

Council President Pro Tempore Novak opened the Agenda Meeting at 7:45PM followed by a salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Meeting being held on Monday, July 25, 2016 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 (via teleconference), Kilpatrick, Lembo, Novak, Rittenhouse

Absent: Councilman Grillo

Others Present: 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, Borough Attorney

Others Absent: Kennedy O'Brien, Mayor

- **OLD BUSINESS:**

a) -If the following Ordinance(s) were introduced at the Council meeting they will be listed for Public Hearing and Adoption on August 8, 2016.

ORDINANCE #339-16

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN
BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES
FOR THE YEARS 2014, 2015 AND 2016
(Pumping Station Operator)**

ORDINANCE #340-16

**BOND ORDINANCE PROVIDING FOR THE SITE
IMPROVEMENTS FOR THE FORMER BORDENTOWN AVENUE
WATER TREATMENT PLANT BUILDING IN, BY AND FOR THE
BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING
\$480,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$480,000 BONDS OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION**

(Admin. & Finance Committee – Public Hearing Aug. 8, 2016)

ORDINANCE #341-16

**AN ORDINANCE FIXING THE SALARIES OF CERTAIN
BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES
FOR THE YEARS 2014, 2015 AND 2016**

**(School Traffic Guards-Per Diem)
(Public Safety Committee – Public Hearing Aug. 8, 2016)**

- **NEW BUSINESS:**

COMMUNICATIONS & COMMITTEE REPORTS

ADMINISTRATIVE & FINANCE – Councilwoman Novak

1) Acting President Novak moved the following minutes or reports be received and filed:

- a. Municipal Clerk's report for the month of June, 2016
- b. CFO's Investment Activity report for the month of June, 2016
- c. Office on Aging Supervisor's report for the month of June, 2016

- Seconded by Councilman Buchanan.

2) **2016 Tax Appeal(s) received from:**

Plaintiff/Petitioner	Block	Lot	Address
Vail, Michael-Trustee	276	8	7076 Highway 35 & 9

- Forward to Tax Counsel

3) Application for Raffle License received from:

- a) **Sammy's Hope** to conduct an Off Premise 50/50 on Nov. 19, 2016 (RA:2042).
- b) **PTO Wilson School** to conduct a Bingo, an On Premise 50/50 and an On Premise (Tricky Tray) Draw raffle on Oct. 7, 2016 (BA:506; RA:2043, RA:2044).
- c) **Our Lady of Victories HSA** to conduct an Off Premise 50/50 on Nov. 12, 2016 (RA:2045)
- d) **Our Lady of Victories HSA** to conduct a calendar raffle on 24 various dates from October 5, 2016 through May 31, 2017 (RA:2046).
- e) **Our Lady of Victories HSA** to conduct an On Premise Draw (Tricky Tray) on Nov. 12, 2016 (RA:2047).
- f) **Sayreville Auxiliary Police Association, Inc.** to conduct an Off Premise 50/50 on Sept. 3, 2016 at Kennedy Park (RA:2048).

- a-f Approved

4) Received **Special Ruling from the Division of Alcoholic Beverage Control** authorizing the renewal of PRCL #1219-33-052-007 issued to **Flamingo Liquor, LLC** for the (pocket license) for the 2016/17 and 2017/2018 License Term.

- Approved for Renewal 2016-2017/Resolution.

5) Received Notice of Filing and **Notice of Public Hearing** from JCP&L to establish recovery level for 2016-17 Program Year.

(Dates, Times & Places posted on bulletin board)

- Receive & File

6) Committee Reports Councilwoman Novak:

a) Reported that the Non-Binding Referendum on the ballot back in November, 2015 regarding stopping the collection of the Open Space Tax until the open Space Trust Fund balance goes below \$5,000,000 had passed. She said that she has been waiting for a statement from the Open Space Committee since November and has not received one. Councilwoman Novak requested the Borough Attorney prepare an ordinance reversing the Open Space Tax until such time as the fund drops below \$5,000,000 as was written in the referendum and if the fund should drop below that figure it would automatically start again without having to have another referendum. She asked if there were any objection to this request.

Councilman Rittenhouse objected stating that what was on the ballot was confusing and it is non-binding and will be voting "No".

Councilwoman Novak made a motion to have the borough attorney prepare the ordinance. Seconded by Councilwoman Kilpatrick.

	<u>Ayes</u>	<u>Nay</u>
Roll Call:	Buchanan	Lembo
	Kilpatrick	Rittenhouse
	Novak	
	3 Ayes	2 Nay

PLANNING & ZONING - Councilman Buchanan

1) Councilman Buchanan moved the following minutes or reports be received and filed:

- a) Construction Officials report, Zoning and Code Enforcement report and Fire Prevention report all for the month of June, 2016.

- Seconded by Councilwoman Novak.

2) **Notice of Application before the July 27, 2016 Board of Adjustment** received from T-Mobile Northeast, LLC for a use variance, height variance and amended site plan approval in a Highway Business Zone on property known as 491 Ernston Road, Block 445, Lot 1.02.

- Receive & File

- 3) Notice of meeting for **public comment received from the Twp. of Woodbridge** on a proposed amendment their Master Plan is scheduled for July 27, 2016 at 7PMin their Council Chambers.

- Receive & File

- 4) **Applications for Trailer License** received from:

- a) Petillo, Inc. to place one additional Construction Office Trailer at Bass Pro Project site, 400 Chevalier Ave.
- b) PKF Mark III, Inc. to place One Temp. Office Trailer on MCUA property, Blk 257, Lot 7, 2571 Main Street Extension.

- Approved/Resolution.

- 5) Committee Reports: 1) Progress.

PUBLIC SAFETY – Councilman Lembo

- 1) Councilman Lembo moved the following minutes or reports be received and filed:

- a) Board of Health reports for the month of June, 2016.
 - b) Court Administrator’s report for the month of June, 2016
 - c) Police Department report for the month of June, 2016
- Seconded by Councilwoman Kilpatrick.

- 2) Request for **coin toss** at the intersection of Washington & Ernston Roads from 10am-2pm received from Sayreville Riverdogs – Grey on Nov. 26 & 27, 2016.

-Approved.

- 3) **Request to Travel** received from **Morgan Hose & Chemical Co. #1** to attend the Keport firemen’s carnival on Aug. 10, 2016.

-Approved.

- 4) Committee Reports- 1) Progress

PUBLIC WORKS – Councilwoman Kilpatrick

- 1) Councilwoman Kilpatrick moved the following minutes or reports be received and filed:

- a) Rent Leveling Board minutes of June 15, 2016.
- b) Public Works Supervisors’ reports for Bldg. & Grounds, Parks, Recycling, Roads & Sanitation and Garage Services for the month of June, 2016.

- Seconded by Councilman Buchanan.

- 2) **Request to hang promotional banners** received from Our Lady of Victories HSA to display promotional banners at the following location announcing their annual Christmas Bazaar on Oct. 13th through Nov. 15th (pending all paperwork):

- o Pole #JC519SE/BT279SE, Washington Rd. & Bissett St.

-Approved pending paperwork.

- 3) Request received from **Shade Tree** to use 4-5 Public Works **employees for tree maintenance** from April 15-Oct. 15 and program will be funded through the Tree Bank account.

-Approved.

- 4) Resident from 211 Cliff Avenue **is requesting a retaining wall be erected** to prevent further erosion of the hill at the dead end of the street at the top of the cliff and a chain link fence to prevent illegal dumping and the safety of the children playing in the area.

Borough Engineer reported that this particular piece of property is owned by Con Rail and you probably do not want to construct a retaining wall on someone else’s property but the borough could put up a fence at the far side of the parking lot which is about 25’ off the existing curb line but that is not where the problem is. The problem is further back on Con Rail property.

- Business Admin. to send out Code Enforcement out and issue a report.

- 5) Committee Reports-Co. Kilpatrick:
- a) Asked the Borough Engineer & and CFO for quarterly reports as far as where we are with road improvements. What is done and what is coming up in the future. She then asked the CFO what monies have been appropriated, what and how much is spent and on what and what the balances are.
 - The engineer said that he provides the DPW Director with a quarterly summary that he can supply to her and see if that is what she is looking for.
 - Mr. Kronowski said that he will give balances as to what is left in the Road Improvement Accounts, what is budgeted for this year and what is going to be done in the immediate future as well as prior unused funding.
 - The Engineer informed Co. Kilpatrick that we are getting bids in for Road Improvement and we will have to put funding in place if they would like to move ahead with that project.

WATER & SEWER/ENVIRONMENTAL – Councilman Rittenhouse

- 1)) Councilman Rittenhouse moved the following minutes or reports be received and filed: Water & Sewer Director’s report for the month of June, 2016
 - Seconded by Councilwoman Novak.
- 2) Committee Reports-Councilman Rittenhouse
 - a) Shared his experience at the Republican National Convention in Cleveland and the security.

RECREATION – Council President Buchanan

- 1) Councilman Buchanan moved the following minutes or reports be received and filed: Recreation Director’s report for the month of May, 2016
 - Seconded by Councilwoman Kilpatrick.
- 2) Request for **Special Event Permit** received from **Sayreville Police Auxiliary** to hold a carnival at Kennedy Park from Aug 31-Sept 3, 2016 as well as the **use of the Borough Portable Stage** for the event. Dept. of Public Works will bill all fees associated with the event.
 - If all reports come in favorable/Approve and issue Resolution.
- 3) Committee Reports-Co. Buchanan
 - a) Reported on various recreation sponsored events.

MAYOR – Kennedy O’Brien

- Acting Council President Novak thanked the residents for their understanding and turning off the sprinklers to aid in conserving water during this shortage and to all who helped get the word out.
- She said she received a letter from the Morgan First Aid Squad in preparation for the future opening of The Point. They have been made aware that there is some money going to be allocated for EMS and Fire and since they will be the primary response unit for that area they would like some help in understanding how this money will be distributed. Councilwoman Novak said she was forwarding this letter over to Mike D’Addio SERA Chairman and asked that they relay any information to the Squad. She also asked that he notify Sayreville EMS and the Fire Dept.

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

- Admin. & Finance

- 1) Request for authorization to retain Peter E. Sockler of the Sockler Realty Services Group, Inc. to conduct appraisal services and report covering PJ Development; SAJJ, LLC; 10-6 Fort Dix Realty, LLC; Raritan International Center, LLC; Gallery Motel, Inc. and that he be paid a fee not to exceed \$23,750.
 - Resolution.

- Planning & Zoning

- 1) Authorization for the Borough Attorney to perform a Title search of the Stasiak property offer of donation. If Title search comes clean would like to accept the property.

- Approved.

- Public Safety

- 1) Received bill from V-Com our Radio System consultant over and above their contract price for the extra work performed in the amount of \$13,982.50.
 - Councilwoman Novak said the contract reads that they were to let us know prior to the work and this is coming after, so not in favor of paying.
 - Councilman Rittenhouse said that they did not know ahead of time that there was going to be extra time necessary, because of the complications. They put in the time brought in the experts, extra meetings, more information, they did the work, I think we should pay it.
 - Councilman Buchanan said that we paid for service. The questions that were asked should have been in the report to begin with, they did not do anything Additional.
 - Councilwoman Kilpatrick agreed.

- Referred to Borough Attorney for review.

- 2) Mr. Frankel gave a report on an informational meeting that took place on Friday with TPS Harris, the Fire Dept. and EMS Squads to better explain the radio needs of the fire dept. and emergency squads supposedly was not done in the past.
 - Councilman Rittenhouse asked if anyone from Public Safety Committee invited.
 - The Business Admin. said no but expressed that it was not a "meeting" per say.
 - Councilman Rittenhouse expressed that he was very displeased that the public safety Committee was not informed by the business administrator.
 - Mr. Frankel said that they were brought in for informational purposes only, there was nothing secret. The Fire and EMS are here now ready to discuss the matter with the council.
 - Councilman Lembo stated he would of liked to have been invited.
 - Councilman Rittenhouse asked if there were any council at the meeting.
 - Councilwoman Novak said that she happened to be at borough hall so she went.
 - Councilman Rittenhouse said that the Attorney General and Prosecutors Office are looking into this whole thing.
 - Comments made by Councilwoman Kilpatrick regarding him contacting them on multiple occasions.Lengthily discussion followed on this matter.

Acting Council President said that the Fire Chiefs and EMS are here and can relay their needs to the council during the public portion.

- Public Works

- 1) Authorization to purchase one (1) Hook Lift mounted Asphalt Hot Patcher through the National Joint Powers Alliance Contract 113012-FRM from McGrath Municipal Equipment of Springfield, NJ for an amount not to exceed \$36,505.

- Resolution.

- Recreation

- Water & Sewer

- 1) Authorization to purchase one (1) Tennant Mechanical Floor Cleaner through Middlesex Regional Education services Commission Cooperative #MCESCCPS 15/16 – 44 from Tennant Company of Minneapolis, MN for an amount not to exceed \$18,842.02 .

- Resolution.

- 2) Authorization to purchase three (3) 2016 Ford F-250 Utility Body Pick Up Trucks and two (2) Ford F-250 Standard Body Pick Up Trucks through NJ State Contract T210-0/A88727 from Beyer Ford of Morristown, NJ for an amount not to exceed \$144,564.50.

- Resolution.

- 3) Authorization to extend contract for Routine and Emergency Repairs to Water, Road and Storm Sewer Infrastructure for a final one year term to B&W Construction of South River, NJ.

- Resolution.

C.F.O. - Wayne Kronowski

- 1) Resolution for the Sale of Bond Notes for the acquisition of Duhernal Water System. Money was allocated back in March.

BOROUGH ENGINEER - Jay Cornell

- 1) Site Improvements for the Former Bordentown Avenue Water Treatment Plant Building – Receipt of Bids (Report Attached).

- Resolution if ordinance is adopted at next meeting.

- 2) Ernston Road Tank Rehabilitation – Closeout of Contract and Change Order (Report Attached).

- Resolution.

Councilman Buchanan commented that while Co. Rittenhouse was in Cleveland there was a sub-committee meeting and during that meeting it was discussed that Dan Frankel was going to meet with Harris, Fire and First Aid to find out exactly what radios were needed. So that was the direction given to him.

Councilwoman Novak clarified that this was discussed with the public safety committee.

BOROUGH ATTORNEY - Michael DuPont - None

• **PUBLIC PORTION**

At this time Acting Council President Novak opened the meeting up to the public for any and all questions.

Those appearing were:

- Vincent Waranowicz, Chief Sayreville Fire Dept.

Reported that when this all first started he was only asked for the number of radios they needed and never asked what type they needed. He said that most recently he met with Mr. Frankel to go over types of radios that they needed and went over it the other day with Harris. According to Mr. Frankel the radios they need were never in the original spec. So what would need to be done is for the bond ordinance to be amended so they can get the proper radios. He went on to explain the different types of radios and which the fire and emergency squad needs. He said the radios in the spec were for single band and can only talk to each other within the borough if they leave the borough they cannot communicate which is why they need the multi band. He said the assistant chief gave Mr. Frankel the count and type earlier in the day so they can get a figure.

- Dexter Thomas, President Sayreville Emergency Squad.
Agrees with the Fire Chief on the type of radios they need.

Councilman Lembo asked if Harris agree that you really need these radios to fulfill your needs. Mr. Waranowicz said they did not say that but they understand how it works. He gave an example that this evening during this storm Old Bridge had called for them and when they leave town and cannot communicate. He said that Sayreville now has 700 MHz and they will not be able to talk to anyone on the 500 or 800 band but with the multiband or all band radio they can talk to any band. They would only need to program Old Bridges channels into this radio and the same for every other town. Councilwoman Novak explained how that would also affect the Emergency Squad.

Councilwoman Kilpatrick questioned how this happened. How the specifications that our expert, V-Comm put together did not contain what fire and EMS required. Mr. Waranowicz

stated that he never saw the spec. and did not know. Heated discussion followed between the council members.

Acting Council President Novak stated that she was told by firemen that these were not the radios they need. She suggested that the Public Safety Committee meet with Mr. Frankel, Chief Zebrowski, Lt. Batko and whoever else was in charge of giving the information to V-Comm, because V-Comm prepared a specification based upon the information that was provided to them.

She said they need to review if they absolutely have to have this and how much it is going to cost and will do her best to see they get what they need.

-George Gawron, 1st Assistant Fire Chief

He discussed how far back in time these conversations went on for. He indicated that one of the first meetings was at the police dept. with Co. McGill, vendors and ran by the police chief. They discussed radios and dual band radios, which was the most elaborate one out at the time. He said some time later Motorola came in with their truck and they looked at the radios, then Harris came in. At that point they should have asked the police dept. what they need. That did not happen, they just took a count of the fire departments radios and first aid and told them this is what you are getting. We are on one system. He also confirmed never seeing the specifications.

Mr. Gawron stated that what took place on Friday was not a meeting. It was for the Fire and First Aid to meet with TPS Harris to show them the radios they have.

Councilwoman Novak thanked the Fire Dept. for their service and for coming out again.

- Tom Pollando, 15 Oakwood Drive
Commented that V-Comm did a poor job.
- George Gawron, 1st Assistant Fire Chief
Clarified that no matter who they chose as the vendor they would still be in the same boat because nobody sat down and talked to the fire dept.

Councilwoman Kilpatrick said that her problem was with the Specs.

There were no further questions or comments.

Acting Council President Novak called for a motion. Motion to close the public portion was made by Councilman Buchanan. Seconded by Councilman Rittenhouse.

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

Acting Council President Novak called for a motion to adjourn.

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

Roll Call: Voice Vote, all Ayes.

Time: 8:40 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved