

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

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this October 26, 2015 Council Meeting has been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse

Absent: None

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

Others Absent: None

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

Council President McGill moved the following minutes of the Mayor and Council be approved on Roll Call Vote, subject to correction if necessary:

- ☒ August 11, 2015 - Receipt of Bids (Hook Lift Truck)
- ☒ August 18, 2015 - Receipt of Bids (Picnic Area Pavilion Upgrades at Burke's Park)
- ☒ August 26, 2015 - Receipt of Bids (Water Dept. Chemical Hydrated Lime & Property Maintenance Services)
- ☒ September 15, 2015 - Receipt of Bids (Modifications to the former Bordentown Ave. Water Treatment Plant Bldg.)
- ☒ September 28, 2015 - Regular and Agenda & Executive Session II

Motion was seconded by Councilman Buchanan.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes. Carried.

**PRESENTATION:**

**By the Jerry Ust, Recreation Director and the Sayreville Recreation Advisory Board to Sayreville BIC**

**- A check in the amount of \$4,100.00 from the proceeds of the Hit the Brick Run held on Oct. 10, 2015.**

**- Rich Kosmoski, Sayreville Veterans Alliance**

Reported on the work the Veterans Alliance did over the years to honor Our Fallen Heroes the Veterans and the process of having streets named after them. Now that that list has been exhausted they were asked once again to compile another list. He said that they are working with the Historical Society to gather names for the list of people who had historical impact to Sayreville. He explained the difficult process they had in compiling the list as well as the methodology. He said that they were asked for a name for the new access road leading into The Point. After working with the Historical Society it is being recommended that this road be named Peter Fisher Blvd. He read a letter from the Historical Society of the historical significance of Peter Fisher.

(After previous council discussions)

**- Sayreville Police Department & V Com, LLC (Radio Consultant)**

**Recommendations and discussion – Public Safety Communication System.**

Capt. Ronald Batko made a presentation to the borough council asking for a change to 700 frequencies and an upgrade of the system. He explained that in the past the radios would go down and this past weekend there was a catastrophic failure of the radio system. We are working on borrowed units from Perth Amboy. Presently there is a repair man working on trying to revive the system. He requested authorization for the release of funds in order to apply for 700 frequencies and move forward with this project. Mayor asked for a cost estimate for the project. Capt. Batko said that it would be millions but right now \$30,000 for the licenses. Then the equipment would have to be examined then decide on what system were going to go with. Discussion on what is needed right now. Mr. Batko said they need the 700 frequencies

Mr. Frankel said right now the choices are Perth Amboy with limited coverage that won't cover the entire borough, and none of these solutions will. Second is to work with East Brunswick - working on their frequency borrowing radios and moving forward with them and they too apparently do not have the best coverage; The third is to work with the County. They have an existing backbone. He said that the Fire Chief received 12-15 radios over the weekend for the fire dept. and they were operational. The County is ready to give us as a test program, and 100 radios to work off of their backbone. As soon as they can program those radios they will work as the primary radio system but not sure on the coverage and coverage is very important. It is his recommendation to go with the County at this point. Mayor asked Capt. Batko if he agreed and he did but he said that he came here to get approval on the licensing. Questions and discussion from council members.

Temporary solution is to request the help of the County.

Mayor called forward Fire Chief Mulligan, the EMS and PBA President weigh in their opinions.

Fire Chief Rich Mulligan said that he has heard pros and cons on the County Radio. They have not personally used them. He reported on the number of radios that were distributed to the police dept.

EMS Squad Caption Kevin Ott stated that they are work off the telephone all day when the pagers and radios do not work. He said he does not have any objections to moving forward with the County. Mayor asked that someone get in touch with Morgan Squad.

PBA President Doug Gumprecht stated that he wrote a grievance back in 2014 outlining the borough's failure to provide a safe work environment for the employees, volunteers and community, along with a letter to Mr. Frankel about a lot of their concerns he said that the previous president Dave Sivelli also addressed the issue. He said that in his letter he addressed the failures with the Perth Amboy system. He said our system is old and outdated. Can't get parts so we cannibalize other old systems. Mr. Frankel replied in a letter that they are having meetings and addressing the issue. He said they have no objections to working with the County until we get a system that if viable and provide coverage to the Police, Volunteers and the community.

Mayor said that they will be voting on the 700 frequencies tonight, we will authorize the business administrator to work with the County tomorrow to get these radios up and running. We will authorize Capt. Batko, Tom Bracken, Dan Frankel, Wayne Kronowski to get this accomplished.

Mayor said that we have a plan and we are going to put it into action and everyone will be kept informed.

Councilman Buchanan asked if there was some system we can get tomorrow.

Mayor called Barry Eck forward our OEM Coordinator to see if he had some access.

Barry said that he is not a radio guy. He said everyone knew about this ongoing issue which has been discussed in the past. It is being addressed tonight. He agreed that we should go with the County. He said that he thought the county would get us up and running as quickly and safely as possible until we have a long term solution.

Comments made by Councilwoman Kilpatrick looking to be proactive.

Capt. Batko said that he will work with Mr. Frankel and the County then will forge ahead with the acquisition of a complete new system.

Mayor asked the Borough Attorney if he had something prepared.

Mr. DuPont read the following Resolution into Record.

**RESOLUTION #2015 - 319**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE  
IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,  
AUTHORIZING THE ACQUISITION OF NEW RADIO FREQUENCIES**

**WHEREAS**, the Governing Body of the Borough of Sayreville had determined that the Borough of Sayreville is in need of acquiring new frequencies for its public safety radio system;

**WHEREAS**, the Borough of Sayreville is able to purchase the radio channels utilized by the Borough's current radio system are set to be reclaimed by the FCC under Congressional Law in 2021; and

**WHEREAS**, the FCC has encouraged and set aside 700 MHz frequencies for those agencies which currently operate in what is known as the "UHF-T band"; the band where the Borough of Sayreville current channels reside; and

**WHEREAS**, these new 700 MHz frequencies are a scarce resource and other agencies in the Greater NY Metropolitan area will all be vying for the same channels being sought by Sayreville, therefore, these channels will likely not be available in the future, should the Borough decide to defer this decision; and

**THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the proper Borough Officials are authorized and directed to purchase new frequencies for its public safety radio system.

/s/ David McGill, Councilman  
(Sponsor)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien, Mayor

Moved by Councilwoman Novak; Seconded by Councilman McGill.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes. Carried.

At this time the Mayor opened the meeting to the public for questions or comments on this Resolution. There were none.

Council President moved the public portion be closed. Seconded by Councilman Melendez. Roll Call: Voice Vote, all Ayes.

Mayor called forward Mr. Kelly.

- Dr. Kevin Kelly, 1 Parkview Blvd.

Expressed his concerns about the housing project directly behind his home. He asked how that project would impact the people who directly border the project.

Mayor said that the Housing Authority brought this project before the governing body and they are looking for the borough to lease the property to them at a very nominal charge and if the borough approved that they can then submit the application to the Federal Government for funding.

The engineer explained the process.

-Planning Board would have a study commission to see if it meet the criteria of a property that could be in an area of redevelopment.

-If approved by Planning Board the Council would have to approve.

- Then a plan would have to be developed as to how that site could be developed, which would need to be reviewed by the Mayor and Council.

- Then approval by the Redevelopment Agency.

- Then back to the Planning Board.

- All neighbors within 200' would have to be noticed.

Council President McGill said that the Housing Authority came before the council on two occasions and council has not seen any studies or renderings. They described the project placing apartments over possibly an urgent care facility.

Mayor said that there is an urgency on the part of the Housing Authority as they have a June deadline to submit their paperwork.

Councilwoman Novak commented that Mr. D'Addio appeared at the last meeting stating that the property should be added as an area in need of redevelopment but felt that this was not appropriate for that area and SERA felt the same way.

- Margaret Heelkin, 50 Driftwood Dr.

Suggested the property be allocated as open space, a community garden.

Don't think safe for senior citizens.

Concerned about the neighborhood.

- Tom Kemble, 4 Rota Drive

He said that he has a letter from Joe Ambrosio about this facility and felt that it is not an appropriate place for such a facility.

Comments from Co. Melendez wondering who circulated the letter because he did not get one.

