

**FEBRUARY 26, 2024
REGULAR/AGENDA
MEETING**

Mayor O'Brien opened the Regular/Agenda Meeting at 7:05 PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this February 26, 2024 Regular/Agenda 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 Tapinto Raritan Bay, posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Balka, Colaci, Onuoha, Roberts, Zebrowski

Absent: Councilman Synarski

Others Present: Mayor Kennedy O'Brien
Glenn Skarzynski, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Michael Collins, 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 Roberts moved the following minutes be approved, subject to correction if necessary:

☞ February 12, 2024 - Regular/Agenda & Closed Sessions

Seconded by Councilman Zebrowski.

Roll Call: Councilpersons Roberts, Balka, Colaci, Onuoha, Zebrowski, All Ayes.

- **PROCLAMATION & PRESENTATIONS**

- ✦ **Aaron Cirino, Colin Russel, Jason Berecsky - AYF National Championship**

- ✦ **Sayreville Jr. Bombers Cheerleaders D8 for placing 1st in the AYC National Championship**

Sophia Acevedo, Ayva Altenor, Kylie Barnes, Khloe Fermin, Sofia Ferreiras, Ayana Jackson, Serenity Johnson, Alanna Massimino, Adriana Mastrodomenico, Antonia Mastrodomenico, Brooke Ondeyko, Gianna Pabon, Fareeda Raschid, Alana Rodriguez, Gianna Rosenthal, Lianna Souza

- ✦ **Sayreville Jr. Bombers Cheerleaders D10 for placing 3rd in the AYC National Championship**

Ava Alberta, Eliana Alimi, Autumn Anthony, Somma Attah, Carly Barbosa, Paige Curbelo, Avery Gammoh, Nyori Healy, Liana Martinez, Aubriana Pante, Emma Perez, Gabrielle Rosario, Isabella Rosenthal, Katelynn Tjornhom, Ella Torino, Avril Turcios, Juliana Zapata

- ✦ **Sayreville Jr. Bombers Cheerleaders D12 for placing 1st in the AYC National Championship**

Nyah Anderson, Lynn Bialoblocki, Samantha Callahan, Savannah Crowley, Summer Curbelo, Olivia Ivan, Isabella Kopec, Victoria Marottoli, Ariella Mendez, Gianna Merlino, Gia Oberoi, Mia Perez, Kaylee Provenza, Kaylee Rucker, Julie Sekerak, Alana Serignese, Chrystelle Valerio

FEBRUARY 26, 2024
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MEETING

- **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 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/ Donna Roberts, Council President

APPROVED:

/s/ Kennedy O'Brien, Mayor

Council President Roberts moved the Executive Session Resolution be adopted on Roll Call Vote. Motion seconded by Councilman Zebrowski.

Roll Call: Voice Vote, all Ayes

Time: 7:38 PM

Reconvene:

Council President Roberts made a motion to reconvene. Motion was seconded by Councilman Balka.

Roll Call: Voice Vote, all Ayes.

Time: 7:45 PM

- **OLD BUSINESS:**

a) Public Hearing on the following Ordinances:

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

Public Hearing on Ordinance #01-24.

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #01-24.

There were no comments.

Councilman Colaci moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Colaci, Balka, Onuoha, Roberts, Zebrowski, all ayes.

ORDINANCE #01-24

**ORDINANCE AUTHORIZING ACCEPTANCE
OF A DEED OF RIGHT-OF-WAY DEDICATION
FOR A PORTION OF BLOCK 175 LOT 10.01 FROM
THE PLACE AT SAYREVILLE, LLC**

WHEREAS, the Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, wishes to accept the Deed of Right-of-Way Dedication for a portion of Block 175, Lot 10.01 from The Place at Sayreville, LLC, for that development commonly known as The Place at Sayreville; and

WHEREAS, this dedication is required by Borough of Sayreville Planning Board Resolutions dated September 11, 2019 and August 19, 2020, relating to the development of The Place at Sayreville; and

WHEREAS, The Place at Sayreville, LLC, agrees to transfer title to property reflected in the Deed of Right-of-Way Dedication for one dollar (\$1.00) to the Borough; and

WHEREAS, the Borough Attorney and Borough Engineer for the Borough of Sayreville reviewed the Deed of Dedication with Exhibit A, "Description of Property, Borough of Sayreville, Middlesex County, New Jersey, Right of Way Dedication Part of Block 175, Lot 10.01", prepared by Maser Engineering, dated December 7, 2020", and Exhibit B, "Right of Way Dedication Exhibit for The Place at Sayreville, Block 175, Lot 10.01, Borough of Sayreville, Middlesex County, New Jersey" prepared by Maser Engineering, dated December 7, 2020, and finds them acceptable.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, that it hereby authorizes acceptance of the identified Deed.

