

Mayor Kennedy O'Brien opened the Council Meeting at 7:02 PM. followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this June 12, 2017 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,
Melendez, Novak,

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

Mayor stated that we lost a dear friend, colleague, firemen, Borough employee but one fine human being. He was far too young. He called upon George Gawron to say a few words.

George Gawron, Sayreville Fire Department Chief

He stated Matt Winston will be very deeply missed at the Fire Department and Public Works. He stated he was man that if you were down he knew how to bring you up. He was fun to be around.

Mayor stated Matt leaves behind two children and a wife. There is a go fund me page set up for the family. Mayor called for a moment of silence.

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

Council President Buchanan moved the following Council Minutes be approved, subject to correction if necessary:

- ☒ April 11, 2017 - Regular Meeting, Agenda Session and Executive Session
- ☒ April 13, 2017 - Receipt of Bids (Renovation to the Library Mtg. Rm)
- ☒ April 24, 2017 - Special Meeting & Executive Session
- ☒ April 24, 2017 - Regular Meeting, Executive Session and Agenda Session
- ☒ April 25, 2017 - Receipt of Bids (Repairs to Kennedy Park Bridges)
- ☒ May 8, 2017 - Regular Meeting, Agenda Session and Executive Session

Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes.

- **PRESENTATION**

Monica Valera, HomeServe USA

She thanked everyone for their time tonight and partnership. She stated that they started their partnership with the Borough back in August 2014 and since then they have been in partnership with over 3,000 customers with about 5,200 policies. She stated since starting they have saved customers over \$165,400.00 in emergency repairs. She asked if they can continue this for another three year term.

Mayor spoke about how the program came about.

Mayor opened the meeting to the public for questions or comments on HomeServe.

- Jim Robinson, 11 Borelle Square

He stated that when he was the President of the Homeowner's Association that there were a lot of problems with the laterals. He stated before the Borough got involved he found this and urged the residents to get it. He stated recently that within the last eight months, and that three residents had to wait more than two weeks to get their repairs done.

- Arthur Rittenhouse, 33 Delikat Lane

He stated when he was on the Council that he negotiated the contract with HomeServe and just wants to make sure that the contract will stay the same. He stated he spoke with about 100 people and they are happy with the response time.

Monica Valera responded that she was thankful for the feedback and would like the information so they can look into this.

Business Administrator Frankel stated that if there is an issue to contact his office so that he can get in contact with HomeServe.

Mayor stated a resolution will be listed at the next agenda.

• **OLD BUSINESS:**

a) Municipal Clerk Farbaniec read the heading for the following ordinances listed for Public Hearing:

Mayor O'Brien opened the meeting to the public on Ordinance #367-17.

a) Public Hearing on the following Ordinances:

ORDINANCE #367-17
AN ORDINANCE APPROPRIATING \$190,000
FOR THE ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT FOR AND BY
THE BOROUGH OF SAYREVILLE, COUNTY OF MIDDLESEX, NEW JERSEY

(Water Capital Improvement Fund)
(Admin. & Finance Comm. - Public Hearing, June 12, 2017)

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

Section 1. Appropriation of \$190,000 is hereby authorized from the Capital Improvement Fund of the Water Capital Fund to purchase a Pick-Up Truck, Three (3) Handheld Programmers, and a Compact Track Loader by and for the Water Utility of the Borough of Sayreville

Section 2. This ordinance shall take effect after first publication thereof and final adoption in accordance with law.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien, Mayor
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

Council President Buchanan moved the Public Hearing be closed the Ordinance be adopted on second and final reading and that it advertised according to law. Seconded by Councilwoman Kilpatrick.

Roll Call: Ayes – Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Melendez, Novak.
Nays – None

Mayor O'Brien opened the meeting to the public on Ordinance #368-17

ORDINANCE #368-17
BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF
VEHICLES AND EQUIPMENT IN, BY AND FOR THE BOROUGH
OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$2,000,000 THEREFOR
AND AUTHORIZING THE ISSUANCE
OF \$1,900,000 BONDS OR NOTES OF THE
BOROUGH FOR FINANCING PART OF SUCH APPROPRIATION

(Admin. & Finance Committee – Public Hearing June 12, 2017)

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 \$2,000,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$100,000 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,000,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,900,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (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 \$1,900,000 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 the acquisition of the following

equipment and vehicles: (i) police vehicles, (ii) police firearms and tasers, (iii) police vehicle video systems, (iv) fire department equipment, (v) ride on mower, (vi) line striper, (vii) tandem dump with plow, (viii) calcium chloride system and tank, (ix) snow plows, (x) heavy duty lift gate for truck, (xi) automated truck refurbishing, (xii) vehicles for the Sanitation Department, (xiii) roll-off truck with plow, (xiv) automated refuse containers, (xv) roll-off containers, (xvi) vehicles for the Parks Division, (xvii) bus for the Officer on Aging, (xviii) vehicles for the Sewer Division, (xix) tow behind bypass pump and (xx) jet vac truck.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$1,900,000.

(c) The estimated cost of said purposes is \$2,000,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$100,000 down payment for said purposes.

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 9.90 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 duplicate thereof has been electronically 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 \$1,900,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 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, including any grants, 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 jurisdiction of 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 \$1,900,000. 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. Nova, Councilwoman
(Admin. & Finance Committee)

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

Councilwoman Novak moved the Public Hearing be closed the Ordinance be adopted on second and final reading and that it advertised according to law. Seconded by Councilwoman Kilpatrick.

Roll Call: Ayes – Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Melendez.
Nays – None

Mayor O'Brien opened the meeting to the public on Ordinance #369-17

ORDINANCE #369-17
BOND ORDINANCE PROVIDING FOR
IMPROVEMENTS TO VARIOUS PARKS IN THE
BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING
\$330,000 THEREFOR AND AUTHORIZING THE ISSUANCE
OF \$313,000 BONDS OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION

(Admin. & Finance Committee – Public Hearing June 12, 2017)

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 \$330,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$17,000 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$330,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of

\$313,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (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 \$313,000 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 various park improvements, including without limitation, soccer complex, various ball field upgrades, and other miscellaneous improvements, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$313,000.

(c) The estimated cost of said purposes is \$330,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$17,000 down payment for said purposes.

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 a current expense and are a property or improvement 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 15 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 duplicate thereof has been electronically 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

\$313,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$30,000 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, including any grants, 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 jurisdiction of 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 \$313,000. 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)

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

Councilwoman Novak moved the Public Hearing be closed the Ordinance be adopted on second and final reading and that it advertised according to law. Seconded by Councilwoman Kilpatrick.

Roll Call: Ayes – Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Melendez.
Nays – None

Mayor O'Brien opened the meeting to the public on Ordinance #370-17

ORDINANCE #370-17
**BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS IN,
BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$2,250,000 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$2,142,000 BONDS OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION**

(Admin. & Finance Committee – Public Hearing June 12, 2017)

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 \$2,250,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$108,000 as the down payment for said improvements or purposes

required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,250,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,142,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (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 \$2,142,000 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 the following: (i) Public Safety Complex parking lot improvements; (ii) Public Safety Complex cooling tower replacement; (iii) Public Works Facilities improvements; (iv) Public Works brine facility; (v) Public Safety Complex improvements; (vi) Borough Hall holiday lighting; (vii) elevator improvements; (viii) technology improvements; (ix) police range improvements; (x) library renovations; and (xi) library roof.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$2,142,000.

(c) The estimated cost of said purposes is \$2,250,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$108,000 down payment for said purposes.

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 12.38 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 duplicate thereof has been electronically 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 \$2,142,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$361,000 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, including any grants, 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 jurisdiction of 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 \$2,142,000. 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)

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

Councilwoman Novak moved the Public Hearing be closed the Ordinance be adopted on second and final reading and that it advertised according to law. Seconded by Councilwoman Kilpatrick.

Roll Call: Ayes – Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Melendez.
Nays – None

Mayor O'Brien opened the meeting to the public on Ordinance #371-17

ORDINANCE #371-17
**AN ORDINANCE APPROPRIATING \$49,350.00 FOR THE ACQUISITION OF
VARIOUS EQUIPMENT FOR SAYREVILLE POP-WARNER FOOTBALL
PROGRAM IN AND BY THE BOROUGH OF
SAYREVILLE, COUNTY OF MIDDLESEX, NEW JERSEY.**

(Admin. & Finance Committee – Public Hearing June 12, 2017)

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

Section 1. Appropriation of \$18,363.00 is hereby authorized from the Capital Improvement Fund and \$30,987.00 from the Reserve for Future Improvements of the General Capital Fund to purchase various equipment for the Pop-Warner Football Program of the Borough of Sayreville

Section 2. This ordinance shall take effect after first publication thereof and final adoption in accordance with law.

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

ATTEST:

/s/ Theresa A. Farbaniec, RMC
Municipal Clerk

APPROVED:

/s/ Kennedy O'Brien
Mayor

APPROVED AS TO FORM:

/s/ Michael DuPont, Esq.
Borough Attorney

Councilwoman Novak moved the Public Hearing be closed the Ordinance be adopted on second and final reading and that it advertised according to law. Seconded by Councilwoman Kilpatrick.

Roll Call: Ayes – Councilpersons Novak, Buchanan, Grillo, Kilpatrick, Lembo, Melendez.
Nays – None

- **NEW BUSINESS:**
- **CONSENT AGENDA/RESOLUTIONS**

At this time the Mayor opened the meeting for questions or comments on Consent Agenda Resolutions. There were no appearances. Mayor O'Brien called for a motion.

Council President Buchanan moved the public portion 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:

Ayes: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Melendez, Novak

Nays: None

RESOLUTION #2017- 139

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
Kennedy O'Brien, Mayor

/s/Daniel Buchanan
Councilman Daniel Buchanan

/s/Pasquale Lembo
Councilman Pasquale Lembo

/s/Steven Grillo
Councilman Steven Grillo

/s/Ricci Melendez
Councilman Ricci Melendez

/s/Victoria Kilpatrick
Councilwoman Victoria Kilpatrick

/s/Mary J. Novak
Councilwoman Mary J. Novak

**Bill list of June 12, 2017 in the amount of \$8,677,312.65
in a separate Bill List File for 2016 (See Appendix Bill List 2017-A for this date).**

RESOLUTION #2017-140
BOROUGH OF SAYREVILLE RESOLUTION TO RENEW
P.R.C.L. # 1219-33-002-008, ROUTE 9 ASSOCIATES, LLC,
t/a BOURBON STREET WITH CONDITIONS FOR THE
2017-2018 LICENSE YEAR

WHEREAS, Route 9 Associates, LLC t/a Bourbon Street is the holder of plenary retail consumption license number 1219-33-002-008 (the “License”), issued by the Council of the Borough of Sayreville as the Issuing Authority (the “Issuing Authority”), for premises located at 927 Route #9, South Amboy, NJ; and

WHEREAS, an application has been made for the 2017/2018 renewal term of Plenary Retail Consumption License No. 1219-33-002-008; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.

BE IT FURTHER RESOLVED THAT Plenary Retail Consumption License #1219-33-002-008, Route 9 Associates, LLC t/a Bourbon Street, is hereby renewed for the 2017-2018 license year, subject to the following conditions remaining on the license:

1. Licensee shall require all security staff, except for undercover security staff employed by Licensee, to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts with black block letters stating “SECURITY”. This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the Licensed Premises and in the parking lot to further assist police in identifying security personnel when patrolling or responding to complaints or calls.
2. “Security surveillance videos shall be made available to the Sayreville Police Department within three (3) business days of the Police Department’s request for same.”

WHEREAS, the Mayor and Council of the Borough of Sayreville deem the above conditions necessary and proper to accomplish the objectives of Title 33 of New Jersey’s Revised Statutes;

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street, P. O. Box 087
Trenton, New Jersey 08625-0087
- b. Chief, Sayreville Police Department

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-141

WHEREAS, Fancy Corner Caterers, is the holder of Plenary Retail Consumption License # 1219-44-003-007 issued by the Mayor and Council of the Borough of Sayreville as the Issuing Authority for premises located at 508-510 Raritan Street, Sayreville, NJ; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the renewal of Plenary Retail Distribution License No. **1219-44-003-007 Fancy Corner Caterers**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Distribution License No. **1219-44-003-007, Fancy Corner Caterers**, located at 508-510, Sayreville, NJ 08872 in the Borough of Sayreville be and the same is hereby renewed for the 2017/2018 license term.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-142

WHEREAS, Bailey's Tavern Inc., is the holder of Plenary Retail Consumption License # 1219-33-004-002 issued by the Mayor and Council of the Borough of Sayreville as the Issuing Authority for premises located at 277 Johnsons Lane, Parlin, NJ; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the renewal of Plenary Retail Consumption License No. **1219-33-004-002 Bailey's Tavern Inc., t/a Buddies Tavern**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-004-002 Bailey's Tavern Inc., t/a Buddies Tavern**, located at 277 Johnsons Lane, Parlin, NJ 08859 in the Borough of Sayreville be and the same is hereby renewed for the 2017/2018 license term.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-143

WHEREAS, Ayush & Chandi Corp. it the holder of Plenary retail Consumption License # 1219-33-006-003 issued by the Mayor and Council of the Borough of Sayreville as the Issuing Authority for premises located at 881 Main Street, Sayreville, NJ; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the renewal of Plenary Retail Consumption License No. **1219-33-006-003 Ayush & Chandni Corp. t/a Main St. Liquors;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-006-003 Ayush & Chandni Corp. t/a Main St. Liquors,** in the Borough of Sayreville be and the same is hereby renewed for the 2017/2018 license term.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-144

**BOROUGH OF SAYREVILLE RESOLUTION TO RENEW
P.R.C.L. #1219-33-010-005, 219 WASHINGTON ROAD, LLC,
WITH CONDITIONS FOR THE 2017-2018 LICENSE YEAR**

WHEREAS, 219 Washington Road, LLC, t/a Big Shots, is the holder of plenary retail consumption license number 1219-33-010-005, issued by the Mayor and Council of the Borough of Sayreville as the Issuing Authority for premises located at 2047 Route 35 in the Borough of Sayreville, New Jersey; and

WHEREAS, application for renewal has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 licensing term; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

- 1) **THAT** plenary retail consumption license number 1219-33-010-005, 219 Washington Road, LLC is hereby renewed for the 2017-2018 license year, subject to the following conditions as contained in the Settlement Agreement approved by Resolution #2010-138, adopted on June 28, 2010 (conditions c & d) and Resolution #2009-162 adopted on July 6, 2009 (conditions a & b) and remaining on the license:

(a) The licensee shall be required to employ at least one individual who is solely responsible for security of the licensed premises on Fridays and Saturdays between the hours of 7:00 p.m. and 2:00 a.m. or until closing. The licensee shall require all security staff (except for undercover security staff employed by the licensee) to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts with black block lettering stating "SECURITY." This measure is designed to ensure that security staffers constitute a visible, identifiable, and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the licensed premises and in the parking lot, to further assist police in identifying security personnel when patrolling or responding to complaints or calls.

(b) The licensee shall be responsible for ensuring that there will be no parking of motorcycles on the sidewalks adjacent to the licensed premises."

(c) Licensee shall provide proper trash receptacles in the parking lot and shall cause Licensee's parking lots and outside premises, as well as all residential areas within a five hundred (500') feet radius of the Licensed Premises, to be cleaned of all litter, trash and other discarded items. Such cleaning shall be accomplished by ten o'clock in the morning (10 AM) each day following the hours of operation of the Licensed Premises such that the above-described areas shall be free from all litter, trash and other discarded items as may be generated by and/or associated with the Licensee's operation. To the extent that residents within such five hundred (500') feet radius consent to permit access to private property for the purposes of such cleaning on private property, Licensee shall cause such private property to be cleaned of all litter, trash and other discarded items, at Licensee's sole cost. This measure is designed to alleviate any problems associated with the accumulation of empty beverage containers, cans, bottles and other debris that result from the operation of the Licensed Premises.

(d) Licensee shall cease all sales of alcohol at 1:30AM and shall cease the playing of all music at 1:45AM. This measure is designed to facilitate the prompt and orderly exiting of patrons at or before the time of closing and to prevent large groups of patrons from exiting the Licensed premises at the same time, resulting in loitering in and around the Licensed Premises and in the street, blocking traffic and inhibiting the dispersal of other patrons from the Licensed Premises and from the area;

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-145
BOROUGH OF SAYREVILLE RESOLUTION TO RENEW
P.R.C.L. #1219-33-012-008, THE ALE HOUSE TAVERN & TAP, LLC,
WITH CONDITIONS FOR THE 2017-2018 LICENSE YEAR

WHEREAS, The Ale House Tavern & Tap, LLC, t/a The Ale House, is the holder of Plenary Retail Consumption License No. 1219-33-012-008 issued by the Council of the Borough of Sayreville as the Issuing authority for premises located at 1899 Highway No. 35, South Amboy, NJ 08879; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the renewal of Plenary Retail Consumption License No. **1219-33-012-008 The Ale House Tavern & Tap, LLC;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.

BE IT FURTHER RESOLVED THAT plenary retail consumption license number 1219-33-012-008, The Ale House Tavern & Tap, LLC is hereby renewed for the 2017-2018 license year, subject to the following conditions as contained in the Settlement Agreement approved by Resolution #2010-140, adopted on June 28, 2010 and remaining on the license:

- Licensee shall provide proper trash receptacles in the parking lot and shall cause Licensee's parking lots and outside premises, as well as all residential areas within a five hundred (500') feet radius of the Licensed Premises, to be cleaned of all litter, trash and other discarded items. Such cleaning shall be accomplished by ten o'clock in the morning (10 AM) each day following the hours of operation of the Licensed Premises such that the above-described areas shall be free from all litter, trash and other discarded items as may be generated by and/or associated with the Licensee's operation. To the extent that residents within such five hundred (500') feet radius consent to permit access to private property for the purposes of such cleaning on private property, Licensee shall cause such private property to be cleaned of all litter, trash and other discarded items, at Licensee's sole cost. This measure is designed to alleviate any problems associated with the accumulation of empty beverage containers, cans, bottles and other debris that result from the operation of the Licensed Premises.
- Licensee shall install soundproofing equipment and/or take any other necessary steps to limit the escape of sound and vibration from the Licensed Premises, sufficient to ensure that no audible sound is transmitted beyond the property line of the Licensed Premises. This measure is designed to alleviate concerns regarding noise levels as recounted from complaints received by members of the council pertaining to the Licensed Premises.
- Licensee shall cease all sales of alcohol at 1:30AM and shall cease the playing of all music at 1:30AM. This measure is designed to facilitate the prompt and orderly exiting of patrons at or before the time of closing and to prevent large groups of patrons from exiting the
2017-145/Ale House

Licensed premises at the same time, resulting in loitering in and around the Licensed Premises and in the street, blocking traffic and inhibiting the dispersal of other patrons from the Licensed Premises and from the area.

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau

Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-146

WHEREAS, Marullo 2, LLC is the holder of Plenary Retail Consumption License #1219-33-018-009 in the Borough of Sayreville; and

WHEREAS, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its **renewal application for the 2017-2018** license term; and

WHEREAS, on June 3, 2016, Johnathan A. Orsen, Acting Director of the State Division of Alcoholic Beverage Control, did make a Special Ruling to permit the filing of a renewal application of an inactive license, pursuant to N.J.S.A. 33:1-12.39, Docket No. 05-16-130.728089 for a **two-year period**, covering the **2016/2017 and 2017/2018 license terms**; and

WHEREAS, the said Special Ruling of the Acting Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the **2017/2018 license term** and to grant or deny said application in the reasonable exercise of its discretion;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Mayor and Borough Council do hereby grant the renewal of Plenary Retail Consumption **License No. 1219-33-018-009 to the licensee for the 2017/2018** license term, pursuant to special conditions as contained in the Special Ruling issued by the Director of the State Division of Alcoholic Beverage Control issued on June 3, 2016.

BE IT FURTHER RESOLVED THAT the following Special Conditions remain in effect on the license term 2017/2018.

(a) That this license has the restriction limiting the purpose of said license for consumption only, and not for the sale of packaged alcoholic beverages.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-147

WHEREAS, Costa Verde Corporation, is the holder of Plenary Retail Consumption License No. 1219-33-019-009 issued by the Mayor and Council of the Borough of Sayreville as the Issuing authority for premises located at Route 9 & 35, South Amboy, NJ 08879; and

WHEREAS, application for renewal has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 licensing term; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-019-009, Costa Verde Corporation, t/a Costa Verde Restaurant**, located at U.S. Routes 9 & 35, South Amboy, NJ 08879 in the Borough of Sayreville be and the same is hereby renewed for the 2017/2018 license term.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-148

WHEREAS, Teddy's Bar is the holder of Plenary Retail Consumption License #1219-33-023-004 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 378 So. Pine Avenue, South Amboy, NJ; and

WHEREAS, application has been made to the Mayor and Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-33-023-004 Teddy's Bar, Inc., t/a Teddy's Bar**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-023-004 Teddy's Bar, Inc., t/a Teddy's Bar**, located at 378-381 South Pine Avenue, South Amboy, NJ 08879 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-149

WHEREAS, Arlecchino, Inc., is the holder of Plenary Retail Consumption License #1219-33-025-009 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premise located at 3067 Bordentown Avenue, Parlin, NJ; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-33-025-010 Arlecchino, Inc., t/a Pulcinella Italian Restaurant & Pizza**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-025-010** held by **Arlecchino, Inc., t/a Pulcinella Italian Restaurant**, located at 3067 Bordentown Avenue, Parlin, NJ 08859 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-150

WHEREAS, Bass Pro Outdoor World, LLC, is the holder of Plenary Retail Consumption License #1219-33-30-006 (Pocket License) issued by the Governing Body of the Borough of Sayreville; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-33-030-006 Bass Pro Outdoor World, LLC (pocket license)**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-030-006** held by **Bass Pro Outdoor World, LLC**, a "pocket" license in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 License term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-151

WHEREAS, Black Betty's Saloon LLC; is the holder of Plenary Retail Consumption License #1219-33-032-006 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premise located at 6290 Route 35, North, South Amboy, NJ; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-33-032-006 Black Betty's Saloon LLC;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-032-006, Black Betty's Saloon LLC,** located at Route 35, South Amboy, NJ 08879 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-152

WHEREAS, Camillo's Restaurnat and Pizza is the holder of Plenary Retail Consumption License #1219-33-034-009 issued by the Mayor and Council of the Borough of Sayreville as the Issuing Authority for premises located at 31 MacArthur Avenue, Sayreville, NJ; and

WHEREAS, application has been made to the Borough of Sayreville for the 2017-2018 renewal of Plenary Retail Consumption License No. **1219-33-034-009** held by **Camillo's Restaurant & Pizza, Inc.;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-034-009 Camillo's Restaurant & Pizza, Inc,** located at 31 MacArthur Avenue, Sayreville, NJ 08872 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-153

WHEREAS, Mitthu, Inc. is the holder of Plenary Retail Consumption License #1219-44-035-003 issued by the Mayor and Council of the Borough of Sayreville as the Issuing Authority for premises located at 467 South Pine Avenue, South Amboy, NJ; and

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-44-035-003 Mitthu, Inc., t/a South Pine Liquors**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-44-035-003 Mitthu, Inc., t/a South Pine Liquors**, located at 467 South Pine Avenue, South Amboy, NJ 08879 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-154

WHEREAS, Rondesko Properties, Inc., is the holder of Plenary Retail Consumption License # 1219-33-038-003 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 267 Washington Road, Parlin, NJ 08859; and

WHEREAS, an application has been made for the 2017/2018 renewal term of Plenary Retail Consumption License No., **1219-33-038-003 Rondesko Properties, Inc., t/a Brick House**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-038-003, Rondesko Properties, Inc.**, located at 267 Washington Road, Sayreville, NJ 08872 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-155

