

Mayor Kennedy O'Brien opened the Council Meeting at 7:01 PM. followed by a short prayer.

• **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this December 19, 2016 Council Meeting has been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

• **ROLL CALL:**

Present: Councilpersons Buchanan, Grillo, Lembo, Novak, Rittenhouse.

Absent: Councilwoman Kilpatrick,

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

Others Absent: None

Mayor recognized that there were Boy Scouts in the audience who were working toward their merit badges. He asked them to come forward and explain who they were and what projects they were working on if any.

Appearing were: Troop 68 - Justin Corman, Garrit Bolton, Colon Bolton, Phillip Iossu and Nick Curdo. Each told the council what badge they were working toward which was the Citizenship in the Community Merit Badge and that they were pursuing Eagle Scout in the future.

• **APPROVAL OF PRIOR MINUTES OF THE MAYOR AND COUNCIL**

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

- ☒ October 12, 2016 - Liquor Hearing
- ☒ October 12, 2016 - Regular & Agenda Sessions
- ☒ October 24, 2016 - Regular & Agenda Sessions
- ☒ November 2, 2016 - Receipt of Bids (Demo 50 Brookside Ave & Repairs to Komatsu Wheel Loader)
- ☒ November 14, 2016 - Regular & Agenda Sessions
- ☒ November 28, 2016 - Regular & Agenda Sessions

Seconded by Councilman Grillo.

Roll Call: Councilpersons Buchanan, Grillo, Lembo, Novak, Rittenhouse. All Ayes.

• **PRESENTATION:**

❖ **COUNCILMAN RITTENHOUSE FOR HIS DISTINGUISHED SERVICE RENDERED AS A MEMBER OF THE SAYREVILLE BOROUGH COUNCIL FOR THE YEARS 2014-2016.**

Comments made by Mayor O'Brien and each councilmember to Councilman Rittenhouse.

Comments also made by Councilman Rittenhouse.

- **OLD BUSINESS** - (None)
- **NEW BUSINESS:**
 - a) Introduction of the following Ordinance(s): (None)
- **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.

Councilman 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, Lembo, Novak, Rittenhouse, all Ayes.

Nays: None

Absent: Councilwoman Kilpatrick

RESOLUTION #2016-353

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

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

/s/Kennedy O'Brien
Mayor

/s/Daniel Buchanan
Councilman Daniel Buchanan

/s/Pasquale Lembo
Councilman Pasquale Lembo

/s/Steven Grillo
Councilman Steven Grillo

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

/s/ Absent
Councilwoman Victoria Kilpatrick

/s/Arthur Rittenhouse
Councilman Arthur Rittenhouse

**Bill list of December 19, 2016 in the amount of \$16,112,042.21
in a separate Bill List File for 2016 (See Appendix Bill List 2016-A for this date).**

RESOLUTION #2016-354

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2016 Budget Appropriations be and the same are hereby authorized to be made in the following manner to wit:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
Central Mailing & Postage (1100-102-9060)	\$ 1,500	\$
Administration (1100-106-1-1001)		500
Human Resources (1105-108-2-3114)	10,000	
Tax Collection (1145-125-1-1001)		1,000

Cost of Appraisals (1150-121-2-6020)	50,000	
Legal Services (1155-130-2-3110)		70,000
Rent Leveling Board (1195-175-1-1110) (1195-175-2-7010)	500	500
Construction Code Official (1195-330-1-1002)	28,000	
Group Insurance Plans (1220-205-2-8010)	10,000	
Health Insurance Waivers (1220-205-2-8011)		10,000
Public Building and Grounds (1310-150-1-1302)		25,000
Board of Health (1330-601-1-1002)		500
Parks Maintenance (1375-705-1-1002) (1375-705-2-11080)	10,000	10,000
Office on Aging (1428-720-2-1110)		500
Fuels & Lubricants (1460-415-2-9160)	14,000	
Municipal Court (1490-142-2-9010)		2,000
D.C.R.P. (2476-4070-2-1)		4,000
	<u>\$124,000</u>	<u>\$124,000</u>

WATER UTILITY

Water Treatment (1501-7020-1-1002)	\$ 1,500	
Interest on Notes (1523-7140-2-1)		\$ 1,500

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-355

WHEREAS, the Borough Clerk is in receipt of applications for **renewal of licenses**

for the year 2017 covering the following:

- Barber & Beauty Shops
- Junkyards
- Private Horse Stable Operator
- Taxi Cab Owner/Operator
- Temporary Trailer

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Borough Council that applications for license renewals for the year 2017 for the aforementioned be and the same are hereby approved, subject to the completion of the proper paperwork.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/Theresa A. Farbaniec, RMC
Municipal Clerk

/s/Kennedy O'Brien
Mayor

RESOLUTION #2016-356

BE IT RESOLVED that the following person is hereby appointed to the following:

- NAME OF APPOINTEE:** Michael Gerbasio
- POSITION:** Pumping Station Operator
- DEPARTMENT:** Water & Sewer Department
- EFFECTIVE:** December 1, 2016

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-357

BE IT RESOLVED that the following person is hereby appointed to the following:

- NAME OF APPOINTEE:** George Lestuck
- POSITION:** Pumping Station Operator
- DEPARTMENT:** Water & Sewer Department
- EFFECTIVE:** December 1, 2016

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall

be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this

appointment be made subject to all the rules and regulations of the New Jersey Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-358

BE IT RESOLVED that the following person is hereby appointed to the following:

NAME OF APPOINTEE: Jeffrey Downes
POSITION: Pumping Station Operator
DEPARTMENT: Water & Sewer Department
EFFECTIVE: December 1, 2016

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-359

BE IT RESOLVED that the following person is hereby appointed to the following:

NAME OF APPOINTEE: Noah Heil
POSITION: Pumping Station Operator
DEPARTMENT: Water & Sewer Department
EFFECTIVE: December 1, 2016

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this

appointment be made subject to all the rules and regulations of the New Jersey Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-360

BE IT RESOLVED that the following person is hereby appointed to the following:

NAME OF APPOINTEE: Dustin Karns
POSITION: Pumping Station Operator
DEPARTMENT: Water & Sewer Department
EFFECTIVE: December 20, 2016

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-361

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, AUTHORIZING THE APPROPRIATE BOROUGH OFFICIALS TO EXECUTE A THREE-WAY CONFIDENTIALITY AGREEMENT WITH RELIANCE INSURANCE GROUP, INC. AND LIFETIME BENEFIT SOLUTIONS, INC.

WHEREAS, the Governing Body of the Borough of Sayreville has contracted with Reliance Insurance Group, Inc. to perform certain consulting and/or broker services related to the Borough of Sayreville; and

WHEREAS; the Governing Body of the Borough of Sayreville has contracted with Lifetime Benefit Solutions, Inc. to provide health-related benefit plans to the Borough of Sayreville; and

WHEREAS, in order to preserve the health information of the beneficiaries a Confidentiality Agreement has been provided to the Borough of Sayreville and Reliance Insurance Group, Inc. for execution; and,

WHEREAS, the Governing Body of the Borough of Sayreville has reviewed the Agreement; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that the appropriate Borough Official(s) is authorized to execute the Three-Way Confidentiality Agreement with Reliance Insurance Group, Inc. and Lifetime Benefit Solutions, Inc.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-362
**A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION
BY RIDER FOR AN EMERGENCY DEMOLITION FUND PURSUANT
TO P.L. 1992 CHAPTER 89 SECTION 5 (N.J.S.A. 40:48-2.5B)**

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

WHEREAS, P.L. 1992 chapter 89 SECTION 5 (N.J.S.A. 40:48-2.5b) provides for receipt of funds for an “Emergency Demolition Fund” by the municipality to provide for the operating costs to administer this act; and,

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

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Emergency Demolition Fund.
2. The Clerk of the Borough of Sayreville, County of Middlesex is hereby directed to forward two certified copies of this Resolution to the Director of Local Government Services.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-363
**RESOLUTION CANCELING BALANCES
OF IMPROVEMENT AUTHORIZATIONS
NO LONGER NEEDED**

WHEREAS, certain Capital Improvement appropriation balances remain dedicated to projects

are now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Fund Balance and unused debt authorizations may be canceled;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Sayreville that the following unexpended balances be canceled:

ORD. NO.	DESCRIPTION	FUNDED	UNFUNDED
<u>General Capital Fund</u>			
2011-167	Vehicles and Equipment	\$ 37,778.75	\$
2012-175	Weber Avenue Flood Control	3,919.17	100,000.00
2012-198	Vehicles and Equipment	17,239.01	

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Chief Financial Officer for his records.

