

Mayor Kennedy O'Brien opened the Agenda Meeting at 8:09PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Meeting being held on Monday, May 26, 2015 had 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, Kilpatrick, McGill,  
Melendez, 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  
Jay Cornell, P.E., Borough Engineer  
Michael DuPont, Esq., Borough Attorney

Others Absent: None

- **OLD BUSINESS**

a) -The following Ordinances were Introduced at Council meeting they will be listed for Public Hearing and Adoption on June 8, 2015.

Mayor asked if there was any questions or comments on these two ordinances. None made.

**ORDINANCE #290-15**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$2,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,190,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION**

(Co. Novak, Admin. & Finance – Public Hearing May 26, 2015)

**ORDINANCE #291-15**

**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$1,400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,330,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION**

(Co. Novak, Admin. & Finance – Public Hearing May 26, 2015)

**NEW BUSINESS:**

a) Ordinances for Discussion - None

**COMMUNICATIONS & COMMITTEE REPORTS**

- **ADMINISTRATIVE & FINANCE – Councilwoman Novak**

a) **Minutes & Departmental Reports:**

Councilwoman Novak moved the following Minutes/Reports be Received & Filed:

1) Board of Education minutes of May 5, 2015.

- 2) Municipal Clerk's report for the month of April, 2015
  - 3) CFO's Investment Activity report for the months of March & April, 2015
- Motion seconded by Councilman Buchanan.
  - b) Received **Special Ruling** from the ABC dated May 5, 2015 authorizing the governing body to consider the renewal of P.R.C.L #1219-33-052-007 issued to **Flamingo Liquor, LLC** for the 2014-2015 and 2015-2016 Licensing Term (Pocket license, a license not sited at a premises w/conditions).
    - Approved / Resolution.
  - c) Notice of Public Hearings on PSE&G Rate increases (Dates on bulletin board).
    - Receive & File
  - d) Committee Reports – Councilwoman Novak
    - 1) Requested that the Business Administrator meet with Simone and have a report for the next meeting.
    - 2) Informed the Council that she will be scheduling meetings with the CFO to review the direction moving forward.

**PLANNING & ZONING – Councilman Buchanan**

- a) **Minutes & Departmental Reports:**

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

  - 1) Middlesex County Planning Board minutes of April 14, 2015
  - 2) Construction Official, Zoning/Code Enforcement & Fire Prevention reports for the month of April, 2015
  - Motion seconded by Councilman Buchanan.
- b) Resolution received from SERA requesting the borough take action to amend the Designated Redevelopment Area and **to Amend the Redevelopment Plan for Sayreville Landfill #3** Redevelopment Area which would be in the best interests of the borough and the project.
  - Refer to Planning Board.
- c) **Notice to Adjacent Property Owners** received from Sayreville Nursing, LLC on an application before the Planning Board on June 3, 2015 for an amendment to the previously granted Preliminary and Final Site Plan Approval with Bulk Variances and waivers to construct improvements to a nursing home facility within a P-Prime Zone situated at 901 Ernston Rd.
  - Receive & File.
- d) Committee Reports – Councilman Buchanan:
  - 1) Thanked the Veterans Alliance, American Legion, the VFW for sponsoring a great Memorial Day Parade as well as police and fire, first aid and all of the organizations for their support of our Veterans. Also for the veteran organizations for honoring those veterans who passed.

• **PUBLIC WORKS – Councilwoman Kilpatrick**

- a) **Minutes & Departmental Reports:**

Councilwoman Kilpatrick moved the following Minutes/Reports be Received & Filed:

  - 1) Building & Grounds, Parks, Recycling, Roads, Garage Services & Sanitations reports for the month of April, 2015
  - 2) Rent Leveling Board minutes of May 12, 2015
  - Motion seconded by Councilwoman Novak.
- b) Committee Reports – Councilwoman Kilpatrick
  - 1) Echoed the sentiments previously spoken with regards to all of the Veterans organizations. It was a beautiful parade. The services provided by all were outstanding. She said that she was honored in being able to follow along to all the cemeteries giving remembrance. And how especially moving it was

for her this year as they stood in front of her grandfather's grave who was a WWII Veteran.

