

Mayor Kilpatrick 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 Morelos announced that this August 15, 2022 Council Meeting had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune and the Star Ledger, notifying the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Conti, Dwumfour, Maher, Novak, Onuoha, Roberts

Absent: None

Others Present: Mayor Victoria Kilpatrick
Daniel E. Frankel, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Michael R. DuPont, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer
Nicole Waranowicz, Asst. Municipal Clerk

Others Absent: None

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

Council President Maher moved the following minutes be approved, subject to correction if necessary:

- ☒ July 18, 2022 - Special Meeting & Executive Sessions
- ☒ July 18, 2022 - Regular & Agenda Sessions

Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes.

- **PROCLAMATION & PRESENTATIONS**

- ✦ **Certificate of Recognition – Joe Ventigmiglia**

Mayor called for a moment of silence in memory of Donald Newton.

- **OLD BUSINESS:**

a) Public Hearing on the following Ordinances:

Borough Clerk Morelos read the heading for the following ordinances listed for Public Hearing:

Public Hearing on Ordinance #20-22.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #20-22.

There were no appearances.

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

Roll Call: Councilpersons Novak, Conti, Dwumfour, Maher, Onuoha, Roberts, all ayes.

ORDINANCE #20-22

**AN ORDINANCE SUPPLEMENTING AND AMENDING ORDINANCE #437-19
FIXING THE SALARIES OF CERTAIN BOROUGH OFFICIALS, OFFICERS AND**

AUGUST 15, 2022
REGULAR MEETING

EMPLOYEES FOR THE YEARS 2019 – 2022

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Sayreville as follows:

Section 1. The following annual salaries be and the same are here established for the following Borough Officials, officers and employees and made part of Appendix 1 of Ordinance #437-19 and made part hereof.

- Vehicle Inspectors - Stipend \$2,000.00, effective July 1, 2022

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect immediately upon final passage and publication as required by law.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 18, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

ADOPTED ON SECOND READING

DATED: August 15, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

APPROVAL BY THE MAYOR ON THIS 15th DAY OF August, 2022.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #21-22.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #21-22.

There were no appearances.

Councilwoman Dwumfour moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Dwumfour, Conti, Maher, Novak, Onuoha, Roberts, all ayes.

ORDINANCE #21-22

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER IV OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 4-19.4 "PAYMENT FOR OFF-DUTY ASSIGNMENTS"**

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:

4-19.4 Payment for Off-Duty Assignments.

a. ***

b. Effective July 1, 2016, all police officers shall be paid an hourly rate of fifty-five (\$55.00) dollars per hour for Board of Education. For all other off-duty assignments, police officers shall be paid an hourly rate of ~~sixty-five dollars (\$65.00) per hour and effective January 1, 2017 seventy-five (\$75.00)~~ **eighty-five (\$85.00)** dollars per hour. All off-duty assignments shall be for four (4) hours at a minimum. All hours worked in excess of eight (8) hours shall be paid at one and one-half (1-1/2) times the applicable hourly rate for each officer.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter Four, Section 4-19**, of the Revised General Ordinances of the Borough of Sayreville, shall be added to reflect said change.

SECTION 2. Severability Clause.

If any article, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.
(*** sections contain no changes and will remain in full force and effect).

SECTION 3. Repealer.

All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions are hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

This Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 18, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Eunice Dwumfour, Councilwoman
(Public Safety Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: August 15, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Eunice Dwumfour, Councilwoman
(Public Safety Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 15th DAY OF August, 2022.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #22-22.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #22-22.

Those commenting were:

- Vincent Waranowicz, 15 Patton Drive

Mr. Waranowicz thanked the Council for their efforts for getting the firetruck. He stated that he heard that it would be cancelled due to infrastructure updates and the county stated it doesn't fit their guidelines.

Councilwoman Novak responded that it's not true.

No further comments.

Councilwoman Dwumfour moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Dwumfour, Conti, Maher, Novak, Onuoha, Roberts, all ayes.

BOND ORDINANCE #22-22

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION
OF A FIRE TRUCK FOR THE BOROUGH OF SAYREVILLE,
NEW JERSEY, APPROPRIATING \$1,900,000 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$1,805,000
BONDS OR NOTES OF THE BOROUGH FOR FINANCING
PART OF SUCH APPROPRIATION**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Borough Council of the Borough of Sayreville, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$1,900,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$95,000 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,900,000 appropriation not provided for by application hereunder of the down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,805,000 pursuant to the Local Bond Law, constituting Chapter 2 of

Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$1,805,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are the acquisition of a fire truck for the Borough.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$1,805,000.

(c) The estimated cost of said purposes is \$1,900,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of the down payment.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 10 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a copy thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,805,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including any grant, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$1,805,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 18, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

ADOPTED ON SECOND READING

DATED: August 15, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

APPROVAL BY THE MAYOR ON THIS 15th DAY OF August, 2022.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #23-22.

Those commenting were:

- Don Reilly, Morgan First Aid President

Mr. Reilly stated that they have no objections to this facility being built. He stated there were concerns over the parking but learned that First Aid building is actually built on the property line and have been using their property. Mr. Reilly stated they have set up another meeting on September 14th to clear up the parking issue and would like this to pass tonight.

- Thomas Mueller, Dynamic Engineering, Developer's Engineer

Mr. Mueller stated that this is more a site plan issue and will work with everyone to make it work.

- John Barree, Heyer, Gruel & Associates

Mr. Barree stated the parking issue will be subject to review at the site plan level when it comes before the Planning Board. He stated that the plan requires five parking spaces be provided for the first aid squad and that there be cross access between the properties. Mr. Barree stated that this plan covers this issue and the details just needs to be worked out.

Mr. Reilly stated they are good to move forward on this.

- Alexandria Harris, 47 E. Kupsch Street

Ms. Harris questioned if there was public outreach done on this plan. Borough Clerk Morelos stated that by law it has to be sent to properties within 200 feet of the location. She questioned why mixed use it not being used for this site.

Councilman Onuoha responded it is not government property.

No further comments.

Councilman Onuoha moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Onuoha, Conti, Dwumfour, Maher, Novak, Roberts, all ayes.

ORDINANCE #23-22

AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN KNOWN AS 1970 ROUTE 35 REDEVELOPMENT PLAN IN CONNECTION WITH BLOCK 425, LOT 2.02 AS SHOWN ON THE MUNICIPAL TAX MAP IN ACCORDANCE WITH N.J.S.A. 40A:12A-7, AND SUPPLEMENTING AND AMENDING THE GENERAL ORDINANCES AND ZONING MAP OF THE BOROUGH OF SAYREVILLE

WHEREAS, the Borough Planning Board (the "Planning Board") was directed by the Borough Council, pursuant to Resolution No. 2021-269 dated October 12, 2021, to conduct a preliminary investigation in order to investigate whether the Club Pure property located at 1970 State Highway 35, Sayreville, New Jersey 08872 and identified as Block 425, Lot 2.02 on the Municipal Tax Map, inclusive of any and all streets, paper streets, private drives and right of ways (the "Study Area") should be determined to be a Non-Condensation Area in Need of Redevelopment under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq. (the "LRHL"); and

WHEREAS, on October 20, 2021, the Planning Board received Borough Council Resolution No. 2021-269 dated October 12, 2021, and directed Michael P. Fowler Associates, LLC ("Fowler") to perform a preliminary investigation as to whether the Study Area constitutes an "area in need of redevelopment" in accordance with the LRHL; and

WHEREAS, on February 16, 2022, the Planning Board held a public hearing, at which a report was presented by Fowler, that concluded that the property met the statutory criteria to be designated as an area in need of redevelopment. The Planning Board made a recommendation to the Borough Council concurring with Fowlers' report and testimony; and

WHEREAS, at its March 14, 2022 meeting, the Borough Council adopted Resolution No. 2022-75 designating Block 425, Lot 2.02 (the "Area") as a non-condemnation area in need of redevelopment, and authorizing Heyer, Gruel & Associates of Red Bank, NJ ("HGA") to prepare a Redevelopment Plan; and

WHEREAS, HGA prepared a proposed a redevelopment plan entitled "1970 Route 35 Redevelopment Plan, Borough of Sayreville, Middlesex County, NJ, May 20, 2022" (the "Plan"), which Plan was referred by the Borough Council to the Planning Board for review in accordance with the provisions of N.J.S.A. § 40A:12A-7(e); and

WHEREAS, at its June 15, 2022 meeting, the Planning Board approved the aforementioned Plan, as amended, which is attached hereto as Exhibit A, and referred the same to the Borough Council for review and approval; and

WHEREAS, at its July 20, 2022 meeting, the Planning Board will memorialize its action approving the Plan which occurred at the aforementioned June 15, 2022 meeting; and

WHEREAS, the Borough Council has reviewed said Plan and wishes to adopt the same and amend its Zoning Map and General Ordinances to include the land use, bulk requirements, and design standards contained in the Plan; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, as follows:

Section 1. The Borough hereby approves and establishes the Plan, which is attached hereto as Exhibit A, pursuant to N.J.S.A. 40A:12A-7 of the Redevelopment Law.

Section 2. The Plan shall supersede all provisions of the Zoning and General Ordinances of the Borough of Sayreville regulating development in the area addressed by the Plan, unless otherwise noted in the Plan.

Section 3. Final adoption of the Plan by the Borough Council shall be considered an amendment of the Borough of Sayreville Zoning Map. The Zoning District Map in the Zoning Ordinances of the Borough shall be amended to include the boundaries described in the Plan and the provisions therein.

Section 4. All of the provisions of the Plan shall supersede the applicable development regulations of the Borough's Ordinances, as and where indicated, for the properties subject to said Plan. In the event of any inconsistencies between the provisions of the Plan and any prior ordinance of the Borough of Sayreville, the provisions of the Plan shall govern.

Section 5. Chapter XXIII entitled "Zoning" of *The Revised General Ordinances of the Borough of Sayreville*, is hereby supplemented and amended to include the land use, bulk requirements, and design standards contained in said Redevelopment Plan for lands known as Block 425, Lot 2.02.

Section 6. A copy of this Ordinance shall be forwarded to the Planning Board in accordance with N.J.S.A 40A:12A-7e.

Section 7. Should any section, paragraph, sentence, or clause of this Ordinance be declared unconstitutional or invalid for any reasons, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect and, to this end, the provisions of this Ordinance are hereby declared severable.

Section 8. The within Ordinance shall take effect in the time and manner provided by law.

Exhibit A is filed in the Clerk's Office

INTRODUCED/APPROVED ON FIRST READING

DATED: June 18, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Christian Onuoha, Councilman
(Planning & Zoning Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: August 15, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Christian Onuoha, Councilman
(Planning & Zoning Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS _15th_ DAY OF August_, 2022.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #24-22.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #24-22.

There were no appearances.

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

Roll Call: Councilpersons Novak, Conti, Dwumfour, Maher, Onuoha, Roberts, all ayes.

ORDINANCE #24-22

**AN ORDINANCE AMENDING CHAPTER VIII, "GENERAL LICENSING",
TO DELETE SUBSECTION 8-18, "MISCELLANEOUS SCHEDULE OF FEES"
OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF SAYREVILLE**

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:

8-18 MISCELLANEOUS SCHEDULE OF FEES.

~~Except as otherwise provided, the Miscellaneous Schedule of Fees shall be established as follows:~~

a. Dumpster bond	\$200.00
b. Dumpster (30-day license)	\$15.00
c. Dumpster renewal license	\$10.00

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that Chapter 8-18 "Miscellaneous Schedule of Fees" be deleted in its entirety and 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.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 18, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

ADOPTED ON SECOND READING

DATED: August 15, 2022

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

APPROVAL BY THE MAYOR ON THIS 15th DAY OF August, 2022.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

b) Appointments

Council President Maher made a motion to appoint Kevin Dalina to SERA. Seconded by Councilwoman Roberts.

Roll call: Ayes: Councilpersons Maher, Conti, Novak, Roberts.

Abstained: Councilperson Dwumfour

Nays: Councilperson Onuoha

Council President Maher made a motion to appoint Mary Mussarra to Human Relations Commission. Seconded by Councilwoman Roberts.

Roll call: Ayes: Councilpersons Maher, Conti, Dwumfour, Novak, Roberts
Abstained: Councilperson Onuoha

Mayor asked the Borough Attorney to look into the questionnaire that was previously used a few decades ago or the policy of appointments from back then.

Councilwoman Novak responded that there was nothing prior to what we have now.

- **NEW BUSINESS:**

a) Introduction of the following ordinances:

ORDINANCE #25-22
**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION
12-3.5 PROPERTY RENTAL AND RESALE INSPECTION
(Planning & Zoning - Co. Onuoha - Public Hearing 9-12-22)**

Councilman Onuoha moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for September 12, 2022. Motion was seconded by Councilwoman Dwumfour.

Roll Call: Ayes: Councilpersons Onuoha, Conti, Dwumfour, Maher, Novak,
Nays: Councilperson Roberts. Carried.

CONSENT AGENDA RESOLUTIONS

Mayor Kilpatrick opened the meeting for any questions or comments on Consent Agenda Resolutions.

Those commenting were:

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned resolution #2022-216.

Mayor Kilpatrick responded that resolution is to purchase an automated truck, roll off and two rear loaders.

- Alexa Harris, 47 E. Kupsch Street.

Ms. Harris requested that the Borough start purchasing electric vehicles. She also suggested the Borough start collection compost system.

Council President Maher made a motion to close the Public Portion and adopt the Consent Agenda Resolutions. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti(abstained from Item #22-03789 on Resolution #2022-207), Dwumfour, Novak, Onuoha, Roberts, all Ayes.

RESOLUTION #2022-207

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.

AUGUST 15, 2022
REGULAR MEETING

/s/ Victoria Kilpatrick, Mayor

/s/ Vincent Conti, Councilman

/s/ Mary J. Novak, Councilwoman

/s/ Eunice Dwumfour, Councilwoman

/s/ Christian Onuoha, Councilman

/s/ Michele Maher, Councilwoman

/s/ Donna Roberts, Councilwoman

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

Bill list of August 15, 2022 in the amount of \$7,959,854.11 in a separate Bill List File for 2022 (See Appendix Bill List 2022-A for this date).

RESOLUTION #2022-208

WHEREAS, property known as Lot(s) **208-212**, in Borough Block **494**, more commonly known as **185 Wessco Steet**, in **South Amboy, NJ** is owned by **Nicole and Dustin Hawley**;

AND, WHEREAS, Nicole Lynn Hawley, who had qualified as a one hundred percent **Disabled Veteran** under the provision of the N.J.S.A 54: 4-3.30, causing her property to be exempt from taxation at the local level beginning with the first quarter of Calendar Year **2020** as verified by the Tax Assessor;

AND, WHEREAS, the Tax Bills for the four quarters of Calendar Year **2020, 2021, & 2022** were generated from the **2019, 2020, & 2021** Assessor's Tax Lists, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with a tax bill for the calendar year **2020, 2021, & 2022**, while the property is correctly classified as being Tax Exempt commencing with first quarter of **2020**;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector be, and he hereby is, authorized and directed to cancel **2020, 2021, & 2022** taxes billed in the amount of **\$40,225.36**, all subsequently billed taxes, and refund the amount paid for **2020, 2021, & 2022**, in the amount of **\$30,526.64** on the property known and designated as Lot(s) **208-212** in Borough Block **494**.

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-209

BE IT AND IT IS HEREBY RESOLVED that the proper borough officials are hereby authorized and directed to extend the contract with Legacy Riding Stables, Inc., Piscataway, NJ for an additional two (2) years, for Horseback Riding and Related Concession Services on premises known as Julian Capik Nature Preserve and Wellfields.

/s/ Michele Maher, Councilwoman
(Recreation Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor’s signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-210

FORM 1B – DMHAS Youth Leadership Grant

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

WHEREAS, The Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for DMHAS Youth Leadership funding through the Governor’s Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sayreville, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize acceptance of an application for DMHAS Grant funding for the Sayreville Municipal Alliance for Year One Grant Term 7/1/22 – 3/14/23 in the amount of:
DMHAS Grant Funding \$ 5,000
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

AUGUST 15, 2022
REGULAR MEETING

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-211

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a contract for software and maintenance with Queues Enforth Development (QED), 400 Tradecenter, Suite 5900, Woburn, MA 01801, through State Contract #T0109/A83889 at a total cost not to exceed \$29,793.00.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-212

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to Traffic Safety Service, LLC of South Plainfield, NJ, for the purchase of two (2) light towers in an amount not to exceed \$23,800.00.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-213

BE IT RESOLVED that the proper Borough Officials are hereby authorized and directed to award a contract for the purchase of one (1) 2023 Chevrolet Tahoe to Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ 08002 through ESCNJ Contract 20/21-09 in an amount not to exceed \$43,978.00.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-214

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a contract to Skylands Area Fire Equipment of Riverdale, NJ for Turnout Gear through NJ State Contract #17-Fleet-00810 in an amount not to exceed \$54,613.44.

/s/ Eunice Dwumfour, Councilwoman
(Public Safety Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-215

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to PABCO Industries of Newark, NJ for the purchase of leaf bags for the Borough's Recycling Program in an amount not to exceed \$21,884.80.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

AUGUST 15, 2022
REGULAR MEETING

RESOLUTION #2022-216

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase through NJPA/Sourcewell Contact #0609-20, one (1) 2024 Peterbilt 520 Tandem Automated Truck, one (1) 2023 Peterbilt 337 Roll Back, and two (2) 2024 Peterbilt 367 Rear Loader for the Department of Public Works from Hunter Jersey Peterbilt, 524 Monmouth Road, Clarksburg, NJ 08510 a total cost not to exceed \$1,137,979.51.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-217

WHEREAS, N.J.S.A. 40A:4-87 provides that the director of the Division of Local Finance may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation of equal amount:

SECTION 1.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sayreville hereby requests the Director of the Division of Local Finance to approve the insertion of the following items of revenue in the budget of the year 2022 in the sums contained in **Section 2** which items are now available as a revenue from the following sources:

SECTION 2.

- 2022 Municipal Alliance Grant in the amount of \$16,183.00 and Cash Match in the amount of \$4,045.75.

SECTION 3.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-218

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the fiscal year ended December 31, 2021 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6 and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs: and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:0-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments and
Recommendations

; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit and specifically the sections of the Annual Audit entitled "General Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB, to wit:

R.S. 52:27BB-52 "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Sayreville, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

AUGUST 15, 2022
REGULAR MEETING

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-219

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to perform inspection of the Duhernal Dam as required by the NJDEP for a fee not to exceed \$27,500.00.

/s/ Donna Roberts, Councilwoman
(Water & Sewer Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-220

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 Closeout Contract Change Order No. 1:

- Project: Improvements to Ernston Road project
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Net Decrease: \$52,380.82
- 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:
2. That the Governing Body determines that said charges are proper and essential and that same be paid upon the submission of properly approved borough voucher.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

AUGUST 15, 2022
REGULAR MEETING

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-221

**ACCEPTING FINAL WORK
AND AUTHORIZING FINAL PAYMENT
UPON EXPIRATION OF STATUTORY PERIOD**

WHEREAS, the following named contractor has completed the following work as indicated on the project hereafter referred to, which work is apparently in accordance with the plans, specifications and contract documents:

- Project: Improvements to Ernston Road project
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Balance Due \$9,274.10

WHEREAS, the Borough Engineer has fully issued a certificate certifying to the completion of the work and recommending payment in accordance with the terms thereof; and

WHEREAS, the Standing Committee of the Governing Body under whose jurisdiction this work falls has likewise inspected said work and has determined that it has been completed in apparent conformity with the plans and specifications; and

WHEREAS, the Statutes of New Jersey pertaining to the enforcement of mechanic's and materialmen's liens on municipal projects provide that notice thereof may be filed at any time within 45 days of the final acceptance of said work;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the project described in the preamble hereof is hereby accepted and approved with the proviso that such action is not to be construed as a waiver of any violation of the terms of said plans, specifications and contract documents if such violation should later appear.
2. That the Borough Clerk is authorized to insert a brief notice in a daily newspaper circulating in Middlesex County once a week for two consecutive weeks giving public notice of the final acceptance of said work so that any potential lien claimants may have notice thereof.
3. That upon expiration of the 45 days from the date hereof, the proper municipal officials be and they are hereby authorized and directed to execute and deliver a check to the said contractor covering the amount due him, less any retained percentage authorized by the contract documents.
4. That should the contract under which this work has been done provide for the release of any retained percentage upon the filing of a maintenance bond, that said percentage shall be paid said contractor upon the filing of a one-year 15% Maintenance Bond in the amount of \$69,555.78 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-222

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 Closeout Contract Change Order No. 1:

- Project: Kennedy Park Basketball Improvements project
- Contractor: Shore Top Construction Corp.
23 Yellowbrook Road
Freehold, NJ 07728
- Net Decrease: \$7,749.40
- 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:
2. That the Governing Body determines that said charges are proper and essential and that same be paid upon the submission of properly approved borough voucher.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-223

**ACCEPTING FINAL WORK
AND AUTHORIZING FINAL PAYMENT
UPON EXPIRATION OF STATUTORY PERIOD**

WHEREAS, the following named contractor has completed the following work as indicated on the project hereafter referred to, which work is apparently in accordance with the plans, specifications and contract documents:

- Project: Kennedy Park Basketball Improvements project
- Contractor: Shore Top Construction Corp.
23 Yellowbrook Road
Freehold, NJ 07728
- Balance Due \$3,088.01

WHEREAS, the Borough Engineer has fully issued a certificate certifying to the completion of the work and recommending payment in accordance with the terms thereof; and

WHEREAS, the Standing Committee of the Governing Body under whose jurisdiction this work falls has likewise inspected said work and has determined that it has been completed in apparent conformity with the plans and specifications; and

WHEREAS, the Statutes of New Jersey pertaining to the enforcement of mechanic's and materialmen's liens on municipal projects provide that notice thereof may be filed at any time within 45 days of the final acceptance of said work;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the project described in the preamble hereof is hereby accepted and approved with the proviso that such action is not to be construed as a waiver of any violation of the terms of said plans, specifications and contract documents if such violation should later appear.

2. That the Borough Clerk is authorized to insert a brief notice in a daily newspaper circulating in Middlesex County once a week for two consecutive weeks giving public notice of the final acceptance of said work so that any potential lien claimants may have notice thereof.

3. That upon expiration of the 45 days from the date hereof, the proper municipal officials be and they are hereby authorized and directed to execute and deliver a check to the said contractor covering the amount due him, less any retained percentage authorized by the contract documents.

4. That should the contract under which this work has been done provide for the release of any retained percentage upon the filing of a maintenance bond, that said percentage shall be paid said contractor upon the filing of a one-year 15% Maintenance Bond in the amount of \$23,160.09 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

AUGUST 15, 2022
REGULAR MEETING

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2022-224

**RESOLUTION OF THE BOROUGH OF SAYREVILLE AUTHORIZING
CP MD JERNEE MILL ROAD LLC AS CONDITIONAL REDEVELOPER TO
ACCESS SAYREVILLE LANDFILL #3 IN ORDER TO PEFORM DUE DILIGENCE**

WHEREAS, the Borough of Sayreville ("Borough") has been promoting the redevelopment of certain real property located at the Sayreville Landfill #3 Redevelopment Area ("Property"); and

WHEREAS, the Sayreville Economic and Redevelopment Agency ("Agency") issued on May 2, 2022 a Statement of Interest and Request for Proposals for redevelopment of the "Sayreville Landfill #3 Redevelopment Area", which RFP was duly advertised by the Agency; and

WHEREAS, on June 23, 2022, the Agency designated CP MD Jernee Mill Road LL as the Conditional Redeveloper of the Property ("Redeveloper"); and

WHEREAS, on July 12, 2022, the Agency forwarded correspondence to the Mayor and Council recommending that the Borough authorize the Redeveloper to access the Property in order to conduct due diligence; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, hereby authorizes the Redeveloper to access the Property, subject to satisfaction of the following conditions:

- (1) Redeveloper shall provide insurance certificates naming the Borough of Sayreville and Agency as additional insureds; and
- (2) Redeveloper shall provide a written schedule of its activities to the Borough of Sayreville and Agency; and
- (3) Redeveloper shall not perform any work that could penetrate the landfill cap; and
- (4) Redeveloper shall restore any disturbed areas and fill in any excavated areas and test pits.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Redeveloper and Agency Executive Director.

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

READ IN FULL

RESOLUTION #2022-225

AUTHORIZATION TO SUBMIT AN APPLICATION AND ENTER INTO A GRANT AGREEMENT WITH THE DEPARTMENT OF COMMUNITY AFFAIRS' AMERICAN RESCUE PLAN FIREFIGHTER GRANT PROGRAM

WHEREAS, the New Jersey Department of Community Affairs Division of Local Government Services has made grant funding available via the American Rescue Plan Firefighter Grant Program; and

WHEREAS, the Mayor and Council of the Borough of Sayreville desire to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$75,000.00 to carry out a project to provide the Sayreville Fire Department with proper fire protection, cleaning, and sanitization equipment;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF SAYREVILLE:

1. Hereby authorize the application for such a grant; and,
2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Sayreville and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

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

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

There being no comments, Council President Maher moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes. Carried.

READ IN FULL

RESOLUTION #2022-226

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a contract to R.J. Walsh Associates, Inc. of Allentown, NJ for the Removal and Replacement of DPW Fuel Tanks and Fuel Management System through NJ State Contract T0849/A42268 in an amount not to exceed \$278,979.94.

/s/ Vincent Conti, Councilman
(Public Works Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

There being no comments, Council President Maher moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes. Carried.

READ IN FULL

RESOLUTION #2022-227

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to Mitchell Humphrey & Co. of St. Louis, MO, for the provision of FastTrackGov software in an amount not to exceed \$33,820.00.

/s/ Christian Onuoha, Councilman
(Planning & Zoning Committee)

Reviewed by the Borough Attorney and is approved as to form and the Resolution satisfies all of the legal requirements for the Mayor's signature.

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

There being no comments, Council President Maher moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes. Carried.

- **BOROUGH ATTORNEY - Michael DuPont- NONE**
- **PUBLIC PORTION**

At this time Mayor Kilpatrick opened the meeting to the public for questions or comments on any and all matters.

Those commenting were:

- Robert Izzo, N. Edward Street

Mr. Izzo commented on the electric vehicles. He questioned what point of order meant.

Response by Councilwoman Novak.

Mr. Izzo commented on the way last month's meeting was conducted. He also commented on the flag issue. Mr. Izzo commented on the speeding on his street and gave recommendations on how to resolve it.

Further discussion ensued.

Councilman Conti made a motion to pursue temporary speed bumps in two to three areas around town based on the statistics and professional advice.

Seconded by Council President Maher.

Roll Call: Ayes: Councilpersons Conti, Maher, Novak

Nays: Councilperson Dwumfour

Abstained: Councilperson Onuoha

Councilman Conti made a motion to rescind his prior motion. Seconded by Council President Maher.

Roll Call: Ayes: Councilpersons Conti, Maher, Novak, Onuoha, Roberts

Nays: Councilperson Dwumfour

Councilman Conti made a motion to install temporary rubber speedbumps in designated areas based on the advice of Sgt. Braile or our engineers. Seconded by Councilman Onuoha.

Roll Call: Ayes: Councilpersons Conti, Maher, Novak, Onuoha, Roberts

Nays: Councilperson Dwumfour

- Randy Tricarico, 245 9th Street

Mr. Tricarico commented on tractor trailer cabs parking on his street and on private property.

- Alexa Harris, 47 E. Kupsch St.

Ms. Harris suggested the Borough hire an urban planner.

- Arthur DeSarno, 451 Main Street

Mr. DeSarno stated that if the power plant in Woodbridge is built then Sayreville will breathe lower quality of air. He requested that the Borough oppose this power plant.

Mayor Kilpatrick stated that the Environmental Commission did not want the resolution opposing the power plant pulled.

Councilwoman Dwumfour made a motion to have the resolution opposing the power plant on the next meeting. Seconded by Councilman Onuoha.

Roll Call: Ayes: Councilpersons Dwumfour, Maher, Onuoha
Nays: Councilpersons Novak, Roberts
Abstained: Councilperson Conti

Mayor demanded all communication regarding the Environmental Commission go directly to the Business Administrator and sent to the Mayor and Council.

- Jeff Smith, 185 Grove Street

Mr. Smith commented on the power plant. He stated that there are some streets that have been left unpaved by PSE&G. Mr. Smith stated that at the next Board of Education meeting the new curriculum for health will be discussed and encourages the public to attend.

- Charlie Kratovil, Food & Water Watch

Mr. Kratovil asked for them to oppose the power plant and glad to see it will be listed for the next meeting.

- Rachel Dawn, Water Spirit, Manalapan

Ms. Dawn stated she thinks there is lack of education about the power plant and recommends doing research on how it affects communities.

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned why they didn't ask the Police Department to come up with their recommendations on how to curtail speeding on residential streets. Mayor Kilpatrick responded that they did.

Mr. Robinson stated that Arsenal Trade had given \$1.7 million to the Tree Bank Commission and in addition is replanting 7,000 trees. He questioned if there has been any discussion about PILOT for Arsenal or Crossman.

Borough Attorney DuPont responded there have been no discussions.

- Frank Bella, 5 Keenan Street

Mr. Bella commented on the speedbumps and the liability issue on the Borough.

- Alexa Harris, 47 E. Kupsch Street

Ms. Harris stated she emailed the Mayor, Councilman Conti and Councilwoman Roberts about inclusionary housing and received no response. She commented on low-income housing.

No further comments.

Council President Maher made a motion to close the Public Portion. Seconded by Councilwoman Roberts.

Roll Call: Voice Vote, all Ayes.

- **EXECUTIVE SESSION**

Borough Attorney DuPont read the following Executive Session 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 45 minutes to discuss the following matters:

- Personnel

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/ Michele Maher, Council President

APPROVED:

/s/ Victoria Kilpatrick, Mayor

Council President Maher moved the Executive Session Resolution be adopted on Roll Call Vote. Motion seconded by Councilwoman Novak.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes.

Time: 9:32 PM

Reconvene:

Council President Maher made a **motion to reconvene**. Motion was seconded by Councilwoman Roberts.

Roll Call: Councilpersons Maher, Conti, Dwumfour, Novak, Onuoha, Roberts, all Ayes.

Time: 10:34 PM

- **ADJOURNMENT**

No further business Council President Maher made a motion to adjourn. Seconded by Councilwoman Roberts.

Roll Call: Voice Vote, all Ayes.

Time 10:34 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____