BE IT FURTHER ORDAINED that the Borough of Sayreville Mayor and Clerk are hereby authorized to sign the Deed and any other documentation as may be required and file and record said Deed in the Middlesex County Clerk's office.

BE IT FURTHER ORDAINED that if any part of this Ordinance shall be deemed invalid by an administrative agency or court of competent jurisdiction, such decision shall not affect the legality and enforceability of any other provision hereof.

This Ordinance shall become effective according to law.

INTRODUCED/APPROVED ON FIRST READING

DATED: February 12, 2024

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

/s/Michael Colaci, Councilman
(Public Works Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: February 25, 2024

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

/s/Michael Colaci, Councilman
(Public Works Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 26th DAY OF February, 2024.

**FEBRUARY 26, 2024
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/s/Kennedy O'Brien, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/Michael Collins, Esq., Borough Attorney

Public Hearing on Ordinance #02-24.

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #02-24.

There were no comments.

Councilman Balka moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Balka, Colaci, Onuoha, Roberts, Zebrowski, all ayes.

ORDINANCE #02-24
AN ORDINANCE FIXING THE SALARIES OF CERTAIN BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES FOR THE YEARS 2023, 2024, 2025, 2026 & 2027

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

Section 1.

The following annual salaries be and the same are hereby established for the following Borough Officials, Officers and Employees as per Schedules annexed hereto and made a part hereof.

Borough of Sayreville – SAM'S Salary & Wage Schedule

APPENDIX I
2023-2024-2025-2026-2027

SECTION 2. Severability Clause.

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 3. Repealer.

All other ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect immediately upon final passage and publication as required by law.

INTRODUCED/APPROVED ON FIRST READING

DATED: February 12, 2024

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

/s/Daniel Balka, Councilman
(Admin & Finance Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: February 25, 2024

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

/s/Daniel Balka, Councilman
(Admin & Finance Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 26th DAY OF February, 2024.

/s/Kennedy O'Brien, Mayor

Borough of Sayreville

APPROVED AS TO FORM:

/s/Michael Collins, Esq., Borough Attorney
Public Hearing on Ordinance #03-24.

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #03-24.

Those commenting were:

- Jim Robinson, 11 Borelle Square
Mr. Robinson commented if anyone was in the position of Assistant Business Administrator.
Mayor responded not at this time.
Mr. Robinson questioned what the Business Administrator's 2024 salary would be.
Mayor responded \$175,000.00.
Mr. Robinson questioned the position of Confidential Aid to the Mayor part-time and Confidential Aid to the Mayor full-time and if anyone was in those positions.
Mayor responded they are his Chief of Staff.
Further discussion ensued.

- Ken Olchaskey, 108 N. Edward Street
Mr. Olchaskey questioned if the ordinance creates those positions.
Mayor responded that the ordinance creates the positions and will be voted on tonight.

No further comments.

Councilman Balka moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Balka, Colaci, Onuoha, Roberts, Zebrowski, all ayes.

ORDINANCE #03-24
AN ORDINANCE FIXING THE SALARIES OF CERTAIN BOROUGH OFFICIALS, OFFICERS AND EMPLOYEES FOR THE YEARS 2023, 2024, 2025, 2026 & 2027

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

Section 1.

The following annual salaries be and the same are hereby established for the following Borough Officials, Officers and Employees as per Schedules annexed hereto and made a part hereof.

Borough of Sayreville - Management Salary & Wage Schedule
APPENDIX I
2023-2024-2025-2026-2027

SECTION 2. Severability Clause.

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 3. Repealer.

All other ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect immediately upon final passage and publication as required by law.

INTRODUCED/APPROVED ON FIRST READING

**FEBRUARY 26, 2024
REGULAR/AGENDA
MEETING**

DATED: February 12, 2024

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville
ADOPTED ON SECOND READING
DATED: February 25, 2024

/s/Daniel Balka, Councilman
(Admin & Finance Committee)

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

/s/Daniel Balka, Councilman
(Admin & Finance Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 26th DAY OF February, 2024.

