

**RESOLUTION #2021-203**

**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

\_\_\_\_\_  
Vincent Conti, Councilman

\_\_\_\_\_  
Michele Maher, Councilwoman

\_\_\_\_\_  
Kevin Dalina, Councilman

\_\_\_\_\_  
Mary J. Novak, Councilwoman

\_\_\_\_\_  
Damon Enriquez, Councilman

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-204**

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, MEMORIALIZING THE EXECUTION OF AN AFFORDABLE HOUSING AGREEMENT BETWEEN THE BOROUGH OF SAYREVILLE AND K-LAND CORP.**

**WHEREAS**, the Borough of Sayreville and Kaplan Companies entered in an Agreement for the purpose of addressing compliance by Kaplan with its obligation to provide affordable housing as a component of Kaplan's inclusionary developments as per the Settlement Agreement executed between the parties on June 22, 2018; and

**WHEREAS**, the Governing Body was presented with an Agreement by Kaplan Companies which further established certain conditions pursuant to which units for very low, low and moderate income units would be provided; and

**THEREFORE, BE IT AND IT IS HEREBY RESOLVED**, that the Borough Administrator and K-Land Corporation Representative executed said Agreement on July 7, 2021.

\_\_\_\_\_  
Michele Maher, Councilwoman  
(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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						

**RESOLUTION #2021-205**

**RESOLUTION OF THE BOROUGH OF SAYREVILLE REGARDING  
THE JAKE BROWN ROAD REDEVELOPMENT PLAN**

**WHEREAS**, the Township of Old Bridge (“Old Bridge”) is planning to redevelop the areas at the intersections of Jake Brown Road and US Highway 9 and Jake Brown Road and White Oak Lane (the “Redevelopment Plan”) and

**WHEREAS**, the Borough of Sayreville (the “Borough”) admires Old Bridge’s plans for economic redevelopment that are detailed in the Redevelopment Plan, and wishes Old Bridge well in their efforts; and

**WHEREAS**, the current traffic pattern illustrated in the Redevelopment Plan empties traffic onto Bordentown Avenue; and

**WHEREAS**, Bordentown Avenue currently has significant capacity and safety issues; and

**WHEREAS**, traffic exiting onto Bordentown Avenue from such a large redevelopment area will only exacerbate these problems; and

**WHEREAS**, the Borough respectfully requests that the Redevelopment Plan be amended so that traffic is not emptied onto Bordentown Avenue.

**WHEREAS**, rather than having traffic exit onto Bordentown Avenue, the Borough requests that said traffic be routed onto Route 516 and Route 9 to ensure the safety and well-being of travelling motorists and manage roadway capacity on Bordentown Ave.; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey, that the Borough Council hereby supports Old Bridge’s efforts for economic redevelopment and respectfully requests that the traffic resulting from the aforementioned Redevelopment Plan not exit onto Bordentown Avenue.

**BE IT FURTHER RESOLVED** that copies of this Resolution will be sent to the Clerks of the Township of East Brunswick and the Borough of South River.

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Michele Maher, Councilwoman  
(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.

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Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-206**

**BE IT RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to extend a Shared Services Agreement with the Township of Woodbridge for the period of May 1, 2021 through April, April 30, 2022 for the Opioid Overdose Recovery Program Services in accordance with the terms and conditions set forth in the agreement.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-207**

**BE IT AND IT IS HEREBY RESOLVED** that the Borough Officials are hereby authorized to extend an Interlocal Services Agreement between the Borough of Sayreville and the Middlesex County Improvement Authority covering the continuation of Yard Waste Recycling and Marketing Services until August 31, 2024.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-208**

**BE IT AND IT IS HEREBY RESOLVED** that the proper Borough officials are hereby authorized to purchase automated refuse containers through the HGAC Buy Copperative Purchasing Program Contract #RC01-21 to Schafer Systems, Inc., 1021 Westlake Dr., Charlotte, NC 28273, at a total cost not to exceed \$90,000.00.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-209**

**BE IT RESOLVED** that the proper officials are hereby authorized to execute Agreement and Application for permission to conduct Fireworks Display between Starfire Corparation, 682 Cole Road, Carrolltown, PA 15722, and the Borough of Sayreville, covering display to be held at Kennedy Park on October 2, 2021 (rain date October 3, 2021) at a cost not to exceed \$17,000.00, subject to Starfire Corporation providing the appropriate insurance coverage as required by the Borough and further subject to said insurance indemnifying the Borough with regard to liability caused by the fireworks including personal injury and or property damage.

\_\_\_\_\_  
Damon Enriquez, Councilman  
(Recreation Committee 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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						



**RESOLUTION #2021-210**

**WHEREAS**, on June 25, 2021 the Mayor and Council of the Borough of Sayreville, have received bids for various Water Department Chemicals, and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council on this 16th day of August, 2021, that:

1. Contract for “Water Department Chemicals” be awarded to the following:

- Coyne Chemical Co. – Sulfuric Acid
- Univar Solutions – Sodium Bisulfite & Sodium Hydroxide
- PVS Technologies, Inc. – Ferric Chloride
- Carmeuse Lime – Hydrated Lime

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-211**

**BE IT RESOLVED** that the proper Borough officials are hereby authorized to purchase through ESCNJ Contract #19/20-27, Water Meters and Related Equipment for the Borough of Sayreville from Core & Main, 61 Gross Avenue, Edison, NJ 08837 at a total cost not to exceed \$200,000.00.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-212**

**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 Municipal Recycling Enhancement Grant in the amount of \$4,090.00.

**SECTION 3.**

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

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						

**RESOLUTION #2021-213**

**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 Sustainable Jersey Grant in the amount of \$10,000.00.

**SECTION 3.**

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

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						

**RESOLUTION #2021-214**

**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 Distracted Driving Crackdown, U Drive U Text U Pay Grant in the amount of \$9,000.00.

**SECTION 3.**

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

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						

**RESOLUTION 2021-215**

**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: Remedial Excavation of Regulated Soil at the Former First Aid Building
  
- Contractor: The Ambient Group, LLC  
222 Thies Road  
Sewell, NJ 08080
  
- Net Decrease: \$18,440.50
  
- 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.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						

**RESOLUTION #2021-216**

**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: Remedial Excavation of Regulated Soil at the Former First Aid Building
- Contractor: The Ambient Group, LLC  
222 Thies Road  
Sewell, NJ 08080
- Balance Due \$1,979.19

**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 \$14,843.93 and the approval of same as to form and sufficiency by the Borough Attorney.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						



**RESOLUTION #2021-217**

**WHEREAS**, on August 10, 2021, the Mayor and Council of the Borough of Sayreville received bids for the “2020 Roadway Paving and Reconstruction Project – Phase II (Improvements to Sophie Street, Midnight Street and Vernon Street)”; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council on this 16th day of August, 2021 that:

1. Contract for the “2020 Roadway Paving and Reconstruction Project – Phase II (Improvements to Sophie Street, Midnight Street and Vernon Street)” be awarded to MECO, Inc., P.O. Box 536, Clarksburg, NJ 08510 for a total of \$1,253,178.50 as appears on their bid documents and attached hereto and made a part hereof, subject to the waiver of minor irregularities.

**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

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-218**

**WHEREAS**, Ikon at Route 35 Corporation is the holder of Plenary Retail Consumption License #1219-33-001-013 in the Borough of Sayreville; and

**WHEREAS**, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its renewal application for the 2021-2022 license term; and

**WHEREAS**, on July 13, 2021, James B. Graziano, Director of the State Division of Alcoholic Beverage Control, did make a Special Ruling to permit the filing of a renewal application of an inactive license, pursuant to N.J.S.A. 33:1-12.39, Agency Docket No. 07-21-526 for a *two-year period*, covering the **2021-2022 and 2022-2023 license terms**; and

**WHEREAS**, the said Special Ruling of the Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the 2021-2022 license term and to grant or deny said application in the reasonable exercise of its discretion;

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

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the Mayor and Borough Council do hereby grant the renewal of Plenary Retail Consumption License No. 1219-33-001-013 to the licensee for the 2021-2022 license term, pursuant to special conditions as contained in the Special Ruling issued by the Director of the State Division of Alcoholic Beverage Control issued on July 13, 2021 and is also subject to the following conditions that remain as part of the license:

1. Licensee shall continue to implement and provide valet parking for its patrons on all nights of operation. The Chief of Police may grant a waiver, on occasion, of the requirement that valet parking be provided if the Licensee demonstrates, to the reasonable satisfaction of the Chief of Police, that Licensee's level of occupancy on such specific occasion is anticipated to be significantly less than the legal occupancy so as to satisfy the Chief that valet parking will not be necessary on such specific occasion. The granting of any such waiver on one occasion shall not entitle Licensee to such a waiver on any other occasion.
2. The above-described valet parking requirement shall remain in effect unless and until a recommendation for other appropriate traffic control procedures, developed by a licensed traffic or civil engineer or consultant at Licensee's expense, is received and approved by the Mayor and Council as a substitute measure.
3. Licensee shall institute a policy and instruct its parking lot attendants and employees to abide by a policy that requires that, when the parking facilities used by the Licensed Premises are at full capacity, any additional cars seeking to enter the parking lots shall be "waved off" by parking lot attendants in order to insure that traffic jams do not occur but that such traffic continues to move through and out of the area of the Licensed Premises when there are no legal

spaces available in the Licensed Premises parking lots to accommodate additional cars.

4. Licensee shall strictly enforce a policy that patrons who have been admitted to enter the Licensed Premises who subsequently exit the Licensed Premises will not be permitted to re-enter the Licensed Premises on the same day/evening. This measure is intended to address the Mayor and Council's previous finding that drug activity was noted on the Licensed Premises and in recognition of the fact that a practice of allowing patrons to exit and then re-enter the Licensed Premises facilitates drug activities by providing an opportunity for such persons to retrieve contraband from their vehicles for use and/or distribution inside and adjacent to the Licensed Premises. Additionally, this measure is intended to alleviate the problem of patrons loitering in and around the parking lot during Licensee's operating hours and engaging in illegal, disorderly or nuisance causing behaviors.

5. Licensee's security staff shall be required to obtain photo identification cards, prepared by the Sayreville Police Department, that must be kept on their persons at all times while employed at or located on Licensee's property. This measure is intended to alleviate difficulties encountered by police investigating complaints on the premises, in which members of the security staff are identified as either potential witnesses or suspects and is also designed in response to the findings of a previous ABC investigation in which it was discovered that some of the employees found on-site during the investigation were not properly entered in Licensee's employee records.

6. Licensee shall provide proper trash receptacles in the parking lot and shall cause Licensee's parking lots and outside premises, as well as all residential areas within a five hundred (500) foot radius of the Licensed Premises, to be cleaned of all litter, trash and other discarded items. Such cleaning shall be accomplished by ten o'clock in the morning (10:00 a.m.) each day following the hours of operation of the Licensed Premises such that the above-described areas shall be free from all such litter, trash and other discarded items as may be generated by and/or associated with Licensee's operation. To the extent that residents within such five hundred (500) foot radius consent to permit access to private property for the purposes of such cleaning on private property, Licensee shall cause such private property to be cleaned of all litter, trash and other discarded items, at Licensee's sole cost. This measure is designed to alleviate any problem associated with the accumulation of empty beverage containers, cans, bottles and other debris that results from the operation of the Licensed Premises.

7. Licensee shall install "zero tolerance" signs inside the Licensed Premises, at or adjacent to the entry to the premises, containing language indicating that patrons will be prosecuted to the fullest extent of the law for any possession, sale or distribution of any drug, controlled substance or drug paraphernalia. This measure is designed to discourage drug activity occurring at or on the Licensed Premises.

8. Licensee shall install soundproofing equipment and/or take any other necessary steps to limit the escape of sound and vibration from the Licensed Premises, sufficient to ensure that no audible sound is transmitted beyond the property line of the Licensed Premises. This measure is designed to alleviate concerns regarding noise levels as recounted from complaints received by members of the Council pertaining to the Licensed Premises.

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

10. Licensee shall institute a policy that on nights where patrons aged eighteen (18) through twenty (20) may be admitted to the premises along with patrons aged twenty-one (21) and over, such patrons over the age of twenty-one (21) shall be required to wear secure wristbands of a color differentiated from any wristbands required to be worn by patrons under the age of twenty-one (21). All such wristbands shall be incapable of being re-attached once removed, in order to prevent violations of laws prohibiting sales of alcohol to persons under twenty-one (21). This measure is designed to prevent violations of drinking age laws, as noted by the Council in previous findings of fact related to a prior disciplinary action.

11. Licensee shall securely stow all alcoholic beverages and shall not serve any alcohol whatsoever on those occasions that Licensee provides access to teenagers under the legal drinking age at events commonly referred to as "Teen Nights". During such events, all alcoholic beverages shall be removed from the bar areas and secured. This measure is designed to prevent violations of drinking age laws as noted by the Council in previous findings related to a prior disciplinary action.

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

13. Licensee shall institute a policy of providing security staff in a ratio of one (1) security employee for each fifty (50) patrons, and that such security personnel be stationed in the parking lot area of the premises at all times during the hours of operation to control and supervise the parking lot area,

not only with regard to parking, but with regard to the conduct and behavior of the patrons while on the Licensed Premises. Parking attendants and valet parking staff shall not count as "security staff" in calculating the proper ratio of security staff to patrons. The ratio of one (1) security employee for every fifty (50) patrons is only for those security personnel who are being identified and/or are in uniform. Any undercover personnel that Licensee wishes to employ are in addition to the one per fifty patron security ratio. This measure is designed to ensure that the security staff employed by Licensee is sufficient to handle the numbers of patrons in attendance on a given night so as to constitute a visible, identifiable and adequate security presence, to discourage unlawful, disorderly, or hazardous activities within the Licensed Premises and in the parking lot.

14. On promotional evenings, when a large crowd is expected, Licensee will coordinate with the police.

15. Licensee shall strictly enforce a policy to bar admittance to any patron who is not wearing a non-removable wristband, that has been provided to such patron by Licensee's valet parking attendant or parking supervisor, as evidence that the vehicle in which such patron arrived at the Licensed Premises has been parked in Licensee's parking lot. The only exception to this policy shall be for those patrons who demonstrate to Licensee before admittance that they hold a valid New Jersey motor vehicle license indicating that they reside within five hundred (500) feet of the Licensed Premises and have not arrived at the Licensed Premises in a motor vehicle. This condition is intended to restrict admittance to the Licensed Premises to only those patrons whose vehicles, as a driver or occupant thereof, are lawfully parked in Licensee's parking lot, in order to address issues raised by an Objector and her witnesses regarding illegal parking, property trespass, loitering and related nuisances.

16. Licensee shall institute a policy requiring its security staff to immediately report to the Sayreville Police Department any violations of Title 39 observed by such staff in and around the Licensed Premises, and to provide the Borough clerk, on a monthly basis, with a list of all such reports made by Licensee's security staff to police within the prior month.

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

18. Licensee shall provide a list of entertainers who are booked prior to the scheduled date. The information shall be delivered to the Sayreville Police Department at the time a contract is executed and signed and the information shall be delivered to the Sayreville Police Department as to the name of the outside entertainer employees.

2021-218

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

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	<b>Conti</b>	<b>Dalina</b>	<b>Enriquez</b>	<b>Maher</b>	<b>Novak</b>	<b>Roberts</b>
<b>Ayes</b>						
<b>Nays</b>						
<b>Abstain</b>						
<b>Absent</b>						

**RESOLUTION #2021-219**

**WHEREAS**, Shiv Akshar, LLC is the holder of Plenary Retail Consumption License #1219-33-031-006 in the Borough of Sayreville; and

**WHEREAS**, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its renewal application for the 2021-2022 license term and another verified petition requesting authorization for the 2021-2022 and 2022-2023 license terms; and

**WHEREAS**, on July 12, 2021 James B. Graziano, Director of the State Division of Alcoholic Beverage Control, did make a Special Ruling to permit the filing of a renewal application of an inactive license, pursuant to N.J.S.A. 33:1-12.39, Agency Docket No. 06-21-487 covering the **2021-2022 and 2022-2023 license term**; and

**WHEREAS**, the said Special Rulings of the Director does authorize the Mayor and Borough Council to consider the application for renewal of the subject license for the **2021-2022 and 2022-2023 license terms** and to grant or deny said application in the reasonable exercise of its discretion;

**NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED** that the Mayor and Borough Council do hereby grant the renewal of Plenary Retail Consumption License No. 1219-33-031-006 to the licensee for the **2021-2022 license terms**, pursuant to special conditions as contained in the Special Ruling issued by the said Directors of the State Division of Alcoholic Beverage Control issued on the dates noted above.

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

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						

**TO BE READ IN FULL**

**RESOLUTION #2021-220**

**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 Brian Kronick 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 \$10,000.00.

**BE IT AND IT IS HEREBY RESOLVED** that the Borough Clerk is hereby authorized to forward a true copy of this resolution to, Brian W. Kronick, 185 Hudson Street, Jersey City, New Jersey 07311.

\_\_\_\_\_  
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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						



**TO BE READ IN FULL**

**RESOLUTION #2021-221**  
**RESOLUTION SUPPORTING THE NJDOT CONSTRUCTION  
OF TRAFFIC SIGNING AND STRIPING IMPROVEMENTS TO ROUTE 9  
NORTHBOUND MAINLINE AND THE EXISTING RAMP FROM ROUTE 9  
NORTHBOUND TO GARDEN STATE PARKWAY NORTHBOUND  
IN THE BOROUGH OF SAYREVILLE**

**WHEREAS**, the New Jersey Department of Transportation (NJDOT) has proposed Traffic Signing and Striping Improvements to Route 9 Northbound mainline and the ramp connecting Route 9 Northbound to Garden State Parkway Northbound located in the Borough of Sayreville, County of Middlesex; and

**NOW THEREFORE, BE IT RESOLVED**, that the Borough of Sayreville, County of Middlesex, State of New Jersey, support the plans for the proposed Traffic Signing and Striping Improvements to Route 9 Northbound mainline and the ramp connecting Route 9 Northbound to Garden State Parkway Northbound.

\_\_\_\_\_  
Michele Maher, Councilwoman  
(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.

\_\_\_\_\_  
Michael R. DuPont, Borough Attorney

**ATTEST:**

**BOROUGH OF SAYREVILLE**

\_\_\_\_\_  
Jessica Morelos, RMC  
Municipal Clerk

\_\_\_\_\_  
Victoria Kilpatrick  
Mayor

	Conti	Dalina	Enriquez	Maher	Novak	Roberts
Ayes						
Nays						
Abstain						
Absent						