

Combined Meeting of the Mayor and Borough Council held on Monday, June 11, 2012, in the Borough Hall, 167 Main Street, Sayreville, was called to order by Council Mayor Kennedy O'Brien at 6:31 P.M. followed by a short prayer and salute to the flag.

STATEMENT OF NOTICE OF PUBLICATION

Deputy Clerk Garbowski 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:

Present: Councilpersons Bella, Buchanan, Eicher, Henry, Novak, Perrette

Others Present: Mayor O'Brien
Business Administrator Frankel
Deputy Clerk Garbowski
Engineer Cornell
Attorney Mike DuPont
C.F.O. Kronowski

PRESENTATION

- Certificates of Recognition presented to the following students and teachers for their outstanding writing talent – **2012 Best of the Best:**

- Casey Korman
- Devin Platt
- Erin O'Connor
- Michella Kruczek
- Mrs. Kathleen Stricker (teacher)
- Mrs. Patricia Aloisio (teacher)

Mayor called forward Ms. Mahr and Ms. Brady to introduce the lighthouse presentation, which is through the Celebrate New Jersey Program.

Certificates of Recognition presented to Mrs. Stricker and Ms. Lori Stapleton's classes for winning **Celebrate New Jersey Classroom Award** for the lighthouses the students built replicating the lighthouses of New Jersey.

OLD BUSINESS

Public Hearing on the Amendment to the 2012 Municipal Budget.

Mayor asked Acting CFO/Act. BA Kronowski and Councilman Nick Perrette if they had any comments on the amendment.

Mr., Perrette stated that they do not have control of all of the money, the estimated total they do have control over is 25 million and change,

CFO/Act. BA Kronowski read the amendment into record.

Mayor opened the public portion for questions or comments on the budget amendment.

Those appearing were:

- * Barbara Kilcomons, 22 Schmidt St.

Ms. Kilcomons commented on bonding and that she is against it. Stated she blamed the council for allowing Municipal Department Heads to overspend. Commented on Public Works' building a garage for their equipment storage, however, according to contractors

she has spoken with the equipment does not have to be housed in a garage. Further commented on spending within the Fire Department. Asked why we do not sell outdated/unused fire trucks and equipment.

Councilman Perrette responded they are not building a garage, it is not in the budget. They only went over about \$100,000 on the capital with the exception of the William St. project.

* Charles Wojtaszek, Fire Chief

Stated every fireman in the borough of Sayreville is a taxpayer and all equipment has to be updated due to State standards.

Councilwoman Novak commented that due to certain standards they are not allowed to sell certain fire trucks and equipment because of their age. Stated she would like to continue to see our services and that we are still the 3rd lowest tax rate in the county.

b. Adoption of 2012 Municipal Budget as listed on the
Consent Agenda Resolutions #2012-155
(will be voted on with the consent agenda resolutions)

Public Hearing on the following Ordinance(s):

ORDINANCE # 185-12
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XXXVI OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 36-5 "PERMITTED WEAPONS AND HUNTING METHODS"
AND CHAPTER 36-6 "BOROUGH PERMITS
REQUIRED FOR HUNTING AND FISHING"
(Co. Eicher, Recreation Committee)

At this time Mayor O'Brien opened the Meeting to the Public on questions or comments on Ordinance #185-12.

No one appeared.

Council President Eicher moved the Public Hearing be closed and the Ordinance adopted on second and final reading and advertised according to law.

Seconded by Councilman Buchanan.

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

ORDINANCE #186-11
AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN
REAL PROPERTY, DESIGNATED AS BLOCK 457, LOTS 46
AND 47, AT PRIVATE SALE TO THE HIGHEST BIDDER FROM
AMONG THE OWNERS OF REAL PROPERTY CONTIGUOUS
TO EITHER LOT, OR, IN THE ALTERNATE, OFFERING THE
PROPERTIES FOR PUBLIC SALE TO THE HIGHEST BIDDER
(Co. Perrette, Admin. & Executive Committee)

Mayor asked Engineer Cornell where the property was located and if it could be subdivided.

Engineer replied that according to the Open Space Committee it would be added onto the existing property and there is a condition it would not be allowed to be subdivided.

At this time Mayor O'Brien opened the Meeting to the Public on questions or comments on Ordinance #186-12.

No one appeared.

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 Eicher.

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

Council President Eicher stated she would like to address Old Business regarding an Ordinance for the P-3 permit for sale of bait and tackle at the River Rd. Waterfront that was passed. It was then vetoed by the Mayor. She then made a motion to overturn the veto. Seconded by Buchanan.

Mayor called for comments. He then gave his reasons for vetoing the ordinance stating he would have like to go out for a request for proposals for use of the concession stand at the River Road waterfront.

Roll call: Councilpersons Bella, Buchanan, Eicher (w/ comments), Henry, Novak, Ayes; Perrette - Nay

Council President Eicher then continued to review old business and made a motion to hire the company that had made a proposal for IT services at the last meeting. Seconded by Councilman Henry.

Mayor interjected asking if she would like public input, stating it wasn't on the agenda.

Council President Eicher stated it was for the internal computer system and did not need public input.

Councilman Perrette stated it was under \$3,000.00 which meant they did not need to go out to bid.

Roll Call: Councilpersons Bella (w/comment), Buchanan, Eicher, Henry, Novak (w/comment), all Ayes. Perrette - Abstained

Council President Eicher then made a motion to hire Dan Frankel as the new Business Administrator. Seconded by Councilman Henry.

Mayor objected stating Mr. Frankel does not have any experience with Municipal matters nor is he qualified. He stated his understanding was the three chosen candidates were going to meet with the Department Heads to get an idea of operations. They would then come before the Council. This process was agreed to by Council President Eicher, Councilman Bella and himself. He asked that the motion be tabled so they can review each candidate's credentials. He feels this is being rushed into.

Council President Eicher responded it is not being rushed into.

Mayor then asked what kind of employment package was offered to Mr. Frankel.

Council President Eicher then reviewed Mr. Frankel's credentials. She stated the package is \$100,000, no benefits and 20 vacation days.

Councilman Perrette asked he would still be able to hold his position as Commissioner of Registrations with the Middlesex County Bd. of Elections.

Borough Attorney DuPont stated the Commissioner position is a Governor Appointed position and that we would be able to serve both positions simultaneously but cannot get pension from both positions.

Councilman Henry stated that Mr. Frankel met with the Department Heads and he was recommended by the Department Heads after meeting with him.

CFO Kronowski stated he did not recommend him, nor did he know of any department head that did recommend him. He said he was well received but did not recommend him.

Mayor asked if the other two candidates met with the Department Heads.

Council President Eicher stated they did not as they did not think they were as qualified for the position.

Mayor stated Mr. Frankel's hiring has been predetermined and this is not what the people want, he strongly objects to the appointment.

Councilwoman Novak commented on a previous business administrator, Alex Previdi. She stated he had no experience when he was hired and just because you do not have the experience does not mean you can't do a good job.

Mayor commented that Mr. Previdi was hired with the unanimous approval of both parties. He is objecting to the way this is being conducted. He then called for roll call.

Roll Call: Councilpersons Bella – asked for more details on the package offered the double pension and if a car allowance was offered.

CFO Kronowski responded he will contact Trenton for more information on the double pension.

Council President Eicher responded there is no car allowance.

Mayor asked Councilman Bella if he was aware there was a financial package offered.

Councilman Bella said he expressed his concerns to the Council President regarding base salary and car allowance, he did not get any feedback until now. He asked if an official offer was presented to him, anything in writing.

Borough Attorney stated they would need to do a motion to hire Mr. Frankel as per the terms and conditions stated by Council President Eicher.

Mayor stated the terms and conditions should be in writing. He asked the Borough Attorney if this procedure had any legal precedent.

Borough Attorney DuPont responded it did.

Council President Eicher asked Borough Attorney DuPont if they should carry this issue to the next meeting so the terms and conditions would then be in writing.

Borough Attorney DuPont stated it would not change anything.

Mayor O'Brien asked who made the financial offer to Mr. Frankel.

Council President Eicher stated the offer has not been made as of yet. The motion was made to take a vote to hire him and they will then make the offer to Mr. Frankel.

Roll Call: Councilpersons Bella- abstained, Buchanan, Eicher, Henry, Novak all Ayes. Perrette – Nay

Mayor O'Brien opened the meeting to the public on questions or comments on the Consent Agenda items, also allowing any comments on this hire being it should have been on the Consent Agenda.

* Barbara Kilcomons – 22 Schmidt St.

Stated she did not agree with the hiring of Mr. Frankel as he does not have any experience. Stated that Jeff Bertrand had saved the Borough 11 million dollars while he was Business Administrator.

Asked what the cost of the increases on the Cupola Project was.

Engineer Cornell responded approximately \$34,000 due to unanticipated problems.

Asked what the cost was for resolution #148.

CFO Kronowski responded the reso is just authorizing the advertisement of the bids, the bids have not yet been received.

* Larry Doyle – Parker Ct.

Commented that at a previous meeting it was stated there would be a committee formed to review/interview candidates for the Business Administrator position.

Councilwoman Eicher moved the Public Hearing on Consent Agenda Resolutions be closed and the resolutions be approved on Roll Call Vote. Seconded by Councilman Perrette.

Roll Call: Councilpersons Bella ;aye except for #155
Buchanan; aye except for #155
Eicher; aye
Henry; aye except for #155
Novak; aye
Perrette; aye

RESOLUTION #2012-146

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 Frank J. Bella

/s/ William J. Henry
Councilman William J. Henry

/s/ Daniel Buchanan
Councilman Daniel Buchanan

/s/ Mary J. Novak
Councilwoman Mary J. Novak

/s/ Lisa Eicher
Councilwoman Lisa Eicher

/s/ Nicholas J. Perrette
Councilman Nicholas J. Perrette

**Bill list of June 11 2012, in the amount of \$6,997,726.35
(Bill List – See Appendix 2012-A for this date, in a separate Bill List File for 2012).**

RESOLUTION #2012-147

**RESOLUTION MEMORIALIZING ACTION TAKEN ON
CERTAIN COMMUNICATION ITEMS AT THE
MARCH 26, 2012 COUNCIL MEETING**

BE IT AND IT IS HEREBY RESOLVED THAT this Resolution hereby memorializes action taken by the Governing Body at the March 26, 2012 Council Meeting approving the following:

- **Application(s) for Bingo/Raffle Licenses received from:**
 - Sayreville Senior Citizen Tuesday Club to conduct an On-Premise 50/50 Various dates as indicated on their application #RA:1753.

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

ATTEST: _____ **BOROUGH OF SAYREVILLE** _____

/s/ Rebecca Garbowski
Rebecca Garbowski _____
Deputy Municipal Clerk

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

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RESOLUTION #2012-148

BE IT RESOLVED, that the Borough Clerk is hereby authorized and directed to advertise for the receipt of bids for the following:

- One (1) Conventional Rear Loader Sanitation Truck
- One (1) Automated Refuse Loader Body and Arm Replacement

/s/ Mary J. Novak
Mary J. Novak, Councilwoman
(Chair. Pub. Works Comm)

ATTEST: _____ **BOROUGH OF SAYREVILLE** _____

/s/ Rebecca Garbowski
Rebecca Garbowski
Deputy Municipal Clerk

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

RESOLUTION #2012-149

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: Sayreville Senior Center Boiler Replacement Project
- Contractor: Estock Piping LLC

569 Chesterfield-Arnytown Rd.
Chesterfield, NJ 08515

- Net Increase: \$14,925.00
- 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.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Rebecca Garbowski
Rebecca Garbowski
Deputy Municipal Clerk

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

RESOLUTION #2012-150

BE IT AND IT IS HEREBY RESOLVED THAT the proper Borough Officials are hereby authorized to execute an agreement with the Middlesex County Division of Solid Waste Management for the Borough's participation in the County's E-Waste Subsidy Program.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Rebecca Garbowski
Rebecca Garbowski
Deputy Municipal Clerk

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

RESOLUTION #2012-151

BE IT AND IT IS HEREBY RESOLVED THAT the proper Borough Officials are hereby authorized to execute a Memorandum of Understanding with the County of Middlesex to provide the Borough of Sayreville with a second Automatic License Plate Reader at no cost to the Borough

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Rebecca Garbowski
Rebecca Garbowski
Deputy Municipal Clerk

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

RESOLUTION #2012-152

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: Borough Hall Roof and Cupola Repairs
- Contractor: Northeast Roof Maintenance, Inc.
649 Catherine Street
Perth Amboy, NJ 08861
- Net Increase: \$34,358.00
- 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.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Rebecca Garbowski
Rebecca Garbowski
Deputy Municipal Clerk

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

RESOLUTION #2012-153

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: Building Repairs & Alterations
- Contractor: JDS General Contracting, Inc.
304 Monmouth Road
Millstone, NJ 08510
- Net Increase/Decrease: No increase/decrease in contract amount
- 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.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Rebecca Garbowski
Rebecca Garbowski
Deputy Municipal Clerk

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

RESOLUTION #2012-154

BE IT RESOLVED that CME Associates is hereby authorized and directed to provide additional information to the NJDEP relative to the original monitoring of various Underground Storage Tank Removal

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Rebecca Garbowski _____
Rebecca Garbowski
Deputy Municipal Clerk

/s/ Kennedy O'Brien _____
Kennedy O'Brien
Mayor

RESOLUTION #2012-155

RESOLUTION ADOPTING THE 2012 MUNICIPAL BUDGET

CFO Kronowski stated the budget did not pass.

Mayor O'Brien left the meeting at 7:45 to attend the Republican Organization Meeting.

Acting Mayor Eicher asked what the vote was on the budget.

Councilman Perrette responded it was 3 to 3. He stated there would be additional costs incurred for mailing out additional tax bills.

COMMUNICATIONS/COMMITTEE REPORTS

ADMINISTRATIVE & FINANCE – Councilman Perrette

a) Minutes- Moved to receive and file, seconded by Councilman Buchanan.

- Board of Education May 15, 2012 & May 29, 2012

b) Request received from Donna Brodzinski, Tax Collector, for a Resolution authorizing the Tax Collector to refund a portion of 2010 taxes in the amount of \$3,927.84 and 2011 taxes in the amount of \$4,453.60, covering 9 Elm Terrace, Block 32.07, Lot 42, due to the approval of a 100% Disabled Veteran Tax Exemption by the Tax Assessor effective February 1, 2010. -Approved

c) Authorization for a Resolution in support of S-302 Sponsored by Senator Joe Pinnacchio, the "Transparency in Government Act", which would codify and expand on the State Public Finance Website. -Approved

Councilman Perrette asked that Item "d" be put on hold until the next meeting as the Chief was not present to elaborate on his recommendation.

d) POLICE CHIEF JOHN ZEBROWSKI

Received Memo recommending the renewal of all 2012-2013 Liquor Licenses, with the following exception:

- * Gianna's, Inc, t/a Cagney's Pub & Restaurant, #1219-33-021-009
Police Chief's recommending that the license not be renewed as the current principal owner was convicted of an indictable offence and according to language contained in the ABC rules, a person who has been convicted of a crime containing an element of moral turpitude cannot have an interest in an alcoholic beverage licensed.

e) 2012/2013 LIQUOR LICENSE RENEWALS

- 1219-33-001-002 Sting Rays, Inc., t/a Deko Lounge
1979 Rt 9 So. **(Conditions) –OK**
- 1219-33-002-007 429 Corporation/Bourbon St., Rt. 9 –**OK**
(Conditions)
- 1219-44-003-007 Fancy Corner Caterers, 508 Raritan St. – **OK**
- 1219-33-004-002 Bailey’s Tavern/Buddies, 277 Johnson Lane – **OK**
- 1219-33-006-008 Main St. Liquors, 881 Main St. – **OK**
- 1219-33-007-005 Pat’s Pub, 367 Washington Rd. -**OK**
(Conditions)
- 1219-33-010-004 219 Washington Road/Big Shots, 2047 Rt. 35.-**OK**
(Conditions)
- 1219-33-011-008 Ethan H LLC/Prime Time Sports Bar, 960 Rt. 9
(Conditions)

Note – Application and Fees must be received by June 24th or there will not be a Resolution approving the Renewal

- 1219-33-012-007 Pub 35, LLC , t/a The Ale House, Rt. 35 - **OK**
(Conditions)
- 1219-33-013-007 Road House Bar & Grill, 1 Melrose Ave. -**OK**
- 1219-33-018-008 Marullo 2, LLC (Pocket License)

Note – Special Ruling must be granted by June 24th or there will not be a Resolution approving the Renewal

- 1219-33-019-009 Costa Verde Restaurant, Rt. 9 & 35 – **OK**
- 1219-33-020-003 Deerfield Inn, LLC, 50 Deerfield Rd – **OK**
- 1219-33-022-003 Stock Enterprise Inc/Colosseum (Pocket License) – **OK**
(Conditions) Special Ruling Granted for 2011/12 and 2012/13
- 1219-33-023-004 Teddy’s Bar Inc., 378 So. Pine Ave. – **OK**
- 1219-33-024-006 Tappan Liquors, LLC, Express, - **OK**
404 Washington Road (Pocket License)

Note – Special Ruling & Tax Clearance must be granted by June 24th or there will not be a Resolution approving the Renewal

- 1219-33-025-008 Masaniello, LLC/Pulcinella Restaurant & Pizza
3067 Bordentown Ave. - **OK**
- 1219-33-027-002 Peterpank Diner, 967 Rt. 9 - **OK**

Note – Application, Fees and Tax Clearance must be received by June 24th or there will not be a Resolution approving the Renewal

- 1219-33-028-008 Victory Entertainment, Inc. (Pocket License)
- Note – Tax Clearance must be received by June 24th or there will not be a Resolution approving the Renewal**
- 1219-33-030-005 Mayerboys, Inc., Old Spye Road. -**OK**
- Note – Tax Clearance must be received by June 24th or there will not be a Resolution approving the Renewal**

- 1219-33-031-004 Shiv Akshar, LLC (pocket) – **OK**
- 1219-33-032-006 Black Betty’s Saloon, 6290 Rt. 35 -**OK**
- 1219-33-033-007 AC & VC Inc., Rt. 35 & Tyler St. - **OK**
(Conditions)

- 1213-33-034-009 Camillo's Restaurant & Pizza, 31 MacArthur Ave – **OK**
- 1219-44-035-003 Mitthu, Inc., 467 So. Pine Ave. - **OK**
- 1219-33-038-002 Rondesko Properties/Brick House Bar & Grill – **OK**
- 1219-33-039-003 Norman's Tavern – **OK**
- 1219-33-040-005 Kamlesh H. Patel (pocket) - **OK**

AGENDA-MAYOR & BOROUGH COUNCIL
June 11, 2012

- 1219-44-041-004 MA Management, LLC/Sayreville Bridge Liquors,
32 Washington Rd.-**OK**
- 1219-44-042-005 Kushal Corp/Express Liquors, 499 Ernston Rd., - **OK**
- 1219-33-043-005 Shri Hans, LLC (Pocket License) - **OK**
- 1219-33-044-005 F & B Associates of NJ, LLC t/a Starland Ballroom, Jernee Mill Rd – **OK**
(**Conditions**)
- 1219-33-045-006 PSP Pride Corp, t/a Last Call, 219 Washington Road, Sayreville – **OK**
(**Conditions**)
- 1219-33-046-005 Three P's, Inc., /O'Garrafao Rest & Cervejaria – **OK**
(**Conditions**)
- 1219-44-047-007 PT Waterfront/Sayreville Plaza Wines & Liquors – **OK**
- 1219-33-048-005 Columbian Club, Inc. – **OK**
- 1219-33-051-004 K & K Beverage Inc./J O'Neill's Place – **OK**
- 1219-33-054-005 Bello's Sports Pub, 1 Roosevelt Blvd – **OK**
- 1219-33-055-003 Fidelity Funding Corp./Brass Monkey Pub, **OK**
4500 Bordentown Ave –
- 1219-33-056-007 Marullo 3, LLC (pocket) - **OK**
- 1219-33-057-009 986 Rest. Corp./Arirang Hibachi Steakhouse & Sushi Bar – **OK**
- 1219-33-058-007 Shooters Inc./Club Abyss, 1970 Rt. 9 – **OK**
(**Conditions**)
- 1219-33-059-004 Sayreville Memorial Post 4699 VFW USA – **OK**
- 1219-33-060-005 LaMarina, LLC/LaMarina, 1776 Rt. #35 - **OK**
- 1219-44-061-005 Devta LLC/House of Liquors, 2909 Washington Rd. – **OK**
- 1219-31-063-001 American Legion Post 211, 240 MacArthur Ave. – **OK**
- 1219-31-064-001 Columbus Club, Inc., 775 Washington Rd. – **OK**
- 1219-31-065-001 VFW Old Bridge Memorial Post 7508, 17 Bordentown Ave. - **OK**
- 1219-31-066-001 Sayreville Memorial Post 4699 VFW Inc., Jernee Mill Rd. – **OK**

Blanket Resolution covering all licenses without Conditions and individual Resolutions for all of those with Conditions. - Approved

e) Authorization for a Resolution opposing Assembly Bill #A-2596/S-1829 which would remove the requirement for one and two family residences to be equipped with a portable fire extinguisher -Approved

Councilman Perrette stated that the Finance Committee would be meeting again to see what else can be done with regards to the budget.

Progress.

PLANNING & ZONING – Councilman Henry

a) Minutes- Moved to receive and file, seconded by Councilman Buchanan.

Planning Board - May 16, 2012

b) Notice to Adjacent Property owner from the Township of Woodbridge Planning Board – Notice of Hearing regarding amendments to the Housing Plan Element and Fair Share Plan and the Land Use Element of the Master Plan. Public Hearing scheduled for June 6, 2012 at 7PM.

Councilman Henry directed the Borough Attorney to contact the EPA regarding the cleanup of “Robert E. Lee” which is being overseen by a committee formed in Old Bridge. He would like to make sure we will have representation on that board, as of right now we do not.

Progress.

PUBLIC SAFETY – Councilman Bella

a) Requests to conduct canister fundraising event received from:

- SWMHS Choir Parents Assoc on Sept. 22, 2012
- Boy Scout troop # 68 on October 13, 2012

at the intersection of Washington & Ernston Rds. - Approved

b) Request from residents of Ridge Avenue to place an inflatable slide on the street in front of their home on 37 Ridge on June 23, 2012 during a graduation party. - Approved

(APPROVED BY CHIEF ZEBROWSKI AS LONG AS FIRE HYDRANTS ARE NOT BLOCKED AND EMERGENCY VEHICLES HAVE ACCESS, APPROVED BY BERNARD BAILEY AS WELL W/SUGGESTION THAT THEY SUPPLY AN INDEMNIFICATION & CERT OF INSURANCE)

d) Request from Sayreville PBA Local #98 to use portable stage at their annual picnic at Burke’s park on Aug. 5, 2012. - Approved

Progress.

PUBLIC WORKS – Councilwoman Novak

a) Request for the installation of street light on the corner of Margaret St. & Washington Rd. Report received from DPW Director recommending the Mayor and Council contact JCP&L to move this request. – Approved Seconded by Councilman Henry

Councilwoman Novak asked if we would have to pay for that or if JCP&L would be paying.

CFO Kronowski stated it is included in our JCP&L bill.

Councilwoman Novak thanked the Public Works Dept. for all of their hard work.

WATER & SEWER – Councilman Buchanan

a) Authorization to renew the contract for Labor & Equipment for Water Main, Sanitary & Storm Sewer Repairs with B & W Construction Co. of NJ, Inc. for an additional one year period. There is no increase in price related to this extension. - Approved

Progress.

RECREATION – Councilwoman Eicher

Acting Mayor Eicher thanked all who participated on the Flea Market, it was a success. Gave details on the upcoming Independence Day Celebration.

BUSINESS ADMINISTRATOR –

I. Contract for liability and workers compensation insurance coverage expires December 31, 2012. Department of Community Affairs Best Practices recommends receiving quotes for renewals of insurance. The Borough has 90 days prior to the expiration date to notify the JIF if we are not participating next year. -Approved

II. Request by AT&T to extend Cell Tower Lease. – Approved for Reso

Acting Business Admin. Kronowski stated the lease has a provision that it can be extended another five years. Otherwise we would have to go out for bid. He recommends we extend the lease.

Councilwoman Novak asked if the extension would be at the same price.

Engineer Cornell replied that the lease has an escalation clause, therefore it would be increased annually.

III. Review of **Special Event Permit Applications** received from:

- William A. Vezzosi – to conduct a Charity Car Wash at Deko Lounge, 1979 Rt. 35 So. All Proceeds to benefit the American Cancer Society. (No boro expenses) - Approved

Resolution required to approve permits.

IV. Request received from Jessica Morelos, Senior Clerk in the Clerk's Office, for a five (5) day unpaid maternity leave under the State of New Jersey Family Leave Act. – Approved for Reso

C.F.O.- Wayne Kronowski

I. Bill List Resolution

ENGINEER -Jay Cornell

I. Weber Avenue Storm Sewer Improvements – Closeout of Contract – Approved for Reso

II. Old Bridge Municipal Utilities Authority (OBMUA) Recharge Basin Project –Approved for Reso

Engineer Cornell stated Old bridge has asked for a resolution in support of the project. He recommends to do so as it may have some benefit to the Borough.

III. Cheesequake Road Pedestrian Crossing Signal – Proposal by DuPont

Engineer Cornell reported there have been safety issues with regards to employees' crossing over Cheesequake Rd., DuPont Company has tried numerous efforts to improve

the safety. The person crossing would press a button which in turn would turn the signal red. This would be constructed at DuPont's expense. The Public Works and Police Departments have reviewed the proposal and are in favor of it. Once the project is complete an ordinance would be needed to name it as a pedestrian crossing.

Councilwoman Novak asked if State permission was needed.

Engineer Cornell responded it was not because it is only pedestrian.

IV. Improvements to Taft Place, Sherwood Rd & Cambridge Road – Receipt of Bids

V. Ernston Road/Bordentown Avenue Intersection Improvements – Status of Project

BOROUGH ATTORNEY - Michael DuPont

I. Closed Session – Club 35

Acting Mayor Eicher opened the meeting to the public for any and all issues.

Those appearing were:

- * Ms. Osmond, no address given
- *

Ms. Osmond asked if a variance is needed for a fence and if a pond is allowed to be in a front yard.

Councilwoman Novak responded she believes a variance is only needed if the fence is over 5 feet.

Engineer Cornell responded a pond would not be counted as a structure but a temporary item so it would be allowable.

Ms. Osmond continued with a complaint regarding her neighbor regarding the pond and a fence. She contact Code Enforcement officer Frank Toth to go inspect said pond as it is a safety issue. Mr. Toth told her he would send a letter.

Acting Mayor Eicher asked Ms. Osmond to submit her complaints in writing and they would be forwarded to Kirk Miick, Construction Official, and he will report back to the council with his findings.

- * Fran O'Connor, Weber Ave.

Reported on the status of the Weber Ave. project. Stated the proper DEP permit applications have been submitted and they are awaiting DEP approval. She further stated they have been researching funding to reduce the costs to the borough. They are currently working with the DEP to obtain a waiver or deferral for the wetlands mitigation, which has a cost of approximately two to two and half million dollars.

- * Michael Mastorio, Pulaski Ave.

Stated he complained to Code Enforcement regarding a neighbor's new garage and saw no results. He said the same neighbor is looking to other work without the correct permits.

Acting Mayor Eicher asked Mr. Mastorio to submit her complaints in writing and they would be forwarded to Kirk Miick, Construction Official, and he will report back to the council with his findings.

Engineer Cornell stated he had been in contact with Mr. Mastorio and had forwarded an e-mail regarding some of the issues to Zoning Officer, Andrew Mashanski. He will forward the e-mail to Council.

* David McGill, 20 Second St.

Thanked the Governing Body for the work they do. Commented on the budget not being passed.

* Thomas Pollando

Asked if the Mayor would break the tie on the Budget.

Borough Attorney DuPont replied that it is his understanding that the Mayor would break the tie due to our form of government.

Acting Business Administrator Kronowski stated as per the previous attorney's rules the Mayor cannot break the tie.

Borough Attorney DuPont will research it further.

* Barbara Kilcomons, 22 Schmitt St.

Asked about the extension of B&W contract and why it was not going out for bid.

Engineer Cornell explained that we are in compliance with extending the contract at the same price.

Asked what the cost is for the in house IT person.

Council President stated about \$2,700.00

Councilman Bella explained this pricing is for the company to evaluate our entire computer system.

Ms. Kilcomons stated there are no lights by Faith Fellowship, it is a safety issue.

Ms. Kilcomons stated at a previous meeting a gentleman made a proposal to "clean up" the garbage around town, asked what the status was.

Councilwoman Novak responded the council gave him the "ok" to proceed. She does not know if they had started.

Ms. Kilcomons asked who was responsible for cutting the grass/weeds for SERA property.

Acting Business Administrator Kronowski responded it is SERA's responsibility, he will contact the director.

Ms. Kilcomons commented that Mr. Henry was rude to the Mayor at the last meeting.

Councilman Henry replied he was correcting the Mayor as the information he was giving was incorrect.

- **EXECUTIVE SESSION ITEMS**

Acting Mayor Eicher announced that the Council will be going into Closed Session.

Attorney DuPont read the Closed Session Resolution into record. Time: 8:35

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 5 minutes to discuss the following matters:

Litigation

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/ Nicholas Perrette

APPROVED:

/s/ Lisa Eicher
Acting Mayor

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

Roll Call: Voice vote, all Ayes. Carried.

- **RECONVENE**
Councilwoman Eicher moved to reconvene the meeting. Seconded by Councilman Bella.

Roll Call: Voice Vote, all Ayes.

Time: 8:44 P.M.

ADJOURNMENT

No further business.

Councilwoman Eicher made a motion to adjourn. Motion seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes.

Time: 8:48 P.M.

SIGNED:

Rebecca Garbowski,
Deputy Municipal Clerk

Date Approved

9. **ADJOURNMENT**