

Mayor Kilpatrick opened the Council Meeting at 7:01 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 April 13, 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, 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 Dalina(telephone), Enriquez, Maher(telephone), McGill(telephone), Novak, Roberts(telephone).

Absent: None

Others Present: Mayor Victoria Kilpatrick
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

Municipal Clerk Morelos announced the procedure for the public to participate in the public portions.

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

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

- ✎ March 4, 2020 - Budget Workshop Meeting
- ✎ March 9, 2020 - Regular & Agenda Sessions

Seconded by Councilman Enriquez.

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

Mayor Kilpatrick thanked the council, professionals and the public. Mayor stated for the last couple of weeks we have been dealing with a new norm due to COVID-19. She also thanked the IT Director Tom Bracken for his help in setting this up. She stated as a Council they thought that the telecommunication route was the best way to conduct a virtual meeting so that we are blending a little bit of old with new. She stated the video is still rolling the way it always does and will be broadcasted on the television. She stated we will still be able to take public comment.

- **PROCLAMATION & PRESENTATIONS -**

- ✎ Proclamation – Thanks to Frontline Workers during COVID-19 Pandemic

Proclamation

WHEREAS, in December of 2019 a novel coronavirus outbreak began in Wuhan, China and since then has touched almost every corner of the world and has shuttered villages, towns, cities, and healthcare facilities; and

WHEREAS, hundreds of thousands of people around the world have become sickened and many have died due to this outbreak; and

WHEREAS, the novel coronavirus is also known as Covid-19, “CO” stands for coronavirus, “VI” is for virus, and “D” for disease; and

WHEREAS, the first 1st case of Covid-19 hit the United States February 2020 and since then has transmitted throughout the Country, leaving thousands on the frontlines to combat this virus by working long hours as they assist those in need in our communities; and

WHEREAS, around the Country millions of healthcare professionals, first responders, government employees, warehouse operators, truck drivers, postal workers, delivery workers, construction workers, grocery store clerks, gas attendants and public servants are fighting this pandemic and helping to ensure the health, well-being, and safety of the citizens of East Brunswick Township, the County of Middlesex, the State of New Jersey, and the United States of America; and

WHEREAS, these individuals on the frontline are heroes because of their enduring and selfless dedication to their fellow citizens as they continue to work in dangerous conditions, particularly healthcare workers experiencing a short supply of protective gear; and

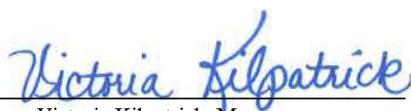
WHEREAS, the Country is at war with this pandemic and the great people that Americans rely on in this time are unmatched in any and all regards;

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Sayreville extend their sincere gratitude to all of these heroes who continue to sacrifice for the sake of the residents of the Borough of Sayreville and the Country;

BE IT FURTHER RESOLVED that the Mayor and Council extend a personal thank you to every frontline worker and are grateful for everything they are doing for our citizens and calls on all residents of Sayreville, residents of the County of Middlesex, residents of the State of New Jersey, and across the Country to also extend their gratitude for every frontline worker risking their personal health and the health of those they love. We are forever grateful for everything these heroes do!



IN WITNESS WHEREOF, I have caused this
Proclamation to be issued and the official seal of the
Borough duly affixed this 13th day of April, 2020


Victoria Kilpatrick, Mayor

Council President Novak moved the following proclamation be approved.
Seconded by Councilman Enriquez.

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

- **EXECUTIVE SESSION** –None

Municipal Clerk Morelos announced the procedure for the public to participate in the public portions.

- **OLD BUSINESS:**

a) Public Hearing on the following Ordinances:

Borough Clerk Morelos read the heading for the following ordinances listed for Public Hearing:

Public Hearing on Ordinance #496-20.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #496-20.

There were no appearances.

**Councilman Enriquez moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law.
Seconded by Councilwoman Novak.**

**Roll Call: Ayes: Councilpersons Enriquez, Dalina, Maher, McGill, Novak
Nays: Roberts**

**ORDINANCE #496-20
AN ORDINANCE AMENDING CHAPTER XVII "PARKS AND RECREATIONAL AREAS" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE**

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows:

17-6 PUBLIC ATHLETIC FIELDS

17-6.1 Membership. ~~Subject to the requirements set forth herein, Borough residents and Borough athletic organizations having at least a fifty-one (51%) percent membership of Borough residents shall have priority regarding the use of all Borough athletic fields not funded by the Green Acres Program pursuant to N.J.A.C. 7:36-1 et seq., as amended, provided that such Borough residents and Borough athletic organizations have complied with the notification and other requirements set forth in subsection 17-6.2 of this section. However, all Borough residents and athletic organizations as well as all other applicants shall at all relevant times observe the rules, regulations and requirements set forth herein.~~

Permit Requests - Priority of Use

1st All Sayreville Recreation Department Events or Leagues

2nd All Municipally Sponsored Athletic Organizations

3rd Sayreville Board Of Education Events or Teams

4th Resident Use

5th Non-Resident Use

All organizations must comply with the notification and other requirements set forth in Subsection 17-6.2 and 17-6.3 of this section. However, all Borough residents and athletic organizations as well as all other applicants shall at all relevant times observe the rules, regulations and requirements set forth herein.

17-6.3 League Applicants. League applicants or applicants affiliated with a league shall comply with the requirements of Section 2-15.6, "Criminal History Background Checks for All Youth Programs," of the Revised General Ordinances of the Borough of Sayreville, ***Fee requirements as set forth in Section 2-15.5 and all information required in Section 17-6.2 and 17-8.2.***

17-6.4 Approval Requirement. All applicants that wish to use the Borough's athletic fields must be prepared to provide information to the Borough that is, or will be, routinely requested of all applicants, including but not limited to the need for traffic control, proposed food and beverage sales, along with the identity of vendors and the need for security should the Borough deem any of these matters to be of concern in connection with the applicant's particular event. Applicants, as per the facility request form shall be responsible for obtaining all necessary approvals from other Borough

departments. **All fees as required pursuant to Chapter 2-15.5 must be paid before a permit will be issued.**

17-6.5 Notification. Within ~~ten (10)~~ **fifteen (15)** days of the Borough Recreation Department receiving a completed facility use request form for an event pursuant to subsection 17-6.2 of this section, the Borough Recreation Department shall notify the applicant of the Borough's decision on whether or not to issue the permit for the particular date and event and any and all conditions that the Borough may require for the event in question. The Borough Recreation Department shall keep a schedule for use of facilities and post same in Borough Hall and on the official Borough website.

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter XVII, Parks and Recreational Areas**, of the Revised General Ordinances of the Borough of Sayreville, shall be amended to reflect such change.

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed and this Ordinance shall take effect immediately upon final passage and publication in accordance with law.

INTRODUCED/APPROVED ON FIRST READING

DATED: March 9, 2020

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Damon Enriquez, Councilman
(Recreation Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: April 13, 2020

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Damon Enriquez, Councilman
(Recreation Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 13th DAY OF April, 2020.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #497-20.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #497-20.

There were no appearances.

Councilman Enriquez moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law.

Seconded by Councilwoman Novak.

Roll Call: Ayes: Councilpersons Enriquez, Dalina, Maher, McGill, Novak

Nays: Roberts

ORDINANCE #497-20

AN ORDINANCE AMENDING CHAPTER XVII "PARKS AND RECREATIONAL AREAS" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, State of New Jersey, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows:

17-8 - MUNICIPALLY SPONSORED ATHLETIC ORGANIZATIONS

17-8.1 Membership. Subject to the requirements set forth herein, applications to become a Municipally Sponsored Borough Athletic Organization require having at least a **eighty (80) percent** membership of Borough residents and demonstrate a need for such an organization. Copy of non-profit status or documentation proving organization is in the process of acquiring. All municipally sponsored borough athletic organizations need to comply with the notification and other requirements set forth in subsection 17-6.2. and **17-6.3**. However, all athletic organizations shall at all relevant times observe the rules, regulations and requirements set forth herein

The fees set forth in Chapter 2-15.5 shall not be applicable to those municipally sponsored athletic organizations subsidized by the Borough of Sayreville and as may be set forth in Section 8 of Ordinance 950-06;-. **Current Municipally sponsored Athletic Organization are, Sayreville Athletic Association, Sayreville Junior Bombers, Sayreville Little League and Sayreville Softball Association.**

17-8.2 Information Required for Membership. Any municipally sponsored athletic organization subsidized from by the Borough of Sayreville shall adhere to registration time period rules and provide the following information:

- a. A full league roster with all team members, executive board members, coaches, full time volunteers, names and addresses on excel program file to Recreation Office within thirty (30) days after the scheduled start of the season. Any new registrants after the thirty (30) days start of the scheduled season will be sent to the Recreation Office as needed.
- ~~b.~~ **A league financial statement prepared by a recognized accountant or accounting firm, independent of the organization, for the prior year will be given to the Recreation Department by May 31 of the current year. A quarterly league financial statement prepared by the Treasurer of the league is to be sent to the Recreation Dept.**
- ~~c.~~ **A copy of the pertinent organization's current By-Laws is to be maintained at the Recreation Dept at all times. Any changes to current by laws need to be sent to the Recreation Dept within one (1) month of the changes.**
- ~~d.~~ **Within two (2) weeks of the start of each season the pertinent organization must provide proof of background checks for all Coaches, Executive Board Members and Full-time Volunteers to the Recreation Department in the form of an excel document. Coaches may be added to the league roster as season progresses but they can't coach until background check is completed and the Recreation Dept is notified.**
- ~~e.~~ **A Certificate of Insurance for the pertinent organization with the Borough of Sayreville and its employs are named as second insured. Each policy must have sexual harassment and molestation coverage.**
- ~~f.~~ **A new Contract between the Borough of Sayreville and each organization will be executed in February, that will establish, total yearly reimbursement for the pertinent organization and the pertinent organization's obligation to adhere to all current registration rules.**
- ~~g.~~ **All signs for registration must be removed within seven (7) days after the conclusion of the registration period.**

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that **Chapter XVII, Parks and Recreational Areas**, of the Revised General Ordinances of the Borough of Sayreville, shall be amended to reflect such change.

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed and this Ordinance shall take effect immediately upon final passage and publication in accordance with law.

INTRODUCED/APPROVED ON FIRST READING

DATED: March 9, 2020

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Damon Enriquez, Councilman
(Recreation Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: April 13, 2020

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

/s/Damon Enriquez, Councilman
(Recreation Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 13th DAY OF April, 2020.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #498-20.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #498-20.

There were no appearances.

**Councilman Enriquez moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law.
Seconded by Councilwoman Novak.**

**Roll Call: Ayes: Councilpersons Enriquez, Dalina, Maher, McGill,
Novak
Nays: Roberts**

ORDINANCE #498-20

**AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
SECTION 2.15 "DEPARTMENT OF RECREATION"
OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE**

2-15 - DEPARTMENT OF RECREATION.

2-15.5 Fees.

- a. *Permits for Public Athletic fields*
- b. *Permits are required for exclusive use of any public athletic fields. Exclusive use is required for all leagues and /or scheduled events.*
- c. *All organizations listed in ordinance 17-8 Municipally Sponsored Athletic Organizations and the Sayreville Board of Education are exempt from all fees listed in 2-15.5-1*

d. *Permits are not require during open access times (non-permitted times) No fees will be charged during open access times, field usage will be on a first come first serve basis.*

1.

Field	Fee	
Turf Fields	\$150/two (2) hours; Additional two (2) hours \$100	Resident
	\$300/two (2) hours; Additional two (2) hours \$200	Non-Resident
Grass Field	\$60/two (2) hours; Additional two (2) hours \$50	Resident
	\$120/two (2) hours; Additional two (2) hours \$100	Non-Resident
Lights	\$40/hour	Resident
	\$80/hour	Non-Resident

- ~~5.~~ **2.** Any postponement of *permitted* activities due to weather conditions shall result in rescheduling,—*No refunds will be given.*
- ~~6.~~ **3.** All fees payable hereunder are due and payable to the Sayreville Recreation Department prior to the issuance of any permits for the use of the park or field.
- ~~7.~~ **4.** At the time of application for *public athletic field permits, the applicant shall provide all information requested in ordinance 17-6.*
- ~~8.~~ **5.** All teams requesting the use of fields and before any use of the field shall also provide a facility use form, an indemnification/hold harmless agreement, a bond if same is deemed applicable and a certificate of insurance and an attached endorsement signed by an authorized agent of the insurance company making the Borough of Sayreville, its agents, employees and professionals additional insureds and making the insured's policy primary with waivers of contribution and subrogation as to the Borough.
- 6. Residency will be determined by the organizations home address as provided on the insurance certificate.**

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that Chapter 2-15, of the Revised General Ordinances of the Borough of Sayreville, shall also be amended to reflect such change.

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed and this Ordinance shall take effect immediately upon final passage and publication in accordance with law.

INTRODUCED/APPROVED ON FIRST READING

DATED: March 9, 2020

/s/Jessica Morelos, R.M.C.
 Clerk of the Borough of Sayreville

/s/Damon Enriquez, Councilman
 (Recreation Committee)
 Borough of Sayreville

ADOPTED ON SECOND READING

DATED: April 13, 2020

/s/Jessica Morelos, R.M.C.
 Clerk of the Borough of Sayreville

/s/Damon Enriquez, Councilman
 (Recreation Committee)
 Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 13th DAY OF April, 2020.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

Public Hearing on Ordinance #499-20.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #499-20.

There were no appearances.

**Council President Novak moved the Public Hearing be closed the Ordinance be adopted on second and final reading and advertised according to law.
Seconded by Councilman Enriquez.**

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

Councilwoman Roberts stated that it was brought to her attention that if the "Green Team" is removed that the Borough may not get Sustainable New Jersey grants and there is verbiage on the Sustainability NJ website that states a "Green Team" must be established.

Borough Attorney DuPont responded that he hasn't seen that and asked Councilwoman Roberts to send it to him and if they need to amend the ordinance then the Borough will.

ORDINANCE #499-20

**AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
TO AMEND SUBSECTION 2-33 "RECYCLING COMMISSION" AND
TO DELETE SUBSECTION 2-33.6 "GREEN TEAM" OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE**

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the county of Middlesex, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows:

2-33 – ~~RECYCLING~~ **SUSTAINABLE SAYREVILLE COMMISSION.**

2-33.1 Created. This Commission was created by Resolution Number 1986-61 dated February 5, 1986.

(Ord. No. 205-13, § 1, 1-28-2013)

2-33.2 Members. The Commission shall consist of ~~five (5)~~ **six (6)** members, beginning with ~~one (1)~~ **two (2)** members being appointed to a four (4) year term; two (2) members being appointed to a three (3) year term and two (2) members being appointed to a two (2) year term. At the end of each member's initial term as listed above, each term will become a three (3) year term. The members of the Commission will be appointed by the Mayor with the advice and consent of the Borough Council, and; the Mayor may appoint additional members not to exceed ten (10) members total.

The Borough Council may remove any member of the Commission for cause, on written charges served upon the member and after a hearing thereon at which the position shall be filled for the unexpired terms in the same manner as an original appointment.

2-33.3 Purpose and Function. The purpose and function of the **Sustainable Sayreville Commission** is to seek out **Sustainable practices in the Borough of Sayreville that will focus on green initiatives meeting the needs of the municipality without compromising the ability of future generations, to meet their needs, focusing on economic, environmental and social.** ~~oversee the mandatory recycling program for the Borough of Sayreville as well as educate the governing body and residents of the Borough of Sayreville as to innovations and/or new regulations as mandated by the County of Middlesex, State of New Jersey and/or federal government.~~ ***The Commission will also collaborate with Township employees, community organizations and other governmental agencies to share resources, information and ideas consistent with the mission of the Commission; encourage participation of all Township employees to solicit ideas on green initiatives; research and analyze green initiatives which make practical environmental and financial sense; and develop strategies for sustainable green initiatives.***

~~2-33.6 Green Team.~~

~~*Mission:* The Borough Green Team shall be a sub-committee of the Recycling Commission and shall advise the governing body on ways to establish a community sustainability program through initiatives which are economically and environmentally sound.~~

~~*Goals:* The initial goal of the Green Team shall be to submit a report and recommendations to the governing body which report shall include:~~

- ~~1. A report of suggested best practices for "greener" municipal operations; and~~
- ~~2. Identification of community partners with whom the Green Team may coordinate sustainability activities and implement sustainability programs throughout the Borough.~~

