

Mayor O'Brien opened the Agenda Meeting at 8:29 PM followed by a salute to the flag.

❖ **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Session Meeting being held on Monday, March 12, 2018 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, Grillo, Kilpatrick, Lembo, Novak

Absent: Councilman Melendez

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

Others Absent: None

• **OLD BUSINESS:**

-If the following Ordinance(s) were introduced at the Council meeting they will be listed for Public Hearing and Adoption on March 26, 2018.

**ORDINANCE #400-18**

**AN ORDINANCE SUPPLEMENTING AND AMENDING  
ORDINANCE #258-14 FIXING THE SALARIES OF  
CERTAIN BOROUGH OFFICIALS, OFFICERS AND  
EMPLOYEES FOR THE YEARS 2013, 2014, 2015 AND 2016**

(Temp. Rec. Employees)  
(Co. Melendez, Rec. Committee, Public Hearing, March 26, 2018)

**ORDINANCE #401-18**

**AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF A  
TRAFFIC SIGNAL AT THE INTERSECTION OF WHITE OAKS DRIVE  
AND MAIN STREET (CR 670) IN THE BOROUGH OF SAYREVILLE,  
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY**

(Public Hearing, March 26, 2018)

**ORDINANCE #402-18**

**AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER XVII OF THE REVISED GENERAL ORDINANCES  
OF THE BOROUGH OF SAYREVILLE TO ADD  
SECTION 17-4 MUNICIPAL BOAT LAUNCHING FACILITIES**

(Co. Melendez, Rec. Committee, Public Hearing, March 26, 2018)

**ORDINANCE #403-18**

**AN ORDINANCE AMENDING AND SUPPLEMENTING  
CHAPTER II OF THE REVISED GENERAL ORDINANCES  
OF THE BOROUGH OF SAYREVILLE  
TO AMEND SECTION 2-15-5 "FEES"**

(Co. Novak, Admin. & Finance Committee, Public Hearing, March 26, 2018)

• **NEW BUSINESS:**

**COMMUNICATIONS & COMMITTEE REPORTS**

• **ADMINISTRATIVE & FINANCE – Councilwoman Novak**

A) **Minutes & Departmental Reports:**

Councilwoman Novak moved the following the following minutes/reports be received & filed:

1) Board of Education Minutes of February 7, 2018.

- Motion was seconded by Councilwoman Kilpatrick.

B) Applications for **Bingo/Raffle Licenses** received from the following Organizations:

- 1) **Sayreville Auxiliary Police Association** to conduct an On-Premise Non Draw Raffles on April 26, 27, 28, 29, 2018 at their Carnival at Kennedy Park (RA:2177).
- 2) **Old Bridge Lightning** to conduct an On Premise 50/50 and an On-Premise Draw (Tricky Tray) (RA:2178 & 2179) on April 27, 2018 at the Knights of Columbus.

- (1-2) Approved.

C) **Tax Appeal** received from the following:

- 1) PJ Development Group, LLC, 7089 Highway 35 & 9, Block 277, Lot 9.02
- 2) Gallery Motel, Inc., 2020 Highway 35, Block 423, Lot 2

- Forward to Tax Counsel

D) Committee Reports – Councilwoman Novak:

- 1) Requested Resolutions hiring two (2) Laborers and one (1) Clerk be placed on the Consent Agenda Resolutions for the next Meeting, all with the effective date of April 1, 2018. These positions cover retirements. Names to be provided to the Clerk.
- 2) Public Hearing on the Municipal Budget is scheduled for April 9, 2018.

• **PLANNING & ZONING – Councilman Lembo**

A) **Minutes & Departmental Reports:**

Councilman Lembo moved the following minutes be received and filed:

- 1) Board of Adjustment minutes of Jan. 24, 2018 (Re-Org. & Regular meetings)

- Motion was seconded by Councilwoman Kilpatrick.

B) Committee Reports – Councilman Lembo:

- 1) Reminded everyone about the Open House scheduled for tomorrow night for the developers of the Riverton Project to make their presentation and answer questions.

• **PUBLIC SAFETY – Councilman Buchanan**

A) **Minutes & Departmental Reports:**

Councilman Buchanan moved the following Minutes/Reports be Received & Filed:

- 1) Board of Health minutes of Feb. 1, 2018

- Motion was seconded by Councilwoman Kilpatrick.

B) **Coin toss request** received from Knights of Columbus for the corner of Washington Road and Ernston Road on May 26 & 27, 2018 from 10AM-2PM.

- Approved.

C) Correspondence received from Melrose Hose Co. No. 1 accepting the resignation of firefighter Sean Morelli, effective February 5, 2018.

- Receive & File.

D) Committee Reports:

1) Progress.

• **RECREATION – Councilman Melendez**

A) **Minutes & Departmental Reports:**

**Move the following minutes be received and filed: (none)**

- B) Request received from the Sayreville Memorial Post 4699 for approved funding for the 2018 Memorial Day Parade scheduled for May 28, 2018 and request for the assistance of the PD and DPW as in the past years.
- Approved.
- C) Committee Reports – on behalf of Co. Melendez, Councilman Buchanan reported:
- 1) On various recreation sponsored programs.
  - 2) MCUA odor report will be given by the Business Admin.
- **- Councilman Grillo**
    - A) **Minutes & Departmental Reports: (none)**
    - B) Committee Reports: 1) Progress.
  - **PUBLIC WORKS – Council President Kilpatrick**
    - A) **Minutes & Departmental Reports: (none)**
    - B) Committee Reports: 1) Progress.
  - **MAYOR – Kennedy O’Brien**
  - **BUSINESS ADMINISTRATOR – Daniel E. Frankel**
    - **Admin. & Finance**
      - 1) Request for authorization for an updated Resolution setting delinquency penalties for delinquent taxes, setting interest and other penalties.
- Resolution.
- Planning & Zoning**
- 1) Received SERA Resolution forwarding the Hercules Redevelopment Plan dated December 13, 2017 to the Mayor and Council for review and upon approval that it be referred to the Planning Board for same.
- Mayor called forward representative from Hercules and asked her to state her name, etc.
- Appearing was Jennifer Phillips Smith, Attorney with Gibbons PC and is here on behalf of Hercules. She said that at this stage of the Redevelopment Plan the Council’s next course of action would be to Introduce an Ordinance, then refer it to the Planning Board for their review to see if it is consistent with the Master Plan, then have it come back to the Council for a public hearing/second reading.
- Mayor requested that a special meeting be scheduled for March 26<sup>th</sup> at 5:30 P.M. and that she and representative from Hercules appear for presentation and questions. Ms. Smith informed the residents that the plan does not include any residential on this site.
- Public Safety**
- Public Works**
- 1) Authorization to appoint two Laborers and one Clerk in the Department of Public Works, effective April 1, 2018.
- Resolutions.
- Recreation**
- Water & Sewer**
- **C.F.O. - Wayne Kronowski**
    - 1) Transfer Resolution

- 2) Resolution for Governing Body Certification of Compliance with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964". This resolution is required before submitting a group affidavit by the governing body and is a requirement of the introduced budget.  
- Resolution needed in order to adopt the budget (new legislation).

- **BOROUGH ENGINEER - Jay Cornell**

- 1) Improvement to Haag Street – Receipt of Bids (Report Attached)  
- Contract was awarded at Council Meeting.

- 2) Amboy Bank Site Plan – NJDEP Permit Application (Report Attached).  
- Resolution.

- **BOROUGH ATTORNEY - Michael DuPont**

- 1) Discussion on the proposed River Road Redevelopment Plan Amendment  
- Council needs to review and approve/adopt and refer to the Planning Board.  
- Resolution.

- **EXECUTIVE SESSION – None**

- **PUBLIC PORTION**

Mayor O'Brien opened the meeting to the public for any and all questions or comments reminding everyone of the five minute limitation. Those appearing were:

- Fred Block, 25 Calliope Road  
Questioned the Borough's liability with regards to vehicle damage due to pot holes.

Borough Attorney Michael DuPont stated that a person has a right to file a Tort Claim Notice, but he does not know if any claims have been paid out for damages. Mayor asked Dan Frankel to check with our Joint Insurance Fund to find out if we are liable. Discussion on pot holes and the shutting down of two asphalt companies and the Borough having to travel to Brick.

- Kenneth Olchaskey, No Edward Street.

Questioned the relationship was between Ashland Chemical and Hercules. Jennifer Phillips Smith stated that Ashland is the parent company and Hercules is a subsidiary of Ashland.

There being no further questions or comments Mayor O'Brien called for a motion. Motion to close the public portion was made by Councilwoman Novak. Seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes.

Before closing – Councilman Buchanan asked the Business Admin to give the MCUA Odor Report.

Mr. Frankel stated that he spoke with Rich Fitamont from the MCUA and Mr. Frankel said he explained to him the number on ongoing reports he and the council have received with regards to the odor coming from the MCUA and he reported showing a number of issues that have happened in the plant such as sludge thickening and settling tanks, people not closing the doors and repairs needing to be made. He also indicated that about 75% of the things that have been transpiring over the past month or two were human error. They are aware and are working harder to improve these issues. Councilwoman Kilpatrick reported that the plant is presently undergoing maintenance, which cannot be completed until a

heating element component is repaired and the odor control system can be turned on. She read that the part is coming in on March 13<sup>th</sup> so it will be some time after that date for the repair. She also asked for periodic reports from MCUA to hold them accountable.

- **ADJOURNMENT**  
No further business.

Mayor O'Brien called for a motion to adjourn.

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

Time: 8:50P.M.

**SIGNED:**

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Theresa A. Farbaniec, RMC  
Municipal Clerk

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Date Approved