Councilwoman Novak commented that the Housing Authority came to the governing body and expressed what they would like to do and asked but the governing body gave absolutely no commitment.

Mayor asked if there were any other questions or comments regarding this issue. There were none.

Mayor called for the next order of business.

Clerk Farbaniec read:

**OLD BUSINESS**

- a) Public Hearing on the following Ordinance(s): - NONE

**NEW BUSINESS:**

- a. Municipal Clerk Farbaniec read the following Ordinances into record for Introduction:

**ORDINANCE #310-15**

**BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 195-12 FINALLY ADOPTED OCTOBER 9, 2012 BY THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, IN ORDER TO PROVIDE FOR A CHANGE IN THE IMPROVEMENTS AUTHORIZED BY SUCH ORDINANCE**

(Co. Novak, Admin. & Finance – Public Hearing, November 9, 2015)

Councilwoman Novak moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be held on November 9, 2015. Seconded by Councilman Buchanan.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes. Carried.

**ORDINANCE #311-15**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XV OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION 15-1.7 PERMIT FEES FOR PERMITS REQUIRED UNDER N.J.A.C. 5:70-2.7 OF THE UNIFORM FIRE CODE**

**ADDING SECTION 15-1.7 b.3**

(Co. Buchanan, Pl & Zoning Committee – Public Hearing, November 9, 2015)

Councilman Buchanan moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be held on November 9, 2015. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes. Carried.

**ORDINANCE #312-15**

**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**

(Co. Buchanan, Pl & Zoning Committee – Public Hearing, November 9, 2015)

Councilman Buchanan moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be held on November 9, 2015. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes. Carried.

**CONSENT AGENDA/RESOLUTIONS**

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

There were no appearance.

Council President Dave McGill made a motion to close the public portion and the Consent Agenda Resolutions be approved on Roll Call Vote. Motion was seconded by Councilwoman Novak.

Roll Call on Consent Agenda Resolutions: Councilpersons Buchanan, McGill, Melendez, Novak, all Ayes. Councilman Rittenhouse voted Ayes on all except for Nay for Bill List Invoice numbers 1861073 and 185085.

**RESOLUTION #2015-306**

**WHEREAS**, all bills submitted to the Borough of Sayreville covering services, work, labor and material furnished the Borough of Sayreville have been duly audited by the appropriate committee;

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

That all bills properly verified according to law and properly audited by the appropriate committees be and the same are hereby ordered to be paid by the appropriate Borough officials.

/s/Kennedy O'Brien  
Mayor

/s/Daniel Buchanan  
Councilman

/s/Ricci Melendez  
Councilman

/s/Victoria Kilpatrick  
Councilwoman

/s/Mary J. Novak  
Councilwoman

/s/David McGill  
Councilman

/s/Arthur Rittenhouse  
Councilman

**Bill list of October 26, 2015 in the amount of \$2,628,248.24 in a separate Bill List File for 2015 (See Appendix Bill List 2015-A for this date).**

**RESOLUTION #2015-307**

**BE IT RESOLVED**, that the Borough Clerk is hereby authorized and directed to advertise for the receipt of proposals for all annual **Professional Services** for the year 2016.

**BE IT FURTHER RESOLVED** that proper borough officials are hereby authorized and directed to prepared the necessary Request for Proposals **for Professional Services** and upon approval of said proposals the Borough Clerk is hereby authorized and directed to advertise for the receipt of proposals for said services.

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-308**

**WHEREAS**, Shiv Akshar, LLC is the holder of Plenary Retail Consumption License #1219-33-031-005 in the Borough of Sayreville; and

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

**WHEREAS**, on October 5, 2015, J. Wesley Geiselman, Acting Director of the State Division of Alcoholic Beverage Control, did make a Special Ruling to permit the filing of a renewal application of an inactive license, pursuant to N.J.S.A. 33:1-12.39, Agency Docket No. 08-15-341.27462 covering the **2015/2016 and 2016/2017 license term**; and

**WHEREAS**, the said Special Ruling of the Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the 2015/2016 and 2016/2017 license term and to grant or deny said application in the reasonable exercise of its discretion;

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the Mayor and Borough Council do hereby grant the renewal of Plenary Retail Consumption License No. 1219-33-031-005 to the licensee for the **2015/2016 license term**, pursuant to special conditions as contained in the Special Ruling issued by the Director of the State Division of Alcoholic Beverage Control issued on October 5, 2015.