~~*Objectives:*~~

- ~~1. Collaborate with Township employees, community organizations and other governmental agencies to share resources, information and ideas consistent with the mission of the Green Team;~~
- ~~2. Encourage participation of all Township employees to solicit ideas on green initiatives;~~
- ~~3. Research and analyze green initiatives which make practical environmental and financial sense; and~~
- ~~4. Develop strategies for sustainable green initiatives.~~

~~*Membership:* The establishment of the Green Team Committee will consist of fifteen (15) members, beginning with:~~

- ~~1. Five (5) members being appointed to a four (4) year term;~~
- ~~2. Five (5) members being appointed to a three (3) year term; and~~
- ~~3. Five (5) members being appointed to a two (2) year term.~~

~~At the end of each members' initial term as listed above, each term will become a three (3) year term. The members shall be residents or employees of the Borough or an employee of a business located in the Borough, such members to be appointed annually by the Mayor and Borough Council, through the recommendations of the Recycling Coordinator.~~

BE IT FURTHER ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that Chapter 2, of the Revised General Ordinances of the Borough of Sayreville, shall also be amended to reflect such change.

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed and this Ordinance shall take effect immediately upon final passage and publication in accordance with law.

INTRODUCED/APPROVED ON FIRST READING

DATED: March 9, 2020

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

ADOPTED ON SECOND READING
DATED: April 13, 2020

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville

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

APPROVAL BY THE MAYOR ON THIS 13th DAY OF April, 2020.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/MICHAEL DUPONT, ESQ., Borough Attorney

• **NEW BUSINESS:**

a) The Clerk read the Introduction of the following ordinances:

ORDINANCE #500-20

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XXXIII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION
33-11 "TOTALLY DISABLED VETERAN'S TAX EXEMPTION"
(Admin. & Finance Committee - Co. Roberts - Public Hearing 4-27-20)**

Councilwoman Roberts moved the ordinance be approved on first reading, advertised according to law and a public hearing be held on April 27, 2020. Motion was seconded by Councilwoman Novak.

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

ORDINANCE #501-20

**AN ORDINANCE SUPPLEMENTING AND AMENDING ORDINANCE #435-19
FIXING THE SALARIES OF CERTAIN BOROUGH OFFICIALS, OFFICERS
AND EMPLOYEES FOR THE YEARS 2020 - 2022**

(New Title)
(Admin. & Finance Committee - Co. Roberts - Public Hearing 4-27-20)

Councilwoman Roberts moved the ordinance be approved on first reading, advertised according to law and a public hearing be held on April 27, 2020. Motion was seconded by Councilwoman Novak.

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

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.
Seconded by Councilman Enriquez

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

Council President Novak questioned Resolution #2020-92 stating that the Borough can't bond until the fall because we have to wait for the State to adopt their budget.

CFO Biancamano responded that if the grant is awarded then the Borough would have to do a bond ordinance for the matching funds but probably will not be until next year.

Council President Novak mad a motion to adopt the Consent Agenda Resolutions.

Roll Call: Councilpersons Novak, Dalina, Enriquez, Maher, McGill, all ayes, Roberts all ayes except nay for Resolutions #2020-89 and #2020-92.

RESOLUTION #2020-88

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/Kevin Dalina, Councilman

/s/David McGill, Councilman

/s/Damon Erniquez, Councilman

/s/Mary J. Novak, Councilwoman

/s/Michele Maher, Councilwoman

/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 DuPont, Borough Attorney

Bill list of April 13, 2020 in the amount of \$34,485.08 in a separate Bill List File for 2020 (See Appendix Bill List 2020-A for this date).

RESOLUTION #2020-89

**A RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF SAYREVILLE, COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, IN SUPPORT OF THE**



WYLAND NATIONAL MAYOR'S CHALLENGE
FOR WATER CONSERVATION

WHEREAS, the Borough of Sayreville, the County of Middlesex, and the State of New Jersey continue to explore ways to manage residential consumption of water and power, and to inspire its residents to care for our natural resources; and

WHEREAS, cities can engage in efforts to inspire their own communities, as well as, their neighboring cities, to become better environmental stewards; and

WHEREAS, the ninth annual National Mayor's Challenge for Water Conservation presented by the Wyland Foundations and Toyota, with support from the U.S. EPA WaterSense, The Toro Company, National League Cities, Conserva Irrigation, and Earth Friendly Products (makers of ECOS), is a healthy, non-profit competition for cleaner communities and a water use and pollution reduction competition between our cities; and

WHEREAS, with the encouragement of their Mayors, residents may register their participation in their Cite's Challenge, online, by making simple pledges to decrease their water use and to reduce pollution for the period of one year, thereby to target mandated reductions; and

WHEREAS, from April 1-30, 2020 the Borough of Sayreville wishes to inspire its residents and its neighboring communities to take the "Wyland Mayor's Challenge for Water Conservation" by making a series of online pledges at mywaterpledge.com to reduce their impact on the environment and to see immediate savings in their water, trash, and electricity bills;

NOW THEREFORE, THE MAYOR AND BOROUGH COUNCIL MEMBERS OF THE BOROUGH OF SAYREVILLE, NEW JERSEY DO HEREBY RESOLVE, DECLARE AND DETERMINE AS FOLLOWS:

SECTION 1.

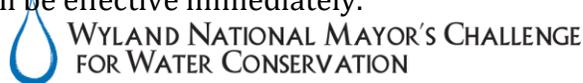
That the Borough of Sayreville agrees and supports the "Wylands Mayor's Challenge for Water Conservation" emphasis

SECTION 2.

That the program is to be implemented from April 1-30, 2020, through a series of communication and outreach strategies, whether new or existing, to encourage Sayreville residents to take the conservation "Challenge".

SECTION 3.

That this resolution shall be effective immediately.



BE IT FURTHER RESOLVED that the Borough Clerk shall certify to the passage and adoption of this resolution; shall cause the same to be entered among the original resolutions of the Borough; and shall make a minute of the passage and adoption thereof on the records of the proceedings of the Borough Council for the meeting at which the same is passed and adopted.

Passed, approved, and adopted this 13th day of April, 2020

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Jessica Morelos, RMC
Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION #2020-90

WHEREAS, the Borough of Sayreville desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$500,000.00 to carry out a project for Bailey Park.

BE IT THEREFORE RESOLVED,

- 1) That the Borough of Sayreville does hereby authorize the application for such a grant; and,

- 2) Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Borough of Sayreville and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Jessica Morelos, RMC
Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION #2020-91

BE IT AND IT IS HEREBY RESOLVED, that the Qualified Purchasing Agent is hereby authorized and directed to advertise for the receipt of bids for Gasoline and Diesel Fuel.

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Nicole Waranowicz
Deputy Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION #2020-92

RESOLUTION AUTHORIZING THE APPLICATION FOR A GRANT FOR THE EXPANSION OF THE SAYREVILLE PUBLIC LIBRARY PURSUANT TO THE NEW JERSEY LIBRARY CONSTRUCTION BOND ACT

WHEREAS, on November 7, 2017, New Jersey voters approved the New Jersey Library Construction Bond Act (the "Bond Act") which authorizes the issuance of \$125 million in State General Obligation Bonds ("Bonds") to provide grants for the construction, reconstruction, development, extension, improvement and furnishing of public libraries in the State of New Jersey; and

WHEREAS, the purpose of the Bond Act is to improve New Jersey's public library facilities in order to ensure the well-being and success of New Jersey residents and for public libraries to best serve the residents of their communities now and into the future,

modern, efficient, and technologically-current buildings with flexible space are necessary; and

WHEREAS, on January 6, 2020, the first solicitation for grant applications was issued with \$87.5 million in available funding and grant applications will be accepted on or after March 9, 2020 up until April 6, 2020; and

WHEREAS, the Bond Act requires that proceeds from the Bonds can fund no more than fifty percent (50%) of the costs of the Project and the remaining fifty percent (50%) shall be supported by the appropriate local governing entity in the area served by the public library; and

WHEREAS, the Borough of Sayreville has determined that the Sayreville Public Library is in need of an expansion to continue to serve the community; and

WHEREAS, the Mayor and Council of the Borough of Sayreville have determined that it is in the best interest of its residents and the community to prepare and submit a grant application in the amount of \$850,000.00 in accordance with the Bond Act to fund a portion of the costs of the expansion of the Sayreville Public Library on a matching basis; and

WHEREAS, the Mayor and Council of the Borough of Sayreville have also determined that in the event that the Borough of Sayreville and the Sayreville Public Library are awarded the Grant, the Borough and Library shall take the necessary action to authorize sufficient matching funds for the Project; and

WHEREAS, the Mayor and Council of the Borough of Sayreville desire to authorize the preparation and submission of application for a grant for the project entitled New Jersey Library Construction Bond Act.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville, County of Middlesex as follows:

- 1) The preparation and submission of a grant application in the amount of \$850,000.00 to the State of New Jersey pursuant to the New Jersey Library Construction Bond Act on behalf of the Borough of Sayreville is hereby authorized.
- 2) The Mayor, Borough Administrator and/or Borough Clerk are hereby authorized to execute the grant application, and any other supporting documents, including but not limited to Exhibits B (Resolution II) and C (Certification Statements) of the grant application.
- 3) The Mayor, Borough Administrator, Borough Clerk and other Borough Officials and its employees and contractors are hereby authorized to take all action necessary for the completion and submission of the grant application and to effectuate this Resolution.
- 4) In the event that the Borough of Sayreville and the Sayreville Public Library receive the grant for the expansion of the Sayreville Public Library, the Borough and Library shall take the necessary action to authorize sufficient matching funds for the completion of the project.
- 5) This Resolution shall take effect immediately.

/s/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.

/s/Michael DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Nicole Waranowicz
Deputy Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION #2020-93

BE IT AND IT IS HEREBY RESOLVED, that the Qualified Purchasing Agent is hereby authorized and directed to advertise for the receipt of bids for Water Meters and Related Equipment.

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Jessica Morelos, RMC
Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION 2020-94

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. 2:

- Project: Improvements to Haag Street
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Net Decrease: \$10,021.56
- 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.

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Nicole Waranowicz
Deputy Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION #2020-95

**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: Improvements to Haag Street
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Balance Due \$4,639.50

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 \$34,796.24 and the approval of same as to form and sufficiency by the Borough Attorney.

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Nicole Waranowicz
Deputy Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION 2020-96

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. 2:

- Project: Hercules Village Area Water and Sanitary Sewer Improvements
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Net Decrease: \$70,035.22
- 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.

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Nicole Waranowicz
Deputy Municipal Clerk

/s/Victoria Kilpatrick
Mayor

RESOLUTION #2020-97

**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: Hercules Village Area Water and Sanitary Sewer Improvements
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Balance Due \$15,104.13

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 \$113,280.98 and the approval of same as to form and sufficiency by the Borough Attorney.

/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 DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/Nicole Waranowicz
Deputy Municipal Clerk

/s/Victoria Kilpatrick
Mayor

- **CFO – Denise Biancamano - None**
- **BOROUGH ENGINEER - Jay Cornell - None**
- **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 stated that the Business Administrator responded to him that Fulton's Landing didn't need permits because nothing was approved. He stated it was his understanding that Fulton's Landing was approved and the Master Plan was changed. He stated that they don't know how to get permits because he there was a lot of activity going on at that property and took down a massive amount of trees. Mr. Rittenhouse stated that he contact Kirk Miick and Mr. Miick went out and took pictures. He stated he also contacted the CFO and she told him that they didn't put any money in the tree bank. He stated he would like the Borough to have them cease and desist any further destroying of the environment.

Borough Attorney DuPont responded stated that Mr. Miick did go out there when he received the complaint. He also stated that their attorney said that they were ceasing operations. He stated that the Borough Engineer will be going out there to do a report and once he sees the report he will be able to evaluate if there is a need for charges. Mr. DuPont stated that there will be no more trees cut down. Mr. Rittenhouse stated that he also had pictures and is willing to give them to the Borough.

Mr. DuPont responded to send them to the Borough Clerk.

Council President Novak stated that this is not an uncommon occurrence. She stated that developers in the past have cut down trees. She also stated that each tree that was cut down will be measured and will be fined based on the size of the tree.

Borough Clerk read into record comments she received via email from the following:

- Avery Smith, Winding Woods Building C

I surely hope that the town is using Hackensack Meridian to make sure that we continue to receive EMS services 24/7. I have heard from my friends in and out of the squad that Councilwoman Novak has been telling the squad members and others that she does not want this. I want to feel that I am safe in my town and that I can rely on the services that both the squad and Hackensack Meridian provide. I am someone with a compromised system so these services can be life or death. The squads obviously needed help before, if not we would have gotten to this place of using Hackensack, they have gotten to know our neighbors and town, why start with someone new? Councilwoman Novak you did not want police in schools, and now no EMS in town, what is your agenda?

Councilwoman Novak stated that she has been misinformed. She stated that she has been involved with getting services before the whole council. She also stated that being a member of the squad that they do need help during the day. Councilwoman Novak stated that she was very much in favor of a squad but was not in favor of their choice 6 months ago. She stated that she is in favor of renewing the contract but not for 2 years. She stated as far as the police in schools, she thought it would better to have Class III Officers which are retired police officers to save the borough a tremendous amount of money. She stated she was never against having police officers in the schools. She stated she just wanted the local police to be supplemented by Class III officers as they have done in surrounding towns.

- Jennifer Pugia, LaMer

I am a resident of the La Mer community. Within the property, there are multiple outdoor recreation facilities (playgrounds, tennis courts, basketball courts, volleyball courts, etc.). Although I respect the Mayor's decision to keep the Borough's parks open at this time, my understanding is that recreational facilities within all NJ parks have been closed for quite some time now to prevent the spread of Covid-19. Should the same not apply to the outdoor recreational facilities within the La Mer community? Every day, I witness a multitude of people using these facilities, with seemingly little to no adherence to social

distancing guidelines. Although I acknowledge, and share, people's need to get outside for passive recreation, I am simply expecting that people adhere to mandates at the state, county, and local levels, as my own family is doing, to prevent additional spread of the virus. All it would take is one carrier of Covid-19 to transmit the virus to a surface in one of these recreational facilities to potentially create a multitude of additional cases in our community, the Borough, and the surrounding area.

I am disappointed by my neighbors' presumed lack of concern for other members of our community when they engage in activities that could potentially put us all in harm's way. I reached out to EPM, La Mer's property management firm for clarity around what they intend to do to protect their residents from unnecessary spread of Covid-19 within our community, but have received no response. My question for Mayor Kilpatrick and the Town Council is this: should La Mer residents still be permitted to use these outdoor recreational facilities, given all we know about the spread of the virus, and the fact that all similar public facilities throughout the state are closed? If so, why? If not, what does the Borough intend to do to enforce the closing of these facilities? Will the area be regularly patrolled, so that violators of the stay at home mandate can be dispersed, or cited if needed? What can I do as a concerned citizen, who is trying desperately to protect my family in spite of the carelessness of many of my neighbors? I'm quite certain the Sayreville Police Department has better things to do than usher people who should know better off of tennis courts, but I need assurance that the Borough plans to do its due diligence to protect all families in this time of unprecedented crisis.

Mayor Kilpatrick responded that she also received that email and immediately forwarded it to the Police Chief as well as the Business Administrator. She stated the executive order from the Governor closed state and county parks and the decision to close local parks is up to the municipality. She stated very early on that the Borough closed down all the playground equipment and about 2 weeks ago decided to close down all the basketball courts. Mayor stated that they didn't close the green areas or the walking areas in those parks because people need to have the ability to go out and walk keeping their 6ft. distancing. She stated that she doesn't know what jurisdiction we have when it comes to the private communities. She stated in her opinion if the Boroughs' parks are closed so should the ones in the private communities.

Councilman McGill stated that the homeowner's association should be approached and should be shut down.

Mayor stated that the Business Administrator should draft a letter to LaMer urging them that everything needs to be shut down.

Business Administrator Frankel stated that he reached out to the general manager and left a message but has not heard back. He stated he also called Kaplan but didn't get a response either.

Councilwoman Roberts commented as long as it is consistent with what the Borough is doing.

No further comments.

Mayor Kilpatrick called for a Motion. **Council President Novak made a motion to close the Public Portion. Seconded by Councilman Enriquez.**

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

- **ADJOURNMENT**

No further business Council President Novak moved to adjourn. Seconded by Councilman Enriquez.

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

Time 7:40 P.M.

Respectfully submitted,

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____