

Mayor Kilpatrick opened the Council Meeting at 7:00 PM followed by a short prayer and salute to the flag. This meeting was being held via electronic communications.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this October 26, 2020 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 (telephone), Dalina (telephone), Enriquez (telephone), Maher (telephone), Novak (telephone), Roberts (telephone)

Absent: None

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

Others Absent: None

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

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

- ✎ October 13, 2020 - Special Meeting & Executive Sessions
- ✎ October 13, 2020 - Regular & Agenda Sessions

Seconded by Councilman Dalina.

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

- **PROCLAMATION & PRESENTATIONS**

- ✎ COVID-19 Update

Mayor Kilpatrick thanked the Captain Kiernan and the Police Chief for putting data together that she requested. She stated that the number of positive cases for the month of October so far is 117. Mayor stated that this past Saturday there were 20 positive cases. Mayor asked all residents to remain vigilant, follow the mask mandate and other requirements. She stated the total number of positive cases is 985 and 40 fatalities.

- **EXECUTIVE SESSION -None**

- **OLD BUSINESS: NONE**

- **NEW BUSINESS: NONE**

CONSENT AGENDA RESOLUTIONS

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

There were no appearances.

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

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

RESOLUTION #2020-241

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/ 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 October 26, 2020 in the amount of \$2,306,624.19 in a separate Bill List File for 2020 (See Appendix Bill List 2020-A for this date).

RESOLUTION #2020-242

WHEREAS, HC Salon NJ, LLC has applied to the Mayor and Council for approval of a beauty shop license located at 2909 Washington Road, Parlin, NJ 08859; and

WHEREAS, said application has been referred to the proper departments for investigation; and

WHEREAS, a favorable report has been received from the Zoning Officer covering the location of said beauty shop;

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk is hereby authorized and directed to issue a license to HC Salon NJ, LLC t/a Hair Cuttery, operate a Beauty Salon located at 2909 Washington Road, Parlin, NJ 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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-243

BE IT RESOLVED, that the Borough Clerk is hereby authorized and directed to advertise for the receipt of bids for all annual Professional Services Proposals for the year 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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-244

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AMENDING THE PERSONNEL POLICY HANDBOOK

WHEREAS, the Borough of Sayreville has in effect a Personnel Policies Employment Handbook that was adopted by the Governing Body in 1996; and

WHEREAS, the Governing Body of the Borough of Sayreville amended the Personnel Policies Employee Handbook in 2014 and desires to further amend and update the current Personnel Policies Employment Handbook as was amended in its entirety in 2014; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Sayreville that the following section is hereby added:

- Section 2.15 – Call-in Overtime Response for Inclement Weather Events

BE IT FURTHER RESOLVED that this amendment 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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-245

Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2020-June 2025

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

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

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

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Middlesex;

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

1. The Borough Council does hereby authorize does hereby authorize acceptance of funding for strategic plan for the Sayreville Municipal Alliance grant for fiscal year 21 (October 1, 2020 – June 30, 2021) in the amount of:

DEDR	<u>\$12,328.00</u>
Cash Match	<u>\$3,082.00</u>
In-Kind	<u>\$9,246.00</u>
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-246

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to Triad Advisory Services, Inc., of Vineland, NJ for CDBG Consultant Services in an amount not to exceed \$17,500.00.

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-247

BE IT AND IT IS HEREBY RESOLVED that the Borough Architect is hereby authorized and directed to develop a plan to submit to the County Cares Act for reimbursement for heating, air conditioning and ventilation for all Borough Buildings at a fee not to exceed \$3,500.00

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-248

WHEREAS, on October 7, 2020 the Mayor and Council of the Borough of Sayreville, have received bids for the “Unimac, or equavilent, OPL PPE Laundry”; and

WHEREAS, Certification as to Availability of Funds is annexed hereto;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 26th day of October, 2020 that:

- 1. Contract for the “Unimac, or equavilent, OPL PPE Laundry” be awarded to CSC Service Works Super Laundry Equipment Corp., 368 Starke Road, Carlstadt, NJ on their bid price of \$46,067.00 as appears on copy of bid document attached hereto and made a part hereof.

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-249

BE IT AND IT IS HEREBY RESOLVED, that VERITA, LLC is hereby appointed as an investigator to handle an employee complaint investigation, at a fee not to exceed \$10,000.00.

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-250

**BOROUGH OF SAYREVILLE, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY
RESOLUTION AUTHORIZING CONTINUED PARTICIPATION IN THE DEFENSE
LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO
ENABLE THE SAYREVILLE POLICE DEPARTMENT TO REQUEST AND ACQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program; and

NOW THEREFORE BE IT RESOLVED by the **MAYOR AND COUNCIL** of the **BOROUGH OF SAYREVILLE** that the **SAYREVILLE POLICE DEPARTMENT** is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31, 2020 and

NOW THEREFORE BE IT FURTHER RESOLVED that **BOROUGH OF SAYREVILLE POLICE DEPARTMENT** is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the **BOROUGH OF SAYREVILLE** without restriction; and

NOW THEREFORE BE IT FURTHER RESOLVED that **THE BOROUGH OF SAYREVILLE POLICE DEPARTMENT** is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes: (See attached list)

BE IT FURTHER RESOLVED that the **BOROUGH OF SAYREVILLE LEA Official** shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the **BOROUGH OF SAYREVILLE LEA OFFICAL** shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect January 1, 2021 and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31, 2021.

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-251

WHEREAS, Matthew O'Such retired in good standing as a police officer from the Borough of Sayreville effective July 1, 2020; and

WHEREAS, a police officer retiring in good standing is entitled to be paid severance for accrued and unused vacation, sick and compensatory time and for terminal pay at retirement in accordance with the terms of the collective negotiations agreement between the Borough of Sayreville and the PBA Local No.98; and

WHEREAS, by contract, such payment would typically to be paid out over the course of three (3) years; and

WHEREAS, pursuant to the terms of the collective negotiations agreement, a retiring officer may request that the payout be made over a shortened time period based on personal circumstances with the approval of the Mayor and Council; and

WHEREAS, Matthew O'Such has requested that his severance payout be made over reduced time period and has presented personal circumstances warranting a shortened payout period; and

NOW THEREFORE BE IT RESOLVED, this 13th day of October, 2020 that the Borough Council hereby approves the payout of all retirement severance pay to Matthew O'Such over the course of two (2) years in equal amounts to be paid in 2020 and 2021, with the second payment to be made on or about January 1, 2021.

/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/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-252

**RESOLUTION CONSENTING TO THE PROPOSED LOWER RARITAN/MIDDLESEX
COUNTY WATER QUALITY
MANAGEMENT (WQM) PLAN AMENDMENT**

WHEREAS, the Borough of Sayreville desires to provide for the orderly development of wastewater facilities within the Borough of Sayreville; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, conform with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure through the WQMP rules at N.J.A.C. 7:15-3.5 as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment publicly noticed in the New Jersey Register on October 5, 2020 for Jernee Mill Business Center has been prepared by Crest Engineering Associates, Inc.;

NOW, THEREFORE, BE IT RESOLVED on this 26th day of October, 2020, by the governing body of the Borough of Sayreville that:

1. The Borough hereby consents to the Jernee Mill Business Center Amendment prepared by Crest Engineering Associates, Inc., for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP pursuant to N.J.A.C. 7:15-3.5(g)6.

/s/ Michele Maher, Councilwoman
(Water & Sewer Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2020-253

WHEREAS, on September 29, 2020 the Mayor and Council of the Borough of Sayreville, have received bids for the “Remedial Excavation of Regulated Soil at the Former Sayreville First Aid Squad Site”; and

WHEREAS, Certification as to Availability of Funds is annexed hereto;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 26th day of October, 2020 that:

- 1. Contract for the “Remedial Excavation of Regulated Soil at the Former Sayreville First Aid Squad Site” be awarded to The Ambien Group, LLC, 222 Thies Road, Sewell, NJ on their bid price of \$117,400.00 as appears on copy of bid document attached hereto and made a part hereof.

/s/ Mary J. Novak, Councilwoman
(Public Works Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

➤ **BOROUGH ATTORNEY - Michael DuPont -None**

• **PUBLIC PORTION**

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

Those appearing were:

- Arthur Rittenhouse, 33 Delikat Lane
Mr. Rittenhouse questioned the status on the Fulton’s Landing court case. Borough Attorney DuPont stated that there is no change since the last meeting. Mr. Rittenhouse stated that he’s still confused over the name since it was changed over a year ago and that it’s still referred to as Fulton’s Landing. Borough Attorney DuPont stated it was changed in an application before SERA but will follow-up with SERA on it. Mr. Rittenhouse stated that he’s receiving phone calls about voting and it is getting frustrating for the residents.

- Robert Syslo, 22 Driftwood Drive
Mr. Syslo thanked the Mayor, Council and Sgt. Braile for their work pertaining to the truck issue in his neighborhood.

- Jim Robinson, 11 Borelle Square

Mr. Robinson congratulated the Mayor. He commented about prohibiting truck traffic and routes when the warehouses are built on Main Street.

Mayor stated that she asked Councilwoman Novak and Councilman Conti to bring it to SERA because that project is in their hands and those restrictions be put in place.

No further comments.

Mayor Kilpatrick called for a Motion. **Councilman 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 Novak made a motion to adjourn. Seconded by Councilman Dalina.

Roll Call: Voice Vote, all Ayes.

Time 7:16 P.M.

Respectfully submitted,

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____