

Mayor Kennedy O'Brien opened the Council Meeting at 7:00 PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this March 14, 2016 Council Meeting has been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Novak, Rittenhouse

Absent: None

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

Others Absent: None

- **APPROVAL OF PRIOR MINUTES OF THE MAYOR AND COUNCIL:**

Council President Buchanan moved the following minutes be approved on roll call vote, subject to correction if necessary:

- ☒ January 27, 2016 – Receipt of Bids (2016 Vehicle Auction)
- ☒ February 8, 2016 – Regular & Agenda Sessions
- ☒ February 17, 2016 – Budget Session & Executive Session
- ☒ February 22, 2016 – Regular, Agenda & Executive Sessions

Motion was seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes.

- **CERTIFICATES OF RECOGNITION PRESENTED TO:**

The Sayreville War Memorial High School Bowling Team for winning the:
- NJSIAA Group III State Title and
- NJSIAA Tournament of Champions for the 2015-2016 Season

Coach Weinert and Coach Slavik

Seniors/Starting varsity players:

Corey Brodzinski 12	Lucas Leandro 12
Michael Campo 12	Eddie Peterson 11
Chris DeOcampo 11	Tyler Santiago 12
Mark Kozinski 12	Ryan Johnson 11
Zack Wranovics 12	

Contributing Varsity Players:

Kevin Boansi 10	Dheeraj Rajeevan 11
Thomas Brewer 11	Thomas Suchcicki 9
Dylan Gilligan 10	John Tabacco 9
Peter Lawrence 9	Joseph Yanuzzi 9

- **OLD BUSINESS**

a) Public Hearing on the following Ordinance(s):

Borough Clerk Farbaniec read the heading for Public Hearing on Ordinance #325-16 and Mayor O'Brien opened the meeting to the public for questions or comments on **Ordinance #325-16**.

There were no appearances.

Councilwoman Novak moved the Public Hearing be closed and the Ordinance be adopted on second and final reading and advertised according to law. Motion seconded by Councilwoman Kilpatrick.

Roll Call: Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Rittenhouse, all Ayes. Carried.

ORDINANCE #325-16
AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
SUBSECTION 2-41, "HUMAN RELATIONS COMMISSION"
OF THE REVISED GENERAL ORDINANCES OF THE
BOROUGH OF SAYREVILLE

(Admin. & Finance Comm. – Public Hearing March 14, 2016)

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:

2-41.2 Appointment of Commission. The local Commission shall consist of fifteen (15) ~~residents of the Borough~~ **individuals** who shall serve without compensation. The members of the Commission shall possess a diversity of qualities, religious beliefs and social experience. Each member shall be appointed by the Mayor, with the advice and consent of Council, for a term of three (3) years and until his successor is appointed and qualified.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that Chapter 2-41, of the Revised General Ordinances of the Borough of Sayreville, shall also be amended to reflect such 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/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

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

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

Borough Clerk Farbaniec read the heading for Public Hearing on Ordinance #326-16 and Mayor O'Brien opened the meeting to the public for questions or comments on **Ordinance #326-16**.

There were no appearances.

Councilwoman Novak moved the Public Hearing be closed and the Ordinance be adopted on second and final reading and advertised according to law. Motion seconded by Councilwoman Kilpatrick.

Roll Call: Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Rittenhouse, all Ayes. Carried.

ORDINANCE #326-16

**AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
TO AMEND SUBSECTION 2-49, "INFORMATION TECHNOLOGY
ADVISORY COMMISSION" OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF SAYREVILLE**

(Admin. & Finance Comm. – Public Hearing March 14, 2016)

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:

2.49.2 Membership.

a. The Information Technology Advisory Commission (the "Board") shall consist of ~~three (3)~~ **four (4)** members who shall be appointed by the Borough Council. Each member shall serve a three (3) year term, except that the Board which is initially established shall have ~~two (2)~~ **three (3)** members which will serve a three (3) year term, and one (1) member which will serve a two (2) year term.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that Chapter 2-49, of the Revised General Ordinances of the Borough of Sayreville, shall also be amended to reflect such 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/Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

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

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

• **NEW BUSINESS:**

a) Municipal Clerk Farbaniec reported on having received the Supplemental Debt Statement filed by the CFO, effective March 14, 2016.

