

Mayor Kennedy O'Brien opened the Council Meeting at 7:03 PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this March 28, 2016 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, Grillo, Kilpatrick, Lembo, 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
Michael DuPont, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer

Others Absent: None

At this time Mayor O'Brien announced that the Council will be going into Closed Session.

- **EXECUTIVE SESSION - 7:06 PM**
- 15 minutes / Contract Negotiations, Litigation, Personnel

Mr. DuPont read the following 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:

**Contract Negotiations
Litigation
and/or Personnel**

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/ Daniel Buchanan, Council President

APPROVED:

/s/ Kennedy O'Brien
Mayor

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

Roll Call: Voice Vote, all Ayes. Carried. Time: 7:06 PM

- **RECONVENE - 7:16 PM**

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

Roll Call: Voice Vote, all Ayes.

- **APPROVAL OF PRIOR MINUTES OF THE MAYOR AND COUNCIL: (None)**
- **OLD BUSINESS**

a) Public Hearing on the following Ordinance(s):

Borough Clerk Farbaniec read the heading for Public Hearing on Ordinance #327-16 and Mayor O'Brien opened the meeting to the public for questions or comments on **Ordinance #327-16**.

ORDINANCE #327-16
BOND ORDINANCE PROVIDING FOR THE
ACQUISITION OF AN ADDITIONAL PORTION OF
A JOINTLY OWNED WATER SYSTEM BY AND FOR THE
BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$2,800,000 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$2,800,000 BONDS OR NOTES OF THE
BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION
(Admin. & Finance.)

Those appearing were:

- Barbara Kilcomons, 22 Schmitt Street
Questioned if this bond ordinance was for the purchase of the remainder of Duhernal and if we would own the entire parcel when complete.
She agreed with this purchase as money well spent.

Mayor responded that it was for the remainder and we would own it.
Mayor asked Dave Samuel the Borough Engineer to briefly explain the importance of this purchase.

Dave Samuel, briefly explained our purchase back then when we owned 1/3 and this purchase of the balance of the property and what it would mean to the borough.

Comments also made by Councilman Rittenhouse that this is going to benefit our town he met with the person who runs it now and he is willing to help Sayreville transition into its operation.

There being no further appearances.

Councilwoman Novak moved the Public Hearing be closed and the Ordinance be adopted on second and final reading and advertised according to law. Motion seconded by Councilman Buchanan.

Roll Call: Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Rittenhouse, all Ayes. Carried.

ORDINANCE #327-16
**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF AN
ADDITIONAL PORTION OF A JOINTLY OWNED WATER SYSTEM
BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$2,800,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$2,800,000 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 \$2,800,000, said sum being inclusive of all appropriations heretofore made therefor. No down payment is required for said improvements or purposes in accordance with Section 7(h) of the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,800,000 pursuant to 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 \$2,800,000 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 acquisition of an additional portion of a jointly owned the water system consisting of, without limitation, the following water supply facilities: land, any buildings or structures located thereon or thereunder, easements, rights of way, tanks, pipes, water mains, dams and wells, together with all other work, materials and appurtenances necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$2,800,000.

(c) The estimated cost of said purposes is \$2,800,000.

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 40 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 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 \$2,800,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) The said purposes described in Section 3 of this bond ordinance constitute improvements to the Borough's water system, which is self-liquidating pursuant to Section 45 of the Local Bond Law. The obligations authorized herein are, therefore, not includable within the net debt of the Borough, as defined in the Local Bond Law, and no down payment is required to be made by the Borough.

(e) An aggregate amount not exceeding \$300,000 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 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 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 \$2,800,000. 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.

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

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

CONSENT AGENDA/RESOLUTIONS

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

Those appearing were:

- Barbara Kilcomons, 22 Schmitt Street
- Questioned Resolution 2016-91, she thought this property was being donated. The Business Admin. responded that although the property is being donated there would still need to be a Phase 1 Environmental report done on the property.

-Questioned 2016-107, where this property was on Karcher St. and what it was for.
Mayor responded that it was next to and in back of the Pharmacy for driveway access and parking.

No further questions or comments.

Council President Buchanan moved the Public Hearing be closed and the Consent Agenda Resolutions be approved on Roll Call Vote. Motion was seconded by Councilwoman Novak.

Roll Call on Consent Agenda Resolutions:

Comments:

Councilman Grillo stated that with regards to Resolution #2016-89 that he did not support the recording equipment in 308 or 310 in the past, however he will vote in favor of it tonight because the council chamber mics are included in the equipment and they are in much need of an upgrade to audio and video.

Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Novak, Rittenhouse, all Ayes.

