

Mayor Kilpatrick opened the Council Meeting at 7:00 PM followed by a short prayer and salute to the flag. This meeting was being held via electronic communications.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this July 19, 2021 Council Meeting had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune and the Star Ledger, notifying the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Conti, Dalina, Enriquez, Maher, Novak, Roberts

Absent: None

Others Present: Mayor Victoria Kilpatrick
Daniel E. Frankel, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Michael DuPont, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer
Nicole Waranowicz, Asst. Municipal Clerk

Others Absent: None

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

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

- ☒ June 22, 2021 - Receipt of Bids (Kennedy Park Basketball Court Improvements)
- ☒ June 28, 2021 - Regular & Agenda Sessions

Seconded by Councilman Enriquez.

Roll Call: Councilpersons Dalina, Conti, Enriquez, Maher, Novak, Roberts, all ayes.

- **PROCLAMATION & PRESENTATIONS**

- ☒ Designation of July as Park and Recreation Month

Proclamation

WHEREAS, parks and recreation programs are an integral part of communities throughout this country, including Sayreville; and

WHEREAS, our parks and recreation are vitally important to establishing and maintaining the quality of life in our communities, ensuring the health of all citizens, and contributing to the economic and environmental well-being of a community and region; and

WHEREAS, parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally or physically disabled, and also improve the mental and emotional health of all citizens; and

WHEREAS, parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS, parks and recreation areas are fundamental to the environmental well-being of our community; and

WHEREAS, parks and natural recreation areas improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, provide vegetative buffers to development, and produce habitat for wildlife; and

WHEREAS, our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS, the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS, the Borough of Sayreville recognizes the benefits derived from parks and recreation resources

NOW, THEREFORE, I, Victoria Kilpatrick, Mayor of the Borough of Sayreville, do hereby designate the month of July, 2021 as Parks and Recreation Month.



IN WITNESS WHEREOF, I have caused this Proclamation to be issued and the official seal of the Borough duly affixed this 19th day of July, 2021


Victoria Kilpatrick, Mayor

Councilman Dalina moved the following proclamation be approved. Seconded by Councilwoman Roberts.

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

• **EXECUTIVE SESSION**

Borough Clerk Morelos read the following Executive Session 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 5-10 minutes to discuss the following matters:

- Litigation

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/ Kevin Dalina, Council President

APPROVED:

/s/ Victoria Kilpatrick, Mayor

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

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

Time: 7:06 PM

Reconvene:

Councilman Dalina made a **motion to reconvene**. Motion was seconded by Councilman Enriquez.

Roll Call: Voice Vote, all Ayes.

Time: 7:20 PM

• **OLD BUSINESS:**

a) Public Hearing on the following Ordinances: NONE

b) Appointments

Mayor Kilpatrick made the following appointments:

SERA

5 Yr.	Member	Rosetta Fisher
5 Yr.	Member	Dennis Grobelny
5 Yr.	Member	Donald Newton

Council President Dalina moved the appointments be approved. Seconded by Councilwoman Roberts.

Roll call: Councilpersons Dalina, Conti, Enriquez, Maher, Novak, Roberts, all ayes.

SAFE

James Novak
Paulette Hudock

Council President Dalina moved the appointments be approved. Seconded by Councilwoman Novak.

Roll call: Councilpersons Dalina, Conti, Enriquez, Maher, Novak, Roberts, all ayes.

• **NEW BUSINESS:**

a) Introduction of the following ordinances:

ORDINANCE #534-21

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER IV OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
SECTION 4-19 "EMPLOYMENT OF OFF-DUTY POLICE OFFICERS"**

(Public Safety Committee – Co. Conti – Public Hearing 8-16-21)

Councilman Conti moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for August 16, 2021. Motion was seconded by Councilman Enriquez.

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

ORDINANCE #535-21

**AN ORDINANCE AMENDING CHAPTER VIII, "GENERAL LICENSING",
TO AMEND SUBSECTION 8-2.18, "LICENSE FEES" OF THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE**

(Sponsor - Co. Dalina - Public Hearing 8-16-21)

Councilman Dalina moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for August 16, 2021. Motion was seconded by Councilman Enriquez.

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

ORDINANCE #536-21

**AN ORDINANCE AMENDING CHAPTER II, "ADMINISTRATION",
TO AMEND SUBSECTION 2-64, "FEES AND LICENSES"
OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF SAYREVILLE**

(Sponsor - Co. Dalina - Public Hearing 8-16-21)

Councilman Dalina moved the Ordinance be approved on first reading, advertise according to law and a Public Hearing be scheduled for August 16, 2021. Motion was seconded by Councilwoman Novak.

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

CONSENT AGENDA RESOLUTIONS

Mayor Kilpatrick opened the meeting for any questions or comments on Consent Agenda Resolutions.

Those commenting were:

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned how much the cost is pertaining to Resolution #2021-198.

Business Administrator Frankel stated he would have to go back and check the numbers on. He stated that there was a slight increase in years 3, 4 and 5. Mr. Frankel will get back to him with those numbers.

No further comments.

Council President Dalina made a motion to close the Public Portion and adopt the Consent Agenda Resolutions. Seconded by Councilwoman Novak.

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

RESOLUTION #2021-195

WHEREAS, all bills submitted to the Borough of Sayreville covering services, work, labor and material furnished the Borough of Sayreville have been duly audited by the appropriate committee;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that all bills properly verified according to law and properly audited by the appropriate committees be and the same are hereby ordered to be paid by the appropriate Borough officials.

/s/ Victoria Kilpatrick, Mayor

/s/ Vincent Conti, Councilman

/s/ Michele Maher, Councilwoman

/s/ Kevin Dalina, Councilman

/s/ Mary J. Novak, Councilwoman

/s/ Damon Enriquez, Councilman

/s/ Donna Roberts, Councilwoman

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

/s/ Michael R. DuPont, Borough Attorney

Bill list of July 19, 2021 in the amount of \$7556281.79 in a separate Bill List File for 2021 (See Appendix Bill List 2021-A for this date).

Person to Person Transfer

RESOLUTION #2021-196

WHEREAS, an application has been received by the Municipal Clerk for a person to person transfer of Plenary Retail Consumption License #1219-44-035-003, heretofore issued to Mitthu Inc. located at 467 South Pine Avenue, Sayreville, NJ.

WHEREAS, said application is complete in all respects, the transfer fees have been paid, the applicant has disclosed with the issuing authority the source of all funds used in the purchase of said license and business and the license has been properly renewed for the current license term;

WHEREAS, the applicant has duly advertised in the Home News Tribune on April 1, 2021 and April 8, 2021, as required by law, and has produced proof of publication as to such advertising; and

WHEREAS, no objections or protests have been made with regard to said transfer; and

WHEREAS, all other necessary requirements have been fulfilled and proper investigations have been made, the applicant is qualified to be licensed according to all statutory, regulatory and local governmental Alcoholic Beverage Control laws and regulations.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sayreville does hereby approve, the **transfer of Plenary Retail Consumption License #1219-44-035-003 now held by Mitthu Inc. to Krupa South Amboy, LLC** and that the Municipal Clerk is hereby authorized to endorse the license certificate to the new ownership, subject to all its terms and conditions, **effective July 20, 2021.**

/s/ Donna Roberts, Councilwoman
(Admin. & Finance Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2021-197

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to PABCO Industries of Newark, NJ for the purchase of leaf bags for the Borough's Recycling Program in an amount not to exceed \$17,820.00.

/s/ Kevin Dalina, Councilman
(Public Works Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2021-198

BE IT AND IT IS HEREBY RESOLVED that the proper Borough Officials are hereby authorized and directed to execute a five (5) year agreement with the Middlesex county Utilities Authority for the disposal of Acceptable Solid Waste at the Middlesex County Landfill, effective January 1, 2022 through December 31, 2026.

/s/ Kevin Dalina, Councilman
(Public Works Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2021-199

WHEREAS, on May 13, 2019 the Borough of Sayreville awarded a contract for "Water Department Chemicals – Sodium Hypochlorite" to Miracle Chemical Company, 1151B Highway #33, Farmingdale, NJ 07727; and

WHEREAS, the Borough of Sayreville is desirous of exercising its right to renew the contract for a one (1) final two (2) year term at no additional increase in price contained therein; and

WHEREAS, Miracle Chemical Company, has indicated their interest in extending their terms of the aforesaid contract for a one (1) final two (2) year term;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville that the terms and conditions of the current contract with the above-captioned supplier for "Water Department Chemicals – Sodium Hypochlorite" is hereby renewed for a two (2) year period at no additional increase in price.

/s/ Mary J. Novak, Councilwoman
(Water & Sewer Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

RESOLUTION #2021-200

WHEREAS, N.J.S.A. 40A:4-87 provides that the director of the Division of Local Finance may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation of equal amount:

SECTION 1.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sayreville hereby requests the Director of the Division of Local Finance to approve the insertion of the following items of revenue in the budget of the year 2021 in the sums contained in **Section 2** which items are now available as a revenue from the following sources:

SECTION 2.

- 2021 Open Space Stewardship Grant in the amount of \$1,500.00.

SECTION 3.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

/s/ Donna Roberts, Councilwoman
(Admin. & Finance Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

READ IN FULL

RESOLUTION #2021-201

**RESOLUTION SUPPORTING THE NJDOT CONSTRUCTION
OF A NEW RAMP TO REPLACE THE EXISTING
SUBSTANDARD RAMP IN THE CITY OF SOUTH AMBOY
FROM ROUTE 9 NORTHBOUND TO
GARDEN STATE PARKWAY NORTHBOUND**

WHEREAS, the New Jersey Department of Transportation (NJDOT) has proposed the replacement of the ramp connecting Route 9 northbound with the Garden State Parkway northbound located in the City of South Amboy, County of Middlesex; and

WHEREAS, the NJDOT has proposed to replace the ramp connecting Route 9 northbound with the Garden State Parkway northbound while providing a sufficient detour of traffic as discussed with the proper officials; and

NOW THEREFORE, BE IT RESOLVED, that the Borough of Sayreville, County of Middlesex, State of New Jersey, support the plans for the replacement of the ramp connecting Route 9 northbound with the Garden State Parkway northbound.

/s/ Michele Maher, Councilwoman
(Planning and Zoning Committee)

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

There being no comments, Council President Dalina moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Novak.

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

READ IN FULL

RESOLUTION #2021-202

WHEREAS, the Mayor and Council of the Borough of Sayreville require the services of an Hearing Officer in connection with local hearings in the Borough of Sayreville; and

WHEREAS, the Laws of New Jersey provide for such services and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A11-5(1)(a) requires that a resolution authorizing such services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the Mayor and Council of the Borough of Sayreville hereby appoint Michael Foligno to act as Hearing Officer for the Borough of Sayreville in connection with local hearings and that he be paid for said services at a fee not to exceed \$5,000.00.

BE IT AND IT IS HEREBY RESOLVED that the Borough Clerk is hereby authorized to forward a true copy of this resolution to, Michael Foligno, 130 Grove Street Elmwood Park, New Jersey 07407.

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

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

/s/ Michael R. DuPont, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick
Mayor

At this time Mayor Kilpatrick opened the meeting up to the public for questions or comments on this resolution.

There being no comments, Council President Dalina moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilwoman Novak.

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

➤ **BOROUGH ATTORNEY - Michael DuPont - NONE**

• **PUBLIC PORTION**

At this time Mayor Kilpatrick opened the meeting to the public for questions or comments on any and all matters.

Those commenting were:

- Ruth Ann Mahoney, 2 Gerard Place

Ms. Mahoney thanked Councilman Conti for being in contact with her regarding North Ernston Road.

- Thomas Fritzen, 143 Main Street

Mr. Fritzen questioned the status of lowering the speed limit on Main Street. Councilman Conti stated that the County wanted the Borough to do a traffic study.

Councilwoman Novak responded that it would cost money for an engineer to do a traffic study. She stated that our Traffic Safety Bureau would be able to do that study and hopefully the County would accept that.

Business Administrator Frankel stated the county will not accept the Borough's traffic study and would have to be done by an engineer.

Councilman Dalina stated that the Borough was going to investigate how many people speed on that road and increase police presence. He stated based off that then we would decide if the Borough would like to move forward with the traffic study.

Councilman Conti stated that he will work with Sgt. Braile about doing their study and increase the police presence which will hopefully deter people from speeding. Mr. Fritzen stated that most of the speeding is usually between 8pm and 2am.

- Brian VanDongen, Recreation Director

Mr. VanDongen thanked the Mayor and Council for the proclamation tonight. He stated that on July 26th will be the "Summer Play Day" at Borough Hall park from 5pm-8pm.

- Taylor Bernosky, 71 Pulaski Avenue

Ms. Bernosky followed up on the status of putting air purifiers in the Senior Center. She stated that the central air in the hall only half was working.

Mayor Kilpatrick stated additional hand purifiers have been installed and increased cleaning. She stated they are looking increase the custodial staff to clean that area.

Business Administrator Frankel stated he's aware of the air conditioning issue And it should be fixed. He stated that they can't put air purifiers through the whole building but are looking to place them where there is more usage.

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned if the Borough was notified about the Amazon Fresh that will be located in the Gateway Shopping Center and if so did the Borough comment on it.

Mayor stated that she has a call into Old Bridge about that issue.

Borough Clerk stated that she recalls receiving something about a grocery store going into there but would have to check the file.

Mr. Robinson stated these notices have to be looked at a little more because they affect Sayreville a great deal.

No further comments.

Council President Dalina made a motion to close the Public Portion. Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business Council President Dalina made a motion to adjourn.
Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes.

Time 8:00 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____