

Mayor O'Brien opened the Agenda Meeting at 7:26 PM followed by a salute to the flag.

❖ **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Session Meeting being held on Monday, February 25, 2019 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 is on file in her office.

• **ROLL CALL:**

Present: Councilpersons Buchanan, Dalina, Enriquez, Kilpatrick, McGill.

Absent: Councilwoman Novak

Others Present: Mayor Kennedy O'Brien
Daniel Frankel, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Theresa A. Farbaniec, Municipal Clerk
Michael DuPont, Borough Attorney
Jay Cornell, P.E., Borough Engineer

Others Absent: None

• **OLD BUSINESS: None**

• **NEW BUSINESS: None**

COMMUNICATIONS & COMMITTEE REPORTS

• **ADMINISTRATIVE & FINANCE – Councilman McGill**

A) **Minutes & Departmental Reports:**

Councilman McGill moved the following Minutes/Reports be Received & Filed:

1) Municipal Clerk's 2018 Year End report and monthly report of January, 2019.

- Motion was seconded by Councilwoman Kilpatrick.

B) Applications received for **Bingo/Raffle Licenses** from the following Organizations:

1) **MUSIC ASSOC. FOR THE VISUALLY IMPAIRED STUDENTS OF NEW JERSEY, INC. (MAVIS)**

to conduct an On-Premise 50/50 and an On-Premise Draw (Tricky Tray) on June 28, 2019 (RA:2258 & 2259).

- Approved.

C) **Appeal received to apply "Freeze Act"** to Tax Appeal Settlement covering 16 Martha Blvd., Block 447, Lot 23.

-Referred to Tax Counsel.

D) Authorization for the Tax Collector to refund portion of 2019 taxes in the amount of \$875.00 and cancel all subsequently billed taxes, covering 49 Frederick Place, Block 442.11, Lot 215, due to the approval of 100% **Disabled Veteran Tax Exemption**, effective Feb. 14, 2019.

- Approved/ Resolution.

E) Received a **NJ Transit Public Hearing Notice** on proposed temporary discontinuance of service on the Hudson-Bergen Light Rail, West Side Branch in order to accommodate Emergency Underground Utility Repair

Work. - Notice posted on Bulletin Board -

- Receive & File

F) Notice received from PSE&G to customers, of a petition filed for approval of its clean energy future-energy efficiency on a regulated basis. - (complete notice on bulletin board.)

- Receive & File

G) Committee Reports - Councilman McGill commented on Mr. Art Rittenhouse who received the Proclamations especially for his involvement in the Youth in Art Month. He should also be recognized for the great historian he is, for this is a great thing he does for the Borough of Sayreville.

• **PLANNING & ZONING - Councilman Dalina**

A) **Minutes & Departmental Reports:**

Councilman Dalina moved the following Minutes/Reports be Received & Filed:

- 1) Construction Official's report, for the month of January, 2019.
- 2) Fire Prevention report for the month of January, 2019
- 3) Zoning & Code Enforcement report for the month of January, 2019.
- 4) Planning Board minutes of January 16, 2019.

- A1-4) Receive & File

B) Received the following **Planning Board Resolution** which was Memorialized on February 13, 2019:

- 1) Robert Downey II - Minor Subdivision, Block 337, Lot 2.02, 3365 Washington Rd.
- 2) CPV Keasbey Preliminary/Final Major Site Plan, Raritan River, Block 257.01, Lot 3.01 and 5; Block 62.011, Lot 20; Block 257, Lots 1.05, 1.06 and 7; Block 2567.01, Lot 1.05

- 1 & 2 Receive & File

C) **Notice to Adjacent Municipality/Property Owner -**

- 1) In Accordance with NJSA 40:55D-89 Notice received from the Twp. of Edison of public hearing on an Ordinance amending their Chapter 37, Zoning of the Twp. of Edison to be held on March 27, 2019. 2).
- 2) Adjacent Property Notification received from AECOM on a NJDEP Application for Freshwater Wetlands General Permit for groundwater sampling in support of the Northeast Supply Enhancement Project of Transcontinental Gas Pipe Line Co., LLC
- 3) Notice of Joint Hearing on an application from Transcontinental Gas Pipe Line Co., LLC before the NJDEP to hold joint public hearings for an application submitted to the Division of Land Use Regulation for a Coastal Wetland Permit, Flood Hazard Area Permit and Verification an In-Water Waterfront for a project known as the Northeast Supply Enhancement Project. (Notice on Bulletin Bd.)

- 1-3) Receive & File.

D) Request for **Bond Release** received from Gillette Towers, LLC covering Block 330-04, Lot 1.01, 100 Kennedy Blvd.

-D) Refer to Borough Engineer.

E) Committee Reports: 1) Progress.

• **PUBLIC WORKS - Councilwoman Kilpatrick for Novak**

A) **Minutes & Departmental Reports:**

Move the following Minutes/Reports be Received & Filed:

- 1) Public Works Supervisors' reports for Bldg. & Grounds, Parks, Recycling, Roads & Sanitation and Garage Services all for the month of January, 2019.
- 2) Office on Aging Supervisor's report for the month of January, 2019.

- Receive & File.

B) Committee Reports: 1) Progress.

• **RECREATION – Councilman Enriquez**

A) **Minutes & Departmental Reports:**

Councilman Enriquez moved the following Minutes/Reports be received & filed.

- 1) Recreation Director's report for the month of January, 2019.

- Receive & File.

B) Application for a **Special Event** received from the following:

- 1) Darul Arqam School to conduct a Prayer Service on Tues, June 4, 2019 from 9:30-1PM in Kennedy Park.

-(Please review all reports in packet)

Business Administrator to coordinate date issue with the school and Board of Education to a mutually agreeable date. Clerk explained that she had tried addressing the date change and the organization was not cooperative. The Borough Attorney suggested that he and Mr. Frankel work with the applicant and hold approval discussion until next meeting.

Council President also suggested moving the event to the Recreation complex, where it would not interfere with the Board of Education.

Council President made a motion to table until the March 11, 2019 meeting. Seconded by Councilwoman Kilpatrick.

Roll Call: Councilpersons Buchanan, Dalina, Enriquez, Kilpatrick, McGill, all Ayes.

- 2) Dwarkadhis Temple to conduct Religious Services and Events on various dates in March, May, August, October and November, 2019 on. See specific dates on application. Events will take place on their property located at 717 Washington Road, Parlin.

- B2 Approved/Resolution & Send Noise Ordinance.

C) Request received from Sayreville Veterans Alliance to conduct their annual Memorial Day Parade on Monday, May 27, 2019, hosted by the American Legion Post 211.

- C) Approved

D) Committee Reports – Councilman Enriquez reported on various recreation sponsored events.

• **WATER & SEWER/ENVIRONMENTAL – Councilwoman Kilpatrick**

A) **Minutes & Departmental Reports:**

Councilwoman Kilpatrick moved the following Minutes/Reports be received and filed:

- 1) Water & Sewer Director's report for the month of January, 2019.

- No objections.

B) Committee Reports Councilwoman Kilpatrick

- Stated that she just learned that Mark Rasimowicz of Teddy's Bar is the Grand Marshall for the St. Patrick's Day Parade and he is applying for a permit to extend his licensed premises and special event permit which have to be approved by the Mayor and Council in order for the Clerk and Police Chief to sign off on and/or issue a permit.

- The Mayor was concerned that the Police Chief had not reviewed the application or plan yet in order to give a report and sign off. Clerk explained that she received these applications from Mark Rasmowicz just prior to the meeting and she nor the Chief had not time to even review the applications for Special Event Permit and application to extend his licensed premises. She said that the Chief did say that he would have to meet with Mr. Rasmowicz and go over his business plan for the event so he can make decisions. The Clerk said that if the Council wants to approve the applications, pending all approvals from the chief, herself and ABC then further authorizing the Clerk and Chief to sign the application and issue a special event permit.

- The Mayor asked the attorney for the proper motion.

Mr. DuPont said that this should be a motion to approve Special Event application and application for Extension of Licensed Premises for Teddy's Bar, subject to the approval of all of the necessary departments including the Police Chief and Division of Alcoholic Beverage Control for an event to be held on March 16th.

- So moved by Councilwoman Kilpatrick. Seconded by Council President Buchanan.

Roll Call: Councilpersons Kilpatrick, Buchanan, Dalina, Enriquez, McGill, all Ayes.

• **PUBLIC SAFETY – Council President Buchanan**

A) **Minutes & Departmental Reports:**

Council President Buchanan moved the following Minutes/Reports be Received & Filed:

- 1) Court Administrator's report for the month of January, 2019.
- 2) Board of Health and Registrar's report for the month of January, 2019.
- 3) Board of Health Minutes of January 3, 2019.

- Seconded by Councilwoman Kilpatrick.

B) **Request to Travel** received from:

- 1) Morgan Hose and President Park Fire Co. to attend the St. Patrick's Day Parade on March 15, 2019 in Matawan.
- 2) President Park and Engine Co. No. 1 to attend the St. Patrick's Day Parade on March 3, 2019 in Belmar.
- 3) Morgan Hose, Melrose Hose and Engine Co. No. 1 to attend the St. Patrick's Day Parade on March 23, 2019 in Keyport.

- B1-3) Approved.

C) **Application for firefighter** Kyle Toth was accepted by the President Park Fire Co. No. 1 at their December 11, 2018 meeting. - Approved.

D) Notice received from the Board of Health that they will be conducting their annual **Free Rabies Clinic** for Dogs and Cats on Saturday, May 4, 2019 from 9:00-12 Noon.

- C) Receive & File.

E) Committee Reports – Council President Buchanan.

- Stated that they had a phone conference with New Jersey Transit regarding Academy Bus Service, he referred to the Business Admin. for a further update.

• **MAYOR – Kennedy O'Brien**

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

- **Admin. & Finance**

- 1) Authorization to increase Liquor License renewal fees from \$2,000. to \$2,250. in year 2019 and increase to \$2,500. in year 2020 for all Consumption and Distribution Licenses and increase Club Licenses from \$140. to \$160. in 2019 and increase to \$188. in 2020.

- Need to introduce Ordinance & send copies to all licensees-

- Approved for an Ordinance.

- **Planning & Zoning**

- 1) Authorization to execute a Memorandum of Understanding between the Borough of Sayreville and Sayreville Housing for Seniors, Inc. which owns Gillette Manor, to ensure affordable housing credits.

- Resolution.

- 2) Discussion on the introduction of an Ordinance creating a \$10/fee per unit for Landlord Registrations.

- Explained by the Clerk.

- Ordinance to be prepared.

- 3) Discussion of fees for Solar Panels.

- Construction Official, Kirk Miick explained the solar fee ordinance and that he has been receiving complaints that the fees are too high. He said after review he felt that a small reduction would be in order. He recommended a twenty 20% percent reduction.

- Mayor asked if there were any objection to this reduction. None Made.

- Ordinance to be prepared.

- **Public Safety**

- 1) Schedule a presentation on the DOT Improvement to Bordentown/Burlew/Kenneth & Eugene Blvd.

- Schedule March 26th 5-8PM.

- 2) Authorization to appoint Hearing Officer to represent the Borough of Sayreville in a PBA Matter.

- Approved.

- **Public Works**

- 1) Authorization to amend the fee ordinance to include the sale of **sanitation & recycling containers** to be at cost plus 20% rounded to the nearest whole dollar.

- Ordinance to be prepared.

- **Recreation**

- **Water & Sewer**

- 1) Authorization to advertise for the receipt of bids for Sewer Pump Station Maintenance.

- Resolution.

- **ACADEMY BUS MATTER**

- Mr. Frankel reported that he had a conference call with NJ Transit, The Mayor, The Council President, Speaker of the House- Assemblyman Coughlin, two of his Aids, and Assemblywoman Lopez. He said they discussed what to do now that Academy Bus Service is pulling its service out of Sayreville. Items such as NJ Transit moving routes that come into Sayreville but this was not a priority to them because they have limited equipment and drivers. They discussed a shuttle service. Discussed route changes to try and accommodate Wall Street and Mid-town commuters. He said that they are all working diligently in looking at all options but right now they do not have anything concrete to report. Council President Buchanan said that NJ Transit is going to help facilitate a meeting with Coach Bus and we are working with the County on the Shuttle

Buses and contacting the various municipalities to see how their busses run and to where.

- **C.F.O. – Denise Biancamano**
 - 1) Authorization to amend **Ordinance** #264-14 to include bullet proof vests for the Police Department.
 - 2) Transfer **Resolution**
 - 3) Budget Meeting Schedule – March 11, 2019, 5:30pm

➤ **BOROUGH ENGINEER -Jay Cornell - None**

➤ **BOROUGH ATTORNEY - Michael DuPont – None**

- **EXECUTIVE SESSION – None**

- **PUBLIC PORTION**

At this time the Mayor Opened the meeting to the public for questions or comments on any matters.

Those appearing were:

- Michael Thiele, PBA President

Questioned who appoints the Hearing Officer.

Mr. Frankel said that he suggested the hearing officer to the Council and the Council just approved it.

- Ziggy Dombrowski, 32 Weber Ave.

Talked about a sewer problem he had been experiencing and his issue with Home Serve Insurance. He called a local plumber who called Home Serve and they are coming out to repair.

Mr. Frankel said that he also called Home Serve for him today and he said that they received approval and would be coming back out for the repair.

- Steve Newcomen, 735 Bordentown Avenue

He said that on Dec. 13th a vehicle took down a tree on his property that had been there for 75 years. He said that the driver was charged with four violations. He said that this was the fourth time someone hit the tree on his property. He was concerned about the probability of his family being injured and had requested a guardrail be placed at this location and is falling on deaf ears. Mayor stated that the Business Administrator will be placing a call to the County to see if we can get them to place a guardrail at this location and the Sayreville Police to see if this area is a traffic nuisance. Mayor asked him to give the clerk his contact information after the meeting so we can follow-up with him.

-Mayor called forward Mr. Fred Block

Mayor told him that the governing body is resurrecting the Commuter Advisory Board and the Clerk will e-mail him the applications tomorrow or give them to him after the meeting and they will appoint whoever completes the applications. We will contact the legislatures and the Council has agreed that the Legislatures or their designees can be members.

- Ruth Ann Mahoney, 2 Gerard Place, Parlin

Asked if there was any report from the Police Dept. on the Ernston and Washington Road pedestrian concern she had brought up a few meetings ago.

The Business Administrator said that he did not have any report yet. Mayor gave her statistics on the number of vehicles there are per square mile in this area.

There being no further questions or comments. Mayor O'Brien called for a motion. Council President Buchanan made a motion to close the public portion. Seconded by Councilman Dalina.

Roll Call: Voice vote, all Ayes.

- **ADJOURNMENT**

No further business. **Councilwoman Kilpatrick moved to adjourn the Agenda Session. Motion was seconded by Council President Buchanan.**

Roll Call – Voice Vote, all ayes. Carried.

Time: 8:11P.M.

Respectfully Submitted,

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved: _____