CONSENT AGENDA/RESOLUTIONS

RESOLUTION #2016-86

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/Pasquale Lembo
Councilman

/s/Steven Grillo
Councilman

/s/Mary J. Novak
Councilwoman

/s/Victoria Kilpatrick
Councilwoman

/s/Arthur Rittenhouse
Councilman

**Bill list of March 28, 2016 in the amount of \$1,346,557.47
in a separate Bill List File for 2016 (See Appendix Bill List 2016-A for this date).**

RESOLUTION #2016-87

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2015 Appropriation Reserves be and the same are hereby authorized to be made in the following manner to wit:

	<u>FROM</u>	<u>TO</u>
<u>CURRENT FUND</u>		
Police Dispatch (1250-314-1-1302)	\$ 10,000	\$
Fire Department (1265-301-2-10110)		15,000
Condominium Services (1325-502-2-16080)		15,000
Parks Maintenance (1375-705-2-11080)	20,000	
	<u>\$ 30,000</u>	<u>\$ 30,000</u>

/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 #2016-88

BE IT RESOLVED, that the Qualified Purchasing Agent is hereby authorized and directed to advertise for the receipt of bids for Voice Data Services for the phone system.

/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 #2016-89

BE IT RESOLVED that the proper Borough officials are hereby authorized to purchase "Cameras and recording equipment for meeting rooms 308 & 310 and wireless sound system for Council Chambers" from Tele-Measurements, Inc.,

145 Main Avenue, Clifton, NJ 07014 through State Contract #T1466/A81123, at a total cost not to exceed \$22,775.15.

/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 #2016-90

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING
THE MAYOR AND BOROUGH CLERK TO EXECUTE A SUBORDINATION AGREEMENT
WITH RUNAE EDWARDS-WILSON**

WHEREAS, the Borough of Sayreville, ("Creditor") the holder of a mortgage on the property located at 6 Eagle Court, Sayreville, New Jersey, designated on official tax assessment maps as Block 229, Lot 1.07 Qualifier C1206 ("Premises") from the Borrower to Creditor, in the amount of Eleven Thousand Five hundred and Twenty Four Dollars (\$11,524.00) dated February 14, 2013, and recorded on April 5, 2013 in the Middlesex County Clerk's Office in Book 15218, Page 0035 (the "Subordinated Mortgage"); and

WHEREAS, a new mortgage will be executed by the Borrower whereby the Lender will hold a mortgage on the Premises from Borrower to the Lender in the principal amount not to exceed One Hundred and Eleven Thousand Six Hundred and Ninety Two Dollars and Fifty Nine Cents (\$111,692.59) (the "New Mortgage"); and

WHEREAS, Creditor intend by this Agreement to waive the priority of the lien on this Subordinated Mortgage in favor of the New Mortgage;

NOW THEREFORE, in consideration of the sum of \$1.00 cash in hand paid to the Creditor, the receipt of which is hereby acknowledge, the Creditor expressly (1) waives the priority of the Subordinated Mortgage in favor of the New Mortgage and two (2) subordinates all rights, titles or interest under the Subordinated Mortgage to the lien of the New Mortgage to the same extent as if the New Mortgage had been executed and recorded before the execution and recording of the Subordinated Mortgage.

BE IT AND IT IS HEREBY RESOLVED Mayor Kennedy O'Brien and Theresa A. Farbaniec, Borough Clerk are hereby authorized and directed to execute the Subordination Agreement with Runae Edwards-Wilson ("Borrower") and M&T Bank (the "Lender") dated the 28th of March, 2016.

/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 #2016-91

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to prepare Phase I Environmental Report for the possible

Open Space Acquisition of Block 169.03, Lot 22.01 on Weber Avenue at a fee not to exceed \$4,500.00.

/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 #2016-92

BE IT AND IT IS HEREBY RESOLVED THAT the proper Borough Officials are hereby authorized and directed to execute a Memorandum of Understanding with the State of New Jersey, Green Acres Program for Sandy Blue Acres Acquisitions in the Borough of Sayreville and that this Memorandum of Understanding including all updated property additions.

/s/ Steven Grillo, Councilman
(Planning & Zoning Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-93

BE IT RESOLVED that the following person is hereby permanently appointed to the following title and department as per NJDOP Promotional Procedures:

NAME OF APPOINTEE: Linda Miick
POSITION: Clerk 3
DEPARTMENT: Board of Health
EFFECTIVE: March 29, 2016

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 Department of Personnel.

/s/ Pasquale Lembo, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-94

BE IT RESOLVED that the following person is hereby permanently appointed to the following title and department as per NJDOP Promotional Procedures:

NAME OF APPOINTEE: Matthew Winston
POSITION: Maintenance Worker 2
DEPARTMENT: Department of Public Works
EFFECTIVE: March 29, 2016

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 Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-95

BE IT RESOLVED that the following person is hereby permanently appointed to the following title and department as per NJDOP Promotional Procedures:

NAME OF APPOINTEE: Mark Jarusiewicz
POSITION: Truck Driver Heavy
DEPARTMENT: Department of Public Works
EFFECTIVE: March 29, 2016

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 Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-96

BE IT RESOLVED that the following person is hereby permanently appointed to the following title and department as per NJDOP Promotional Procedures:

NAME OF APPOINTEE: James Revel
POSITION: Water Repairer 1
(As per Civil Service Classification Appeal)
DEPARTMENT: Water & Sewer Department
EFFECTIVE: January 28, 2016

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 Department of Personnel.

/s/ Arthur Rittenhouse, Councilman
(Water & Sewer Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-97

BE IT AND IT IS HEREBY RESOLVED that the proper Borough officials

are hereby authorized and directed to execute a three-year Interlocal Services Agreement with the County of Middlesex covering Hazardous Materials Billback and Cost Recovery, effective January 1, 2016 through December 31, 2018, copy of said agreement being attached hereto and made a part hereof .

BE IT FURTHER RESOLVED that that Barry Eck is also appointed as the Municipal Cost Recovery Coordinator.

/s/ Pasquale Lembo, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION 2016-98

WHEREAS, the Mayor and Council of the Borough of Sayreville wishes to participate in the Federal Grant Program administered by the State of New Jersey, Department of Law & Public Safety under the Project Title FY15 EMPG Borough of Sayreville EMAA; and

WHEREAS, the Governing Body of the Borough of Sayreville has reviewed the accompanying application and has approved said request; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Borough of Sayreville for the purpose described in the application;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that:

1. The Office of Emergency Management is authorized to apply for Emergency Management Agency Assistance through FEMA for the FY 2015 under the Federal Award Identification No. EMW2015-EP-00025, Sub-award Number FY15-EMPG-EMAA-1219.
2. That the Borough of Sayreville through its' Office of Emergency Management is hereby authorized to accept the sub-award in the amount of \$7,000.00.
3. That the Mayor and Council of the Borough of Sayreville hereby authorizes and agrees to match 50% of the Sub-award Amount for the period of July 1, 2015 through June 30, 2016.
4. Total Project Amount, as outlined in the application in compliance with the match requirements of the agreement. The availability of the match funds for this project, is hereby authorized and certified.

/s/ Pasquale Lembo, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-99

WHEREAS, by resolution dated April 9, 2015 (15-648-R), the County of Middlesex contracted with Princeton Hydro, LLC to develop and updated Pre-Disaster All Hazard Mitigation Plan as required by the Middlesex County Department of Public Safety and Health, Office of Emergency Management and Preparedness; and

WHEREAS, the Plan was prepared and submitted to FEMA; and

WHEREAS, the State Office of Emergency Management has advised that said Plan has been approved by FEMA; and

WHEREAS, FEMA requires that the County and each Municipality must formally adopt the said Plan; and

WHEREAS, the Mayor and Council of the Borough of Sayreville is of the opinion that the adoption of said Plan is in the best interests of the residents of the Borough of Sayreville as well as Middlesex County;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sayreville, County of Middlesex, State of New Jersey that the Mayor and Council of the do hereby adopt the attached Middlesex County Multi-Jurisdictional Hazards Mitigation Plan;

BE IT FURTHER RESOLVED, that the Borough Clerk of the Borough of Sayreville shall forward certified copies of this resolution to the County of Middlesex, the Federal Emergency Management Agency and the Mayors of each municipality within the County of Middlesex.

/s/ Pasquale Lembo, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-100

BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute an Public Health Interlocal Shared Services Agreement with the County of Middlesex to provide the Health Services associated with the Board of Health for the period of January 1, 2016 through December 31, 2016 with a cost not to exceed \$166,784.55.

/s/ Pasquale Lembo, Councilman
(Public Safety Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-101

BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute a Shared Services Agreement with the Township of Woodbridge for the Township of Woodbridge to provide various services on an as needed basis, including, but not limited to, maintenance and services from the Public Works Department to the Sayreville Department of Public Works in accordance with the terms and conditions set forth in the attached 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 #2016-102

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for **calendar year 2015** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Borough Council to the efforts undertaken by the Borough of Sayreville and the requirements contained in the Recycling Act and the recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the Borough of Sayreville hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and **designates Elyse Barone, CRP/Municipal Recycling Coordinator** to ensure that the application and reports are properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

ATTEST: BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-103

WHEREAS, on March 11, 2016 the Mayor and Council of the Borough of Sayreville received bids for the "Operation of a Textile Collection Program"; and

WHEREAS, on this date there were four (4) proposals received and after careful review by the Qualified Purchasing Agent and Recycling Coordinator it is the recommendation that the award be made to American Recycling Technologies, Inc. on their proposal to pay an annual placement fee to the Borough of Sayreville in the amount of \$55,000.00 for the placement of clothing donation bids and the collection of deposited clothing as contained in their proposal.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 28th day of March, 2016, that:

1. Contract for the "Operation of a Textile Collection Program" be awarded to American Recycling Technologies, Inc. of Great Neck, NY on their proposal price of \$55,000.00.

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

ATTEST: BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-104
DEDICATION BY RIDER

A Resolution Requesting permission for a Dedication
By Rider for a Recycling Program Trust Fund as
Required by PL 1981, Chapter 278, Amended by PL 1987, Chapter 102

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and,

WHEREAS, PL 1981 Chapter 278, amended by PL 1987 Chapter 102 provides for receipt of funds from the marketing of recycled materials recovered through the Recycling Program by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Recycling Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Sayreville, County of Middlesex, New Jersey as follows:

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Recycling Trust Fund
2. The Municipal Clerk of the Borough of Sayreville, County of Middlesex is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government 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 #2016-105

WHEREAS, Highview Homes, LLC, has posted Letter of Credit 1020 covering various site improvements on their project located at the intersection of Route 35 and Old Spye Road consisting of one hundred forty-eight units; and

WHEREAS, the Borough Engineer's Office has recently performed a site inspection and has indicated that considerable amount of the utility line, concrete curbing and base paving work has been completed and has recommended that Letter of Credit #1020 in the amount of \$2,212,586.78 be reduced to \$1,193,712.72.

NOW, THEREFORE, BE IT RESOLVED that the proper Borough Officials are hereby authorized and directed to reduce said bonds in the amount so stated.

/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 #2016-106

WHEREAS, Kaplan Companies has posted Performance Bonds and Letters of Credit for LaMer, Section 5, Phases 5-3A through 5-3D to guarantee improvements of the Towne Lake project in the following amounts:

Section 5	90% Performance Bonds	10% Letters of Credit
Phase 3A	\$556,706.86	\$61,856.31
Phase 3B	\$155,215.85	\$17,246.21
Phase 3C	\$141,924.38	\$15,769.37
Phase 3D	\$125,106.66	\$13,900.74

;and

WHEREAS, on March 11, 2013 the bonds were reduced as follows:

Section 5	90% Performance Bonds	10% Letters of Credit
Phase 3A	\$221,300.74	\$23,477.86
Phase 3B	\$ 94,700.54	\$10,522.28
Phase 3C	\$ 93,984.21	\$10,442.69
Phase 3D	\$ 87,160.25	\$ 9,684.47

;and

WHEREAS, the Borough Engineer's Office has recently performed a site inspection and has indicated that the required work with the exception of the site landscaping punchlist items have been completed and has recommended that the Performance Bonds and Letters of Credit be released, subject to the posting of a two (2) year 15% maintenance bond in the amount listed below and the posting of a new landscaping bond:

<u>Section 5</u>	<u>15% Maintenance Bond</u>
Phase 3A	\$ 92,784.47
Phase 3B	\$ 25,869.31
Phase 3C	\$ 23,654.06
Phase 3D	\$ 20,851.11

<u>Landscaping Bond</u>
\$ 19,625.00

NOW, THEREFORE, BE IT RESOLVED that the proper Borough Officials are hereby authorized and directed to release the above referenced Performance bonds and Letters of Credit as so stated.

/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 #2016-107

WHEREAS, Sayreville Pharmacy is looking to make an application to the Borough of Sayreville Zoning Board for the construction of eleven (11) off-street parking spaces and a driveway connection to Karcher Street for his business located at 89 Main Street (Block 168, Lot 57.03); and

WHEREAS, in order to construct said driveway connection to Karcher Street property known as Block 168.13 Lot 57.04 which is owned by the Borough of Sayreville will be required to be crossed; and

WHEREAS, the Mayor & Council have reviewed this request to cross Borough property and do not object to said application being made by Sayreville Pharmacy and including the Borough owned property

NOW THEREFORE, BE IT RESOLVED, that the Borough of Sayreville does hereby grant permission to Sayreville Pharmacy to proceed with the application process with the Zoning Board of Adjustment in order to construct the eleven (11) off-street parking spaces and driveway connection to Karcher Street.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

PUBLIC PORTION

At this time Mayor O'Brien opened the meeting to the public or any and all issues.

There were no appearances.

Council President Buchanan moved the public portion be closed. Motion seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes. Carried.

- **EXECUTIVE SESSION -**

- **ADJOURNMENT**

No further discussion and No further business.

Mayor O'Brien called for a motion to adjourn.

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

Roll Call: Voice Vote, all Ayes.

Time: 7:24 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved