mayor I open the meeting to the Public for questions or comments on Consent Agenda <u>Resolutions only</u>.

<u> After Public Comment –</u>

Co. President - I move the Public Portion be closed and the Consent Agenda Resolutions be approved on Roll Call Vote.

> Mayor - NEXT ORDER OF BUSINESS TERRY....

7e) Resolutions to be read in full

Budget Amendment Resolution

Mayor – I OPEN THE Meeting to the Public for any questions or comments on the Budget amendment Resolution.

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

Afterwards...

Co. President - I move the Public Hearing be closed and the Budget Amendment Resolution to be approved on Roll Call Vote.

7 f) Introduction of Ordinance(s): (none)

8. PUBLIC PORTION (Motion to Close)

Mayor – I Open the meeting to the public for any and all items.

When no more appearances.

Co President - I make a motion to close the Public Portion be closed.

9. EXECUTIVE SESSION ITEMS - Any Items for Closed Session...(If necessary) Motion to enter into closed session.

After the Executive Session Resolution is read into record by Clerk/Attorney-

Co. President - I move the Executive Session Resolution be approved on Roll Call Vote.

When we come back in from Closed Session.

• Mayor – Can I have a Motion to reconvene the meeting.

Co. President - I make a motion to reconvene the meeting.

Mayor – Any other business before this Governing Body, If not further business, can I have a motion to adjourn.

10. ADJOURNMENT

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Co. President - I make a motion to adjourn.

MAYOR & BOROUGH COUNCIL

REGULAR MEETING AGENDA –

MONDAY, APRIL 25, 2011 6:30 P.M.

1. CALL TO ORDER

- Short Prayer
- Salute to Flag

2. STATEMENT OF NOTICE OF PUBLICATION

This <u>Regular Meeting</u> of the Mayor and Borough Council being held on April 11, 2011 has been advertised and posted in accordance with Open Public Meetings Act, Chapter 231, Public Law, 1975.

3. ROLL CALL – Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly ____ Perrette ____.

ABSENT: _____, _____, _____,

OTHERS PRESENT: Mayor ____, Atty ____, Eng ____, CFO _____, BA ____, Mun. Clerk ____.

4) **PRESENTATIONS:**

-(Mayor will Call forward: Post Commander Frank Straczynski, Ladies Auxiliary President Lorraine Rock, Poppy Chairman Frank Olszewski and Buddy Poppy Queen Kaitlyn Klosek)

a) - <u>Proclamation to the Sayreville War Memorial Post 4699</u>, Urging all Citizens purchase and wear a <u>Buddy Poppy</u> as evidence of our gratitude to the men and women who have risked their lives in defense of the freedoms of this Country

Motion Second

Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly ____ Perrette ____.

 b) - Proclamation proclaiming the week of May 22 through May 28th as Safe Boating Week and commending Sayreville Flotilla 2-1 of the United States Coast Guard Auxiliary be commended for the efforts on behalf of the Borough and the recreational boating community.

Motion____ Second ____ Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____.

5. OLD BUSINESS - Discussion on Animal Shelter Services (listed on Consent Agenda Resolutions-Tabled from last meeting.)

6. NEW BUSINESS - None

Motion____Second ____ Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____. 7. ACTION ITEMS:

7 a) Minutes of the Mayor and Council - (none)

Motion Second Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____.

7 b) Public Hearing on Ordinance(s):

ORDINANCE #159-11 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VIII OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE **TO AMEND SECTION 8-20 TO ADD FEES FOR** CIVIL UNIONS AND DOMESTIC PARTNERSHIPS (Co Bella– Public Safety Committee – Public Hearing – April 25, 2011)

Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____.

ORDINANCE #160-11 AN ORDINANCE AMENDING ARTICLE III OF CHAPTER XXVI, LAND DEVELOPMENT, OF THE **REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO EXPAND** THE SPECIAL ECONOMIC DISTRICT (Main Street)

(Co Henry – Planning & Zoning Committee – Public Hearing – April 25, 2011)

Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____.

7c) COMMUNICATIONS AND REPORTS OF COMMITTEE Communications to be received on Roll Call Vote.

Motion____Second __ Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____.

Committee Reports •

> Administration & Finance Committee Public Works Committee Planning & Zoning Committee **Public Safety Committee**

Recreation Committee Water & Sewer/Environmental

7 d) Consent Agenda Resolutions

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

Motion Second Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly _____ Perrette _____.

7 e) Resolutions to be read in full:
Budget Amendment Resolution
Mayor will open to the Public. Public Hearing/Close/Adopt (Motion & Roll Call)
Motion Second
Roll Call: Councilpersons Bella, Buchanan, Eicher, Henry, Kelly Perrette
7 f) Introduction of Ordinances: (none)
Motion Second Roll Call: Councilpersons Bella, Buchanan, Eicher, Henry, Kelly Perrette
8. PUBLIC PORTION (Motion to Close) Motion Second Roll Call: Councilpersons Bella, Buchanan, Eicher, Henry Kelly Perrette
 9. EXECUTIVE SESSION ITEMS (If necessary) Motion to enter into closed session Time Motion Second Roll Call: Councilpersons Bella, Buchanan, Eicher, Henry Kelly Perrette
 Motion to reconvene the meeting Time Motion Second Roll Call: Councilpersons Bella, Buchanan, Eicher, Henry Kelly Perrette
10. ADJOURNMENT Motion Second

Roll Call: Councilpersons Bella___, Buchanan ___, Eicher___, Henry ___, Kelly ____ Perrette ____.

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 - a) <u>Proclamation to the Sayreville War Memorial Post 4699</u>, Urging all Citizens purchase and wear a <u>Buddy Poppy</u> as evidence of our gratitude to the men and women who have risked their lives in defense of the freedoms of this Country

(Motion to accept the Mayors Proclamation/Second/Roll Call)

 b) - Proclamation proclaiming the week of May 22 through May 28th as Safe Boating Week and commending Sayreville Flotilla 2-1 of the United States Coast Guard Auxiliary be commended for the efforts on behalf of the Borough and the recreational boating community.

(Motion to accept the Mayors Proclamation/Second/Roll Call)

- 5. OLD BUSINESS Discussion on Animal Shelter Services (listed on Consent Agenda Resolutions)
- 6. NEW BUSINESS NONE

7. ACTION ITEMS:

- 7a) Minutes of the Mayor and Council None
- 7 b) Public Hearing on Ordinance(s):

ORDINANCE #159-11 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VIII OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION 8-20 TO ADD FEES FOR CIVIL UNIONS <u>AND DOMESTIC PARTNERSHIPS</u> (Co Bella – Public Safety Committee – Public Hearing – April 25, 2011)

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(Co Henry – Planning & Zoning Committee – Public Hearing – April 25, 2011)

7c) Communications & Report of Committee

- Communications to be received on Roll Call Vote.
- Committee Reports (Departmental Reports)

Administration & Finance CommitteePublic Works CommitteePlanning & Zoning CommitteeRecreation CommitteePublic Safety CommitteeWater & Sewer/Environmental

- 7 d) Consent Agenda Resolutions, see list attached.
 - Public Hearing/Close/Adopt (Motion & Roll Call)

7e) Resolutions to be read in full

- Budget Amendment Resolution Public Hearing/Close/Adopt (Motion & Roll Call)
- 7f) Introduction of Ordinances: (None)

8. PUBLIC PORTION (Motion to Close)

9. EXECUTIVE SESSION ITEMS (If necessary)

- Motion to enter into closed session.
- Motion to reconvene the meeting.

10. ADJOURNMENT

CONSENT AGENDA COMMUNICATIONS

• ADMINISTRATION & FINANCE – Co. Perrette

#1 APPLICATION FOR BINGO/RAFFLE LICENSES

Received from:

- a) St. Stanislaus Kostka R.C. Church to conduct:
 - On-Premise Non-Draw Raffles on June 22, 23, 24 & 25, 2011 (#1699).
 - On-Premise Non-Draw (Money Wheel) Raffles on June 22, 23, 24 & 25, 2011 (#1700)

b) Sayreville Little League to conduct:

• Off-Premise Draw Raffle on June 5, 2011 (#1701). - a & b) <u>Approved</u>

#2 APPLICATION FOR SPECIAL PERMIT FOR SOCIAL AFFAIR

• St. Stanislaus Kostka Church for June 22, 23, 24, & 25 2011 from 4:30pm to 1:00 am on school grounds, 221-225 MacArthur Ave., Sayreville

- <u>Approved</u>

#3 TAX ASSESSMENT APPEALS

2011 Direct Tax Appeal and Complaint was received

2011 Bliett full ippeur und complaint wa	s recerved	
covering the properties listed below:		
<u>Plaintiff</u>	Block/Lot	Address
Ricciardi, Anthony R. & Ricciardi, Rudo	154.01/45	90 Main St.]
Carl & Lucille Pasewark	34.06/17	47 Richards Dr.
Lakeview Developers Limited	254.01/2	Kulas Ln./Swider Dr.
Sayreville Associates	330.03/1.05	115 Kennedy Blvd.
WJS	423/2.01	2028 Highway 35
Inocencia Dominguez	414/1.02	835 Bordentown Ave.
980 Highway 9, LLC	439.01/8.02	980 Rt. 9
Raymond & Ann Mazanec	350/21	7 Wilbur Terr.
Kenmore Inniss	366/7	143 Jackson Ave.
Suresh Patel	136.15/24	8 Kania Ct.
Beth Magnani	67/32, 33, 34	48 Furman Ave.
Alana, Inc.	279/1	6330 Main St.
Alana, Inc.	279/2	541 Oak St.
Alana, Inc.	276/9	7090 Highway 35 & 9
Sayreville Holding, LLC	441/1.01	986 Rt. 9
The Moorehouse-Speedwell, LP	31/1	3101 Bordentown Ave.
John Nashed	248.07 /14	11 Kimball Dr. W.
Witold & Henryka Rychter	32.53/2	32 Singer Ct.
Gertrude Spezzi	371/1.2	281 Johnson Ln.
Sayreville Plaza, LLC	439.01/6	960 Rt. 9
Enchante Realty Associates, LLC	326.01 /2	500 Kennedy Dr.
Gallery Motel Inc.	423/2	2020 Highway 35 N.
PJ Development Group, LLC	277/9.02	7089 Highway 35&9
SAJJ, LLC	278/1	1 Victory Plaza
DCH Investments, Inc.	413/5	955 Rt. 9
Francisco & Susan Crespo	210.G/3	18 Senna Dr.
Lisa Kileen	545/181.01	1 Second St.
Robert Kileen	379.02/10	23 Latham Cir.
Robert Krohn	451.02 /11	5 Wieczorkowski Ave.
Mayan Shah	94.01/1	23 Ridge Ave.
Jay Banasiak	531/65.09	11 Watson Rd.
James Ortiz	447.05 /3	14 Fielek Terr.
Henry & Maureen Smolinski	421/1.03	505 Orchard Pl.
Jacek & Janina Srodon	368.06 /1	30 Chatham Sq.
367-9 New Street, LLC	453/3	1

<u>Plaintiff</u>	Block/Lot	Address
MCA Realty Group, LLC	13/1	
Bhattaracharyulu Dittakavi	449.08 /103	125 Overhill Dr.
Syed Imtiaz Ali	34.10/7	44 Kierst St.
Samuel H. Howarth	32.15/5	9 Eric Ct.
18 Tiger Lily LLC	210.03/30.18	18 Tiger Lily Ct.
13 Windsor LLC	229.03 /1	13 Windsor Ct.
4 Charles LLC	406/60	4 Charles St.
Heritage at Towne Lake LLC	136.15/76	Baist Dr./Batko Ct.
Billy Gonzalez	218/4	21 Boehmhurst Dr.
Ricci & Carmen Melendez	447.03/22	18 Driftwood Dr.
LaMer V, LLC	449/10.03	Mother Lot
LaMer V, LLC	449/6.51	6203 Fernandez Court
LaMer V, LLC	449/6.51	6206 Fernandez Court
LaMer V, LLC	449/6.51	6301 Fernandez Court
LaMer V, LLC	449/6.51	6302 Fernandez Court
LaMer V, LLC	449/6.51	6303 Fernandez Court
LaMer V, LLC	449/6.51	6305 Fernandez Court
LaMer V, LLC	449/6.51	6304 Fernandez Court
LaMer V, LLC	449/6.51	6307 Fernandez Court
LaMer V, LLC	449/6.51	6401 Fernandez Court
LaMer V, LLC	449/6.51	6402 Fernandez Court
LaMer,V, LLC	449/6.51	6403 Fernandez Court
LaMer V, LLC	449/6.51	6404 Fernandez Court
LaMer V, LLC	449/6.51	6405 Fernandez Court
LaMer V, LLC	449/6.51	6406 Fernandez Court
LaMer V, LLC	449/6.51	6306 Fernandez Court

- Referred to Tax Counsel

THERESA A. FARBANIEC, RMC MUNICIPAL CLERK

Requesting an advancement of an employee in the Clerk's Office to the position of Assistant Municipal Clerk, without backfilling the vacancy. (Resolution Required)

REPORT OF CHAIR.

• <u>PLANNING & ZONING – Co. Henry</u>

REPORT OF CHAIR.

• PUBLIC SAFETY – Co. Bella

#6 ENGINE CO. NO. 1

Request to travel to Cheesequake State Park to attend Middlesex County Tanker Task Force Drill on May 15, 2011, from 7:30 am to 1:30 pm

- #7 SAYREVILLE EMRGENCY SQUAD
 - a) Requesting permission to hold it's 75th Anniversary Celebration parade on May 22, 2011 at 9:00 am from old squad building, 167 Main St., down Pulaski Ave., down Washington Rd., to new squad building.
 a) A

- a) <u>Approved Pending</u> <u>Traffic Safety Approval</u>

- Approved

-Resolution

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	b)	Requesting permission to hold their annual door to door fund drive during the month of May.	b) <u>Approved</u>
#8	Perr	TERICAN LEGION AUXILIARY LENAPE UNIT 211 mission to offer Memorial Poppies to the residents of Sayreville n May 1 to May 31, 2011.	- <u>Approved</u>
#9	Req coll 8:00	YREVILLE LEPRECHAUNS Juest permission to conduct a coin toss/collection to ect funds for the organization on May 14, 2011, from a m to 1:00 pm at the intersections of Ernston Rd. and shington Rd., and Jernee Mill Rd. and Washington Rd.	- <u>Approved</u>
#1(Req func rain	IIDDLESEX COUNTY ASSOCIATION OF REALTORS uest permission to conduct a coin toss/collection to collect ds for Embrace Kids Foundation on May 21, 2011, with a date of May 22, 2011 from 10:00 am to 4:00 pm at the rsection of Ernston Rd. and Washington Rd.	- <u>Denied</u> Council police decision- Sayreville Org. only Limit 10am – 2 pm

REPORT OF CHAIR.

• **PUBLIC WORKS** – Co. Buchanan

#11

REPORT OF CHAIR.

• <u>RECREATION – Co. Eicher</u>

#12)SAYREVILLE RECREATION COMMITTEE

Resignation of member Stanley Synarski.

- Receive & File.

REPORT OF CHAIR.

#13

• WATER & SEWER – Co. Kelly

REPORT OF CHAIR.