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

ATTEST:

BOROUGH OF SAYREVILLE

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

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

RESOLUTION #2016-364

WHEREAS, Borough Engineer David J. Samuel has recommended that certain increases and decreases be included in the following described project as will more fully appear by Contract Change Order No. 1:

- Project: Site Improvements for the Former Bordentown Avenue Water Treatment Plant
- Contractor: Kalogridis Contracting, LLC
 22 Mare Haven Court
 North Brunswick, NJ 08902
- Net Decrease: \$508.45
- Reason: Adjustment of original contract to reflect actual quantities installed and work performed.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the recommendation and approval of said Borough Engineer referred to above and in said Change Order be and the same is hereby accepted and approved:
2. That the Governing Body determines that said charges are proper and essential and that same be paid upon the submission of properly approved borough voucher.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-365

WHEREAS, Borough Engineer David J. Samuel has recommended that certain increases and decreases be included in the following described project as will more fully appear in Contract Change Order No. 1:

- Project: 2015 Roadway Paving and Reconstruction Project – Phase I (Improvements to Quaid Street)
- Contractor: Z Brothers Concrete Contractors, Inc. 304 Jernee Mill Road Sayreville, NJ 08872
- Net Increase/Decrease: No change in original contract price
- Reason: Adjustment of original contract to reflect actual quantities installed and work performed.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED:

1. That the recommendation and approval of said Borough Engineer referred to above and in said Change Order be and the same is hereby accepted and approved:
2. That the Governing Body determines that said charges are proper and essential and that same be paid upon the submission of properly approved borough voucher.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2016-366

WHEREAS, Kaplan Companies, aka K Land 5 & 59 has posted the following supplemental bonds with the Borough of Sayreville for LaMer – Section 5-3:

Performance Bond/Landscaping Bond - \$19,625.00

WHEREAS, the Borough Engineer’s Office has recently performed a site inspection and has indicated that the required work has been completed and has recommended the release of said bond.

NOW, THEREFORE, BE IT RESOLVED that the proper Borough Officials are hereby authorized and directed to release said performance bond in the total amount stated.

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

ATTEST:

APPROVED:

/s/ Theresa A. Farbaniec
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

Clerk Farbaniec read the following resolution into record:

RESOLUTION #2016-367

BE IT RESOLVED that the following person is hereby appointed to the following:

NAME OF APPOINTEE: Kenneth P. Kelly, Jr.

POSITION: Clerk 1

DEPARTMENT: Tax Assessor

EFFECTIVE: December 20, 2016

BE IT FURTHER RESOLVED that the compensation to be paid such appointee shall be fixed and determined by the Salary Ordinance or appropriate resolution adopted thereunder fixing the compensation to be paid municipal employees and that this appointment be made subject to all the rules and regulations of the New Jersey Department of Personnel.

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

ATTEST:

BOROUGH OF SAYREVILLE

/s/Theresa A. Farbaniec, RMC
Municipal Clerk

/s/Kennedy O'Brien
Mayor

Mayor O'Brien opened the meeting up to the public for questions or comments on Resolution #2016-367. There being no appearances, Council President Buchanan moved the public portion be closed and the resolution be adopted on roll call vote.

Motion was seconded by Councilwoman Novak.

Roll Call: Councilpersons Buchanan, Grillo, Lembo, Novak, Rittenhouse. Voice Vote, All ayes. Carried.

• **EXECUTIVE SESSION - (None)**

• **PUBLIC PORTION-**

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

Those appearing were:

Jim Robinson, Borelle Square.

Acknowledged the passing of former Municipal Clerk Gladys Rzepka and what an icon she was to the borough and what a great loss this is to some people here and to the borough. He also acknowledged the loss of Lt. Kevin Connors who was a Sayreville cop and firefighter.

He also commended the Dept. of Public Works employees and the wonderful job they have always done in the past clearing the snow and look forward to them providing the same great service they performed last year if need be.

Commented about the sidewalks not being cleared from Burkes Park, middle school, high school and library and saw people walking in roadway.

Mayor called forward the two boy scouts who just came into the meeting and asked them to tell us who they are and what their project was.

Those appearing were:

Akosh Meada, Patrick Castlegrant, Alden Rdaniel from Troop 68. They explained their rand and what they were working toward.

Mayor said that the entire governing body supports their work and wishes them success.

There being no further appearances. The Mayor called for a motion.

Councilwoman Novak moved the Public Portion be closed. Motion was seconded by Council President Buchanan.

Roll Call: Voice Vote, all Ayes. Carried.

• **ADJOURNMENT**

No further business Council President Buchanan moved to adjourn. Seconded by Councilwoman Novak.

Roll Call: Voice Vote, all Ayes. Carried.

Time: 7:17 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved