

TO BE READ IN FULL

RESOLUTION #2023-100

**RESOLUTION CANCELING APPROPRIATED AMERICAN RESCUE
PLAN ACT GRANT (ARPA) NO LONGER NEEDED**

WHEREAS, the Borough is canceling \$2,200,000.00 of appropriated American Rescue Plan Act grant (ARPA) to unappropriated grants.; and

WHEREAS, the funds are not needed for their original purpose;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Sayreville that this appropriated grant be canceled to unappropriated grants.

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

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

TO BE READ IN FULL

RESOLUTION #2023-101
BOROUGH OF SAYREVILLE
2023 BUDGET AMENDMENT

WHEREAS, the Local Municipal Budget for the year 2023 was approved on the 27th day of March, 2023; and

WHEREAS, the Public Hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved Budget,

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sayreville, County of Middlesex, New Jersey, that the attached amendments to the approved Budget for the calendar year of 2023 be made:

RECORDED VOTE:

AYES {	NAYS {	ABSTAINED {
{		
{		
{	ABSENT {	
{		
{		

BE IT FURTHER RESOLVED, that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of the Division of Local Government Services for the Certification of the calendar year 2023 Local Municipal Budget so amended.

It is hereby certified that this is a true copy of resolution amending the budget, adopted by the governing body on the 24th day of April, 2023.

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

Anticipated Revenues:	<u>FROM</u>	<u>TO</u>
1. Surplus Anticipated	\$4,760,000.00	\$4,810,000.00
2. Surplus Anticipated With Prior Written Consent of Director of Local Government Services	4,760,000.00	4,810,000.00
Total Surplus Anticipated	4,760,000.00	4,810,000.00
3. Miscellaneous Revenues-Section G: Special Items of Revenue Anticipated With Prior Written Consent Director Of Local Government Services-Other Special Items		
General Capital Surplus	130,000.00	80,000.00
ARPA Funds	1,600,000.00	1,750,000.00
Total Section G: Special Items of Revenue Anticipated With Prior Written Consent Director Of Local Government Services-Other Special Items	7,259,654.98	7,359,654.98
1. Surplus Anticipated (Sheet #4,1)	4,760,000.00	4,810,000.00
3. Miscellaneous Revenues		
Total Section G:Other Special Items	7,259,654.98	7,359,654.98
Total Miscellaneous Revenues	26,307,822.54	26,407,822.54
6. Amount to Be Raised By Taxes		
A) Local Tax For Municipal Purposes Including Reserve for Uncollected Taxes	36,110,790.99	35,960,790.99
Total Amount to be Raised by Taxation for Support of Municipal Budget	38,083,507.88	37,933,507.88

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

BUDGET RESOLUTION 2023-102

BE IT RESOLVED by the Council of the Borough of Sayreville, County of Middlesex that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 35,960,790.99 for municipal purposes, and
- (b) \$ 0 for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 0 to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 469,286.00 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.
- (e) \$0 Arts and Culture Trust Fund Levy
- (f) \$1,972,716.89 Minimum Library Levy (R.S. 40:54-8 et seq.)

RECORDED VOTE

AYES

NAYS

ABSTAINED

ABSENT

SUMMARY OF REVENUES

GENERAL REVENUES

Surplus Anticipated	\$ 4,810,000.00
Miscellaneous Revenues Anticipated	\$ 26,407,822.54
Receipts from Delinquent Taxes	\$ 895,000.00

**AMOUNT TO BE RAISED BY TAXATION
FOR MUNICIPAL PURPOSES**

\$ 35,960,790.99

**AMOUNT TO BE RAISED BY TAXATION
MINIMUM LIBRARY LEVY**

\$ 1,972,716.89

TOTAL REVENUES

\$ 70,046,330.42

SUMMARY OF APPROPRIATIONS

GENERAL APPROPRIATIONS

WITHIN "CAPS"

(a & b) Operations Including Contingent Resolution 2022-99	\$ 47,216,952.00
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(e) Deferred Charges and Statutory Expenditures – Municipal	\$ 6,320,144.00
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EXCLUDED FROM "CAPS"

(a) Operations – Total Operations Excluded From "CAPS"	\$ 6,820,529.45
(c) Capital Improvements	\$ 569,000.00
(d) Municipal Debt Service	\$ 6,611,810.00
(e) Deferred Charges – Municipal	\$
(m) Reserve for Uncollected Taxes	\$ 2,507,894.97

SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)

TOTAL APPROPRIATIONS \$ 70,046,330.42

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the governing body on this 24th day of April, 2023. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2023 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-103

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.

Victoria Kilpatrick, Mayor

Daniel Balka, Councilman

Christian Onuoha, Councilman

Vincent Conti, Councilman

Donna Roberts, Councilwoman

Mary J. Novak, Councilwoman

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.

Sean Kean, Borough Attorney

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-104

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a contract for software and maintenance with Queues Enforth Development (QED), 400 Tradecenter, Suite 5900, Woburn, MA 01801, through State Contract #T0109/A83889 at a total cost not to exceed \$31,654.00.

Donna Roberts, Councilwoman
(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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-105

BE IT RESOLVED that the proper Borough Officials are hereby authorized to award a non-fair and open contract to Milo Training Systems for the purchase of a training simulator for the Sayreville Police Department in an amount not to exceed \$48,366.75.

Donna Roberts, Councilwoman
(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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-106
**A RESOLUTION OF THE BOROUGH OF SAYREVILLE,
COUNTY OF MIDDLESEX, STATE OF NEW JERSEY
AUTHORIZING THE SAYREVILLE
FIRE DEPARTMENT USE OF OUT-OF-SERVICE VEHICLES**

WHEREAS, the Garage Services Department of the Borough of Sayreville took certain vehicles out of services and transferred said vehicles to Fort Grumpy;

WHEREAS, the Sayreville Fire Department has requested the use of the said vehicles;

- 2004 Dodge Durango #1D4HB38NX4F199319

WHEREAS, the Garage Services Department and the Department of Public Works representatives agree to the use and will schedule the said vehicle to be scrapped after the re-certification takes place; and

BE IT AND IT IS HEREBY RESOLVED that Mayor and Council of the Borough of Sayreville do hereby authorize and grant permission for the requested use by the Sayreville Fire Department and the subsequent removal of said vehicle for scrap.

Donna Roberts, Councilwoman
(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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-107

BE IT AND IT IS HEREBY RESOLVED that the proper Borough officials are hereby memorializing an award of an emergency contract for Roof Repair at the Morgan First Aid Squad to Gabriele Roofing & Siding, Inc., 125 Kenzel Avenue, Nutley, NJ 07110, at a total cost not to exceed \$42,500.00.

Vincent Conti, 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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-108

BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute a shared services agreement with the County of Middlesex to provide Goose Control Services in Sayreville Parklands at a fee not to exceed \$16,204.86.

Vincent Conti, 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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-109
A RESOLUTION OF THE BOROUGH OF SAYREVILLE
AUTHORIZING SHRI DWARKADHIS TEMPLE'S RELIGIOUS EVENTS

WHEREAS, the Shri Dwarkadhis Temple's has requested permission from the Mayor and Council of the Borough of Sayreville to conduct religious events on April 16, 2023; September 7, 2023; November 9 – November 14, 2023; November 18, 2023 with an Alternate date of November 25, 2023; and

WHEREAS, the Mayor and Council wish the Borough of Sayreville to be an ecumenical community;

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 24th day of April, 2023 the Borough Council hereby authorizes the Shri Dwarkadhis Temple to hold its religious events on various events listed above.

<u>2023</u>	<u>Time</u>	<u>Event</u>
4/16	5PM-9PM	Birth Anniversary
9/7	9PM-2AM	Birth Anniversary/Mid-night event
11/9	5PM-10PM	Diwali Day 1
11/10	5PM-10PM	Diwali Day 2
11/11	5PM-10PM	Diwali Day 3
11/12	5PM-10PM	Diwali Day 4
11/13	5PM-10PM	Diwali Day 5
11/14	6AM-10AM	New Year Day
	11:30AM-1:30PM	
	5PM-10PM	
11/18	4PM-9PM	New Year Celebration

(Must adhere to Noise Ordinance)

Mary J. Novak, Councilwoman
(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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-110

BE IT AND IT IS HEREBY RESOLVED that the Proper Borough Officials are hereby authorized and directed to release the balance in escrow to Dish Wireless, LLC in the amount of \$147.91.

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-111

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to execute the necessary NJDEP permit applications associated with the Rocville, LLC project.

Christian Onuoha, 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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-112
AUTHORIZATION TO ENTER INTO A LEASE AGREEMENT WITH DISH WIRELESS L.L.C. FOR ANTENNA SPACE ON THE PULASKI AVENUE WATER STORAGE TANK

WHEREAS, the Borough of Sayreville previously publicly advertised and solicited bids related to the Leasing of Antennae Space on the Pulaski Avenue Water Storage Tank; and,

WHEREAS, on April 11, 2023 the Borough received two (2) bid proposals, which are identified as follows:

Dish Wireless L.L.C.	Total: \$40,000.00 Annually
T-Mobile Northeast LLC	Total: \$40,000 Annually

WHEREAS, the aforementioned bids have been reviewed by the Borough Attorney and the Borough Engineer; and,

WHEREAS, the bid submitted by Dish Wireless L.L.C. complies in all material respects with the bid specifications and is legally sufficient; and,

WHEREAS, the Borough Engineer recommends that the Borough award the Lease Agreement to Dish Wireless, L.L.C.

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

1. The aforesaid recitals are hereby adopted and incorporated herein as if repeated in full herein; and,
2. The Bid submitted by Dish Wireless L.L.C. is hereby by accepted and a lease shall be awarded to Dish Wireless L.L.C. in accordance with the bid specifications; and,
3. The Mayor, Borough Clerk and any other applicable Borough officers or employees are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the terms of this resolution.

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-113
AUTHORIZATION TO ENTER INTO A LEASE AGREEMENT
WITH T-MOBILE NORTHEAST LLC FOR ANTENNA SPACE ON
THE PULASKI AVENUE WATER STORAGE TANK

WHEREAS, the Borough of Sayreville previously publicly advertised and solicited bids related to the Leasing of Antennae Space on the Pulaski Avenue Water Storage Tank; and,

WHEREAS, on April 11, 2023 the Borough received two (2) bid proposals, which are identified as follows:

Dish Wireless L.L.C.	Total: \$40,000.00 Annually
T-Mobile Northeast LLC	Total: \$40,000 Annually

WHEREAS, the aforementioned bids have been reviewed by the Borough Attorney and the Borough Engineer; and,

WHEREAS, the bid submitted by T-Mobile Northeast LLC complies in all material respects with the bid specifications and is legally sufficient; and,

WHEREAS, the Borough Engineer recommends that the Borough award the Lease Agreement to T-Mobile Northeast LLC.

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

1. The aforesaid recitals are hereby adopted and incorporated herein as if repeated in full herein; and,
2. The Bid submitted by T-Mobile Northeast LLC is hereby by accepted and a lease shall be awarded to T-Mobile Northeast LLC in accordance with the bid specifications; and,
3. The Mayor, Borough Clerk and any other applicable Borough officers or employees are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the terms of this resolution.

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

RESOLUTION #2023-114

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires that the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000 et seq., (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Sayreville, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

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.

Sean Kean, Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

	Balka	Conti	Novak	Onuoha	Roberts	Zebrowski
Ayes						
Nays						
Abstain						
Absent						

**GOVERNING BODY CERTIFICATION PURSUANT TO P.L. 2017, C.183 OF
COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION'S "Enforcement Guidance on the
Consideration of Arrest and Conviction Records in Employment Decisions Under
Title VII of the Civil Rights Act of 1964"**

GROUP AFFIDAVIT FORM FOR MUNICIPALITIES AND COUNTIES

STATE OF NEW JERSEY
COUNTY OF MIDDLESEX

We, members of the governing body of the Borough of Sayreville being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Governing Body of the Borough of Sayreville in the County of Middlesex;
2. Pursuant to P.L. 2017, c.183, we have familiarized ourselves with the contents of the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e et seq., (April 25, 2012);
3. We are familiar with the local unit's hiring practices as they pertain to the consideration of an individual's criminal history;
4. We certify that the local unit's hiring practices comply with the above-referenced enforcement guidance.

(L.S.) _____
Victoria Kilpatrick, Mayor

(L.S.) _____
Daniel Balka, Councilman

(L.S.) _____
Christian Onuoha, Councilman

(L.S.) _____
Vincent Conti, Councilman

(L.S.) _____
Donna Roberts, Councilwoman

(L.S.) _____
Mary J. Novak, Councilwoman

(L.S.) _____
John Zebrowski, Councilman

Sworn to and subscribed before me this

_____ day of _____
Notary Public of New Jersey

Clerk