#14

• BUSINESS ADMINISTRATOR'S AGENDA/REPORT

Administration & Finance:

a. Authorization to execute a mortgage subordination between the borrower, Ms. Rochelle Ligato of 8 Henry St., Sayreville; the lender, Amboy Bank; and the Borough as the creditor. The subject property, designated as Block 107 Lot 4 was improved through federally funded CDBG Owner Occupied Housing Rehabilitation Program. The proposed action meets CDBG and Borough program guidelines. <u>-Resolution.</u>

Public Works:

- Authorization to begin the process to vacate Borough owned land located between Luke, Parker, Woodland, and South Pine Avenue otherwise known as Block 511 Lot 761.01 and Block 511 Lot 762.01. This is land locked property and therefore is of no use to the Borough.
 <u>-Referred to Open Space</u>.
- b. Status report on the installation of the traffic light at Main Street and White Oaks Drive.
- c. Authorization to execute an Inter-local Service Agreement with the Middlesex County Improvement Authority for the continuation of the Yard Waste Recycling and Marketing Services for a two year period from April 1, 2011 through March 31, 2013. The associated rates under this agreement have been reduced by approximately 5% across all three waste categories.

-Resolution.

Recreation: none

Water & Sewer: none

Public Safety: none

Planning & Zoning: none

Personnel: none

#15

C.F.O. WAYNE A. KRONOWSKI

- 1. Bill Resolution
- 2. 2011 Municipal Budget Adoption for 5/9/11
- #16

BOROUGH ATTORNEY AGENDA/REPORT

#17

BOROUGH ENGINEER AGENDA/REPORT

1. Ernston Road / Bordentown Avenue Intersection Improvements – Status of Project (Verbal Report).

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FOR YOUR INFORMATION

• <u>ADMIN. & FINANCE</u>

• PLANNING & ZONING

#1 <u>TOWNSHIP OF EDISON</u> Legal notice and the amendment to the Master Plan for review, to be reviewed at their Planning Board's meeting on April 14, 2011at 7:30 pm, in Council Chambers, 100 Municipal Blvd., Edison 08817

#2 **SAYREVILLE PLANNING BOARD**

Resolution(s) memorialized on April 6, 2011(a) K-Land No. 59, LLC,a/k/a Towne Lake West, Preliminary and Final AmendmentMajor Subdivision Plan.

- Receive & File.

- Receive & File.

<u>#3</u>

SAYREVILLE PLANNING BOARD

Resolution(s) Memorialized on October 6, 2010.a) Lockwood Marina LLC, 1825 Highway 35, Block 538; Lots 13,17,18 - Preliminary & Final Major Site Plan.

- <u>PUBLIC WORKS</u>
- PUBLIC WORKS
- ENVIRONMENTAL
- <u>PUBLIC SAFETY</u>
- <u>RECREATION</u>

#4

MINUTES		Rec. & File
Board of Health	-	March 3, 2011
Planning Board	-	March 16, 2011
Sayreville Commission for Disabled	-	March 1, 2011

7 d) CONSENT AGENDA RESOLUTIONS

- 2011-99 Approving the advancement of Rebecca Garbowski, an employee in the Borough Clerk's Office, from the title of Personnel Clerk Typing to Assistant Municipal Clerk.
- 2011-100 Authorization to execute a mortgage subordination between the borrower, Ms. Rochelle Ligato of 8 Henry St. Sayreville; the lender, Amboy Bank; and the Borough as the Creditor. The subject property is designated as Block 107 Lot 4.
- 2011-101 Authorization to execute and Inter-Local Service Agreement with the Middlesex County Improvement Authority for the continuation of the Yard Waste Recycling and Marketing Services for a two year period from April 1, 2011 through March 31, 2013.
- 2011-102 Bill Resolution
- 2011-103 (Old Business) Authorizing the proper borough officials execute a shared services agreement with the Borough of Helmetta for the provision of Animal Shelter Services for the period of may 1, 2011 through December 31, 2011.

7 e) **RESOLUTIONS TO BE READ IN FULL:**

2011-104 Budget Amendment Resolution.