- 2) Requested that the Shade Tree Ordinance that was pulled in March be added to the next agenda for discussion, specifically Chapter 2, section 2.9.
  - To be listed for Introduction on June 8, 2015.(This item was brought up later in the meeting and listed be here for minute purposes)

- **RECREATION/ENVIRONMENTAL – Councilman Melendez**

- a) **Minutes & Departmental Reports:**

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

- 1) Recreation Director's report for the month of April, 2015
  - 2) Cultural Arts Council minutes for the months of March, April & May, 2015
    - Motion seconded by Councilman Buchanan.
- 
- b) Received notice from the DEP regarding public comment period on their intent to approve an Air Pollution Control Operating Permit Renewal for Red Oak Power, LLC, located at 832 Red Oak Lane(Comment period ends 5/31/15).
    - Councilman Melendez stated that this item will be discussed under Councilman Rittenhouse's Agenda.
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- c) Committee Reports – Councilman Melendez:
    - 1) Added to all other council's sentiments regarding Memorial Day as he has a lot of family members still serving in the military in the Middle East and he would not be sitting up here today if it weren't for the veterans who served and currently serve.
    - 2) Reported on various recreation sponsored events and programs.
    - 3) Reported that the financing is in place for the design of the Skate Park. Councilwoman Novak further commented about the funds collected directly by the Skate Park Committee, through a "Go Fund Me" page on Facebook and questioned where those funds are. Mayor O'Brien asked the Business Administrator to look into that matter.
    - 3) Thanked the Library Board and Director, Susan Kaplan for the Italian American Heritage Party.
    - 4) Announced that the Library offers free computer training.
    - 5) IT Update –
      - Radio System update on Walkie Talkie dead zone survey should be in by June 14.
      - Security Camera Project will kick off on June 1<sup>st</sup>.
      - Reported on a problem with the live TV feed and server that is at end of its life. Working on an emergency upgrade.
      - Adjustments were made to the camera in the council chambers.
      - Will be adding an informational monitor in the foyer. He said that the Business Admin. Received approval to move the plaque which dedicated the building to back by the entry way.
      - Stated that the IT team is conducting a PILOT with videos in the police cars.
      - Will reach out to the gentleman regarding the Cablevision issue.

- **WATER & SEWER/ENVIRONMENTAL – Councilman Rittenhouse**

- a) **Minutes & Departmental Reports:**

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

- 1) Water & Sewer Director's Report for the month of April, 2015
    - Motion seconded by Councilwoman Novak
- 
- b) Received notice from the DEP regarding public comment period on their intent to approve an Air Pollution Control Operating Permit Renewal for Red Oak Power, LLC, located at 832 Red Oak Lane(Comment period ends 5/31/15).
    - Receive & File

c) Committee Reports – Councilman Rittenhouse:

- 1) With regards to the Memorial Day services the thanked all of the veteran organizations, stating he thought the services were incredible and the reading of the names of our lost veterans were touching. It was a good day and one that should not be forgotten.
- 2) Progress

• **PUBLIC SAFETY – Council President McGill**

a) **Minutes & Departmental Reports:**

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

- 1) Court Administrator's report for the month of April, 2015
- 2) Board of Health Registrar and County Reports for the month of April 2015
- 3) Police Chief's report for the month of April, 2015
- 4) Board of Health minutes of April 2, 2015

- Motion seconded by Councilman Buchanan.

b) **Request to Travel** received from Sayreville Engine Co. No. 1 to attend a golf outing fundraiser at the Colts Neck Pebble Creek Golf Course on May 29, 2015 from 6am-5pm.

- Approved

c) Letter of resignation received from Deborah Stotle as a member of the Board of Health.

- Receive & File

d) Committee Reports – Councilman McGill:

- 1) Will be meeting with the Business Administrator regarding the School Crossing Guards and their salaries.
- 2) Commented on the guard rail at the end of Boehmhurst Avenue as some of the residents in the area would like it removed and opened and are looking for additional police patrol.

Councilwoman Novak stated that she previously made the recommendation that it be opened and the Police Chief came back and reported that they do not want it opened except for emergency vehicles.

Councilman McGill stated that he would like it looked into further.

- 3) Spoke about the Borough's Fishing Derby and Fun Run.
- 4) Spoke highly about the Veterans alliance and for all they do.

• **MAYOR – Kennedy O'Brien**

- Mayor O'Brien gave Kudos to Ed Streck and his men on the Color Guard of the American Legion, who hosted the parade; To the VFW and to all of those who made it happen and to all of those who attended. This is a great Country that we live in and for the freedoms that we enjoy today. Thank you to your service to our Country.

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

- **Admin. & Finance**

a) Application received from Durga R. Suthar to operate an UBER License out of his home.

Discussion

Creation of an Ordinance and application process for UBER Licenses.

- Need to refer to Police Chief & Borough Attorney for review recommendations.
- Pending the adoption of an ordinance anyone applying for an UBER License shall abide by the Taxi Licensing Ordinance.

After the discussion the Mayor recommended that the Business Administrator, Borough Attorney and Police Chief meet and review what the criteria should be put in place.

Clerk Farbaniec asked how the council would like her to respond to the applicant.

Mayor stated that he would have to wait as we do not have a provision covering an UBER.

**- Planning & Zoning**

a) Application received from Severson Environmental Services to locate six (6) temporary trailers during the remediation process at Horseshoe Road and Atlantic Resources Superfund Sites.

- Severson Environmental is stating that permits or fees are not required during the EPA work process.

Requesting Authorization to refer matter to the Borough Attorney for review.

Mayor said to check files and see if they have been charged in the past if we charged them then then charge this company or if not we would not.

b) Authorization to appoint Amy Haag-Williams to the title of Technical Assistant P/T to the Construction Official.

- Resolution.

**- Public Safety**

a) Authorization to appoint Kriste Marcinczyk as Public Safety Telecommunicator, effective June 10, 2015.

- Resolution.

b) Authorization to appoint George Lestuk as Public Safety Telecommunicator, effective June 24, 2015.

- Resolution.

**- Public Works**

**- Recreation**

a) Authorization to combine all municipal fees (including Special Event, Fire & Food Handlers) into one general fee of \$300 for all vendors for participating in the Independence Day Celebration. This action does not eliminate the requirements for each vendor to obtain such necessary permits.

- Resolution.

**- Water & Sewer**

**- Closed Session Items**

Before moving on, Mr. Frankel wished Vinny Waranowicz congratulations on the birth of their 4<sup>th</sup> child.

• **C.F.O. - Wayne Kronowski**

a) **Ordinance for Introduction** at June 8<sup>th</sup> meeting.

Water Department Various Vehicles & Equipment - \$135,000.00

- SUV Truck
- Tow Behind Valve Operating and Vacuum Kit
- Portable Vacuum Kit
- Leak Detection Correlator

b) Resolutions to amend the 2015 Local Municipal Budget for Grants received since budget was adopted.

- N.J. Forestry Service - \$5,000.00
- N.J. State Council of the Arts - 1,000.00
- N.J. Chapter of International Association of
- Arson Investigators - 500.00

- N.J. Department of Highway Safety Click It or Ticket - \$4,000.00
- N.J. Department of Highway Safety Distracted Driver Crackdown - \$5,000.00  
(6/22 mtg.)

- c) Resolution authorizing the purchase of 8 Police Cruisers pursuant to State Contract #88728 at a fee not to exceed figure of \$204,310.00. Also a resolution to purchase lights and equipment for the vehicles pursuant to State contract #81338 at a fee not to exceed figure of \$36,000.00.  
- Resolution.

• **BOROUGH ENGINEER - Jay Cornell**

- a) Camden Street Water System Improvements – Middlesex Water Company Water Main Replacement (Report Attached).  
- Resolution for design phase then a cash ordinance after we get a figure.

- b) Ashland Specialty Ingredients – Proposed Water Main Extension (Report Attached).  
- They will pay for the design and the construction.  
- Approved.

- c) Modifications to the former Bordentown Avenue Water Treatment Plant  
- Bids received were over budget.  
- Resolution rejecting bids and authorizing clerk to re-advertise for the receipt of bids.

- d) 2015 Road Improvement Project – Completion of Previous Roadways (Verbal Report).  
- Henry Street, Kath Street & Standiford Avenue were in the 2013 budget which have already been designed but never went out to bid because of inadequate funding so the recommendation was to use part of the \$2 million dollars to fund those three roads. They are ready to go to bid so we could do so now and get those done this year.  
- No objections.

- e) Fort Grumpy Salt Storage Facility – Review of Proposed Project (Verbal Report).  
- DPW Director recommended that some of the structures at Fort Grumpy be utilized to construct a temporary storage facility. There is funding in place from a previous design of that project, so the recommendation is to allow us to move forward and prepare plans and specifications for the design of that temporary facility.  
- No Objections / Resolution

- f) 2015 Capital Ordinances – Project Design Authorization (Verbal Report).
  - Hook Lift Dump Truck
  - Public Safety Complex Parking Lot
  - Kennedy Park Skate Park Improvements
  - GIS Mapping- Resolutions.

• **BOROUGH ATTORNEY - Michael DuPont - No report**

**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 made a motion to close the public portion. Seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes. Carried.

**EXECUTIVE SESSION – Contract Negotiations & Potential Litigation**

Mayor O'Brien announced that the Council will be going into Closed Session and council action may be taken after.

Mr. DuPont read the following Resolution into record:

**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:

- Contract Negotiations
- Potential 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/ Daniel Buchanan, Councilman

APPROVED:

/s/ Kennedy O'Brien  
Mayor

Councilman Buchanan moved the Executive Session Resolution be adopted on Roll Call Vote. Motion seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes. Carried. Time: 8:44 PM

• **RECONVENE – 8:47 PM**

Councilwoman Novak moved to reconvene the meeting. Motion was seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes.

**ADJOURNMENT**

No further business.

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

Roll Call: Voice Vote, all Ayes.

Time: 8:47 P.M.

SIGNED:

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Theresa A. Farbaniec, RMC  
Municipal Clerk

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Date Approved