/s/Kennedy O'Brien, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/Michael Collins, Esq., Borough Attorney

Public Hearing on Ordinance #04-24.

Mayor O'Brien opened the meeting to the public for questions or comments on Ordinance #04-24.

Those commenting were:

- Jim Robinson, 11 Borelle Square
Mr. Robinson questioned what the ordinance does.
CFO Biancamano responded that it is adopted every year and allows the Borough to establish a cap bank.

No further comments.

Councilman Balka moved the Public Hearing be closed, the Ordinance be adopted on second and final reading and advertised according to law. Seconded by Councilwoman Roberts.

Roll Call: Councilpersons Balka, Colaci, Onuoha, Roberts, Zebrowski, all ayes.

**ORDINANCE #04-24
CALENDAR YEAR 2024
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Sayreville in the County of Middlesex finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$535,370.96 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable

and necessary; and,

WHEREAS, the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall beretained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Sayreville, in the County of Middlesex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Borough of Sayreville shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$1,873,798.36, and that the CY 2024 municipal budget for the Borough of Sayreville be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained asan exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within5 days after such adoption.

INTRODUCED/APPROVED ON FIRST READING

DATED: February 12, 2024

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

/s/Daniel Balka, Councilman
(Admin & Finance Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: February 25, 2024

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

/s/Daniel Balka, Councilman
(Admin & Finance Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 26th DAY OF February, 2024.

/s/Kennedy O'Brien, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/Michael Collins, Esq., Borough Attorney

b) Appointments

Mayor made the following appointments:

BOARD OF ADJUSTMENT

4 Yr. Unexpired term Anthony Bella
2 Yr. Alt. 1 Member Christina Gisondi

Mayor asked if there are if there was a motion.
Council President Roberts moved the appointments. Seconded by Councilman Zebrowski.

Roll Call: Councilpersons Roberts, Balka, Colaci, Onuoha, Zebrowski, all ayes.

- **NEW BUSINESS:**

a) Clerk Morelos reported having received the Supplemental Debt Statement as of February 26, 2024, from CFO Denise Biancamano.

Council President Roberts moved the Supplemental Debt Statement be received and filed. Seconded by Councilman Balka.

Roll Call: Councilpersons Roberts, Balka, Colaci, Onuoha, Zebrowski, all Ayes.

a) Introduction of the following ordinances:

BOND ORDINANCE #05-24
**BOND ORDINANCE PROVIDING FOR WATER UTILITY
IMPROVEMENTS, BY AND IN THE BOROUGH OF
SAYREVILLE, IN THE COUNTY OF MIDDLESEX, STATE OF
NEW JERSEY; APPROPRIATING \$850,000 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$850,000 IN
BONDS OR NOTES TO FINANCE THE COST THEREOF**
(Admin. & Finance Committee - Co. Balka - Public Hearing 3-11-24)

Councilman Balka moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for March 11, 2024. Motion was seconded by Council President Roberts.

Roll Call: Councilpersons Balka, Colaci, Onuoha, Roberts, Zebrowski, all Ayes. Carried.

- **CONSENT AGENDA RESOLUTIONS**

Mayor O'Brien opened the meeting for any questions or comments on Consent Agenda Resolutions.

Those commenting were:

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned Resolution #2024-73 and what the improvements are. Business Administrator Skarzynski responded that the money will go towards the turf fields and additional parking at the Jerry Ust Complex.

No further comments.

Council President Roberts made a motion to close the Public Portion and adopt the Consent Agenda Resolutions. Seconded by Councilman Zebrowski.

Roll Call: Councilpersons Roberts, Balka, Colaci, Onuoha, Zebrowski, all Ayes.

RESOLUTION #2024-58

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 Balka, Councilman

/s/ Donna Roberts, Councilwoman

/s/ Michael Colaci, Councilman

Absent
Stanley Synarski, Councilman

/s/ Christian Onuoha, Councilman

/s/ John Zebrowski, Councilman

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 Collins, Borough Attorney

Bill list of February 26, 2024 in the amount of \$7,615,941.85 in a separate Bill List File for 2024 (See Appendix Bill List 2024-A for this date).

RESOLUTION #2024-59

WHEREAS, property known as Lot(s) **51**, in Borough Block **211.04**, more commonly known as **64 Scarlet Dr**, in **Parlin, NJ** is owned by **Hector Bueso-Martinez**;

AND, WHEREAS, **Hector Bueso-Martinez**, who had qualified as a one hundred percent **Disabled Veteran** under the provision of the N.J.S.A 54; 4-3.30, causing his property to be exempt from taxation at the local level beginning with the second quarter of Calendar Year **2023** as verified by the Tax Assessor;

AND, WHEREAS, the Tax Bills for the four quarters of Calendar Year **2023** were generated from the **2022** Assessor's Tax List, as required under regulations promulgated by the New Jersey Division of Local Government Services in The Department of Community Affairs pursuant to N.J.S.A. 54:4-64, thus presenting this property owner with a tax bill for the calendar year of **2023**, while the property is correctly classified as being Tax Exempt commencing with second quarter of **2023**;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector be, and she hereby is, authorized and directed to cancel **2023** and **2024** taxes billed in the amount of **\$10,248.39**, all subsequently billed taxes, and refund the amount paid for **2023**, in the amount of **\$5,704.72** on the property known and designated as Lot(s) **51**, in Borough Block **211.04**.

/s/ Daniel Balka, Councilman
(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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-60

BE IT AND IT IS HEREBY RESOLVED that the Qualified Purchasing Agent is authorized to auction the following equipment through an online auction which is no longer needed for public use:

- Pitney Bowes Relay 2500-3500 Mail Folder Inserter
- Three (3) Multi-Function Copiers

/s/ Daniel Balka, Councilman
(Admin. & Finance Committee)

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-62

BE IT RESOLVED that Mayor and Council of the Borough of Sayreville do hereby authorize the Sayreville Fire Department to donate out of date turnout gear to the 911 Fund.

/s/ Christian Onuoha, 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-63

WHEREAS, on various dates the following Road Opening Permits were issued #5328 to open 16 East Kupsch Street; #5341 to open 392 Washington Road; #5346 to open 349 Stevens Avenue; #5398 to open 2 Cliff Avenue; #5436 to open 5 Warwick Road; and

WHEREAS, the Road Department has advised that the road has been restored to original condition and has recommended that a refund of a portion of said permit fee be made;

NOW, THEREFORE, BE IT RESOLVED that the proper Borough Officials are hereby authorized and directed to refund the sum of \$658.52 for the afore-mentioned Road Opening Permits to Robert Downey General Contractor, upon the submission of a properly approved borough voucher.

BE IT FURTHER RESOLVED that the Maintenance Bond requirement is hereby waived due to the fact that the fees have been held for one year in lieu of posting the required Maintenance Bond.

/s/ Michael Colaci, 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-64

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

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WHEREAS, the schedule of the events are religious and holy in nature; and

WHEREAS, the Shri Dwarkadhis Temple has agreed that before each religious event that will notify the Sayreville Police Department, the Department of Public Works, the Recreation Department, Sayreville Fire Chief and the Sayreville Emergency Squad no less than seven (7) days prior to each event on the Shri Dwarkadhis Temple property; and

WHEREAS, the Shri Dwarkadhis Temple has also agreed that they would adhere to the Noise Ordinance Chapter 5-3 of the Revised General Ordinances of the Borough of Sayreville during each date of the event.

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that on this 26th day of February, 2024 the Borough Council hereby authorizes the Shri Dwarkadhis Temple to hold its religious events on various events listed above.

<u>2024</u>	<u>Time</u>	<u>Event</u>
3/24	6PM-8PM	Religious Celebration
3/30	5PM-9PM	Bonfire Celebration
5/4	4PM-9PM	Birth Anniversary
8/26	9PM-2AM	Birth Anniversary/Mid-night event
10/27	5PM-9PM	Diwali Day 1
10/28	5PM-9PM	Diwali Day 2
10/29	5PM-9PM	Diwali Day 3
10/30	5PM-9PM	Diwali Day 4
10/31	5PM-9PM	Diwali Day 5
11/1	5PM-9PM	Diwali Day 5
11/2	6AM-9AM	New Year Day
	11:30AM-1:30PM	
	5PM-9PM	
11/9	4PM-9PM	New Year Celebration

(Must adhere to Noise Ordinance)

/s/ John Zebrowski, Councilman
(Recreation 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O’Brien
Mayor

RESOLUTION #2024-67
**A RESOLUTION APPROVING AND AUTHORIZING THE ISSUANCE
OF A SPECIAL EVENT PERMIT TO MASJID SADAR & COMMUNITY CENTER
TO HOLD A PRAYER SERVICE**

WHEREAS, Masjid Sadar & Community Center has requested permission from the Mayor and Council of the Borough of Sayreville to conduct a prayer service at Kennedy Park on April 10, 2024 and June 17, 2024; and

WHEREAS, it is the belief of the governing body that these events provide activities which are family and community oriented;

WHEREAS, the Mayor and Borough Council agree that the event proposed will enhance community spirit; and

WHEREAS, the Masjid Sadar & Community Center must notify the Sayreville Police Department, the Department of Public Works, the Recreation Department and the Sayreville Emergency Squad seven (7) days prior to the event; and

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that Masjid Sadar & Community Center is hereby granted permission to hold these Special Events and that a permit be issued for a prayer service to be conducted on April 10, 2024 and June 17, 2024 from 7:30 A.M. – 2:00 P.M. at Kennedy Park and that any associated services

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through the Department of Public Works or Police Department in which fees have incurred will be billed at a later date after the event.

BE IT FURTHER RESOLVED that the permit will not be issued until the Bond has been posted and all insurance has been received. The following recommendations made by the Sayreville Police Department must be fully complied with:

- Hire five (5) police officers for traffic and crowd control.
- Arrange Sayreville Auxiliary Police to assist in the safe passage of traffic and pedestrians.
- They may utilize one-hundred-twenty-three (123) parking spaces around the small lake, thirty (30) parking spaces around the docks at the large lake, one-hundred-thirty (130) parking spaces in the lower lot west of the large lake.
- They may utilize the parking spaces around the tennis courts
- Once parking has reached capacity, Kennedy Park will be restricted to all vehicles.

/s/ John Zebrowski, Councilman
(Recreation 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O’Brien
Mayor

RESOLUTION #2024-68

BE IT AND IT IS HEREBY RESOLVED that the following transfers between 2023 Budget Appropriations be and the same are hereby authorized to be made in the following manner to wit:

	<u>FROM</u>	<u>TO</u>
<u>CURRENT FUND</u>		
Terminal Leave (3-01-30-410-100)		300,000.00
Tax Assessment OE (3-01-20-150-159)	15,000.00	
Engineering OE (3-01-20-165-173)	15,000.00	
Group Insurance (3-01-23-220-195)	175,000.00	
Police Dispatch S&W (3-01-25-250-012)	15,000.00	
Road Repair & Maintenance OE (3-01-26-290-242)	15,000.00	
Garbage & Trash OE (3-01-26-305-249)	25,000.00	

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Vehicle & Equipment OE (3-01-26-315-156)	10,000.00		
Sewage Treatment & Disposal OE (3-01-31-455-310)	30,000.00		
		<u>\$ 300,000.00</u>	<u>\$300,000.00</u>

WATER UTILITY

Terminal Leave (3-05-55-135-100)		100,000.00
Water Operating OE (3-05-55-130-372)	100,000.00	

/s/ Daniel Balka, Councilman
(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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-69

BE IT AND IT IS HEREBY RESOLVED that the Proper Borough Officials are hereby authorized and directed to release the balance in escrow to Robert Downey General Contraction in the amount of \$734.88.

/s/ John Zebrowski, Councilman
(Planning & 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-70

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

- Project: Well Maintenance and Redevelopment Project

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- Contractor: AC Schultes, Inc.
664 S. Evergreen Avenue
Woodbury Heights, NJ 08097

- Net Decrease: \$35,487.00

- 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/ Donna Roberts, 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

**RESOLUTION #2024-71
ACCEPTING FINAL WORK
AND AUTHORIZING FINAL PAYMENT
UPON EXPIRATION OF STATUTORY PERIOD**

WHEREAS, the following named contractor has completed the following work as indicated on the project hereafter referred to, which work is apparently in accordance with the plans, specifications and contract documents:

- Project: Well Maintenance and Redevelopment Project

- Contractor: AC Schultes, Inc.
664 S. Evergreen Avenue
Woodbury Heights, NJ 08097

- Balance Due \$9,450.26

WHEREAS, the Borough Engineer has fully issued a certificate certifying to the completion of the work and recommending payment in accordance with the terms thereof; and

WHEREAS, the Standing Committee of the Governing Body under whose jurisdiction this work falls has likewise inspected said work and has determined that it has been completed in apparent conformity with the plans and specifications; and

WHEREAS, the Statutes of New Jersey pertaining to the enforcement of mechanic's and materialmen's liens on municipal projects provide that notice thereof may be filed at any time within 45 days of the final acceptance of said work;

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

1. That the project described in the preamble hereof is hereby accepted and approved with the proviso that such action is not to be construed as a waiver of any violation of the terms of said plans, specifications and contract documents if such violation should later appear.

2. That the Borough Clerk is authorized to insert a brief notice in a daily newspaper circulating in Middlesex County once a week for two consecutive weeks giving public notice of the final acceptance of said work so that any potential lien claimants may have notice thereof.

3. That upon expiration of the 45 days from the date hereof, the proper municipal officials be and they are hereby authorized and directed to execute and deliver a check to the said contractor covering the amount due him, less any retained percentage authorized by the contract documents.

4. That should the contract under which this work has been done provide for the release of any retained percentage upon the filing of a maintenance bond, that said percentage shall be paid said contractor upon the filing of a one-year 15% Maintenance Bond in the amount of \$70,876.95 and the approval of same as to form and sufficiency by the Borough Attorney.

/s/ Donna Roberts, 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 Collins, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Kennedy O'Brien
Mayor

RESOLUTION #2024-72

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 Change Order No. 1:

- Project: Improvements to Elizabeth Avenue
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Amount: No Increase in original contract amount.
- 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:

C. Notice of Public Hearing:

1. Notice of Public Hearing to be held before the Sayreville Zoning Board of Adjustment on February 28, 2024 at 7:30pm seeking Preliminary and Final Major Site Plan with associated bulk "c" variance and use "d" variance relief for property located at 3191 Bordentown Avenue to continue the residential use of the existing single-family residential structure, expand the existing commercial storage building, improve the parking area and construct other related site improvements.
2. Notice of Public Hearing to be held before the Township of Old Bridge Council on February 27, 2024 at 7:30pm amending Chapter 250 "Land Development Ordinance."

D. Resignations received from Boards/Commissions:

1. Daniel Buchanan from Planning Board, effective February 20, 2024.

Council President Roberts made a motion to accept the correspondence.
Seconded by Councilman Balka.

Roll Call: Councilpersons Roberts, Balka, Colaci, Onuoha, Zebrowski, all Ayes.

• **MAYOR & COUNCIL REPORTS**

➤ **ADMINISTRATIVE & FINANCE – Councilman Balka**

Councilman Balka made a motion to designate the 1909 Borough Hall as historical landmark. Seconded by Councilman Onuoha.

Roll call: Ayes: Councilpersons Balka, Colaci, Onuoha

Nays: Councilpersons Roberts, Zebrowski

- 1) Looking to introduce the budget in March with the public hearing to be held in April.

➤ **PLANNING & ZONING – Councilman Zebrowski**

- 1) Commented on the Planning Board meeting being cancelled due to a notice error and has been rescheduled for April 3rd. The next Planning Board meeting is March 6th. The Zoning Board will meet on Wednesday and SERA on Thursday.

➤ **RECREATION – Councilman Zebrowski**

- 1) Progress.

➤ **PUBLIC SAFETY – Councilman Onuoha**

- 1) Progress.

➤ **PUBLIC WORKS – Councilman Colaci**

- 1) Progress.

➤ **WATER & SEWER/ENVIRONMENTAL – Council President Roberts**

- 1) Thanked the Sayreville Police Department for the tour and congratulated them for finding that truck with the loud music.
- 2) Thanked the Mayor for the communications he is doing.
- 3) Share your Sayreville photos.
- 4) Fire Department is looking for volunteers.

➤ **MAYOR – Kennedy O'Brien**

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• **GENERAL DISCUSSION AGENDA ITEMS**

- Admin. & Finance

- 1) Authorization to add an ordinance establishing the position and duties/powers of the Qualified Purchasing Agent.

- Ordinance.

- 2) Authorization to renew the five-year residential property tax abatement.

- Ordinance.

- Planning & Zoning

- Public Safety

- 1) Coin toss request for the corner of Washington & Ernston Road received from the following:

- a) Jersey All Stars Competitive Cheer Team for March 9 and 10, 2024.
b) St. Stan's School for April 27 and 28, 2024.

- Approved.

- 2) Authorization to award a contract to Motorola through State Contract T0109/83909 for a Vesta Commandpost in an amount not to exceed \$48,295.80.

- Resolution.

- Public Works

- 1) Authorization to apply for a Middlesex County Recycling Enhancement Grant for improvements to the Sayreville Recycling Center in the amount of \$10,000.00.

- Resolution.

- Recreation

- 1) Application for Special Event received from the following:

- a) Jazz for Prostate Cancer Awareness to hold a walk on September 28, 2024 at Kennedy Park.

- Resolution.

- Water & Sewer/Environmental

- 1) Authorization to approve a Treatment Works Approval Permit Application for Trogon Development LLC (formerly Sayreville Generating Station).

- Resolution.

➤ **Business Administrator - Glenn Skarzynski**

- 1) Renewal of Cable Franchise Agreement.

- Ordinance.

➤ **C.F.O. - Denise Biancamano**

- 1) Budget Transfer Resolution.

- Resolution.

- 2) Authorization to refund escrow to Gillette Towers in the amount of \$83,390.91.

- Resolution.

➤ **BOROUGH ENGINEER - Jay Cornell**

- 1) 2020 Roadway Paving & Reconstruction Project – Phase II – Closeout of Contract and Change Order (Report Attached).

- Resolution.

- 2) Morgan Area Water System Improvements – Receipt of Bids (Verbal Report).

- Resolution.

3) Kennedy Park Bathroom Improvements – Design Phase Authorization (Verbal Report).

- Resolution.

➤ **BOROUGH ATTORNEY – Matthew Moench**

• **PUBLIC PORTION**

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

Those commenting were:

- Ralph Stowe, Jazz for Prostate Cancer

Mr. Stowe questioned the procedure for the special event permit.

Business Administrator Skarzynski responded to contact him tomorrow to discuss.

- Jennifer Strika, 25 Sherwood Road

Ms. Strika stated that Sherwood Road is still without street lights.

Business Administrator Skarzynski responded that he received an email from JCP&L stating they have been fixed.

- Mike Pinkiewicz, 32 Becker Drive

Mr. Pinkiewicz commented on pilots.

- Jim Robinson, 11 Borelle Square

Mr. Robinson stated the Planning Board file should have been made available in another office due to the office being closed and the meeting should of still went on and authorized the applicant's escrow fund to be used to hire professionals.

He questioned if the Mayor considered reaching out to DuPont.

Mayor responded that it is still under advisement.

- Ken Olchaskey, 108 N. Edward Street

Mr. Olchaskey thanked the councilmembers who voted to support the Historical Society in making the old Borough Hall a historical landmark. He commented on council meetings.

- Frank Terzino, 32 Canal Street

Mr. Terzino thanked the council and will make them proud in regards to the old Borough Hall.

- Jennifer Strika 25, Sherwood Road

Ms. Strika questioned the status of the open space acquisition on Main Street.

Business Administrator Skarzynski responded that the Open Space meeting is the end of March and not aware if they reached out to the owner of that land.

- Art Rittenhouse, 33 Delikat Lane

Mr. Rittenhouse thanked the council for approving the old Borough Hall. He gave background on what they have done and what needs to be done.

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned why the Police Officers weren't here at the beginning of the meeting.

Mayor responded that they are to be here for the meeting unless there is an emergency.

Mr. Robinson questioned if there are then two less officers on the road.

Mayor responded until they are called back.

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- Mike Pinkiewicz, 32 Becker Drive

Mr. Pinkiewicz stated pilot payments do not increase at the rate property taxes do. He commented on the TNR program.

- Ken Olchaskey, 108 N. Edward Street

Mr. Olchaskey stated he is not opposed to redevelopment on Main Street as long as it doesn't include demolishing the old Borough Hall or putting up housing.

- Heather Fenyk, Lower Raritan Watershed Partnership

Ms. Fenyk shared an opportunity through the National Fish & Wildlife Foundation for ecosystem restoration between South River and Sayreville.

No further comments.

**Council President Roberts made a motion to close the Public Portion.
Seconded by Councilman Onuoha.**

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business Council President Roberts made a motion to adjourn.
Seconded by Councilman Zebrowski.

Roll Call: Voice Vote, all Ayes.

Time 8:35 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____