BOROUGH OF BOUND BROOK

AGENDA MEETING MINUTES – MAY 9, 2017

Mayor Robert Fazen called the meeting to order at 7:30 PM with a reading of the Open Public Meetings Law Statement followed by the Pledge of Allegiance and an opening prayer.

Roll Call

Mayor Robert Fazen –	present
C. Vinnie Petti	present
C. Abel Gomez	present
C. Philip Fiadino	present
C. David Rosario	present
C. President Anthony Pranzatelli	present
C. Diana Manahan	present

Also Present:
Hector Herrera-Borough Administrator
Borough Clerk – Donna Marie Godleski
Borough Attorney- Judy Verrone, Esq.
Captain/Acting Police Chief Kevin Rivenbark

Approval of Minutes: March 28, 2017 Regular Meeting;

April 25, 2017 Regular Meeting

Motion: Gomez Second: Fiadino All in favor: Aye

Abstain: Rosario/Manahan –absent 4/25 meeting

Advertised hearings or special presentations

Mayor Fazen read the following Proclamations in full which are attached to the record of minutes.

Appreciation of Bound Brook High School Winter Sports Achievements in Boys Basketball and Other High School Athletes –

Boys' basketball team had a great year finishing runner-up in the Central Jersey Group 1 finals; honors were achieved by Tyson Amaker. Coach Anthony Melesurgo in his 13th year has taken the Crusaders Basketball Program to one of the most successful programs in the state.

Samantha Martinez set another school pole vault record of 11 feet

Junior Rachael Lukacs received the Junior Olympic Gymnast of the Year Award

Appreciation of Bound Brook High School Winter Sports Achievements in Wrestling- Team finished runner-up in the North 2 Group 1 State Championship and led the way bringing home 5 medals; honors were achieved by Stephan Glasgow and Mekhi Lewis. Coach Shaun Cleary demonstrated highest level of coaching skill. Councilman Petti announced he would deliver the proclamation to the school.

- Appreciation of High School Winter Sports Achievements in Girls Basketball- Mayor Fazen had all the girls stand as he read their proclamation. Pictures followed. The girls won the New Jersey Group One Championship competing for the first time in Bound Brook history for the New Jersey Tournament of Champions. Coach Jennifer Derevjanik in her third year of coaching the team demonstrated the highest level of coaching skill. Player honors were achieved by Janeea Summers and Cortlyn Morris

<u>Engineers Report-T&M Associates-April 1-30, 2017</u>

<u>Dale Leubner reported:</u>

A resolution added to this evening's agenda for the TWA-Bound Brook Hotel

Redevelopment Project.

NJDEP Stormwater; Quiet Zones; Reconstruction of Thompson Avenue;

Talmage Avenue Sanitary Sewer Main; Codrington Park Field Improvements;

Codrington Park Pool Filter Replacement Project; 2017 CDBG Applications;

Comments /questions from councilmembers were addressed.

Opening of bids - None

Greetings for comments and invitation for discussion

Frances Waller -565 Marion Street

She asked what will be the dates for bulk pickups this year.

Administrator Herrera advised October of this year. A notice will be placed in with the tax bills and posted to the website.

She stated she lives by the football field. There is a piece of curb she suggested painting it yellow so no one can park there. During the football season if something happens to the children an ambulance cannot get in. The location is the corner of Crusader Way and Marion Street.

Introduction of ordinances -First Reading -

ORDINANCE NO. 2017:12

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVII, PROPERTY MAINTENANCE, SUBSECTION 17-1.2, SUBSECTION REVISIONS TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015, OF THE REVISED GENEERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK.

Summary:

Inserting the text **underlined and marked in bold,** to read as follows:

d. 302.4 Weeds

Premises and exterior property shall be maintained free from weeds, grass, or plant growth in excess of 8 inches. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens. Violators of this section 302.4

shall be issued a summons by the Department of Code Enforcement, with a mandatory court appearance.

Upon failure of the owner or agent having charge of a property to cut and destroy weeds after issuance of summons, they shall be subject to prosecution in accordance with Sections 17-2.3 and 17-2.4 of the local Borough Ordinance.

Motion: Gomez Movant: I move that ordinance be approved on first reading, advertised according to law, and a public hearing be held on May 23, 2017

Second: Fiadino

Roll Call:

C. Vinnie Petti _Aye C. Abel Gomez_Aye _ C. Philip Fiadino_Aye _

C. David Rosario __Aye __ C. Anthony Pranzatelli_Aye __

C. Diana Manahan_Aye__

ORDINANCE NO. 2017:13

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII, TRAFFIC, SECTION 7-40, REGULATION FOR THE MOVEMENT AND THE PARKING OF TRAFFIC ON MUNICIPAL PARK PROPERTY, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK

Summary: Inserting the text **underlined and marked in bold,** to read as follows:
7-40.4 Regulation for the Movement and the Parking of Traffic on Municipal Park Property.

Property	Regulation
Playgrounds, Ball Fields and Other Recreational Areas	A. **Vehicle operation and parking are only permitted on paved and stone covered areas** B. **C. Parking is permitted only while and for those person(s) who are visiting**

the Municipal Park Property or using the playgrounds, ball fields and other recreational areas.

D. In accordance with section C above overnight parking of any vehicle is prohibited

E. No person shall park any truck or vehicle over four (4) tons gross vehicle weight (GVW), a school bus, any other type of bus, recreational vehicle, camper, boat or trailer on any municipal park property at any time, unless the school bus is being used to transport a visiting team, school, or other sanctioned event.

F. No person shall park a vehicle in a lane of travel that is for access to and egress from a parking area.

Motion: Gomez Movant: I move that ordinance be approved on first reading, advertised according to law, and a public hearing be held on _May 23, 2017

Second: Fiadino

Roll Call:

C. Vinnie Petti _Aye__C. Abel Gomez_Aye___C. Philip Fiadino__Aye__

C. David Rosario _Aye___ C. Anthony Pranzatelli_Aye__

C. Diana Manahan_Aye___

ORDINANCE NO. 2017:14

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII, TRAFFIC, SECTION 7-17, RESIDENTIAL PERMIT PARKING, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK

Delete text (**marked in bold and enclosed in brackets** Inserting the text **underlined and marked in bold,** to read as follows:

Street	*Location*	*Hours*	*Days*
East Second Street	From East Street to its easterly terminus	**All**	**All**
		[8:00 a.m. to 6:00 p.m.]	**[Monday through Friday]**

Motion: Petti Movant: I move that ordinance be approved on first reading, advertised according to law, and a public hearing be held on May 23, 2017

Second: Rosario

Roll Call:

C. Vinnie Petti _Aye__C. Abel Gomez_Aye___C. Philip Fiadino_Aye___

C. David Rosario _Aye___ C. Anthony Pranzatelli___Aye___

C. Diana Manahan_Aye___

ORDINANCE NO. 2017:15

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XV, HOUSING, SECTION 15-6, LICENSED REGISTERED OPERATOR FEE, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK

Inserting the text **underlined and marked in bold,** to read as follows:

15-6 LICENSED REGISTERED OPERATOR FEE.

Consistent with the provisions of this section, each licensed registered operator will pay a single annual fee. The licensed operator fee shall be one hundred ($100.00) dollars per rental unit. (Ord. No. 2013-12). **There will be a $10.00 per month late fee assessed on the first day of each month beginning on August 1st of the billing year.**

Motion: Fiadino Movant: I move that ordinance be approved on first reading,

advertised according to law, and a public hearing be held on May 23, 2017

Second: Gomez

Roll Call:

C. Vinnie Petti _Aye__C. Abel Gomez_Aye___C. Philip Fiadino__Aye__

C. David Rosario _Aye___ C. Anthony Pranzatelli___Aye___

C. Diana Manahan_Aye___

BOND ORDINANCE NO. B2017-16

BOND ORDINANCE PROVIDING FOR THE RENOVATION OF THE

BALL FIELD AT ROCK MACHINE PARK IN AND BY THE BOROUGH OF

BOUND BROOK, IN THE COUNTY OF SOMERSET, NEW JERSEY,

APPROPRIATING $130,000 THEREFOR AND AUTHORIZING THE

ISSUANCE OF $123,500 BONDS OR NOTES OF THE BOROUGH TO

FINANCE PART OF THE COST THEREOF.

Motion: Pranzatelli Movant: I move that ordinance be approved on first reading,

advertised according to law, and a public hearing be held on May 23, 2017

Second: Rosario

Roll Call:

C. Vinnie Petti _Aye__C. Abel Gomez__Aye__C. Philip Fiadino__Aye__

C. David Rosario _Aye_ C. Anthony Pranzatelli__Aye__

C. Diana Manahan__Aye__

BOND ORDINANCE NO 2017-17

PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF BOUND BROOK, IN THE COUNTY OF SOMERSET, NEW JERSEY, APPROPRIATING $1,562,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF $1,158,250 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

Summary: Improvements to Central Avenue; East Maple Street, Van Keuren Avenue; and refurbishment of a fire truck

Motion: Rosario Movant: I move that ordinance be approved on first reading, advertised according to law, and a public hearing be held on May 23, 2017

Second: Pranzatelli

Roll Call: C. Vinnie Petti __Aye_C. Abel Gomez_Aye__C. Philip Fiadino_Aye__

C. David Rosario __Aye__ C. Anthony Pranzatelli__Aye__

C. Diana Manahan__Aye__

Ordinance on Final Reading and Consideration-Second Reading

ORDINANCE NO. 2017-10

AN ORDINANCE OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF BOUND BROOK AMENDING THE AMENDED REDEVELOPMENT PLAN FOR REDEVELOPMENT AREA 1 PURSUANT TO N.J.S.A. 40A:12A-1ET SEQ.

Summary: ORDINANCE shall be referred to the Borough Planning Board for review and consideration pursuant to N.J.S.A. 40A:12A-7.e. – Comments received from the Board

Amendments to Sub-Area 1.3:
Attorney read all the comments from the board. C. Gomez explained all recommendations.

Motion to introduce amendments from the Planning Board and set public hearing for May 23, 2017 moved by Gomez Second: Pranzatelli

Roll Call:

C. Vinnie Petti _Aye__C. Abel Gomez_Aye_ Philip Fiadino__Aye__

C. David Rosario _Aye__ C. Anthony Pranzatelli_Aye_

C. Diana Manahan__Aye__

Ordinance No. 2017: 11

AN ORDINANCE AMENDING CHAPTER 26, STREETS AND SIDEWALKS, SECTION 26-6, "REMOVAL OF SNOW AND ICE," OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK, SOMERSET COUNTY, NEW JERSEY

SUMMARY: deleting the text **[marked in bold and enclosed in brackets]** and inserting the text **underlined and marked in bold**, to read as follows:

26-6.1 Duty to Remove.

The owner**[, tenant]** or other person having control of any premises abutting upon any public sidewalk in the Borough shall remove all snow and ice from the portion of the sidewalk abutting his**/her** premises. **[Where the premises are occupied by more than one (1) tenant, it shall be the duty of the tenant occupying the first floor to remove the snow and ice.] Violators of this subsection 26-6.1 shall be issued a summons by the Bound Brook Police Department or the Department of Code Enforcement, with a mandatory court appearance.**

26-6.2 Casting of Snow or Ice.

No owner, tenant or occupant of any premises abutting on any street shall throw, place or deposit any snow or ice upon the street. **Violators of this subsection 26-6.2 shall be issued a summons by the Bound**

Brook Police Department or the Department of Code Enforcement, with a mandatory court appearance.

26-6.3 Removal by Borough. In the event that snow or ice is not removed as required by subsection 26-6.1 or is cast, deposited or placed upon sidewalks or streets in violation of subsection 26-6.2**,** the snow or ice **[shall] may** be removed by the appropriate department of the Borough and the cost of removal shall be certified to the Mayor and Council. The remedy provided by this subsection **26-6.3** shall be in addition to any penalty imposed for a violation of **[this] sub**section **26-6.1 or subsection 26-6.2.**

Motion to open public comment: Gomez Second: Petti

Public Comment: None

Motion to close public comment: Petti Second: Gomez

Motion: Gomez Movant: I move that ordinance be approved on second reading

Second: Petti

Roll Call: C. Vinnie Petti __Aye_C. Abel Gomez_Aye__ Philip Fiadino__Aye__

C. David Rosario _Aye__ C. Anthony Pranzatelli_Aye_

C. Diana Manahan_Aye__

Mayor: Ordinance will be published according to law.

Introduction/Discussion of Resolutions:

2017- 74

Resolution to Introduce amendment to 2017 Municipal Budget and Approve the budget as amended-

	FROM	TO
General Appropriations		
(D) Municipal Debt Service – Excluded from "CAPS"		
Somerset County Improvement Authority Capital Lease Program:		
Principal	$68,102.00	$65,727.00
Interest	0.00	2,375.00
NJ Environmental Infrastructure Trust		
Principal	$11,000.00	$10,248.00
Interest	0.00	752.00
Total Municipal Debt Service	$1,633,953.00	$1,633,953.00
Total General Appropriations	$14,124,400.39	$14,124,400.39

Motion to open public hearing- C. Gomez Second: C. Rosario

Public Comment: None

Motion to close public comment- C. Rosario ; second by C. Gomez

Motion to Adopt as amended: C. Gomez; second by C. Fiadino

Administrator advised for the amendment the state required us to break out the interest.

Roll Call: C. Vinnie Petti _Aye__C. Abel Gomez_Aye__ Philip Fiadino__Aye__

C. David Rosario _Aye__ C. Anthony Pranzatelli__Aye

C. Diana Manahan_Aye___

2017-75

Authorize municipal public auction of public personal property no longer needed for public use

Motion: Gomez Second: Rosario All in favor: Aye

2017-76

Approve the 2016 Tonnage Report

Motion: Manahan Second: Fiadino All in favor: Aye

2017-77

Approve the hire of Derrick DeLoach and Bryan Grochowski as full time laborers for the public works department

Motion: Petti Second: Rosario All in favor: Aye

R2017-78

Approve the hire of Zachary Leubner as temporary seasonal hire for the public works department

Motion: Petti Second: Rosario All in favor: Aye

2017-79

Authorize the Finance Department to issue a refund to Michael B. Campagna, Esq. in the amount of $7.29 for postage fees from the police department

Motion: Gomez Second: Pranzatelli All in favor: Aye

R2017-80

Approve property maintenance charge in the amount of $490.00 for

1-7 Romney Road performed by Whitetail Lawn Service, LLC

Motion: Gomez Second: Petti All in favor: Aye

R2017:81

Approve Payment Certificate No. 1 to Jads Construction Company in the amount of $148,057.43 for the Reconstruction of Thompson Avenue

Motion: Pranzatelli Second: Manahan All in favor: Aye

R2017:82- PULLED FROM THE AGENDA PER ADMINISTRATOR

Authorize payment of $5,000 to Middlebrook Regional Health Commission for Worker and Community Right To Know Act Environmental Health Services

R2017:83

Authorize payment in the amount of $104,750 to Middlebrook Regional Health Commission for local health services under the Health Services Contract between the MRHC and the Bound Brook Board of Health

Motion: Gomez Second: Pranzatelli All in favor: Aye

R2017:84

RESOLUTION EXTENDING THE CONDITIONAL DESIGNATION OF BOUND BROOK LAND DEVELOPMENT, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 5, LOTS 12 THROUGH 18, 22 & 24 THROUGH 26 BOUNDED BY TALMAGE AVENUE, COLUMBUS PLACE AND WEST MAIN STREET, LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA FOR REDEVELOPMENT OF RESIDENTIAL PROJECT

Motion: Pranzatelli Second: Gomez All in favor: Aye

R2017:85

RESOLUTION EXTENDING THE CONDITIONAL DESIGNATING OF BOUND BROOK INDUSTRIAL PARK, LLC AS REDEVELOPER FOR PROPERTY KNOWN AS TAX BLOCK 1, LOT 69, SOUTH MAIN STREET, LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA FOR A SELF STORAGE PROJECT

Motion: Fiadino Second: Pranzatelli All in favor: Aye

R2017: 86

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A PARKING SUBLEASE WITH CONTRACT REDEVELOPER WEST MAIN ST. URBAN RENEWAL, LLC FOR PARKING SPACES ON NEW JERSEY TRANSIT PROPERTY LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

Motion: Rosario Second: Gomez All in favor: Aye

R2017:87

Approve Cooperative Pricing Agreement between the Borough of Bound Brook and Cranford Police Cooperative Pricing System

Motion: Gomez Second: Rosario

Discussion: Per Administrator, Cranford Borough is a lead agency in purchasing police vehicles

All in favor: Aye

R2017:88

Approve members of the Green Team are appointed by the Mayor with approval from Borough Council

Motion: Gomez Second: Rosario All in favor: Aye

RESOLUTION ADDED:

R2017:91

Authorize Treatment Works Approval (TWA) application for 507 East Main Street, LLC

Motion: Petti Second: Rosario All in favor: Aye Abstain: C. Gomez

Unfinished Business – None

New Business

Approve Firemen's Membership Application:

>Kyle Cwiek-Watchung Fire Company No. 3

Motion: Fiadino Second: Petti All in favor: Aye

Approve Special Event Permit:

>Coin Toss- Bound Brook Rescue Squad

Date: May 13, 2017- Rain Date- May 20, 2017

Time: 8:00 a.m. to 2:00 p.m.

Location: Vosseller Avenue North & South of Union Avenue; Mountain Avenue North & South of Union Avenue & Main Street & Hamilton

Motion: Rosario Second: Petti All in favor: Aye

Approve Special Event Permit:

Borough of Bound Brook Cycle Race- American Legion Criterium

Date: May 27, 2017

Time: 11:30 AM- 5 PM

Location: Start/Finish: Smalley School

Motion: Petti Second: Gomez All in favor: Aye

R2017-89

Approval of Vouchers- $2,649,007.14

Motion: Gomez Second: Fiadino All in favor: Aye

Open to the public for comment-

Frank Waller- PBA President 380

Mr. Waller asked if there will be closed session discussion on the candidacy for police chief promotion. Mayor Fazen advised there will be no closed session.

Mr. Waller asked if there will be a new date. Mayor Fazen advised there is no new date at this time. The new date will be published and Rice Notices will be sent. Mr. Waller asked if there will be a nomination of police chief at the May 23rd council meeting. Mayor Fazen advised that is our goal.

Frances Waller-565 Marion Street

She asked who organizes the Bike Races. Mayor Fazen advised that our Race for Memorial Day weekend is part of the Tour of Somerville Races which are organized by a consultant.

Frances enjoys the race but asked who changed the date this year?

Mayor Fazen advised the consultant changed our Race to Saturday and gave Raritan Borough the Sunday. Mayor Fazen advised our Race will continue to be on a Saturday and may be held on Union Avenue/Maple next year.

R2017: 90 @ 8:45 p.m.

Authorize executive session for (Anticipated Litigation; Negotiations)

Motion: Fiadino Second: Rosario All in favor: Aye

Adjournment @ 9 p.m.

Motion: Fiadino Second: Petti All in favor: Aye

Respectfully submitted by,

Donna Marie Godleski, Borough Clerk