WHEREAS, Tap & Growler, LLC is the holder of Plenary Retail Consumption License # 1219-33-039-003 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 361-363 Main Street, Sayreville, NJ 08872; and

WHEREAS, an application has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-33-039-003, Tap & Growler, LLC;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-039-003 Tap & Growler** located at 361-363 Main Street, Sayreville, NJ 08872 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-156

WHEREAS, I & K Shop 1, LLC, t/a TJ's Bar & Liquor is the holder of Plenary Retail Consumption License # 1219-33-040-007 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 3109 Bordentown Avenue, Parlin, NJ 08859; and

WHEREAS, an application has been made to the Mayor and Borough Council of the Borough of Sayreville for the 2017/2018 renewal of Plenary Retail Consumption License No. **1219-33-040-007, I & K Shop 1, LLC, t/a TJ's Bar & Liquor;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-040-007 I & K Shop1, LLC, t/a TJ's Bar & Liquor** located at 3109 Bordentown Avenue, Parlin, NJ 08859 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-157

WHEREAS, Bridge Liquors, LLC is the holder of Plenary Retail Consumption License # 1219-44-041-005 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 32 Washington Road, Sayreville, NJ 08872; and

WHEREAS, an application has been made for the 2017/2018 renewal term of Plenary Retail Consumption License No., **1219-44-041-005, Bridge Liquors, LLC;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-44-041-005 Bridge Liquors, LLC,** located at 32 Washington Road, Sayreville, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-158

WHEREAS, Kushal Corporation is the holder of Plenary Retail Consumption License # 1219-44-042-005 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 499 Ernston Road, Parlin, NJ; and

WHEREAS, an application has been made for the 2017/2018 renewal term of Plenary Retail Consumption License No., **1219-44-042-005,** held by **Kushal Corporation, t/a Express Liquors;** and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-44-042-005 Kushal Corporation, t/a Express Liquors,** located at 499 Ernston Road, Parlin, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-159

WHEREAS, F&B Associates of New Jersey, LLC, t/a Starland Ballroom is the holder of Plenary Retail Consumption License Number 1219-33-044-006 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 570 Jernee Mill Road, Sayreville, New Jersey; and

WHEREAS, the Licensee has made application for the renewal of Plenary Retail Consumption License No. 1219-33-044-006 for the **2017/2018 license term**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. 1219-33-044-006, F & B Associates of New Jersey, LLC is hereby renewed for the **2017/2018** license term, subject to the following terms and conditions as contained in the Settlement Agreement approved by Resolution #2010-145, adopted on June 28, 2010 and remaining on the license:

a. The licensee shall continue to implement and provide valet parking and or managed or supervised parking for its patrons on all nights of operation. The Chief of Police may grant a waiver, on occasion, of the requirement that valet parking and/or managed or supervised parking be provided, if the licensee demonstrates to the reasonable satisfaction of the Chief of Police, that the licensee's level of occupancy on such special occasion is anticipated to be significantly less than the legal occupancy so as to satisfy the Chief that valet parking will not be necessary on such specific occasion. The granting of any such waiver on one occasion shall not entitle the licensee to such a waiver on any other occasion.

b. The licensee shall institute a policy and instruct its attendants and employees to abide by a policy that requires that, when the parking facilities used by the licensed premises are at full capacity, any additional cars seeking to enter the parking lots shall be "waved off" by parking lot attendants in order to diminish the likelihood that traffic jams occur, and to insure that such traffic continues to move through and out of the area of the licensed premises when there are no legal spaces available in the licensed premises' parking lots to accommodate additional cars.

c. The licensee shall strictly enforce a policy that patrons who have been admitted to enter the licensed premises and who subsequently exit the licensed premises will not be permitted to re-enter the licenses premises on the same day/evening. This measure is intended to alleviate the problem of patrons loitering in and around the parking lot during licensee's operating hours and engaging in illegal, disorderly or nuisance causing behaviors.

d. The licensee's security staff shall be required to obtain photo identification cards, prepared by the Sayreville Police Department that must be kept on their persons at all times while employed at or located on the licensee's property. This measure is intended to alleviate difficulties encountered by police investigating complaints on the premises, in which members of the security staff are identified as either potential witnesses or suspects.

e. The licensee shall cause its parking lots and outside premises, as well as all areas within a 200 ft. radius of the licensed premises to be clean of all litter, trash and other discarded items. Such cleaning shall be accomplished by ten o'clock in the morning (10:00 am) each day following the hours of operation of the licensed premises, such that the above-described areas shall be free from all such litter, trash and other discarded items as may be generated by and/or associated with licensee's operations.

f. The licensee shall install “zero tolerance” signs inside its premises and at or adjacent to the entry to the premises, containing language indicating that patrons will be prosecuted to the fullest extent of the law for any possession, sale or distributions of any drugs, controlled substance or drug paraphernalia. This is designed to discourage drug activity occurring at or on the licensed premises.

g. The licensee shall cease all sales of alcohol at 1:30 am and shall cease the playing of all music at 1:45 am.

This measure is designed to facilitate the prompt and orderly exiting of patrons at or before the time of closing and to prevent large groups of patrons from exiting the licensee's premises at the same time, resulting in loitering around the licensed premises and in the street blocking traffic and inhibiting the dispersal of other patrons from the licensed premises and from the area.

h. The licensee shall install a policy that on nights when patrons ages eighteen years of age (18) through twenty years of age (20) may be admitted to the premises along with patrons aged twenty-one years (21) and over, such patrons over the age of twenty-one years (21) shall be required to wear secure wrist bands of a color differentiated from wrist bands required to be worn by patrons under the age of twenty-one years (21). All such wristbands shall be incapable of being reattached once removed in order to prevent violations of law prohibiting sales of alcohol to persons under twenty-one years of age (21).

i. The licensee shall securely stow all alcoholic beverages and shall not serve any alcohol whatsoever on those occasions that the licensee provides access to teenagers under the legal drinking age at events commonly referred to as “teen nights.” During such events, all alcohol shall be removed from the bar areas and secured.

j. The licensee shall require all security staff, except for undercover security staff employed by licensee, to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts with black block letters stating “SECURITY.” This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the licensed premises and in the parking lot to further assist police in identifying personnel when patrolling or responding to complaints or calls.

k. The licensee shall institute a policy of providing security staff in a ratio of one (1) security employee for each fifty (50) patrons, and that such security personnel be stationed in the parking lot area of the premises at all times during the hours of operation to control and supervise the parking lot area, not only with regard to parking, but with regard to the conduct and behavior of the patrons while on the licensed premises. Parking attendants and valet parking staff shall not count as “security staff” in calculating the proper ratio of security staff to patrons. The ratio of one (1) security employee for every fifty (50) patrons is only for those security personnel who are being identified and/or are in uniform. Any undercover personnel the licensee wishes to employ are in addition to the one per fifty patron security ratio. This measure is designed to ensure that the security staff employed by the licensee is sufficient to handle the number of patrons in attendance on a given night so as to constitute a visible, identifiable, and adequate security presence, to discourage unlawful, disorderly, or hazardous activities within the premises and in the parking lot.

l. On promotional nights, licensee will coordinate with the Sayreville Police.

m. On a weekly basis, licensee will deliver in person, mail, or fax a copy of the E-141-A list, commonly known as the employee list, to the Sayreville Police Department. DJ's, dancers, and other entertainers are to be included as employees, as per ABC rules.

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau, Division of ABC
140 East Front Street, P. O. Box 087
Trenton, New Jersey 08625-0087

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-160

WHEREAS, PSP Pride Corporation, t/a Last Call, is the holder of Plenary Retail Consumption License #1219-33-045-006 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 219 Washington Rd., Sayreville, New Jersey (the "Licensed Premises"); and

WHEREAS, the Licensee has made application for the renewal of Plenary Retail Consumption License No. 1219-33-045-006 for the **2017/2018 license term**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.;

BE IT AND IT IS HEREBY RESOLVED that Plenary Retail Consumption License Number 1219-33-045-006, PSP Pride Corp is hereby **renewed for the 2017/2018 license year**, subject to the following conditions as contained in the Settlement Agreement approved by Resolution #2010-141, adopted on June 28, 2010 and remaining on the license:

- Licensee shall be required to employ at least one individual who is solely responsible for security of the Licensed Premises on Fridays and Saturdays between the hours of 7PM and 2AM or until closing. The Licensee shall require all security staff (except for undercover security staff employed by the Licensee) to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts with black block lettering stating "SECURITY." This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the Licensed Premises and in the parking lot, to further assist police in identifying security personnel when patrolling or responding to complaints or calls.
- During the period of June 15 through September 15, the Licensee shall be required to employ at least one individual who is solely responsible for security of the Licensed Premises on Fridays and Saturdays between the hours of 9PM and 2AM or until closing. The Licensee shall require all security staff (except for undercover security staff employed by the Licensee) to wear clothing or uniforms which are highly visible and well marked on the front and rear. This shall include orange shirts with black block lettering stating "SECURITY." This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the

Licensed Premises and in the parking lot, to further assist police in identifying security personnel when patrolling or responding to complaints or calls.

- Licensee shall be responsible for ensuring that there will be no parking of motorcycles on the sidewalks adjacent to the Licensed Premises.
- A sign shall be prominently displayed to prohibit parking of any vehicles on the sidewalk near the Licensed Premises.
- Licensee shall maintain in good condition security cameras, lighting and there must be more than one (1) employee present at the licensed premises while in operation.

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-161

WHEREAS, Three P's Inc., t/a O'Garrafao Restaurant & Cervejaria, is the holder of Plenary Retail Consumption License #1219-33-046-005 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 567 Main Street, Sayreville, New Jersey; and

WHEREAS, an application has been made for the 2017/2018 renewal term of Plenary Retail Consumption License No. 1219-33-046-005, Three P's, Inc., t/a O'Garrafao Rest. & Cervejaria; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. 1219-33-046-005, Three P's, Inc., t/a O'Garrafao Rest. & Cervejaria, is hereby **renewed for the 2017/2018 license term**, subject to the following terms and conditions as hereinbefore imposed and re-stated as follows:

- (a) During hours of operation, the windows and doors of the premises are to be kept closed, provided that music, whether it be from a juke box or radio is in use inside the license premises and that the doors to the establishment may be opened and closed to allow ingress and egress;

(b) At or about the time at which the licensed premises is opened for business in the morning and at or about the time of closing, the licensee shall cause for the property and both sides of Main Street from Boehmhurst Avenue to Marsh Avenue to be cleaned of all discarded liquor bottles, packages, recyclables and such other litter as may have been generated by patrons of the licensed premises; and

(c) A sign shall be prominently displayed to prohibit parking of any vehicles on the sidewalk near the premises.

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-162

WHEREAS, P.T. Waterfront, Inc., t/a Sayreville Plaza Wines & Liquors, is the holder of Plenary Retail Consumption License #1219-44-047-007 issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 960 Rt. 9 So., Sayreville Plaza, South Amboy, NJ; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-44-047-007 P.T. Waterfront, Inc., t/a Sayreville Plaza Wines & Liquors**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-44-047-007 P.T. Waterfront, Inc., t/a Sayreville Plaza Wines & Liquors**, located at 960 Route 9 So., Sayreville Plaza, Unit 111B, 1113, South Amboy, NJ in the Borough of Sayreville be and the same is hereby renewed for the **2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-163

WHEREAS, Colombian Club, Inc., is the holder of Plenary Retail Consumption License #**1219-33-048-005** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 775 Washington Road, Parlin, NJ 08859; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-048-005, Colombian Club, Inc.**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-048-005 Colombian Club, Inc**, located at 775 Washington Road, Parlin, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

(Pocket License)

RESOLUTION #2017-164

WHEREAS, Jahanvi Mehta, is the holder of Plenary Retail Consumption License No. 1219-33-052-006 (the "Licensee"), issued by the Council of the Borough of Sayreville as the Issuing authority (the "Issuing Authority") for a "pocket license" in the Borough of Sayreville, New Jersey; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-052-006**, held by **Jahanvi Mehta** (an individual); and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED THAT Plenary Retail Consumption License Number 1219-33-052-005, Jahanvi Mehta (pocket license) is hereby renewed for the 2017-2018 license year, subject to the following conditions as contained in the Special Ruling of the Alcoholic Beverage Control as well as the following Conditions that remain part of the said license:

- a) The License is renewed subject to the following conditions, which are part of the Licensee's requirement as outlined in the Stipulation of Settlement agreement dated August 15, 2006 (to Flamingo Liquor, LLC) and remains part of said license that licensee agrees to operate the licensed premises as a Mexican Restaurant or other type of restaurant where the service of food is the primary use of the licensed premises.

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau, Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087

BE IT FURTHER RESOLVED THAT this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-165

WHEREAS, Bello's Sports Pub, Inc., is the holder of Plenary Retail Consumption License #**1219-33-054-005** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 1 Roosevelt Blvd., Parlin, NJ 08859; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-054-005, Bello's Sports Pub.**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License **1219-33-054-005 Bello's Sports Pub, Inc.**, located at 1 Roosevelt Blvd., Parlin, NJ in the Borough of Sayreville be and the same is hereby renewed for the **2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-166

WHEREAS, Fidelity Funding Corporation, t/a Brass Monkey Pub, is the holder of Plenary Retail Consumption License #**1219-33-055-003** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 4500 Bordentown Avenue, Sayreville, NJ 08872; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-055-003, Fidelity Funding Corporation, t/a Brass Monkey Pub**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License No. **1219-33-055-003 Fidelity Funding Corporation, t/a Brass Monkey Pub**, located at Bordentown Avenue, Sayreville, NJ 08872 in the Borough of Sayreville be and the same is hereby renewed for the 2017/2018 license term.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-167

WHEREAS, Marullo 3, LLC is the holder of Plenary Retail Consumption License #**1219-33-056-008** in the Borough of Sayreville; and

WHEREAS, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its renewal application for the 2016/2017 and 2017/2018 license term; and

WHEREAS, on June 3, 2016, Jonathan A. Orsen, Acting Director of the State Division of Alcoholic Beverage Control, did make a Special Ruling to permit the filing of a renewal application of an inactive license, pursuant to N.J.S.A. 33:1-12.39, Docket No. 05-16-118.71752 for a *two year period*, covering the **2016/2017, and 2017/2018 license terms**; and

WHEREAS, the said Special Ruling of the Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the **2017/2018** license term and to grant or deny said application in the reasonable exercise of its discretion;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Mayor and Borough Council do hereby grant the renewal of Plenary Retail Consumption License No. 1219-33-056-008 to the licensee for the **2017/2018 license term**, pursuant to special conditions as contained in the Special Ruling issued by the Acting Director of the State Division of Alcoholic Beverage Control issued on June 3, 2016.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately and/or as required by law.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-168

WHEREAS, Arirang Hibachi Steakhouse & Sushi Bar, is the holder of Plenary Retail Consumption License #**1219-33-057-009** issued by the Governing Body of the

Borough of Sayreville as the Issuing Authority for premises located at 986 Route 9 South, Parlin, NJ 08859; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-057-009, Arirang Hibachi Steakhouse & Sushi Bar**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc.:

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License **1219-33-057-009 Arirang Hibachi Steakhouse & Sushi Bar**, located at 986 Rt. 9 So., Parlin, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION 2017-169

WHEREAS, Pure Event Center, Inc., is the holder of Plenary Retail Consumption License #**1219-33-058-007** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 1970 Route 35 No., South Amboy, NJ 08879; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-058-007** held by Pure Event Center, Inc.; and

WHEREAS, the applicant has complied with all the necessary requirements including the payment of fees in accordance with the State Statute.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, that this governing body hereby gives approval for the renewal of the Plenary Retail Consumption License with **conditions as contained in Appendix A**, License No. 1219-33-058-007, for the year **July 1, 2017 through June 30, 2018**.

/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 #2017-169
EXHIBIT A

CONDITIONS ON P.R.C.L. #1219-33-058-007
PURE EVENT CENTER, INC.

1. Licensee shall strictly enforce a policy that patrons who have been admitted to enter the Licensed Premises who subsequently exit the Licensed Premises will not be permitted to re-enter the Licensed Premises on the same day/evening. This measure is intended to address the Mayor and Council's previous finding that drug activity was noted on the Licensed Premises and in recognition of the fact that a practice of allowing patrons to exit and then re-enter the Licensed Premises facilitates drug activities by providing an opportunity for such persons to retrieve contraband from their vehicles for use and/or distribution inside and adjacent to the Licensed Premises. Additionally, this measure is intended to alleviate the problem of patrons loitering in and around the parking lot during Licensee's operating hours and engaging in illegal, disorderly or nuisance causing behaviors.
2. Licensee's security staff shall be required to obtain photo identification cards, prepared by the Sayreville Police Department, that must be kept on their persons at all times while employed at or located on Licensee's property. This measure is intended to alleviate difficulties encountered by police investigation complaints on the premises, in which members of the security staff are identified as either potential witnesses or suspects and is also designed in response to the findings of a previous ABC investigation in which it was discovered that some of the employees found on-site during the investigation were not properly entered in Licensee's employee records.
3. Licensee shall provide proper trash receptacles in the parking lot and shall cause Licensee's parking lots and other outside premises, as well as all residential areas within a five hundred (500) foot radius of the Licensed Premises, to be cleaned of all litter, trash and other discarded items. Such cleaning shall be accomplished by ten o'clock in the morning (10:00 a.m.) each day following the hours of operation of the Licensed Premises such that the above-described areas shall be free from all such litter, trash and other discarded items as may be generated by and/or associated with Licensee's operation. To the extent that residents within such five hundred (500) foot radius consent to permit access to private property for the purposes of such cleaning on private property, Licensee shall cause such private property to be cleaned of all litter, trash and other discarded items, at Licensee's sole cost. This measure is designed to alleviate any problem associated with the accumulation of empty beverage containers, cans, bottles and other debris that results from the operation of the Licensed Premises. .
4. Licensee shall construct and maintain an 8' high solid fence at the rear property line mandated by the Planning Board Resolution dated March 2, 2016, before conducting any public event.
5. Licensee shall install "zero tolerance" signs inside the Licensed Premises, at or adjacent to the entry to the premises, containing language indicating that patrons will be prosecuted to the fullest extent of the law for any possession, sale or distribution of any drug, controlled substance or drug paraphernalia. This measure is designed to discourage drug activity occurring at or on the Licensed Premises.
6. Licensee shall install soundproofing equipment and/or take any other necessary steps to limit the escape of sound and vibration from the Licensed Premises, sufficient to ensure that no audible sounds is transmitted beyond the property line of the Licensed Premises. This measure is designed to alleviate concerns regarding noise levels as recounted from complaint received by members of the Council pertaining to the Licensed Premises.
7. Licensee shall keep all doors at the rear of the building closed.

8. Licensee shall cease all sales of alcohol at 1:30 a.m. and shall cease the playing of all music at 1:45 a.m. This measure is designated to facilitate the prompt and orderly exiting of patrons at or before the time of closing and to prevent large groups of patrons from exiting the Licensed Premises at the same time, resulting in loitering around the Licensed Premises and in the street, blocking traffic and inhibiting the dispersal of other patrons from the Licensed Premises and from the area.
9. Licensee shall require security staff, except for undercover security staff employed by Licensee, to wear clothing or uniforms which are highly visible and well-marked on the front and rear. This shall include orange shirts with black block letters stating "SECURITY". This measure is designed to ensure that security staffers constitute a visible, identifiable and adequate security presence to discourage unlawful, disorderly, or hazardous activities within the Licensed Premises and in the parking lot to further assist police in identifying security personnel when patrolling or responding to complaints or calls.
10. Licensee shall institute a policy of providing security staff in a ratio of one (1) security employee for each fifty (50) patrons, and that such security personnel be stationed in the parking lot area of the premises at all times during the hours of operation to control and supervise the parking lot area, not only with regard to parking, but with regard to the conduct and behavior of the patrons while on the Licensed Premises. Licensee shall post a security guard in the rear parking lot during its hours of operation. Parking attendants and valet parking staff shall not count as "security staff" in calculating the proper ratio of security staff to patrons. The ratio of one (1) security employee for every fifty (50) patrons is only for those security personnel who are being identified and/or are in uniform. Any undercover personnel that Licensee wishes to employ are in addition to the one per fifty patron security ratio. This measure is designed to ensure that the security staff employed by Licensee is sufficient to handle the numbers of patrons in attendance on a given night so as to constitute a visible, identifiable and adequate security presence, to discourage unlawful, disorderly or hazardous activities within the Licensed Premises and in the parking lot.
11. Licensee shall strictly enforce a policy to bar admittance to any patron who is not wearing a non-removable wristband, that has been provided to such patron by Licensee's valet parking attendant or parking supervisor, as evidence that the vehicle in which such patron arrived at the Licensed Premises has been parked in Licensee's parking lot. The only exception to this policy shall be for those patrons who demonstrate to Licensee before admittance that they hold a valid New Jersey motor vehicle license indicating that they reside within five hundred (500) feet of the Licensed Premises and have not arrived at the Licensed Premises in a motor vehicle. This condition is intended to restrict admittance to the Licensed Premises to only those patrons whose vehicles, as a driver or occupant thereof, are lawfully parked in Licensee's parking lot, in order to address issues raised by at the Planning Board regarding illegal parking, property trespass, loitering, and related nuisances.
12. Licensee shall institute a policy requiring its security staff to immediately report to the Sayreville Police Department any violations of Title 39 observed by such staff in and around the Licensed Premises, and to provide the Borough Clerk, on a monthly basis, with a list of all such reports made by the Licensee's security staff to police within the prior month.
13. On a weekly basis, Licensee shall deliver in person, mail, or fax a copy of the E-141-A list, commonly known as the employee list, to the Police Department. DJs, dancers and other entertainers are to be included as employees as per ABC rules.
14. Licensee shall provide a list of entertainers who are booked prior to the scheduled date. The information shall be delivered to the Sayreville Police Department at the time a contract is executed and signed and the information shall be delivered to the Sayreville Police Department as to the name of the outside entertainer employees.

15. Teen nights are prohibited.
16. All patrons will have their vehicles valet parked, and upon presenting proper ID, will receive a wristband. Once a person exits the premises, they cannot re-enter.
17. Occupancy shall be limited to six hundred (600) persons.
18. During the six months following June 30, 2016, no more than five (5) public events shall be permitted on the premises. Thereafter, no public events may be conducted without Planning Board Approval and subsequent amendment of this Condition.
19. Notice of all public events shall be provided to the Sayreville Police Department at least seventy two (72) hours in advance of any public event scheduled on the premises. Licensee shall participate in community meetings if requested by the Police Department.
20. During public events, the licensee shall submit to random noise level readings by the Sayreville Police Department.
21. Licensee shall provide independent noise level readings for every public event for review by the Police Department within 72 hours after the event. Noise levels must meet the State standards contained in N.J.A.C. 7:29-1, *et seq.*
22. All public events must be managed by the Licensee and not by a third party.
23. The applicant shall provide a security guard at the rear parking lot in order to prevent trespassing on the adjacent residential lots.

Dated: 6/12/2017
By Order of the Mayor and Council

RESOLUTION #2017-170

WHEREAS, Fernandes 3, LLC, t/a Fernandes 3 Steakhouse is the holder of Plenary Retail Consumption License #**1219-33-060-009** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 1776 Highway #35, South Amboy, NJ 08879; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-33-060-008, Fernandes 3, LLC, t/a Fernandes 3 Steakhouse;** and

WHEREAS, the applicant has complied with all the necessary requirements including the payment of fees in accordance with the State Statute.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License **1219-33-060-009 Fernandes 3, LLC, t/a Fernandes 3 Steakhouse,** located at 1776 Highway #35, South Amboy, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term.**

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-171

WHEREAS, Devta, LLC, t/a House of Liquors, is the holder of Plenary Retail Consumption License #**1219-44-061-005** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at 2909 Washington Road, Parlin, NJ 08859 for license term 2017-2018; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-44-061-005, Devta, LLC, t/a House of Liquors**; and

WHEREAS, the applicant has complied with all the necessary requirements including the payment of fees in accordance with the State Statute.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License **1219-44-061-005 Devta, LLC, t/a House of Liquors**, located at 2909 Washington Road, Parlin, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-172

WHEREAS, Columbus Club, Inc., is the holder of Plenary Retail Consumption License #**1219-31-064-001** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at **775 Washington Road, Parlin, NJ 08859**; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-31-064-001, Columbus Club, Inc.**; and

WHEREAS, the applicant has complied with all the necessary requirements including the payment of fees in accordance with the State Statute.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License **1219-31-064-001 Columbus Club, Inc.**, located at 775 Washington Road, Parlin, NJ in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-173

WHEREAS, application has been made to the Mayor and Borough Council of the Borough of Sayreville for the renewal of Club License No. **1219-31-065-001 VFW Old Bridge Memorial Post #7508**; and

WHEREAS, the applicant has complied with all the necessary requirements including the payment of fees in accordance with the State Statute.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Club License No. **1219-31-065-001, VFW Old Bridge Memorial Post #7508**, located at Bordentown Avenue, Old Bridge, NJ 08857 in the Borough of Sayreville be and the same is hereby renewed for the **2017/2018** license term.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-174

WHEREAS, Sayreville Memorial Post 4699 VFW, Inc., is the holder of Plenary Retail Consumption License #**1219-31-066-001** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for premises located at **575 Jernee Mill Road, Sayreville, NJ 08872** for license term **2017-2018**; and

WHEREAS, an application has been made for the **2017/2018 renewal** term of Plenary Retail Consumption License No. **1219-31-066-001, Sayreville Memorial Post 4699 VFW, Inc.**; and

WHEREAS, the applicant has complied with all the necessary requirements including the payment of fees in accordance with the State Statute.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, as follows:

1. That Plenary Retail Consumption License **1219-31-066-001 Sayreville Memorial Post 4699 VFW, Inc.**, located at 575 Jernee Mill Road, Sayreville, NJ 08872 in the Borough of Sayreville be and the same is hereby **renewed for the 2017/2018 license term**.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2017-175

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 CONTRACT WITH HUNTER JERSEY PETERBILT TO PURCHASE A TANDEM ROLL-OFF TRUCK

WHEREAS, the Borough of Sayreville is in need of certain equipment; namely a Tandem Roll-Off Truck; and

WHEREAS, the Borough of Sayreville, being a member of the National Joint Powers Alliance (NJPA) has reviewed the NJPA contractors and have found that a national contract has been given to Hunter Jersey Peterbilt under Contract #081716-PMC; and

WHEREAS, the Governing Body of the Borough of Sayreville, through the due diligence of the Department of Public Works, has ascertained that the contract price of Hunter Jersey Peterbilt under the NJPA contract is the lowest possible price; and

BE IT AND IT IS HEREBY RESOLVED that Mayor Kennedy O'Brien and Theresa A. Farbaniec, Borough Clerk are hereby authorized and directed to execute the necessary documents to award the contract to Hunter Jersey Peterbilt Contract #081716-PMC for the purchase price of \$213,929.44.

/s/ Victoria Kilpatrick
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien
Mayor

RESOLUTION #2017-176

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 CONTRACT WITH HUNTER JERSEY PETERBILT TO PURCHASE A TANDEM AXLE DUMP TRUCK

WHEREAS, the Borough of Sayreville is in need of certain equipment; namely a Tandem Axle Dump Truck; and

WHEREAS, the Borough of Sayreville, being a member of the National Joint Powers Alliance (NJPA) has reviewed the NJPA contractors and have found that a national contract has been given to Hunter Jersey Peterbilt under Contract #081716-PMC; and

WHEREAS, the Governing Body of the Borough of Sayreville, through the due diligence of the Department of Public Works, has ascertained that the contract price of Hunter Jersey Peterbilt under the NJPA contract is the lowest possible price; and

BE IT AND IT IS HEREBY RESOLVED that Mayor Kennedy O'Brien and Theresa A. Farbaniec, Borough Clerk are hereby authorized and directed to execute the necessary documents to award the contract to Hunter Jersey Peterbilt Contract #081716-PMC for the purchase price of \$198,413.00.

/s/ Victoria Kilpatrick
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien
Mayor

RESOLUTION #2017-177

WHEREAS, on April 26, 2017 the Mayor and Council of the Borough of Sayreville received bids for the “HVAC & Boiler Maintenance, Repair & Replacement”; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 12th day of June, 2017, that:

1. Contract for the "HVAC & Boiler Maintenance, Repair & Replacement" be awarded to Titan Mechanical Service, LLC, P.O. Box 8956, Trenton, NJ 08650, on an as needed basis as appears on their bid proposal document attached hereto and made a part hereof.

/s/ Victoria Kilpatrick
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien
Mayor

RESOLUTION #2017-178

WHEREAS, Qualified Purchasing Agent has recommended that certain increases and decreases be included in the following described project as will more fully appear in Contract Change Order No. 1:

Project: Repairs to four (4) Heil Rear Loader Sanitation Trucks

Contractor: Mid-Atlantic Waste Systems
P.O. Box 417882
Boston, MA 02241-7882

Net Increase: \$3,588.80

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 Qualified Purchasing Agent 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/ Victoria Kilpatrick
(Public Works Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Theresa A. Farbaniec, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Kennedy O'Brien
Mayor

RESOLUTION #2017-179
**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING
EXECUTION OF A RELEASE OF PREMISES FROM
COVENANTS RUNNING WITH THE LAND**

WHEREAS, the Governing Body of the Borough of Sayreville, Middlesex County, New Jersey (hereinafter “Borough”) has received a request from the State of New Jersey, Department of Environmental Protection to release certain property commonly known as Block 1, Lots 39, 40 and 41, on the tax maps of the Borough of Sayreville from certain restrictions; and

WHEREAS, the Governing Body of the Borough of Sayreville understands that the current restrictions on the property will restrict the efforts of the Department of Environmental Protection; and

WHEREAS, a Release of Premises from Covenants Running with the land has been prepared and reviewed by all parties; and

WHEREAS, the Governing Body of the Borough of Sayreville has agreed that the restrictions on the property should be released; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that Mayor Kennedy O’Brien is hereby authorized and directed to execute the Release of Premises from Covenants Running with the Land.

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

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O’Brien
Mayor

RESOLUTION #2017-180

BE IT AND IT IS HEREBY RESOLVED that the proper borough officials are interested in exercising its right to extend its contract between the Borough of Sayreville and Legacy Riding Stables, Inc., for One (1) two (2) year term for Horseback Riding and Related Concession Services on premises known as Julian Capik Nature Preserve and Wellfields, effective upon the submission of a properly approved Certificate of Insurance and all other paperwork indicated in said agreement.

/s/ Ricci Melendez
(Recreation Committee)

ATTEST:

BOROUGH OF SAYREVILLE:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O’Brien
Mayor

Mike DuPont the Borough Attorney read the following resolution in full for the record:

RESOLUTION #2017 - 181

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY APPOINTING
SUSAN S. GRUEL, PP OF THE FIRM HEYER,
GRUEL & ASSOCIATES AS REVIEW PLANNER FOR**

THE BOROUGH OF SAYREVILLE'S COAH OBLIGATIONS

WHEREAS, the Governing Body of the Borough of Sayreville recognizes the need for a certified Planner to advise the Governing Body of its obligations concerning COAH; and

WHEREAS, the Governing Body of the Borough of Sayreville received recommendations for qualified Planners; and

WHEREAS, Borough Officials had the opportunity to meet with Susan S. Gruel, PP of the firm, Heyer, Gruel and Associates and are confident that Susan S. Gruel, PP will successfully counsel the Governing Body of the Borough of Sayreville with regards to its COAH obligations; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED the Governing Body of the Borough of Sayreville awards a contract to Susan S. Gruel, PP of the firm of Heyer, Gruel & Associates to act as Review Planner with regards to the Borough of Sayreville's COAH obligations at a fee not to exceed \$10,000.00.

/s/ Daniel Buchanan
(Sponsor)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

Mayor refused to sign
Mayor

At this time Mayor O'Brien opened the meeting up to the public for questions or comments on this Resolution.

- Jim Robinson, 11 Borelle Square

He stated that he's very happy that this resolution is on. He spoke about the Mocco litigation case. He complimented the Council on picking Susan Gruel and doing it the appropriate way by a vote at a Council meeting. He strongly urged Councilman Grillo and Lembo to support this resolution.

Councilman Grillo questioned who made the selection of Susan Gruel.

Business Administrator Frankel stated he at the direction of what was voted at the last council meeting, was given a few names by John Leoncavallo. He went on to say the first person he called had a conflict of time and the second person was Susan Gruel and he set up an appointment with the Borough Attorney to vet her, that's where this recommendation comes from.

Councilman Grillo stated that we only looked at two resumes.

Business Administrator Frankel stated because of time constraints and what we needed.

Councilman Grillo stated he felt that this was rushed based on our court date. He's disappointed that there wasn't as much transparency as there should have been. That this is important. He stated this wasn't done as properly as it should have been.

Councilwoman Novak stated that last year when this was being discussed and finalized that Councilman Grillo should have been giving the Council reports. She stated that the part that was being kept hidden, Councilman Grillo should of told us what was going on.

Councilman Grillo stated that they voted on this.

Councilwoman Novak stated that there was nothing ever discussed about rezoning. She stated that she relied on the representative from the Planning Board, Attorneys, and Planner to tell us the truth. She stated that it was Councilman Grillo's job to bring back all this information.

- Ken Olchaskey, 108 North Edward Street

He stated he shares Mr. Robinson's feeling about hiring Susan Gruel. He stated he is getting tired of hearing that people are pitching for somebody who is trying to do the right thing for the Borough. He questioned why there wasn't an affordable housing component for Kaplan.

Mayor responded that Mr. Olchaskey needs to go back to the Planning Board and proper place to go to get your questions answered.

- Barbara Kilcommons, 22 Schmitt Street

She stated we need a new set of eyes beside Susan Gruel. She stated all Sayreville knows is housing.

Mayor responded that the Supreme Court mandated that each community is given an affordable housing quota.

Mrs. Kilcommons stated the planning stinks.

Councilman Grillo responded that there will be a senior housing component. He also stated they are looking into veteran housing.

Mrs. Kilcommons stated she has lost all faith with SERA and Planning Board. She stated things need to change in this community.

- Ruth Ann Mahoney, 2 Gerard Place

She stated we need help and to ask for it and as for the Planning Board they told her she's taking up their pizza time.

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

Roll Call – Ayes: Councilpersons Buchanan, Grillo, Kilpatrick, Lembo, Melendez, Novak.

Nays: None

Council President Buchanan moved the resolution be adopted on Roll Call Vote. Seconded by Councilwoman Novak.

Roll Call – Ayes: Councilpersons Buchanan, Kilpatrick, Melendez, Novak.

Nays: Councilpersons Grillo and Lembo

- **EXECUTIVE SESSION**

Mayor announced that the governing body had issues and would be going into Executive Session

- **15 minutes / Litigation**

Personnel & Litigation

Borough Attorney 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:

Personnel & Litigation Matters

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

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

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

Carried. Time: 8:02 PM

- **RECONVENE – 8:15 PM**

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

Roll Call: Voice Vote, all Ayes.

- **PUBLIC PORTION**

At this time Mayor O'Brien opened the meeting to the public for questions or comments on any and all items.

- John Piskorski, 8 Hilltop Avenue
He questioned the report of Hilltop Avenue.

Councilman Grillo responded that the Police Dept. did a study six day study. He stated 1% of the cars they found were speeding. The Police Dept. suggested the stop sign and the trucks need to be caught.

Mayor requested Councilman Grillo get a report from Sgt. Bartlinski on how often they are there on traffic control in a month or two.

Mr. Piskorski questioned if sidewalks would be installed.
Borough Engineer Cornell responded.

Mayor requested the Borough Engineer put it on the next agenda.

Mr. Piskorski questioned the status of the Main Street Bypass.

Response by Borough Engineer Cornell.

Mr. Piskorski questioned the NL Site.

Response by Councilwoman Kilpatrick.

- Jim Robinson, 11 Borelle Square

He spoke about traffic in town.

He questioned the Mayor about appointing a planner on a recommendation from a Republican Vice Chairman.

Mayor responded that he had a discussion with them.

Mr. Robinson questioned the ruling on the Mocco case.

Councilwoman Novak stated that the Special Master was surprised that Kaplan wasn't not required to put a 20% set aside and she was going to look into it. The Special Master researched it and said the Planning Board weren't interested in any affordable housing.

Councilman Lembo stated that the Planning Board discussed the ruling and they are not going to appeal it. He stated Mocco has the ability to build housing but would rather build warehouses.

- Thomas Biesiada, 17 Greenhill Avenue

Questioned if there was a new developer for the Point.

Councilman Lembo responded that it hasn't been finalized yet.

Mr. Biesiada spoke about the speeding on Deerfield Road and the need for radar traps. He stated his street is a mess and it was just paved three years ago. He stated they did damage to his step and wants it replaced.

- Doug Gumprecht, PBA President

He questioned the loss vacation time.

Borough Attorney suggested to have PBA Counsel contact Mr. Merryman.

- Barbara Kilcommons, 22 Schmitt Street

She stated this is the third time in less than a year and twice in one week that traffic has been detoured down Schmitt Street. She said that the drivers' don't know where to go because there was no signage.

- Art Walczak, 238 Kath Street

He questioned who handles the Police certification and why it wasn't turned in.

Business Administrator Frankel responded that we needed to hire more people and weren't done with the list.

Mr. Walczak questioned the conflict of interest and there were names of family members on the old list.

Response by Borough Attorney.

Mr. Walczak questioned Councilman Buchanan why such a hurry to hire Police Officers since the academy doesn't start until August 29th.

Response by Councilman Buchanan.

Councilman Lembo stated that the Borough Attorney DuPont was going to speak with Mr. Clarke about there being no new list when there was.

Borough Attorney DuPont responded that he spoke with Mr. Clarke and Mr. Frankel and the Council acted legally in accordance with voting on the current list.

Further discussion followed.

Councilman Lembo made a motion to return the old list to Civil Service and request a new one. Motion was seconded by Councilman Grillo.

Council President Buchanan stated he would like the comments he made last time and this time that he's looking for a legal opinion because there are people that are going through the process and if we go back we may be opening up to litigation.

Business Administrator Frankel stated the work that already was done can't be revoked.

Councilman Lembo questioned if a promise of employment was made to anyone.

Response by Chief Zebrowski from seat.

Further discussion ensued about the list.

Roll Call: Ayes: Councilpersons Grillo, Lembo

Nays: Councilperson Buchanan, Kilpatrick, Melendez, Novak

Mr. Walczak stated this is a slap in the face to veterans and every candidate who received a good score on that list. He then stated if you hire off that old list that there will be litigation.

Arthur Rittenhouse, 33 Delikat Lane

He stated he wanted to make a correction that Mr. DuPont was here at the last meeting and not at the one before that. He stated Mr. Clarke gave wrong information and the Council voted on that.

Councilman Buchanan responded that the Borough Attorney works for the Borough not the residents.

Councilman Grillo moved the public portion be closed. Motion was seconded by Councilwoman Kilpatrick.

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

- **ADJOURNMENT**

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

Roll Call – Voice Vote, all ayes. Carried.

Time 9:18 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved