

RESOLUTION #2022-70

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.

Victoria Kilpatrick, Mayor

Vincent Conti, Councilman

Mary J. Novak, Councilwoman

Eunice Dwumfour, Councilwoman

Christian Onuoha, Councilman

Michele Maher, Councilwoman

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.

Michael R. DuPont, Borough Attorney

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-71

BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY AUTHORIZING THE BOROUGH ADMINISTRATOR AND BOROUGH ATTORNEY TO ENTER NEGOTIATIONS FOR THE SALE OF BLOCK 337, LOT 9

WHEREAS, the Borough of Sayreville is the owner of property located in the Borough of Sayreville and known as Block 337, Lot 9, Warwick Road; and

WHEREAS, Block 337, Lot 9, Warwick Road is an irregularly shaped and undersized parcel that cannot be developed independently; and

WHEREAS, the Borough of Sayreville has obtained a fair market appraisal of the parcel; and

WHEREAS, the adjoining property owner, Francisco Sequeira, has expressed an interest in purchasing the property;

THEREFORE, BE IT AND IT IS HEREBY RESOLVED, that the Borough Administrator and Borough Attorney are authorized to negotiate the sale of Block 337, Lot 9, Warwick Road to Francisco Sequeira; at a sale price not to exceed \$4,000.00 inclusive of any and all fees associated with the transfer of the property.

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

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-72
**RESOLUTION AUTHORIZING ISSUANCE OF DUPLICATE TAX SALE
CERTIFICATE PURSUANT TO CHAPTER 99 OF PUBLIC LAWS OF 1997**

WHEREAS, the Tax Collector of the Borough of Sayreville has previously issued a tax sale certificate to **Archer Financial, LLC**, covering premises commonly known and referred to as Lot **33** in Block **66** as set out on the municipal tax map then in use which certificate bears number **19-00022**.

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the Borough of Sayreville that the Tax Collector be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost a previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

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

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

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

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-73

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE
AUTHORIZING SHRI DWARKADHIS TEMPLE'S RELIGIOUS EVENT**

WHEREAS, the Shri Dwarkadhis Temple's has requested permission from the Mayor and Council of the Borough of Sayreville to conduct a religious event on March 19, 2022 from 5:00 P.M. to 9:00 P.M; and

WHEREAS, the Mayor and Council wish the Borough of Sayreville to be an ecumenical community;

WHEREAS, the schedule of the event is religious and holy in nature; and

WHEREAS, the Shri Dwarkadhis Temple has agreed that before each religious event that will notify the Sayreville Police Department, the Department of Public Works, the Recreation Department, Sayreville Fire Chief and the Sayreville Emergency Squad no less than seven (7) days prior to each event on the Shri Dwarkadhis Temple property; and

WHEREAS, the Shri Dwarkadhis Temple has also agreed that they would adhere to the Noise Ordinance Chapter 5-3 of the Revised General Ordinances of the Borough of Sayreville during each date of the event.

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on this 14th day of March, 2022 the Borough Council hereby authorizes the Shri Dwarkadhis Temple to hold its religious event on March 19, 2022.

Michele Maher, Councilwoman
(Recreation Committee)

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-74
**RESOLUTION SUPPORTING AND AUTHORIZING THE
BOROUGH TO SUBMIT A GRANT APPLICATION TO THE
NJDEP'S CALL FOR ELECTRIFICATION PROJECTS**

WHEREAS, the NJDEP has made available a grant opportunity for municipalities to replace traditional gas vehicles with electric alternatives; and

WHEREAS, the Borough of Sayreville strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the purpose of this NJDEP program is to provide successful applicants with the incremental costs to purchase an electric vehicle as well as the full cost of charging infrastructure and telematic recording devices;

WHEREAS, the Borough of Sayreville wishes to apply to this program to acquire an E-450 Shuttle Bus and associated charging infrastructure in the amount of \$131,300.00;

WHEREAS, the Borough recognizes the program's funding guidelines and will provide the funding needed to complete this project not covered by the incremental costs;

NOW, THEREFORE BE IT RESOLVED, that Mayor and Council of the Borough of Sayreville, State of New Jersey, authorize the submission of a grant application in response to the NJDEP's Call for Electrification Projects.

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

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-75

A RESOLUTION OF THE BOROUGH OF SAYREVILLE DESIGNATING 1970 STATE HIGHWAY 35, SAYREVILLE, NEW JERSEY (BLOCK 425, LOT 2.02) AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT PURSUANT TO LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET. SEQ. AND AUTHORIZING BOROUGH PLANNER TO PREPARE A REDEVELOPMENT PLAN

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq., provides a mechanism to empower and assist local governments in efforts to promote programs of redevelopment; and

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

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

WHEREAS, the LRHL requires the Board to conduct a public hearing prior to making its determination whether the Study Area should be designated as "an area in need of redevelopment" at which hearing the Board shall hear all persons who are interested in or would be affected by a determination that the Study Area is a redevelopment area; and

WHEREAS, the LRHL requires that the Board, prior to conducting such public hearing, publish notice in a newspaper of general circulation in the Township once each week for two (2) consecutive weeks, with the last publication made not less than ten (10) days prior to such public hearing; and

WHEREAS, the LRHL further requires that such notice be mailed at least ten (10) days prior to such public hearing to the last owner(s) of the relevant properties in accordance with the Township's assessment records; and

WHEREAS, the Board held a public hearing to determine whether the Study Area is a "non-condemnation area in need of redevelopment" under the criteria set forth in Section 5 of the LRHL at a meeting of the Board held on February 16, 2022; and

WHEREAS, notice of the Public Hearing was provided in the official newspaper of the Township on two consecutive weeks, the last being not less than ten (10) days before the Public Hearing; and

WHEREAS, at the Public Hearing, Michael P. Fowler Associates, LLC, Planning Consultant, presented a report dated January 2022 entitled “Preliminary Investigation Report for Non-Condensation Area in Need of Redevelopment, Club Pure Site, 1970 State Highway 35, Sayreville, New Jersey, also known as Block 425, Lot 2.02” (the “Report”) concerning the determination of the Study Area as a “non-condemnation area in need of redevelopment”; and

WHEREAS, at the Public Hearing, the Board reviewed the Report, heard a presentation and the testimony of Mr. Fowler, as well as testimony from any members of the public who were given an opportunity to testify and ask questions of the Board and of Mr. Fowler; and

WHEREAS, after the conclusion of the Public Hearing, and in consideration of the Report and the substantial and credible testimony presented, the Board, on February 16, 2022, determined that the Study Area was an “area in need of redevelopment”, which determination was memorialized by Resolution of the Board on February 16, 2022; and

WHEREAS, the Borough Council agrees with the recommendation of the Board that the Study Area be designated as “an area in need of redevelopment” pursuant to the LRHL; and

WHEREAS, the Borough Council wishes to designate as a Non-Condensation Area in Need of Redevelopment the aforementioned property located at 1970 State Highway 35, Sayreville, New Jersey 08872 and identified as Block 425, Lot 2.02 (“Subject Property”) and authorize Borough Planner, Heyer Gruel & Associates, to prepare a redevelopment plan for the Study Area and to present same to the Borough Council for its consideration, in an amount not to exceed \$15,000.00; and

WHEREAS, the Borough C.F.O. has certified funds to charge account #2-01-21-180-181; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, as follows:

- (1) The foregoing recitals are incorporated herein as if set forth in full; and
- (2) The Subject Property located at 1970 State Highway 35, Sayreville, New Jersey 08872 and identified as Block 425, Lot 2.02 on the Municipal Tax Map is hereby designated as a Non-Condensation Area in Need of Redevelopment under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1. et seq. (the “LRHL”); and
- (3) The Determination shall authorize the Borough of Sayreville to use all of the powers provided by the Legislature for use in a redevelopment area excluding the use of eminent domain, thus designating it a “Non-Condensation Redevelopment Area”.
- (4) The Borough Planner, Heyer Gruel & Associates, is hereby authorized to

prepare a redevelopment plan for 1970 State Highway 35, Sayreville, New Jersey 08872 (Block 425, Lot 2.02) and to present same to the Borough Council for its consideration, in an amount not to exceed \$15,000.00; and

- (5) The Borough Clerk is hereby directed to transmit a certified copy of this Resolution by regular and certified mail to the Commissioner of the Department of Community Affairs (the "Commissioner") for review. The Determination of the Study Area as a "non-condemnation area in need of redevelopment" shall not take effect without first receiving the review and approval of the Commissioner. If the Commissioner does not issue an approval or disapproval within thirty (30) calendar days of transmittal, the Determination shall be deemed to be approved.
- (6) Notice of the Determination (the "Notice") shall be served, within ten (10) days of the Determination, upon all record owners of property located within the delineated area, those whose names are listed on the tax assessor's records, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which the notice of Determination may be sent.
- (7) A property owner who received notice of the Determination as set forth above who does not file a legal challenge to the Determination affecting his or her property within 45 days of receipt of such notice shall thereafter be barred from filing such a challenge.
- (8) This Resolution shall take effect immediately.

Christian Onuoha, Councilman
(Planning & Zoning Committee)

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-76

WHEREAS, on November 28, 2018 the Borough of Sayreville received bids for “Landscape Maintenance for Various Borough Properties ” and on January 14, 2019 contract was awarded to Greenleaf Landscape Systems & Services, Inc., 565 Highway 35, Suite 10, Red Bank, NJ 07701; and

WHEREAS, the Borough of Sayreville is desirous of exercising its right to extend the contract for a final one (1) year term at no additional increase in price contained therein; and

WHEREAS, Greenleaf Landscape Systems & Services, Inc., has indicated their interest in extending their terms of the aforesaid contract for a final one (1) year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the terms and conditions of the current contract with the above-captioned supplier for “Landscape Maintenance for Various Borough Properties” is hereby renewed for a final one (1) year period at no additional increase in price.

Vincent Conti, Councilman
(Public Works Committee)

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-77

WHEREAS, Borough Engineer David J. Samuel has recommended that certain increases and decreases be included in the following described project as will more fully appear by Closeout Contract Change Order No. 1:

- Project: 2019 Roadway Paving & Reconstruction – Phase II project
- Contractor: S&G Paving, Inc.
224C Forsgate Drive
Jamesburg, NJ 08831
- Net Decrease: \$26,858.45
- 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.

Vincent Conti, Councilman
(Public Works Committee)

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2022-78

**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: 2019 Roadway Paving & Reconstruction – Phase II Project
- Contractor: S&G Paving, Inc.
224C Forsgate Drive
Jamesburg, NJ 08831
- Balance Due \$8,637.55

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 \$64,781.62 and the approval of same as to form and sufficiency by the Borough Attorney.

Vincent Conti, Councilman
(Public Works Committee)

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

Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Conti	Dwumfour	Maher	Novak	Onuoha	Roberts
Ayes						
Nays						
Abstain						
Absent						