

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

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Morelos announced that this August 21, 2023 Council Meeting had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune and the Star Ledger, notifying the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Balka, Conti, Novak, Onuoha (via electronic communications), Roberts, Zebrowski

Absent: None

Others Present: Mayor Victoria Kilpatrick
Glenn Skarzynski, Business Administrator
Denise Biancamano, C.F.O./Treasurer
Jessica Morelos, Municipal Clerk
Sean Kean, Esq., Borough Attorney
Jay Cornell, P.E., Borough Engineer
Nicole Waranowicz, Assistant Municipal Clerk

Others Absent: None

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

Councilwoman Novak moved the following minutes be approved, subject to correction if necessary:

- ☒ July 6, 2023 - Receipt of Bids (Improvements to Elizabeth Avenue)
- ☒ July 17, 2023 - Special & Executive Sessions
- ☒ July 17, 2023 - Regular & Agenda Sessions
- ☒ August 1, 2023 - Receipt of Bids (Active Adult Center Parking Lot Improvements)
- ☒ August 8, 2023 - Receipt of Bids (Improvements to Elizabeth Avenue)

Seconded by Councilwoman Roberts.

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

- **PROCLAMATION & PRESENTATIONS - None**

- **EXECUTIVE SESSION - None**

- **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 #21-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #21-23.

There were no comments.

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

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

ORDINANCE #21-23
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER II OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 2-64 "Fees and Licenses"

WHEREAS, the Borough previously established Chapter 2-64, "Fees and Licenses", to codify, among other things, certain fees for necessary licenses required to operate a motel within the Borough; and,

WHEREAS, the Mayor and the Borough Council desire to amend Chapter 2-64, "Fees and Licenses", to update certain fees associated with picnic rental fees and to create synergy between existing and updated Borough Ordinances; and,

WHEREAS, all additions are shown in ***bold italics with underlines***. The deletions are shown as ~~*strikeovers in italics*~~. Those sections of Section 2-64 that will remain unchanged are shown in normal type.

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows and shall be added and/or amended to reflect said changes:

SECTION ONE. Chapter 2-64, "Fees and Licenses" shall be amended as follows:

Subject	Type	Fee	
24. Picnic Rentals— Burke's Park	Weekday—Flat Rate Up to 2:00 p.m.	Resident	Non-Resident
	Up to 450 People	\$125.	\$175. One (1) Borough Employee
	451—800 People	\$250.	\$325. Two (2) Borough Employees
	Over 800	To be negotiated based upon needs of the party and costs incurred by the Borough.	
	Each additional hour:		
	Up to 450 People	\$60.	\$60. One (1) Borough Employee
	451—800 People	\$120.	\$120. Two (2) Borough Employees
	Over 800	To be negotiated based upon needs of the party and costs incurred by the Borough.	
	Saturday—Flat Rate (seven (7) hours, including one (1)	Resident	Non-Resident

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	hour setup and one (1) hour cleanup)		
	Up to 450 People	\$400.	\$600. One (1) Borough Employee
	451—800 People	\$800.	\$1,200. Two (2) Borough Employees
	Over 800	To be negotiated based upon needs of the party and costs incurred by the Borough.	
	Each additional hour:		
	Up to 450 People	\$60.	\$60. One (1) Borough Employee
	451—800 People	\$120.	\$120. Two (2) Borough Employees
	Over 800	To be negotiated based upon needs of the party and costs incurred by the Borough.	
	Sunday—Flat Rate (seven (7) hours including one (1) hour setup and one (1) hour cleanup)	Resident	Non-Resident
	Up to 450 People	\$450.	\$650. One (1) Borough Employee

Subject	Type	Fee	
	451—800 People	\$900.	\$1,300. Two (2) Borough Employees
	Over 800	To be negotiated based upon needs of the party and costs incurred by the Borough.	
	Each additional hour:		
	Up to 450 People	\$70.	\$70. One (1) Borough Employee

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	451—800 People	\$140.	\$140. Two (2) Borough Employees
	Over 800	To be negotiated based upon needs of the party and costs incurred by the Borough.	
		<u>Each Additional Hour: \$70 for up to 450 people, \$140 for 451-800 people</u>	

Subject	Type	Fee	
		<u>Resident</u>	<u>Non-Resident</u>
<u>26. Picnic Rentals— Jackson Park</u>	<u>Weekday Rates – Flat Rate, 9:00am to 2:00pm</u>		
	<u>Up to 50 people only</u>	<u>\$50 + \$50 refundable deposit</u>	<u>\$100 + \$50 refundable deposit</u>
	<u>Weekend Rates – Flat Rate, 11:00am to 6:00pm</u>		
	<u>Up to 50 people only</u>	<u>\$100 + \$50 refundable deposit</u>	<u>\$200 + \$50 refundable deposit</u>
		<u>Each Additional Hour: \$40</u>	

SECTION 2. Severability Clause.

If any article, 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 in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions are hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

This Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 17, 2023

/s/Jessica Morelos, R.M.C.
Clerk of the Borough of Sayreville
ADOPTED ON SECOND READING

/s/Mary J. Novak, Councilwoman
(Recreation Committee)

DATED: August 21, 2023

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

/s/Mary J. Novak, Councilwoman
(Recreation Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 21st DAY OF August, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #22-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #22-23.

There were no comments.

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

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

ORDINANCE #22-23
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER XVII OF THE REVISED GENERAL ORDINANCES
OF THE BOROUGH OF SAYREVILLE TO AMEND
CHAPTER 17, SECTION 1.8 "PERMITS FOR SPECIAL EVENTS"

WHEREAS, the Borough previously established Chapter 17, "Public Park Rules and Regulations", to establish, among other things, rules and regulations concerning the conduct of the public in the use and management of public parks and recreational facilities and areas within the Borough; and,

WHEREAS, the Mayor and the Borough Council desire to amend Chapter 17-1.8(b)(4), "Permit for Special Events", to update certain aspects of the process to rent certain picnic areas within the Borough; and,

WHEREAS, all additions are shown in ***bold italics with underlines***. The deletions are shown as *~~strikeovers in italics~~*. Those sections of Section 17-1.8(b)(4) that will remain unchanged are shown in normal type.

BE IT AND IT IS HEREBY ORDAINED by the Mayor and Borough Council of the Borough of Sayreville, in the County of Middlesex, that the Revised General Ordinances of the Borough of Sayreville are hereby amended as follows and shall be added and/or amended to reflect said changes:

SECTION ONE. Section 17-1.8(b)(4), "Permits for Special Events" shall be amended as follows:

17-1.8 Permits for Special Events. All Borough permits for special events in parks and recreational areas shall be obtained by application to the Department of Recreation in accordance with the following procedure:

- a. *Application.* A person, association, corporation or partnership seeking issuance of a permit hereunder shall file an application with the Department of Recreation stating:
 1. The name and address of the applicant.

2. The name and address of the person, corporation, associations or partnerships sponsoring the activity, if any.
 3. The day and hours for which the permit is desired.
 4. The park or portion thereof for which such permit is desired.
 5. Any other information which the Department of Recreation shall find reasonably necessary to a fair determination as to whether a permit should be issued hereunder.
- b. *Standards for Issuance.* Standards for issuance of a use permit by the Department of Recreation include the following findings:
1. The proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the park.
 2. The proposed activity and use will not unreasonably interfere or detract from the promotion of public health, welfare, safety and recreation.
 3. The proposed activity or uses that are reasonably anticipated will not include violence, crime or disorderly conduct.
 4. The proposed activity will not entail extraordinary or burdensome expense or policing by the Borough. Notwithstanding any other provisions of this section, all applications for use of playgrounds and recreational areas by private groups for picnics or similar activities shall be made on forms to be supplied by the Department of Recreation. ~~All applications shall be made at least seven (7) days in advance of the proposed use. Permits to use Burke's Park shall be accompanied by a deposit of two hundred (\$200.00) dollars which shall be held in trust by the Borough as security against any damages, vandalism or destruction to its playgrounds or recreation facility. Permit to use Jackson Avenue Park shall be accompanied by a one hundred eighty (\$180.00) dollar deposit. The superintendent shall individually or through his agent make an inspection of the park, playground or recreation area immediately after the actual use applied for and if the area is found to be in order shall authorize return of seventy (\$70.00) dollars of the security deposit. The Superintendent of Recreation may in the exercise of his discretion waive the deposit provisions for any church, civic, social and fraternal organizations having their registered agent or principal office or headquarters within the Borough.~~
 5. The facilities desired have not been reserved for other use at the date and hour requested in the application.
- c. *Permittee Subject to Park Rules and Regulations.* A permittee shall be bound by all park and recreation area rules and regulations and all applicable ordinances fully as though the same were inserted in the permits.
- d. *Liability for Loss, Damage or Injury; Insurance.* The person to whom the permit is issued shall be liable for all loss, damage or injury sustained by any person whatever by reason of the negligence of the person or persons to whom the permit shall have been issued. The Department of Recreation shall have the right to require any permittee to submit evidence of liability insurance covering injuries to members of the general public arising out of such permitted activities in such amount as may be determined by the Department of Recreation prior to the commencement of any activity for which a permit has been issued, but in no event shall it be less than twenty-five thousand (\$25,000.00) dollars per person and fifty thousand (\$50,000.00) dollars per accident.
- e. *Revocation of Permit.* The Department of Recreation shall have the absolute authority to revoke a permit upon finding of a violation of any rule, regulation or ordinance or upon good cause shown.

SECTION 2. Severability Clause.

If any article, 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 in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions are hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

This Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 17, 2023

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

/s/Mary J. Novak, Councilwoman
(Recreation Committee)
Borough of Sayreville

ADOPTED ON SECOND READING

DATED: August 21, 2023

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

/s/Mary J. Novak, Councilwoman
(Recreation Committee)
Borough of Sayreville

APPROVAL BY THE MAYOR ON THIS 21st DAY OF August, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #23-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #23-23.

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 Novak.

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

BOND ORDINANCE # 23-23
BOND ORDINANCE PROVIDING FOR VARIOUS
IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF
SAYREVILLE, NEW JERSEY, APPROPRIATING \$1,680,000
THEREFOR AND AUTHORIZING THE ISSUANCE OF
\$1,596,000 BONDS OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Borough Council of the Borough of Sayreville, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$1,680,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$84,000 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,680,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,596,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$1,596,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are various improvements, including without limitation, the following: (i) Firehouse improvements; (ii) Borough Hall improvements; (iii) Veteran's Monument restoration; (iv) Public Safety Complex improvements; (v) various technology improvements; (vi) various drainage improvements; (vii) pump station upgrades; and (viii) sewer line repairs, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$1,596,000.

(c) The estimated cost of said purposes is \$1,680,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$84,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 25 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete duplicate thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,596,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$149,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including any grants, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said

improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$1,596,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 17, 2023

/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: August 21, 2023

/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 21st DAY OF August, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #24-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #24-23.

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 Novak.

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

BOND ORDINANCE #24-23
BOND ORDINANCE PROVIDING FOR THE
ACQUISITION OF VEHICLES AND EQUIPMENT IN,
BY AND FOR THE BOROUGH OF SAYREVILLE, NEW
JERSEY, APPROPRIATING \$3,200,000 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$3,040,000
BONDS OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Borough Council of the Borough of Sayreville, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$3,200,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$160,000 as the down payment for said improvements or purposes required by law and now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,200,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,040,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$3,040,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are the (i) acquisition of the following equipment and vehicles: (A) police vehicles, (B) Office of Emergency Management vehicle, (C) fire department turnout gear, (D) self-contained breathing apparatus, (E) road sweeper, (F) hot box, (G) pick up trucks, (H) code enforcement vehicles, (I) rotary cutter, (J) rear loader sanitation truck, (K) automated refuse containers, (L) roll-off truck, (M) dumpster, (N) steam cleaner, (O) tig welder, and (P) jet truck repurpose.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$3,040,000.

(c) The estimated cost of said purposes is \$3,200,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of said \$160,000 down payment for said purposes.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 7.00 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete duplicate thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$3,040,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$12,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted

under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including any grants, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$3,040,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

INTRODUCED/APPROVED ON FIRST READING
DATED: July 17, 2023

AUGUST 21, 2023
REGULAR MEETING

/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: August 21, 2023

/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 21st DAY OF August, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #25-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #25-23.

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 Novak.

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

BOND ORDINANCE #25-23
BOND ORDINANCE PROVIDING FOR VARIOUS PARK
IMPROVEMENTS IN, BY AND FOR THE
BOROUGH OF SAYREVILLE, NEW JERSEY,
APPROPRIATING \$300,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$285,000 BONDS
OR NOTES OF THE BOROUGH FOR
FINANCING PART OF SUCH APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Borough Council of the Borough of Sayreville, New Jersey (the "Borough") has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$300,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$15,000 as the down payment for said improvements or purposes required by law and

now available therefor by virtue of provisions for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$300,000 appropriation not provided for by application hereunder of the down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$285,000 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$285,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing for which said obligations are to be issued are (i) the installation of pickle ball courts at Kennedy Park, (ii) upgrades to various playgrounds within the Borough and (iii) miscellaneous park improvements in various parks within the Borough, together with all other work, materials and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$285,000.

(c) The estimated cost of said purposes is \$300,000, the excess thereof over the estimated maximum amount of bonds or notes to be issued therefor being the amount of the down payment.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 15 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk and a copy thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of

Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$285,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$20,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance, including any grant, shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the jurisdiction of the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of

the improvements or purposes described in Section 3 of this bond ordinance is \$285,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

INTRODUCED/APPROVED ON FIRST READING
DATED: July 17, 2023

/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: August 21, 2023

/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 21st DAY OF August, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

Public Hearing on Ordinance #26-23.

Mayor Kilpatrick opened the meeting to the public for questions or comments on Ordinance #26-23.

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 Novak.

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

BOND ORDINANCE #26-23

BOND ORDINANCE PROVIDING FOR WATER IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF SAYREVILLE, NEW JERSEY, APPROPRIATING \$3,051,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,051,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SAYREVILLE, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Borough Council of the Borough of Sayreville, New Jersey (the

“Borough”) has ascertained and hereby determines that it is necessary and desirable to raise money to finance the cost of the improvements described in Section 3 of this bond ordinance, which improvements are hereby authorized to be made or acquired by the Borough. For said improvements or purposes stated in said Section 3, there is hereby appropriated the sum of \$3,051,000, said sum being inclusive of all appropriations heretofore made therefor. No down payment is required for said improvements or purposes in accordance with Section 7(h) of the Local Bond Law, constituting Chapter 2 of Title 40A of the New Jersey Revised Statutes (the “Local Bond Law”).

Section 2. For the financing of said improvements or purposes, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$3,051,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in the principal amount not exceeding \$3,051,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued are (i) replacement of lead services, (ii) replacement/repair of water mains at Washington Road and Jernee Mill Road, (iii) replacement of membrane filters, (iv) relocation of power wire substation and (v) water main improvements, together with all other work, materials and appurtenances necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes of the Borough to be issued for said purposes is \$3,051,000.

(c) The estimated cost of said purposes is \$3,051,000.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully acquire or make as general improvements, and no part of the cost thereof has been or shall be specially benefited thereby.

(b) The period of usefulness of said purposes within the limitations of the Local Bond Law, according to the reasonable lives thereof computed from the date of said bonds or notes authorized by this bond ordinance, is 40 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly

made and filed in the office of the Borough Clerk and a complete electronic copy thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs in the State of New Jersey (the "Division"), and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$3,051,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) The said purposes described in Section 3 of this bond ordinance constitute improvements to the Borough's water system, which is self-liquidating pursuant to Section 45 of the Local Bond Law. The obligations authorized herein are, therefore, not includable within the net debt of the Borough, as defined in the Local Bond Law, and no down payment is required to be made by the Borough.

(e) An aggregate amount not exceeding \$250,000 for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law is included in the estimated cost of said improvements.

Section 5. Any funds from time to time received by the Borough as contributions-in-aid of financing the improvements or purposes described in Section 3 of this bond ordinance shall be used for financing said improvements or purposes by application thereof either to direct payment of the cost of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Borough authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the cost of said improvements or purposes shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this bond ordinance.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct and unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all of the taxable property within the Borough for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board of the Division showing all detail of the amended capital

AUGUST 21, 2023
REGULAR MEETING

budget and capital program as approved by the Director of the Division, are on file with the Borough Clerk and are available for public inspection.

Section 8. The Borough intends to issue bonds or notes to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance. The Borough expects that the maximum principal amount of bonds or notes which will be issued to finance the cost of the improvements or purposes described in Section 3 of this bond ordinance is \$3,051,000. If the Borough incurs any such costs prior to the issuance of the bonds or notes, the Borough intends to reimburse itself for such expenditures with the proceeds of the bonds or notes.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law.

INTRODUCED/APPROVED ON FIRST READING

DATED: July 17, 2023

/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: August 21, 2023

/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 21st DAY OF August, 2023.

/s/Victoria Kilpatrick, Mayor
Borough of Sayreville

APPROVED AS TO FORM:

/s/SEAN KEAN, ESQ., Borough Attorney

b) Appointments:

Councilman Zebrowski stated that the Borough Attorney is working on a revision to the SERA ordinance and requested that a residency requirement be placed in there as well as an education course be required.

No objections.

• **NEW BUSINESS:**

a) Introduction of the following ordinances:

ORDINANCE #28-23

**AN ORDINANCE ADOPTING PROPOSED MODIFICATIONS
TO EXISTING WATERFRONT REDEVELOPMENT PLAN
REGARDING PROPERTY LOCATED ON PARCELS D THROUGH K,
INCLUDING BLOCK 333.02, LOTS 1, 2 AND 3 IN PARCEL J
PURSUANT TO N.J.S.A. § 40A:12A-7(e) AND SUPPLEMENTING
AND AMENDING THE GENERAL ORDINANCES AND
ZONING MAP OF THE BOROUGH OF SAYREVILLE**

(Planning & Zoning Committee – Co. Onuoha – Public Hearing 8-21-23)

Councilman Onuoha made a motion to table the Ordinance. Seconded by Councilman Balka.

Discussion ensued during the vote.

Roll Call: Ayes: Councilpersons Onuoha, Balka, Conti, Novak, Zebrowski.
Nays: Councilperson Roberts

Mayor suggested that this property be bought for open space.
Councilwoman Novak stated that this will have to be forwarded to the Open Space Committee.
Council agreed to send this property to Open Space for their review.
Further discussion ensued.

ORDINANCE #29-23

AN ORDINANCE OF THE BOROUGH OF SAYREVILLE AUTHORIZING THE SALE OF CERTAIN REAL PROPERTY LOCATED AT BLOCK 56, LOTS 1.01 AND 2.02, BLOCK 57.02, LOT 1, BLOCK 57.04, LOT 1, BLOCK 57.05, LOT 1 AND BLOCK 58, LOTS 6 AND 7
(Admin. & Finance Committee – Co. Balka – Public Hearing 9-11-23)

Councilman Balka moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for September 11, 2023. Motion was seconded by Councilwoman Novak.

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

ORDINANCE #30-23

AN ORDINANCE ESTABLISHING CHAPTER XXXVIII “DEPLOYMENT OF WIRELESS FACILITIES” AND PROCEDURES AND STANDARDS REGARDING DEPLOYMENT OF SMALL WIRELESS FACILITIES IN PUBLIC RIGHTS-OF-WAY IN THE BOROUGH OF SAYREVILLE
(Admin. & Finance Committee – Co. Balka – Public Hearing 9-11-23)

Councilman Balka moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for September 11, 2023. Motion was seconded by Councilwoman Novak.

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

ORDINANCE #31-23

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE TO AMEND SECTION 7-3.4 “PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS”
(Public Safety Committee – Co. Roberts – Public Hearing 9-11-23)

Councilman Conti moved the Ordinance be approved on first reading, advertised according to law and a Public Hearing be scheduled for September 11, 2023. Motion was seconded by Councilman Balka.

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

Mayor made the following appointments:

BOARD OF ADJUSTMENT

4 Yr. Unexpired Term Member Ron Green

Councilman Zebrowski moved the appointment. Seconded by Councilman Balka.

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

- **CONSENT AGENDA RESOLUTIONS**

Council President Onuoha made a motion to table Resolution #2023-222. Seconded by Councilwoman Novak.

Roll Call: Ayes: Councilpersons Onuoha, Balka, Conti, Novak, Zebrowski
Nays: Councilperson Roberts

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

Those commenting were:

- Steve Melanaski, 28 Scarlet Dr.
Mr. Melanaski questioned with the amount of bonding how much is it going to cost the residents.
CFO Biancamano responded that she doesn't have that information yet.

Councilwoman Novak made a motion to close the Public Portion and adopt the remaining Consent Agenda Resolutions. Seconded by Councilman Zebrowski.

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

RESOLUTION #2023-221

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

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

/s/ Victoria Kilpatrick, Mayor

/s/ Daniel Balka, Councilman

/s/ Christian Onuoha, Councilman

/s/ Vincent Conti, Councilman

/s/ Donna Roberts, Councilwoman

/s/ Mary J. Novak, Councilwoman

/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/ Sean Kean, Esq., Borough Attorney

Bill list of August 21, 2023 in the amount of \$10,561,327.08 in a separate Bill List File for 2023 (See Appendix Bill List 2023-A for this date).

TABLED

RESOLUTION #2023-222

RESOLUTION OF THE BOROUGH OF SAYREVILLE REFERRING PROPOSED MODIFICATIONS TO EXISTING WATERFRONT REDEVELOPMENT PLAN REGARDING PROPERTY LOCATED ON PARCELS D THROUGH K, INCLUDING BLOCK 333.02, LOTS 1, 2 AND 3 IN PARCEL J, TO THE BOROUGH PLANNING BOARD FOR REVIEW PURSUANT TO N.J.S.A. § 40A:12A-7(e)

WHEREAS, the Borough of Sayreville (the "Borough") adopted a redevelopment plan, entitled "Waterfront Redevelopment Plan" (the "Plan"), which Plan includes certain property located at Main Street (CR-670) and Garden State Parkway, Sayreville, New Jersey 08872 and identified as Block 333.02, Lots 1, 2 & 3 in Parcel J of the Plan (the "Property"); and

WHEREAS, InSite Development Partners LLC, a New Jersey Limited Liability Company, located at 19191 S Vermont Ave, Ste 680, Torrance, CA 90502, has proposed to construct on a self-storage facility on said Property pursuant to a site plan, entitled "Preliminary and Final Major Site Plan for Insite Development Partners, LLC, Proposed Self-Storage Facility, Block 333.02, Lots 1, 2 & 3; Tax Map Sheet #99, Latest Rev. Dated 02-1991, Main Street (CR-670) & Garden State Parkway, Borough of Sayreville, Middlesex County, New Jersey", dated 09/29/2022 and prepared by Dynamic Engineering ("Concept Plan"), which Concept Plan is on file with the Sayreville Economic and Redevelopment Agency ("Agency"); and

WHEREAS, on February 23, 2023, the Agency found said Concept Plan to be consistent with the goals of the Borough of Sayreville and designated InSite Development Partners LLC as the Conditional Redeveloper (the "Redeveloper") of the Property; and

WHEREAS, the Redeveloper has proposed certain modifications to the Waterfront Redevelopment Plan, which modifications are shown in underline and strikeout and attached hereto as Exhibit A, regarding property located on Parcels D through K, including Block 333.02, Lots 1, 2 and 3 in Parcel J; and

WHEREAS, the Agency Engineer has reviewed said proposed amendments, attached hereto as Exhibit A, and has found the same to be consistent with the Redeveloper's presentation to the Agency; and

WHEREAS, on May 25, 2023, the Agency adopted a Resolution recommending that the Borough Council refer the proposed amendments, attached hereto as Exhibit A, to the Borough Planning Board for review in accordance with the provisions of N.J.S.A. 40A:12A-7(e); and

WHEREAS, the Borough Council has reviewed the proposed amendments, attached hereto as Exhibit A, to said Plan and wishes to adopt the same and amend its Zoning Map and General Ordinances to include the land use, bulk requirements, and design standards contained in the Plan; and

WHEREAS, pursuant to N.J.S.A. § 40A:12A-7(e), prior to the adoption of the aforementioned modifications to a redevelopment plan, the Planning Board shall transmit to the Governing Body, within 45 days after referral, a report containing its recommendation concerning the same; and

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

1. The foregoing recitals are incorporated herein as if set forth in full; and
2. The proposed modifications to the Plan, attached hereto as Exhibit A, regarding the Property is hereby referred to the Borough Planning Board

for their review, in accordance with the provisions of N.J.S.A. § 40A:12A-7(e); and the Planning Board is authorized and directed to prepare a report of its recommendations to the proposed Redevelopment Plan in accordance with the requirements set forth in the Redevelopment Law.

3. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Borough Planning Board and Planning Board Secretary; and
4. This Resolution shall take effect immediately.

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.

Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

Jessica Morelos, RMC
Municipal Clerk

Victoria Kilpatrick
Mayor

RESOLUTION #2023-223

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, NEW JERSEY, DECLARING THE LAPSE
OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1219-33-027-002,
HERETOFORE HELD BY PETERPANK DINER**

WHEREAS, Peterpank Diner (the "Licensee"), has heretofore been the holder of New Jersey Alcoholic Beverage Control Plenary Retail Consumption License No. 1219-33-027-002 (the "License"); and

WHEREAS, pursuant to N.J.S.A. 33:1-12.18 as amended by P.L. 2010, c. 14, a plenary retail consumption license may not be renewed later than June 30 of the year ending the license; and

WHEREAS, P.L. 2010, c.14, enacted on May 6, 2010, included a one-time amnesty provision permitting renewal of a plenary retail consumption license that has not been renewed within the five years immediately preceding the enactment of P.L.2010, c.14, but who pays the municipal and State renewal fees for each year for which a timely renewal application was not filed, may file for issuance of a new license in accordance with subsection a. of N.J.S.A. 33:1-12.18, provided such application is filed no later than November 8, 2010; and

WHEREAS, the "Alcoholic Beverage Control Handbook for Municipal Issuing Authorities" ("Handbook") published by the State of New Jersey Office of the Attorney General, Division of Alcoholic Beverage Control, provides that if a licensee fails to file a renewal application on or before the statutory deadline, the licensee has abandoned its license, and the municipality should pass a Resolution stating that the license has lapsed for failure to renew. The Handbook further provides that a copy of the Resolution must be forwarded to the Licensing Bureau; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2021-2022 license term; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2022-2023 license term; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2023-2024 license term; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville as follows:

1. The recitals set forth above are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. Peterpank Diner (“Licensee”) is hereby deemed to have abandoned Plenary Retail Consumption License No. 1219-33-027-002 (“License”).
3. Plenary Retail Consumption License No. 1219-33-027-002 is hereby declared to have lapsed for failure to renew, and same is declared to have ceased to exist upon the Licensee’s failure to renew the License by the statutory deadline.
4. The Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the Licensees file.
5. A certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:
 - a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087
 - b. Chief, Sayreville Police Department
 - c. Peterpank Diner

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-224

**A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE
COUNTY OF MIDDLESEX, NEW JERSEY, DECLARING THE LAPSE
OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1219-33-043-008,
HERETOFORE HELD BY SNOOKERS, LLC**

WHEREAS, Snookers, LLC (the “Licensee”), has heretofore been the holder of New Jersey Alcoholic Beverage Control Plenary Retail Consumption License No. 1219-33-043-008 (the “License”); and

WHEREAS, pursuant to N.J.S.A. 33:1-12.18 as amended by P.L. 2010, c. 14, a plenary retail consumption license may not be renewed later than June 30 of the year ending the license; and

WHEREAS, P.L. 2010, c.14, enacted on May 6, 2010, included a one-time amnesty provision permitting renewal of a plenary retail consumption license that has not been renewed within the five years immediately preceding the enactment of P.L.2010, c.14, but who pays the municipal and State renewal fees for each year for which a timely renewal application was not filed, may file for issuance of a new license in accordance with subsection a. of N.J.S.A. 33:1-12.18, provided such application is filed no later than November 8, 2010; and

WHEREAS, the “Alcoholic Beverage Control Handbook for Municipal Issuing Authorities” (“Handbook”) published by the State of New Jersey Office of the Attorney General, Division of Alcoholic Beverage Control, provides that if a licensee fails to file a renewal application on or before the statutory deadline, the licensee has abandoned its license, and the municipality should pass a Resolution stating that the license has lapsed for failure to renew. The Handbook further provides that a copy of the Resolution must be forwarded to the Licensing Bureau; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2020-2021 license term; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2021-2022 license term; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2022-2023 license term; and

WHEREAS, no application or fees for renewal were filed, and the License was not renewed for the 2023-2024 license term; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sayreville as follows:

1. The recitals set forth above are hereby incorporated into the body of this Resolution as if set forth at length herein.
2. Peterpank Diner (“Licensee”) is hereby deemed to have abandoned Plenary Retail Consumption License No. 1219-33-027-002 (“License”).
3. Plenary Retail Consumption License No. 1219-33-027-002 is hereby declared to have lapsed for failure to renew, and same is declared to have ceased to exist upon the Licensee’s failure to renew the License by the statutory deadline.
4. The Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the Licensees file.
5. A certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:
 - a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087
 - b. Chief, Sayreville Police Department
 - c. Snookers, LLC

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-225

BE IT AND IT IS HEREBY RESOLVED, that the Qualified Purchasing Agent is hereby authorized and directed to advertise for the receipt of bids for Fire Truck Preventative Maintenance and Repairs.

/s/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-226

BE IT AND IT IS HEREBY RESOLVED that the proper Borough officials are hereby memorializing an award of an emergency contract for the replacement of one (1) Alcotest Machine to Drager, Inc., 3135 Quarry Road, Telford, PA 18969, at a total cost not to exceed \$19,305.00.

/s/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-230

BE IT RESOLVED that the proper Borough officials are hereby authorized to award a non-fair and open contract to American Timber & Steel of Norwalk, OH for the purchase of a guardrail in an amount not to exceed \$23,168.40.

/s/ John Zebrowski, Councilman
(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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-231

A RESOLUTION OF THE BOROUGH OF SAYREVILLE IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING PSE&G GAS MODERIZATION PROJECT

WHEREAS, the Governing Body of the Borough of Sayreville has been advised by PSE&G Public Affairs Department of its recently approved Gas System Modernization Program which will replace aging the cast iron main and the bare steel main of its gas delivery system; and

WHEREAS, in order to accomplish the replacement of its gas delivery mains, PSE&G requested a waiver from Chapter XIII, Subsection 13.1 Excavation and Construction in Public Streets, specifically subsections 13-1.7a, 13-1.10a3 and 13-1.10c; such waiver subject to PSE&G providing a written maintenance agreement to cover a five (5) year period;

THEREFORE, BE IT AND IT IS HEREBY RESOLVED that Governing Body of the Borough of Sayreville approves the PSE&G Gas Modernization Project and also approves the waiver of the requirements contained in Sections 13.1.7a, 13-1.10a3 and 13-1.10c of Chapter 13 of the Borough Ordinances.

/s/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-232

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. 2:

- Project: 2021 Roadway Paving and Reconstruction Project – Phase II
- Contractor: Z Brothers Concrete Contractors, Inc.
304 Jernee Mill Road
Sayreville, NJ 08872
- Amount: No Increase in original contract amount of \$1,007,523.56
- 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/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-233

WHEREAS, on August 8, 2023 the Mayor and Council of the Borough of Sayreville received bids for the “Improvements to Elizabeth Avenue; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 21st day of August, 2023 that:

1. Contract for the “Improvements to Elizabeth Avenue” be awarded to Z Brothers Concrete Contractors, Inc., 304 Jernee Mill Road, Sayreville, NJ 08872 on their bid price of \$1,649,325.27 as appears on copy of bid document attached hereto and made a part hereof, subject to the waiver of minor irregularities and the concurrence of the award of the contract by the New Jersey Department of Transportation.

/s/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-234

WHEREAS, on August 1, 2023 the Mayor and Council of the Borough of Sayreville received bids for the “Active Adult Center Parking Lot Improvements”; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council on this 21st day of August, 2023 that:

- 1. Contract for the “Active Adult Center Parking Lot Improvements” be awarded to Fischer Contracting, Inc., 10 Short Hills Lane, Scotch Plains, NJ 07076 on their bid price of \$164,163.50 as appears on copy of bid document attached hereto and made a part hereof, subject to the waiver of minor irregularities.

/s/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-235

BE IT AND IT IS HEREBY RESOLVED that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for the 2023 Roadway Paving and Reconstruction Project at a fee not to exceed \$315,000.00 and upon approval of said plans and specifications the Borough Clerk is also authorized to advertise for the receipt of bids.

/s/ 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.

/s/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

AUGUST 21, 2023
REGULAR MEETING

RESOLUTION #2023-236

WHEREAS, Sayreville PRII Liquor License I, LLC, is the holder of Plenary Retail Consumption License #**1219-33-051-006, a pocket license** issued by the Governing Body of the Borough of Sayreville as the Issuing Authority for the **2023-2024 license term**; and

WHEREAS, said applicant has complied with the necessary requirements including payment of fees, etc; and

WHEREAS, the licensee did file a verified petition requesting authorization for the Borough of Sayreville to consider its renewal application for **the 2023-2024 license terms**; and

WHEREAS, on August 7, 2023, 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 a pocket license, pursuant to N.J.S.A. 33:1-12.39, Agency Docket No. 06-23-592 for a two-year term, covering the **2023-2024 and 2024-2025 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 2023-2024 license term and to grant or deny said application in the reasonable exercise of its discretion;

NOW THEREFORE BE IT AND IT IS HEREBY RESOLVED THAT Plenary Retail Consumption License Number 1219-33-051-006, Sayreville PRII Liquor License I, LLC (pocket license) is hereby renewed for **the 2023-2024 license year**, subject to the following conditions as contained in the Special Ruling of the Alcoholic Beverage Control ; and

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the Division of Alcohol Beverage Control, Licensing Bureau, 140 East Front Street, P. O. Box 087, Trenton, New Jersey

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

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-237

FORM 1B – DMHAS Youth Leadership Grant

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey. In coordination with GCADA, the New Jersey Department of Human Services/Division on

Mental Health and Addiction Services (DMHAS) has awarded a Youth Leadership Grant to the GCADA Municipal Alliance Program.

WHEREAS, The Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for DMHAS Youth Leadership funding through the Governor’s Council on Alcoholism and Drug Abuse through the County of Middlesex;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sayreville, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize acceptance of an application for DMHAS Grant funding for the Sayreville Municipal Alliance for Grant Term Two: 9/1/23-9/30/25 in the amount of:

DMHAS Grant Funding \$ 5,000

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-238

Governor’s Council on Alcoholism and Drug Abuse
Fiscal Grant Cycle October 2020-June 2025

FORM 1B

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Sayreville, County of Middlesex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Middlesex

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sayreville, County of Middlesex, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize acceptance of funding for the strategic plan for the Sayreville Municipal Alliance grant for fiscal year 2024 in the amount of:

DEDR	<u>\$16,183.00</u>
Cash Match	<u>\$4,045.75</u>
In-Kind	<u>\$12,137.25</u>

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

RESOLUTION #2023-239

WHEREAS, **Pat’s Pub, LLC** is the holder of Plenary Retail Consumption License number **1219-33-007-005**, issued by the Council of the Borough of Sayreville as the Issuing Authority for premises located at 367 Washington Road, Sayreville, New Jersey; and

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

BE IT FURTHER RESOLVED that Plenary Retail Consumption License number **1219-33-007-005**, **Pat’s Pub, LLC** is hereby **renewed for the 2023-2024** license year, subject to the following conditions as contained in the Stipulation of Settlement Agreement approved by Resolution #2008-132, adopted on May 27, 2008 and remaining on the license:

1. At least at ½ hourly intervals between the hours of 6:00 PM and closing time (currently 2:00 AM under municipal ordinance), Licensee shall monitor and supervise its patrons as they exit the licensed premises to insure against littering and disorderly conduct, including but not limited to littering on and disorderly conduct affecting neighboring properties . After the licensed Premises closes each night under its regulated hours of operation, Licensee shall have at least one employee or agent inspect the surrounding premises and nearby parcels of property for any refuse, litter, or debris left behind by Licensee’s patrons and shall remove all such refuse, litter or debris. Licensee, prior to opening for business on a daily basis, shall inspect the immediate vicinity of the Licensed Premises and remove all litter found in the immediate vicinity.

2. In order to avoid excessive noise emanating from the building, and with the goal of avoiding nuisance to the surrounding neighbors, the Licensee shall take appropriate care to:

- Keep its windows and doors closed at all times when open for business, especially when music is being played inside the licensed premises.
- Set and maintain any jukeboxes, sound systems, or any other audio enhancement devices (audio devices) on a low to moderate level.
- Use available consumer electronic decibel meters, electronic noise limiters or any other sound volume filters in order to measure and limit the audio device sound volume emanating from the Licensed Premises.

3. The Licensee shall make periodic observations of the location of vehicles parked in the immediate vicinity of the licensed premises and announce to and advise its patrons of any vehicles which are improperly parked, giving patrons notice and opportunity to move such vehicles.

4. Licensee will use its reasonable efforts to avoid patrons from loitering on or about the Licensed Premises and/or on nearby residential properties immediately surrounding the Licensed premises. Licensee will not allow patrons to congregate or loiter in front of its establishment and, if necessary to accomplish that goal, shall post signs indicating "No Loitering" "Loitering" shall not include patrons standing outside the bar for the purposes of smoking, but will include any patrons standing outside the bar, for any purpose, after closing time.

NOW THEREFORE BE IT FURTHER RESOLVED that Borough Clerk is hereby authorized and directed to make the necessary notations or endorsements to the License certificate and that a certified copy of the within Resolution is to be forwarded by the Borough Clerk to the following:

- a. Licensing Bureau
Division of Alcohol Beverage Control
140 East Front Street
P. O. Box 087
Trenton, New Jersey 08625-0087

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

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

Councilwoman Novak stepped away.

READ IN FULL

RESOLUTION #2023-240

BE IT AND IT IS HEREBY RESOLVED that the Mayor and Council of the Borough of Sayreville hereby approve the request for reducing the park rental fee for Sayreville PBA Local #98’s annual event being held at Burkes Park to a negotiated flat rate of \$450.00 as in past years and that said PBA Local #98 shall be responsible of all cleanup associated with event scheduled for August 26, 2023.

BE IT FURTHER RESOLVED that the fees associated with the use of the Borough’s mobile stage is hereby waved for this event.

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

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

There were no comments.

Councilman Conti moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilman Balka.

Roll Call: Ayes: Councilpersons Conti, Balka, Onuoha, Roberts, Zebrowski.

READ IN FULL

RESOLUTION #2023-241

BE IT RESOLVED that the following person is hereby appointed to the following title and department as per NJ Civil Service Commission Procedures:

- NAME OF APPOINTEE: Kathryn Elichko
- POSITION: Tax Collector – 4 Year Term
- DEPARTMENT: Collection of Taxes
- EFFECTIVE: September 1, 2023

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

/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/ Sean Kean, Esq., Borough Attorney

ATTEST:

BOROUGH OF SAYREVILLE

/s/ Jessica Morelos, RMC
Municipal Clerk

/s/ Victoria Kilpatrick, Mayor
Mayor

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

There were no comments.

Councilman Conti moved the public portion be closed and the Resolution be adopted on Roll Call vote. Seconded by Councilman Balka.

Roll Call: Ayes: Councilpersons Conti, Balka, Novak, Onuoha, Roberts, Zebrowski.

• **CORRESPONDENCE:**

A. Departmental Reports for July, 2023.

B. Notice to Adjacent Community/Property Owner:

1. Notice of Public Hearing to be held before the Sayreville Zoning Board of Adjustment on August 23, 2023 seeking a variance to install a fence on a corner lot which encroaches front yard setback at 8 Lena Street.
2. Notice of Public Hearing to be held before the Sayreville Zoning Board of Adjustment on August 23, 2023 seeking a variance to install a fence on a corner lot at 33 Driftwood Drive.
3. Notice of Public Hearing held before the Woodbridge Township Council on August 8, 2023 amending the Land Use Ordinance regarding privately owned salt storage.
4. Notice of Public Hearing held before the Old Bridge Township Council on August 8, 2023 amending Chapter 250 Section 53 "Fences."
5. Notice of Public Hearing to be held before the Sayreville Zoning Board of Adjustment on August 23, 2023 seeking Preliminary and Final Major Site Plan and variance approval to construct a new veterinary facility and offices, new parking area and associated site improvements at 257-261 Oak Street.

C. Minutes from Boards/Commissions:

1. Planning Board – June 7, 2023 and June 21, 2023.
2. Shade Tree Commission – July 20, 2023.

D. Planning Board Resolutions which were memorialized on August 2, 2023:

1. Insite Development Partners, LLC Preliminary & Final Major Site Plan, 1970 Highway 25, Block 425, Lot 2.02.
2. Sayreville Seaport Associates Urban Renewal, LP, Riverton Village – Phase I Amended Preliminary & Final Major Site Plan, Block 257.02, Lot 7.

E. Resignations/Retirements from Employees/Fire Department/Boards & Commission:

1. Chris Mierzwiak from Melrose Hose Co. No. 1.
2. Sean Nolan from his position as Tax Collector, effective August 31, 2023.
3. Philip Quigley from his position as Superintendent of Public Works, effective December 1, 2023.

Councilwoman Novak made a motion to accept the correspondence. Seconded by Councilman Zebrowski.

