

Council President Dalina opened the Council Meeting at 7:02 PM followed by a short prayer and salute to the flag.

Council President asked for a moment of silence for former Councilman Tom Marcinyk who passed away and also for those that passed away on September 11<sup>th</sup>.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this September 13, 2021 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, Dalina, Enriquez, Maher, Novak, Roberts

Absent: None

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

Others Absent: Mayor Victoria Kilpatrick

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

Councilwoman Novak moved the following minutes be approved, subject to correction if necessary:

✎ August 16, 2021 - Regular & Agenda Sessions

Seconded by Councilman Enriquez.

Roll Call: Councilpersons Novak, Conti, Dalina, Enriquez, Maher, Roberts, all ayes.

- **PROCLAMATION & PRESENTATIONS - NONE**

- **EXECUTIVE SESSION**

Borough Clerk Morelos 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 15 minutes to discuss the following matters:

- 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/ Mary J. Novak, Councilwoman

APPROVED:

/s/ Kevin Dalina, Council President

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

Roll Call: Councilpersons Novak, Conti, Dalina, Enriquez, Maher, Roberts, all Ayes.

Time: 7:05 PM

**Reconvene:**

Councilwoman Novak made a **motion to reconvene**. Motion was seconded by Councilman Enriquez.

Roll Call: Councilpersons Novak, Conti, Dalina, Enriquez, Maher, Roberts, all Ayes.

Time: 7:20 PM

• **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 #537-21.

Council President Dalina opened the meeting to the public for questions or comments on Ordinance #537-21.

There were no appearances.

**Councilman Conti moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilman Enriquez.**

**Roll Call: Councilpersons Conti, Dalina, Enriquez, Maher, Novak, Roberts, all Ayes.**

**ORDINANCE # 537-21**

**AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER IV OF THE REVISED GENERAL ORDINANCES  
OF THE BOROUGH OF SAYREVILLE TO AMEND  
SECTION 4-19 "EMPLOYMENT OF OFF-DUTY POLICE OFFICERS"**

**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. All private persons or entities shall be required to make all payments for off-duty assignments payable to the Borough of Sayreville. All payments for off-duty assignments shall be forwarded to the Treasurer of the Borough of Sayreville. The Treasurer shall deposit all funds earmarked for the payment of off-duty officers,

collected from private persons or entities, into a special escrow fund. The escrow fund shall be established for payment to members of the Police Department performing the off-duty services. All police officers shall be required to submit pay slips to the Police Chief or the Police Chief's designee. The pay slip shall be in a form approved by the Police Chief. Upon receipt of a properly executed pay slip verified by the private person or entity, the Treasurer will process the pay slips for disbursement. Provided the escrow fund for the private person or entity has sufficient monies available, the members of the Police Department shall be paid for the off-duty services at the next regularly scheduled pay date. If there is insufficient monies available to pay all members of the Police Department, who worked for the private person or entity in question, for the pay period in question, the Police Chief, or the Chief's designee shall request additional funds for deposit into escrow prior to payment of the police officers.

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 **seventy-five (\$75.00)** dollars per hour effective ~~January 1, 2017~~ **September 20, 2021**. 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.

c. Cancellation of off-duty assignments shall be made to the Officer in charge no less than two (2) hours prior to commencement or a fee will be charged in an amount equal to the applicable hourly rate multiplied by the minimum amount of hours required multiplied by the number of officers requested.

**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.

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: August 16, 2021

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

/s/Vincent Conti, Councilman  
(Public Safety Committee)  
Borough of Sayreville

**ADOPTED ON SECOND READING**

DATED: September 13, 2021

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

/s/Vincent Conti, Councilman  
(Public Safety Committee)  
Borough of Sayreville

**APPROVAL BY THE MAYOR ON THIS 13<sup>th</sup> DAY OF SEPTEMBER, 2021.**

/s/Victoria Kilpatrick, Mayor  
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #538-21.

Council President Dalina opened the meeting to the public for questions or comments on Ordinance #538-21.

There were no appearances.

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

**Roll Call: Councilpersons Roberts, Conti, Dalina, Enriquez, Maher, Novak, all Ayes.**

**BOND ORDINANCE #538-21**

**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$3,070,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,916,500 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 \$3,070,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$153,500 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 \$3,070,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,916,500 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 \$2,916,500 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 of which said obligations are to be issued are various improvements, including without limitation, the following: (i) Firehouse improvements; (ii) Safety Complex HVAC improvements; (iii) Senior

Center improvements; (iv) Historical Society improvements; (v) Code enforcement improvements; (vi) Borough Hall improvements; (vii) technology improvements; and (viii) various drainage improvements, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$2,916,500.

(c) The estimated cost of said purposes is \$3,070,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$153,500 down payment for said purposes.

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 19.31 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 complete duplicate 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 \$2,916,500, 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 \$225,000 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 grants, 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 \$2,916,500. 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: August 16, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**ADOPTED ON SECOND READING**

DATED: September 13, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 13<sup>th</sup> DAY OF SEPTEMBER, 2021.

/s/Victoria Kilpatrick, Mayor  
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #539-21.

Council President Dalina opened the meeting to the public for questions or comments on Ordinance #539-21.

There were no appearances.

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

**Roll Call: Councilpersons Roberts, Conti, Dalina, Enriquez, Maher, Novak, all Ayes.**

**BOND ORDINANCE #539-21**  
**BOND ORDINANCE PROVIDING FOR VARIOUS  
ROAD IMPROVEMENTS FOR THE BOROUGH OF  
SAYREVILLE, NEW JERSEY, APPROPRIATING  
\$4,170,000 THEREFOR AND AUTHORIZING  
THE ISSUANCE OF \$3,694,425 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 \$4,170,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of a \$475,575 grant from the State of New Jersey Department of Transportation (the "Grant"). No down payment for said improvements or purposes is required pursuant to N.J.S.A 40A:2-11(c).

Section 2. For the financing of said improvements or purposes and to meet the part of said \$4,170,000 appropriation not provided for by application hereunder of the Grant, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,694,425 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 \$3,694,425 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 (i) the improvement of South Minnisink Avenue in the Borough and (ii) the improvement of roadways and crack sealing on various roads in the Borough, all as on file with the Borough Clerk and in each case together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$3,694,425.

(c) The estimated cost of said purposes is \$4,170,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of the Grant.

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 \$3,694,425, 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 \$650,000 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 the Grant or any additional 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 \$3,694,425. 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: August 16, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**ADOPTED ON SECOND READING**

DATED: September 13, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**APPROVAL BY THE MAYOR ON THIS 13<sup>th</sup> DAY OF SEPTEMBER, 2021.**

/s/Victoria Kilpatrick, Mayor  
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #540-21.

Council President Dalina opened the meeting to the public for questions or comments on Ordinance #540-21.

There were no appearances.

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

**Roll Call: Councilpersons Roberts, Conti, Dalina, Enriquez, Maher, Novak, all Ayes.**

**BOND ORDINANCE #540-21  
BOND ORDINANCE PROVIDING FOR THE  
ACQUISITION OF VEHICLES AND EQUIPMENT  
IN, BY AND FOR THE BOROUGH OF SAYREVILLE,  
NEW JERSEY, APPROPRIATING \$1,836,000  
THEREFOR AND AUTHORIZING  
THE ISSUANCE OF \$1,744,200 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

\$1,836,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$91,800 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 \$1,836,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,744,200 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 \$1,744,200 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 of which said obligations are to be issued are the (i) acquisition of the following equipment and vehicles: (A) police vehicles, (B) police firearms, (C) fire department turnout gear, (D) 5 yard dump tracks and chassis, (E) hooklift flatbed, (F) rear loader truck, (G) automated refuse containers, (H) automated refuse truck, (I) interchangeable truck body system and (J) pump station equipment and (ii) refurbishment of (A) fire department apparatus and (B) sanitation trucks.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$1,744,200.

(c) The estimated cost of said purposes is \$1,836,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$91,800 down payment for said purposes.

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 15.18 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 complete duplicate 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 \$1,744,200, 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 \$10,000 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 grants, 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 \$1,744,200. 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: August 16, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**ADOPTED ON SECOND READING**

DATED: September 13, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**APPROVAL BY THE MAYOR ON THIS 13<sup>th</sup> DAY OF SEPTEMBER, 2021.**

/s/Victoria Kilpatrick, Mayor  
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #541-21.

Council President Dalina opened the meeting to the public for questions or comments on Ordinance #541-21.

There were no appearances.

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

**Roll Call: Councilpersons Roberts, Conti, Dalina, Enriquez, Maher, Novak, all Ayes.**

**BOND ORDINANCE #541-21**  
**BOND ORDINANCE PROVIDING FOR THE**  
**ACQUISITION OF WATER UTILITY EQUIPMENT IN**  
**THE BOROUGH OF SAYREVILLE, NEW JERSEY,**  
**APPROPRIATING \$762,000 THEREFOR AND**  
**AUTHORIZING THE ISSUANCE OF \$762,000 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 \$762,000, said sum being inclusive of all appropriations heretofore made therefor. No down payment is required as the purpose authorized herein is deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 4(e) of this bond ordinance.

Section 2. For the financing of the improvements or purposes, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$762,000 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 \$762,000 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 of which said obligations are to be issued are (i) the acquisition of vehicle laps; (ii) the acquisition and installation of membrane filters; (iii) the repair and/or replacement of guardrails for Duhernal; (iv) the relocation of power wires; and (v) the repair of various water mains, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said improvements or purposes is \$762,000.

(c) The estimated cost of said improvements or purposes is \$762,000.

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

(a) The said improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes that the Borough may lawfully

undertake as a self-liquidating purpose of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted 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 18.069 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 an electronic copy thereof has been 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 \$762,000, but that the net debt of the Borough determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$16,000 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 or purposes.

(e) This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

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 grants, 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 \$762,000. 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: August 16, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**ADOPTED ON SECOND READING**

DATED: September 13, 2021

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

/s/Donna Roberts, Councilwoman  
(Admin. & Finance Committee)  
Borough of Sayreville

**APPROVAL BY THE MAYOR ON THIS 13<sup>th</sup> DAY OF SEPTEMBER, 2021.**

/s/Victoria Kilpatrick, Mayor  
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #542-21.

Borough Attorney asked the council to Table this Ordinance due to confirming what section of the code it belongs in.

**Council President Dalina moved the Ordinance be tabled. Seconded by Councilwoman Novak.**

**Roll Call: Councilpersons Dalina, Conti, Enriquez, Maher, Novak, Roberts, all Ayes.**

- **NEW BUSINESS:**
  - a) Introduction of the following ordinances:

**ORDINANCE #543-21**  
**AN ORDINANCE AMENDING AND SUPPLEMENTING**  
**CHAPTER XIV OF THE REVISED GENERAL ORDINANCES**  
**OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION**  
**14-14.9 "MISCELLANEOUS FEES"**  
(Water & Sewer Committee - Co. Novak - Public Hearing 9-27-21)

Councilwoman Novak moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for September 27, 2021. Motion was seconded by Councilman Enriquez.

Roll Call: Councilpersons Novak, Conti, Dalina, Enriquez, Maher, Roberts, all ayes.

**CONSENT AGENDA RESOLUTIONS**

Council President Dalina opened the meeting for any questions or comments on Consent Agenda Resolutions.

There were no appearances:

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

Roll Call: Councilpersons Dalina, Conti, Enriquez, Maher, Novak, Roberts, all Ayes.

**RESOLUTION #2021-222**

**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.

\_\_\_\_\_  
Absent  
Victoria Kilpatrick, Mayor

/s/ Vincent Conti, Councilman

/s/ Michele Maher, Councilwoman

/s/ Kevin Dalina, Councilman

/s/ Mary J. Novak, Councilwoman

/s/ Damon Enriquez, Councilman

/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 September 13, 2021 in the amount of \$9,122,279.02 in a separate Bill List File for 2021 (See Appendix Bill List 2021-A for this date).**

**RESOLUTION #2021-223**

**WHEREAS**, an application has been received by the Municipal Clerk for a person to person transfer Plenary Retail Consumption License #1219-33-044-006, heretofore issued to F & B Associates of NJ, LLC for premises located at 570 Jernee Mill Road, Sayreville, New Jersey 08872.

**WHEREAS**, said application is complete in all respects, the transfer fees have been paid, the applicant has disclosed with the issuing authority the source of all funds used in the purchase of said license and business and the license has been properly renewed for the current license term;

**WHEREAS**, the applicant has duly advertised in the Home News Tribune on March 20, 2021 and March 27, 2021, as required by law, and has produced proof of publication as to such advertising; and

**WHEREAS**, no objections or protests have been made with regard to said transfer; and

**WHEREAS**, all other necessary requirements have been fulfilled and proper investigations have been made, the applicant is qualified to be licensed according to all statutory, regulatory and local governmental Alcoholic Beverage Control laws and regulations.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Sayreville does hereby approve, the transfer of Plenary Retail Consumption License #1219-33-044-006 now held by F & B Associates of NJ, LLC, to ***Facility Concession Services, Inc. Jersey, LLC, t/a Spectrum Concessions, for premises located at 570 Jernee Mill Road, Sayreville, New Jersey 08872*** and that the Municipal Clerk is hereby authorized to endorse the license certificate to the new ownership, subject to all its terms and conditions, ***effective September 14, 2021.***

/s/ Donna Roberts, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-224**

**WHEREAS**, an application has been received by the Municipal Clerk for a person to person transfer of Plenary Retail Consumption License #1219-33-040-008, heretofore issued to Parlin Bar & Liquor, LLC located at 3109 Bordentown Avenue, Unit A, Sayreville, NJ.

**WHEREAS**, said application is complete in all respects, the transfer fees have been paid, the applicant has disclosed with the issuing authority the source of all funds used in the purchase of said license and business and the license has been properly renewed for the current license term;

**WHEREAS**, the applicant has duly advertised in the Home News Tribune on July 1, 2021 and July 8, 2021, as required by law, and has produced proof of publication as to such advertising; and

**WHEREAS**, no objections or protests have been made with regard to said transfer; and

**WHEREAS**, all other necessary requirements have been fulfilled and proper investigations have been made, the applicant is qualified to be licensed according to all statutory, regulatory and local governmental Alcoholic Beverage Control laws and regulations.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Sayreville does hereby approve, the **transfer of Plenary Retail Consumption License #1219-33-040-008 now held by Parlin Bar & Liquor, LLC, to Saroha Enterprises, LLC** and that the Municipal Clerk is hereby authorized to endorse the license certificate to the new ownership, subject to all its terms and conditions, **effective September 27, 2021.**

/s/ Donna Roberts, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-225**

**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 Horseback Riding and Related Concession Services on premises known as Julian Capik Nature Preserve and Wellfields.

/s/ Damon Enriquez, Councilman  
(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/ Kevin Dalina  
Council President

**RESOLUTION #2021-226**

**BE IT AND IT IS HEREBY RESOLVED** that the proper Borough Officials are hereby authorized and directed to execute an agreement with the County of Middlesex for the acceptance of FY2022 Municipal Alliance Grant Award in the amount of \$16,183.00.

/s/ Donna Roberts, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-227**

**DISCHARGE OF MORTGAGE**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE DISCHARGE OF MORTGAGE FOR PROPERTY LOCATED AT 19 CYPRESS DRIVE, SAYREVILLE, NEW JERSEY**

**WHEREAS**, a certain Mortgage dated October 17, 2012 was made by Vanessa Hester, residing at 19 Cypress Drive, Sayreville, New Jersey, identified as Block 32.08, Lot 19 on the official assessment maps of the Borough of Sayreville in the County of Middlesex and State of New Jersey to the Borough of Sayreville; and

**WHEREAS**, this Mortgage, never modified, was made to secure payment in the amount of TWENTY THOUSAND ONE HUNDRED THIRTY-EIGHT (\$29,138.00) Dollars, without interest. The mortgage was recorded or registered in the office of the County Recording Officer of Middlesex County, State of New Jersey, on April 23, 2013 in Book 15242 at Page 0644; and

**BE IT AND IT IS HEREBY RESOLVED** Mayor Victoria Kilpatrick and Jessica Morelos, Borough Clerk of the Borough of Sayreville are authorized to execute a Discharge of Mortgage for the property located at 19 Cypress Drive, Parlin, New Jersey 08859.

/s/ Donna Roberts, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-228**

**WHEREAS**, the Mayor and Borough Council of the Borough of Sayreville are knowledgeable that the Borough requires the services of an appraiser to provide appraisal services and report covering North Jersey Energy Associates, Block 14, Lot 4.02 as outlined in his appraisal fee report; and

**WHEREAS**, the Laws of New Jersey provide for such services; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A11-5(1)(a) requires that a resolution authorizing such services without competitive bids must be publicly advertised.

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** by the Borough Council of the Borough of Sayreville hereby appoint the firm of Sockler Realty Services Group, Inc. and that they be paid for said services at a fee not to exceed \$15,750.00.

**BE IT AND IT IS HEREBY RESOLVED** that the Borough Clerk be and is hereby authorized to forward a true copy of this resolution to, Sockler Realty Services Group, Inc., 299 Ward Street, Suite C, Hightstown, NJ 08520.

/s/ Donna Roberts, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-229**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE,  
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY  
AUTHORIZING THE SAYREVILLE  
FIRE DEPARTMENT USE OF OUT-OF-SERVICE VEHICLES**

**WHEREAS**, the Garage Services Department of the Borough of Sayreville took certain vehicles out of services and transferred said vehicles to Fort Grumpy;

**WHEREAS**, the Sayreville Fire Department has requested the use of the said vehicles;

- 2001 Ford Crown Victoria #2FAFP71WXIX79769
- 1999 Ford F250 #1FTNF21F9XEE36538

**WHEREAS**, the Garage Services Department and the Department of Public Works representatives agree to the use and will schedule the said vehicles to be scrapped after the re-certification takes place; and

**BE IT AND IT IS HEREBY RESOLVED** that Mayor and Council of the Borough of Sayreville do hereby authorize and grant permission for the requested use by the Sayreville Fire Department and the subsequent removal of said vehicles for scrap.

/s/ Kevin Dalina, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-230**

**BE IT AND IT IS HEREBY RESOLVED**, that the Qualified Purchasing Agent is hereby authorized and directed to advertise for the receipt of bids for Snow Plowing and Snow Removal Services.

/s/ Kevin Dalina, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-231**

**BE IT AND IT IS HEREBY RESOLVED**, that the Qualified Purchasing Agent is hereby authorized and directed to advertise for the receipt of bids for Routine and Emergency Repairs to Water, Sewer and Public Works Infrastructure.

/s/ Kevin Dalina, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-232**

**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: Sayreville Senior Center Window Replacement project
- Contractor: Panoramic Window and Door Systems, Inc.  
712 Sergeantsville Road  
Stockton, NJ 08559

- Balance Due \$60,010.00

**WHEREAS**, the Borough Architect 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.

/s/ Kevin Dalina, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-233**

**BE IT AND IT IS HEREBY RESOLVED** that the Borough of Sayreville hereby grants a waiver of all municipal fees associated with Special Event Permits and Food Handlers permits for Centennial Day on October 2, 2021 (rain date October 3, 2021).

**BE IT FURTHER RESOLVED** that the fee shall be \$300.00 for Centennial Day.

**BE IT FURTHER RESOLVED** this action does not eliminate the requirement for each vendor to file the necessary applications and obtain permits from the Board of Health and the Municipal Clerk.

**BE IT FURTHER RESOLVED** that the Recreation Department must supply the Board of Health, Municipal Clerk and the Police Chief with a list of all vendors in order to insure that the proper permits are obtained from their respective departments, if necessary.

/s/ Damon Enriquez, Councilman  
(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/ Kevin Dalina  
Council President

**RESOLUTION #2021-234**

**BE IT AND IT IS HEREBY RESOLVED** that the proper Borough officials are hereby memorializing an award of an emergency contract for the Removal and Replacement of a leaking Chlorine Tank to Coastal Technical Sales, 116 Keystone Drive, Montgomeryville, PA 18936, at a total cost not to exceed \$27,392.71.

/s/ Mary J. Novak, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-235**

**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 2021 in the sums contained in **Section 2** which items are now available as a revenue from the following sources:

**SECTION 2.**

- 2022 Pedestrian Safety Grant in the amount of \$30,000.00.

**SECTION 3.**

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

/s/ Donna Roberts, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-236**

**BE IT AND IT IS HEREBY RESOLVED** that the Borough Engineer is hereby authorized and directed to execute the necessary NJDEP permit applications associated with the Parlin Section 1 Urban Renewal project.

/s/ Michele Maher, Councilwoman  
(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/ Kevin Dalina  
Council President

**RESOLUTION 2021-237**

**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. 2:

- Project: Hercules Village Area Roadway Paving and Reconstruction Project
- Contractor: Z Brothers Concrete Contractors, Inc.  
304 Jernee Mill Road  
Sayreville, NJ 08872
- Net Decrease: \$84,870.76
- 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/ Kevin Dalina, 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/ Kevin Dalina  
Council President

**RESOLUTION #2021-238**

**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: Hercules Village Area Roadway Paving and Reconstruction Project
- Contractor: Z Brothers Concrete Contractors, Inc.  
304 Jernee Mill Road  
Sayreville, NJ 08872
- Balance Due \$20,937.88

**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 \$157,034.14 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Kevin Dalina, 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/ Kevin Dalina  
Council President

**READ IN FULL**

**RESOLUTION #2021-239**  
**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE**  
**COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,**  
**APPOINTING MICHAEL J. DEE, ESQUIRE AS “SPECIAL COUNSEL”**

**WHEREAS**, the Mayor and Council of the Borough of Sayreville, Middlesex County, New Jersey (hereinafter “Borough”) has determined a need to contract the services of an attorney to represent the Borough to study the police department policies and operations; and

**WHEREAS**, the Laws of New Jersey provide for such services; and

**WHEREAS**, the Local Public Contract Law (N.J.S.A. 40A:11-5(1)(a) requires that a resolution authorizing such services without competitive bids must be publicly advertised; and

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** by the Mayor and Council of the Borough of Sayreville that Michael J. Dee, Esquire be appointed “Special Counsel” to investigate the allegations contained in the Complaint entitled “Tesar v Borough of Sayreville” in an amount not to exceed Twelve Thousand (\$12,000.00) Dollars; and

**BE IT FURTHER RESOLVED** that this Resolution authorizes such services without competitive bids and will be publicly advertised;

**AND IT IS FURTHER RESOLVED** the Borough Clerk be and she is hereby authorized to publish a true copy of this Resolution.

/s/ Vincent Conti, Councilman  
(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/ Kevin Dalina  
Council President

At this time Council President Dalina opened the meeting up to the public for questions or comments on this resolution.

There being no appearances, Council President Dalina moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Dalina, Conti, Enriquez, Maher, Novak, Roberts, all Ayes. Carried.

➤ **BOROUGH ATTORNEY - Michael DuPont - NONE**

- **PUBLIC PORTION**

At this time Council President Dalina opened the meeting to the public for questions or comments on any and all matters.

Those appearing were:

- Mike Pinkiewicz, 32 Becker Drive

Mr. Pinkiewicz stated that in 2010 the Council amended ordinances under 9-13 which stopped other rescue organizations from pursuing TNR in Sayreville because the ordinance made TNR illegal. He stated that he heard that the Council would be receiving or received a letter from the Board of Health reversing their stance. He requested that the Council amend the ordinance to make TNR legal.

Mr. Pinkiewicz questioned the status of three year pet licensing. He questioned if someone can't attend the meeting, how their comments can be heard.

Business Administrator Frankel stated in regards to the three year pet licensing has been discussed and will stay with one year.

Council President Dalina responded that the Board of Health is remaining neutral on this and that it will be discussed further.

Business Administrator Frankel stated that it would be up to the Council if they want emailed comments read into the record.

The Council agreed.

No further appearances.

**Council President Dalina made a motion to close the Public Portion. Seconded by Councilwoman Novak.**

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business Council President Dalina made a motion to adjourn. Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes.

Time 7:35 P.M.

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Jessica Morelos, RMC  
Municipal Clerk

Date Approved: \_\_\_\_\_