Council President Buchanan moved the Supplemental Debt Statement be received and filed according to law. Motion was seconded by Councilwoman Novak.

Roll Call: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Novak, Rittenhouse, all Ayes. Carried.

b) Clerk Farbaniec read the following Ordinance into record for Introduction:

**ORDINANCE #327-16
BOND ORDINANCE PROVIDING FOR THE
ACQUISITION OF AN ADDITIONAL PORTION OF
A JOINTLY OWNED WATER SYSTEM BY AND FOR THE
BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$2,800,000 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$2,800,000 BONDS OR NOTES OF THE
BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION**

(Admin. & Finance. – Public Hearing, March 28, 2016)

Councilwoman Novak moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be held on March 28, 2016. Motion seconded by Councilwoman Kilpatrick.

Roll Call: Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Rittenhouse, all Ayes.

CONSENT AGENDA/RESOLUTIONS

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

Those appearing were:

- Barbara Kilcomons, 22 Schmitt Street
Questioned Resolution 2016-81, and where this license was to be placed.
- Clerk responded that this is a pocket license and this resolution only renews the term for 2015-2016.

Questioned 2016-84 and if this resolution has something to do with the ordinance that was introduced.

- Mayor responded that it does.

No further questions or comments.

Council President Buchanan moved the Public Hearing be closed and the Consent Agenda Resolutions be approved on Roll Call Vote. Motion was seconded by Councilman Grillo.

Roll Call on Consent Agenda Resolutions:

Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Novak, Rittenhouse, all Ayes.

CONSENT AGENDA/RESOLUTIONS

RESOLUTION #2016-75

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/Daniel Buchanan
Councilman

/s/Pasquale Lembo
Councilman

/s/Steven Grillo
Councilman

/s/Mary J. Novak
Councilwoman

/s/Victoria Kilpatrick
Councilwoman

/s/Arthur Rittenhouse
Councilman

Bill list of March 14, 2016 in the amount of \$9,321,319.75 in a separate Bill List File for 2016 (See Appendix Bill List 2016-A for this date).

RESOLUTION #2016-76

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2015 Appropriation Reserves be and the same are hereby authorized to be made in the following manner to wit:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
Police Dispatch (1250-314-1-1302)	\$ 10,000	\$
Fire Department (1265-301-2-14110)		10,000
	<u>\$ 10,000</u>	<u>\$ 10,000</u>

/s/Mary J. Novak
Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/Theresa A. Farbaniec
Municipal Clerk

/s/Kennedy O'Brien
Mayor

RESOLUTION #2016-77

WHEREAS, N.J.S.A. 40A:4-8 provides that the Budget as advertised shall be read in full at the public hearing or that it may be read by its title only if:

1. At least one week prior to the date of the hearing, a complete copy of the approved budget, as advertised,

(a) shall be posted in a public place where public notices are customarily posted in the principal public building; and

(b) copies are made available to each person requesting same during said week during the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sayreville that it is hereby declared that the conditions of N.J.S.A. 40A:4-8, 1(a) and (b), have been met and, therefore, the Budget for 2014 shall be read by title only.

/s/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-78

INTRODUCTION OF THE 2016 LOCAL MUNICIPAL BUDGET

Municipal Budget of the Borough of Sayreville, County of Middlesex for the Fiscal Year 2016.

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the fiscal year 2016;

BE IT FURTHER RESOLVED that said Budget be published in the Home News Tribune in the Issue of March 18, 2016.

The Governing Body of the Borough of Sayreville does hereby approve the following as the Budget for the year 2016.

RECORDED VOTE:

AYES { Buchanan	NAYS { None	ABSTAINED { None
{ Grillo	{	{
{ Kilpatrick		
{ Lembo		ABSENT { None
{ Novak		{
{ Rittenhouse		

Notice is hereby given that the Budget and Tax Resolution was approved by the Borough Council of the Borough of Sayreville, County of Middlesex, on March 14, 2016.

A Hearing on the Budget and Tax Resolution will be held at 167 Main St., on April 25, 2016 at 7:00 o'clock p.m. at which time and place objections to said Budget and Tax Resolution for the year 2016 may be presented by taxpayers or other interested persons.