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

Mayor called up Ms. Earley a representative from JCP&L.
Ms. Earley gave an update on the street light outages in town.
Further discussion ensued.
Mayor stated that the Borough will place the JCP&L link on the website to report outages.
Mayor asked if the residents had any questions of JCP&L.

Those commenting were:

- David Davydov, 30 Sherwood Road

Mr. Davydov stated the street lights on the whole street has been in the dark for 10 days already.

Mayor stated that this needs to be a priority and emergency.

Ms. Earley responded that they have been out there and it's an underground fault. She stated they need to get mark outs and dig.

- Jennifer Strika, 25 Sherwood Road

Ms. Strika stated that she received a card if there were any problems with Verizon digging.

- Jim Robinson, 11 Borelle Square

Mr. Robinson stated that you cannot forget that the Borough still pays for the lights whether they are on or off.

- Bob Duffy, 111 Merritt Avenue

Mr. Duffy stated that they received mark outs rather quickly when they had an issue with a transformer.

- **MAYOR & COUNCIL REPORTS**

- **ADMINISTRATIVE & FINANCE – Councilman Balka**

- 1) Wished Ms. Elichko well in her new title.
- 2) Thanked Phil Quigley for all his years of service to the Borough.

- **PUBLIC SAFETY – Councilwoman Roberts**

- 1) Commented on the noise in Edison and asked Councilman Zebrowski to give an update on it.
- 2) Commented on National Night Out.

- **PUBLIC WORKS – Councilman Conti**

- 1) Requested a proclamation for the young man who lost his life saving his brother and cousin.
Mayor called for a moment of silence.
- 2) Recognized the town for coming together to support TJ who is sick.
- 3) Buchanan, Oak, Highland, Standiford and Elizabeth should be paved shortly. There are four roads that are out to bid right now which are Little Broadway, Gordon, Surrey and Oak.
- 4) Middlesex County is going to be paving a portion of Main Street on the first day of school.
- 5) Rubber surface is done in Kennedy Park and pickleball is coming soon.
- 6) Commended Matt Johnsen, Craig Fallon & Mike Bailey on discovering a crack in the tank that holds the brine.
- 7) Thanked all the Department Heads for all their work. Congratulated Phil Quigley on his retirement.

- **RECREATION – Councilwoman Novak**

- 1) Congratulated Phil on his retirement.
- 2) Commented on National Night Out.
- 3) Library will be closed Thursday-Saturday for the repaving of the parking lot.
- 4) Registration is open for Sayreville Day and Hit the Bricks Run.

- **WATER & SEWER/ENVIRONMENTAL – Councilman Zebrowski**
 - 1) Wished Kathryn and Sean well in their new positions.
 - 2) Thanked the Recreation and Police Department for National Night Out.
 - 3) Requested that school buses not use School Drive.
- **PLANNING & ZONING – Council President Onuoha**
 - 1) Thanked the residents that are involved with Planning & Zoning.
- **MAYOR – Victoria Kilpatrick**
 - 1) Wished the kids and parents a fantastic school year.
 - 2) Commented on complaints that she received on geese.

- **PUBLIC PORTION**

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

Those commenting were:

- Marc Turpin, 6 Parkway Place

Mr. Turpin commented on the dangerous intersection of Parkway and Ernston Road. He requested that they paint a box stating “Do Not Block” like on the other side of Ernston and make an island to prevent drivers from crossing the yellow line.

Mayor requested that a formal letter be written to the county in regards to this intersection.

Business Administrator Skarzynski stated that he will have the Police Department compile a report that can be sent to the county with the letter.

- Jennifer Strika, 25 Sherwood Road

Ms. Strika commented on transparency and the area where they wanted to place the storage units.

- Ken Olchaseky, 108 North Edward Street

Mr. Olchaseky commented on the issue of not being able to hear on Channel 15. He stated that he is having trouble with his DVR service through Optimum. He questioned the status of the Minnisink Avenue project.

- Steve Melanaski, 28 Scarlett Drive

Mr. Melanaski commented on pilots.

- Jim Robinson, 11 Borelle Square

Mr. Robinson commented on affordable housing. He commented on the piece of property on Main Street where they wanted to put a self-storage unit. Mr. Robinson questioned who reappointed Mike D’Addio as the SERA Chairman.

- Allison Hornbeck, 7 Driftwood Drive

Ms. Hornbeck questioned the status of the RFP for the SERA investigation. Response by Mayor Kilpatrick.

Ms. Hornbeck requested that the old movie cinema be used for open space.

- Mike Fulham, 237 Olsen Street

Mr. Fulham commented on the PSE&G paving project.

- Patsyann Ferri, 32 Sherwood Road

Ms. Ferri stated her concern is on the amount of accidents on Main Street near the Garden State Parkway entrance and exit.

- Ken Olchaseky, 108 N. Edward Street

Mr. Olchaskey questioned how many lawsuits against the Borough that name the actions or name of the former democratic chairman.

Mayor responded about 3 or 4.

Mr. Olchaskey questioned who defends those lawsuits.

Borough Attorney Kean responded usually the JIF.

Mr. Olchaskey suggested that the DCA get involved in the corruption that exists in the Borough.

- Jim Robinson, 11 Borelle Square

Mr. Robinson commented on the lawsuits in this town. He stated that the lawsuits should be listed as communications on the agenda.

- Bob Duffy, 111 Merritt Avenue

Mr. Duffy commented on corruption.

- Jim Robinson, 11 Borelle Square

Mr. Robinson questioned the status of the negotiations with Trammel Crow for a pilot.

Further discussion ensued.

Mr. Robinson suggested that the money from the sale of Sayreville Landfill should go into the Open Space fund. He commented on the ballot question for use of Open Space monies for the Blue Acres properties.

Business Administrator Skarzynski responded with what the plan entails.

Further discussion ensued.

No further comments.

Councilwoman Novak made a motion to close the Public Portion. Seconded by Councilman Conti.

Roll Call: Voice Vote, all Ayes.

- **ADJOURNMENT**

No further business Councilwoman Novak made a motion to adjourn. Seconded by Councilman Conti.

Roll Call: Voice Vote, all Ayes.

Time 10:14 P.M.

Jessica Morelos, RMC
Municipal Clerk

Date Approved: _____