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

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-309**

**WHEREAS**, Tapan Liquors, LLC is the holder of Plenary Retail Consumption License #1219-33-024-006 in the Borough of Sayreville; and

**WHEREAS**, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its renewal application for the 2014/2015 and 2015/2016 license terms; and

**WHEREAS**, on October 6, 2015, J. Wesley Geiselman, Acting Director of the State Division of Alcoholic Beverage Control, did make a Special Ruling to permit the filing of a renewal application of an inactive license, pursuant to N.J.S.A. 33:1-12.39, Agency Docket No. 08-15-347.27819 covering the **2014/2015 and 2015/2016 license term**; and

**WHEREAS**, the said Special Ruling of the Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the 2014/2015 and 2015/2016 license term and to grant or deny said application in the reasonable exercise of its discretion;

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the Mayor and Borough Council do hereby grant the renewal of Plenary Retail Consumption License No. 1219-33-024-006 to the licensee for the **2014/2015 and 2015/2016 license terms**, pursuant to special conditions as contained in the Special Ruling issued by the Director of the State Division of Alcoholic Beverage Control issued on October 6, 2015.

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

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-310**

**BE IT RESOLVED** that the following person is hereby appointed to the following title and department as per NJ Civil Service Commission Procedures:

NAME OF APPOINTEE:	Tracy Pirk
POSITION:	Clerk I
DEPARTMENT:	Municipal Court
EFFECTIVE:	November 2, 2015

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Civil Service Commission.

/s/ David McGill, Councilman  
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-311**

**BE IT RESOLVED** that the following person is hereby appointed to the following title and department as per NJ Civil Service Commission Procedures:

NAME OF APPOINTEE:	Beverly Wimmer
POSITION:	Clerk I
DEPARTMENT:	Municipal Court
EFFECTIVE:	November 2, 2015

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Civil Service Commission.

/s/ David McGill, Councilman  
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-312**

**Approval to submit a Grant Application and execute  
a Grant Agreement with the New Jersey Department of Transportation  
for the Highway Safety Fund 2013/Safe Corridors Project**

**NOW, THEREFORE, BE IT RESOLVED** that Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as HSF-2013-Sayreville Borough-00008 to the New Jersey Department of Transportation on behalf of the Borough of Sayreville.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant application on behalf of the Borough of Sayreville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor



**RESOLUTION #2015-313**

**Approval to submit a Grant Application and execute  
a Grant Agreement with the New Jersey Department of Transportation  
for the Highway Safety Fund 2014/Safe Corridors Project**

**NOW, THEREFORE, BE IT RESOLVED** that Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as HSF-2014-Sayreville Borough-00044 to the New Jersey Department of Transportation on behalf of the Borough of Sayreville.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant application on behalf of the Borough of Sayreville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-314**

**GRANT AGREEMENT BETWEEN THE BOROUGH OF SAYREVILLE  
AND THE STATE OF NEW JERSEY BY AND FOR  
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GRANT IDENTIFIER:**

**WHEREAS**, the Governing Body of the Borough of Sayreville desires to further the public interest by obtaining a Grant from the State of New Jersey in the amount of approximately \$3,000.00 to fund the following project:

Community Forestry Management Plan  
2016 Green Communities Grant Phase I  
FS16-123 Sept. 23, 2015 to Sept. 23, 2017

**NOW, THEREFORE BE IT RESOLVED** that the Governing Body of the Borough of Sayreville hereby authorized Kennedy O'Brien, Mayor of the Borough of Sayreville or his designee is hereby authorized to

- (a) to make an application for such a grant;
- (b) if awarded, to execute a grant agreement with the State for a grant in an amount of \$3,000.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council of the Borough of Sayreville hereby authorizes and agrees to match 50% of the Total Project Amount, as outlined in the application in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified.

**BE IT FURTHER RESOLVED**, that the Grantee agrees to comply with all applicable Federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-315**

**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 in Closeout Contract Change Order No. 1:

- Project: Ciecko Court Drainage Improvements
- Contractor: R. Moslowski, Excavating, Inc.  
3 Meirs Road  
Cream Ridge, NJ 08514
- Net Decrease: \$1,750.00
- 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 Closeout 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/ Victoria Kilpatrick  
Victoria Kilpatrick, Councilwoman  
(Public Works Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

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

/s/ Kennedy O'Brien  
Kennedy O'Brien  
Mayor

**RESOLUTION #2015-316**  
**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: Ciecko Court Drainage Improvements
- Contractor: R. Moslowski Excavating, Inc.  
3 Meirs Road  
Cream Ridge, NJ 08514
- Balance Due \$4,500.60

**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 \$6,750.90 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Victoria Kilpatrick  
Councilwoman  
(Public Works Committee)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O'Brien  
Mayor

**RESOLUTION #2015-317**

**BE IT RESOLVED** that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for the Installation of Emergency Generator at Borough Hall at a fee not to exceed \$24,500.00 and upon approval of said plans and specifications that borough clerk is authorized to advertise for the receipt of bids.

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

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

/s/ Kennedy O'Brien  
Kennedy O'Brien  
Mayor

**RESOLUTION #2015-318**

**(RESCINDED ON 11-9-15)**

**BE IT RESOLVED** that the Borough Attorney is hereby authorized and directed to pursue legal action against Hunter Jersey Peterbilt relative to default of the contract for the Purchase of a Hook Lift Truck and authorizing the Borough Clerk to re-advertise for the receipt of bids for this project.

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

**ATTEST:**

**BOROUGH OF SAYREVILLE**

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

/s/ Kennedy O'Brien  
Kennedy O'Brien  
Mayor

**RESOLUTION #2015 - 319**  
**A RESOLUTION OF THE BOROUGH OF SAYREVILLE**  
**IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,**  
**AUTHORIZING THE ACQUISITION OF NEW RADIO FREQUENCIES**

**WHEREAS**, the Governing Body of the Borough of Sayreville had determined that the Borough of Sayreville is in need of acquiring new frequencies for its public safety radio system;

**WHEREAS**, the Borough of Sayreville is able to purchase the radio channels utilized by the Borough’s current radio system are set to be reclaimed by the FCC under Congressional Law in 2021; and

**WHEREAS**, the FCC has encouraged and set aside 700 MHz frequencies for those agencies which currently operate in what is known as the “UHF-T band”; the band where the Borough of Sayreville current channels reside; and

**WHEREAS**, these new 700 MHz frequencies are a scarce resource and other agencies in the Greater NY Metropolitan area will all be vying for the same channels being sought by Sayreville, therefore, these channels will likely not be available in the future, should the Borough decide to defer this decision; and

**THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the proper Borough Officials are authorized and directed to purchase new frequencies for its public safety radio system.

/s/ David McGill, Councilman  
(Sponsor)

**ATTEST:**

**BOROUGH OF SAYREVILLE**

/s/ Theresa A. Farbaniec, RMC  
Municipal Clerk

/s/ Kennedy O’Brien, Mayor

At this time the Mayor opened the meeting to the Public for questions or comments on any and all issues.

Those appearing were:

- Mike D’Addio, 13 Zaleski Drive  
Commented to the Mayor on his political flyer and took offense.
- Frank Attilio, 2 Elacqua Blvd.  
Commented about the Mayor’s political flyers and he was also offended.
- Barbara Kilcomons, 22 Schmitt Street  
Commented on people in certain positions inside the borough and outside.  
Response made by Councilwoman Novak and Councilman Buchanan.

Mayor asked if there were any other questions or comments.  
There were no appearances.

Councilman Buchanan moved the Public portion be closed. Motion seconded by Councilwoman Novak.

Roll Call: Voice vote, all Ayes. Carried.

- **ADJOURNMENT**  
No further business.

Mayor called for a motion to adjourn.

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

Roll Call: Voice vote, all Ayes.

Time: 8:25 P.M.

SIGNED:

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Theresa A. Farbaniec, RMC  
Municipal Clerk

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Date Approved