/s/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-79

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board of February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Sayreville has been declared eligible to participate in the program by the Division of Local Government Services; and

WHEREAS, the local government wishes to decline participation in the self-examination of the 2016 Local Municipal Budget.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Sayreville that the Borough requests that the Division of Local Government Services perform the review of the 2016 Local Municipal Budget.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

/s/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

Resolution #2016—80

Solid Waste Collection Reimbursement for SCP MacArthur, LLC

BE IT AND IT IS HEREBY RESOLVED that the proper borough Officials are hereby authorized and directed to execute a “Qualified Private Community Services Agreements” between the Borough of Sayreville and SCP MacArthur, LLC for costs associated with solid waste collection services and that this agreement shall be self-renewing from the date of issue.

/s/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

(Pocket License)

RESOLUTION #2016-81
RESOLUTION OF THE COUNCIL OF THE BOROUGH OF SAYREVILLE
TO RENEW P.R.C.L. #1219-33-043-006, SHRI HANS, LLC
FOR THE 2015-2016 LICENSE TERMS

WHEREAS, Shri Hans, LLC, is the holder of Plenary Retail Consumption License No. 1219-33-043-006 (the "Licensee"), issued by the Council of the Borough of Sayreville as the Issuing authority (the 'Issuing Authority") for a "pocket license" in the Borough of Sayreville, New Jersey for the 2015-2016 license year; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.; and

WHEREAS, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its renewal application for the 2015-2016 and 2016-2017 license terms; and

WHEREAS, on February 17, 2016, Jerry Fischer, Director of the State Division of Alcoholic Beverage Control, did make a special Ruling to permit the filing of a renewal application of a pocket license, pursuant to N.J.S.A. 33:1-12.39, Agency Docket No. 02-16-28.52689 for a two-year period, covering the 2015/2016 and 2016/2017 license terms; and

WHEREAS, the said Special Ruling of the Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the 2015/2016 license term and to grant or deny said application in the reasonable exercise of its discretion; and

WHEREAS, Tax Clearance Certificate was issued by the Division of Taxation for the 2015/2016 License term on May 14, 2015;

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED THAT Plenary Retail Consumption License Number 1219-33-043-006, Shri Hans, LLC (pocket license) is hereby **renewed for the 2015/2016 license year.**

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License Certificate and that a certified copy of this Resolution be forwarded to the licensee and the Division of Alcohol Beverage Control.

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

/s/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION # 2016-82
A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN
THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,
AUTHORIZING SHRI DWARKADHIS TEMPLE'S RELIGIOUS EVENTS

WHEREAS, the Shri Dwarkadhis Temple's has requested permission from the Mayor and Council of the Borough of Sayreville to conduct religious events on March 26; May 7 (May 14 Alt.); Aug. 25-26; October 26, 27, 28, 29, 30, 31; November 12 (Nov. 19 Alt), 2016.

WHEREAS, the Mayor and Council wish the Borough of Sayreville to be an ecumenical community;

WHEREAS, the schedule of the events are religious and holy in nature; and

WHEREAS, the Shri Dwarkadhis Temple has agreed that before each religious event that will notify the Sayreville Police Department, the Department of Public Works, the Recreation Department and the Sayreville Emergency Squad seven (7) days prior to each event on the Shri Dwarkadhis Temple property; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on this 14th day of March, 2016 the Borough Council hereby authorizes the Shri Dwarkadhis Temple to hold its religious events on various events from March 26 thru Nov. 19, 2016.

<u>2016</u>	<u>Time</u>	<u>Event</u>
- 3/26	5-9PM	Bonfire
- 5/7	4-9PM	Birth Anniversary
- 5/14	4-9PM	Alternate date for Birthday Anniversary
-8/25	9PM-2AM	Birth Anniversary Night Event
-10/26	5-9PM	Diwali Day - 1
-10/27	5-9PM	Diwali Day - 2
-10/28	5-9PM	Diwali Day - 3
-10/29	5-9PM	Diwali Day - 4
-10/30	5-9PM	Diwali Day - 5
-10/31	6AM-9AM	New Year Day
	11:30AM-1:30PM	
	5PM-9PM	
-11/12	4PM-9PM	New Year Day Celebration
-11/19	4-9PM	Alternate date for New Year Celebration

/s/Daniel Buchanan, Councilman
(Recreation Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

/s/Theresa A. Farbaniec, RMC
Municipal Clerk

/s/Kennedy O'Brien, Mayor

RESOLUTION #2016-83

WHEREAS, on March 20, 2014 the Mayor and Council of the Borough of Sayreville, received bids for "Heil Replacement Parts or Equivalent"; and

WHEREAS, the Borough of Sayreville is desirous of exercising its right to renew the contract for One (1) two (2) year term with no additional increase in price contained therein; and

WHEREAS, THC Enterprises, Inc., t/a Mid-Atlantic Waste Systems, Chester, PA 10913, has indicated their interest in extending their terms of the aforesaid contract for one (1) - two (2) year term;

WHEREAS, Certification as to Availability of Funds" is annexed hereto;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 14th day of March, 2016, that:

1. Contract for "Heil Replacement Parts or Equivalent" is hereby extended for one (1) two (2) year term to THC Enterprises, Inc., t/a Mid-Atlantic Waste Systems, Chester, PA 10913, as appears on copy of bid documents attached.

/s/ Victoria Kilpatrick, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016 - 84

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY APPOINTING DECOTIIS FITZPATRICK & COLE, LLP, AS SPECIAL COUNSEL

WHEREAS, the Governing Body of the Borough of Sayreville has an interest in purchasing additional rights from DuPont and Hercules (Ashland) as it relates to the Duhernal Water System; and

WHEREAS, the Borough Engineer, CME Associates has advised the Governing Board of the Borough of Sayreville that the purchase of additional water rights will require additional negotiations, preparation and review of legal documents; and

WHEREAS, the Governing Body of the Borough of Sayreville has decided to hire the firm of Decotiis Fitzpatrick and Cole, LLP to handle any negotiations, document preparation and legal issues that may arise pertaining to this transaction; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED the Governing Body of the Borough of Sayreville awards a contract to the firm of Decotiis Fitzpatrick & Cole LLP to serve as Special Counsel for the purchase of additional water rights as it relates to the Duhernal Water System.

/s/ Mary J. Novak, Councilwoman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

The Clerk read the following resolution in full:

RESOLUTION #2016 - 85

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, AUTHORIZING THE MAYOR AND BOROUGH CLERK TO
EXECUTE A CONTRACT WITH ECOVANTA, LLC**

WHEREAS, the Governing Body of the Borough of Sayreville has previously received E-waste recycling services from the Longtech; and

WHEREAS, through the due diligence of the Recycling Coordinator who vetted out several recycling companies she hereby recommends the borough contract with ECOvanta, LLC; and

WHEREAS, ECOvanta, LLC has offered the Borough of Sayreville a cost free contract to collect and dispose of its e-waste; and

WHEREAS, the Governing Body of the Borough of Sayreville, after reviewing the proposal, have agreed to contract with ECOvanta, LLC for one (1) year of service expiring on December 31, 2016; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the proper Borough officials are hereby authorized and directed to execute a one (1) year agreement with ECOvanta, LLC for the collection and disposal of E-Waste.

/s/ Victoria Kilpatrick, Councilwoman
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

At this time the Mayor opened the meeting for any questions or comments on Resolution #2016-85.

There were no appearances.

Council President Buchanan moved the public portion be closed and the Resolution be approved on Roll Call Vote.

Roll Call: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Novak, Rittenhouse, all Ayes.

PUBLIC PORTION

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

There were no appearances.

Councilwoman Novak moved the public portion be closed. Motion seconded by Council President Buchanan.

Roll Call: Voice Vote, all Ayes. Carried.

- **EXECUTIVE SESSION -**
- **ADJOURNMENT**

No further discussion and No further business.

Mayor O'Brien called for a motion to adjourn.

Councilwoman Novak made a motion to adjourn. Motion seconded by Councilman Grillo.

Roll Call: Voice Vote, all Ayes.

Time: 7:18 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved