

**BOROUGH OF BOUND BROOK
REGULAR MEETING MINUTES
TUESDAY- APRIL 22, 2014**

Mayor Mark Hasting called the meeting to order at 7:30 PM with a reading of the Open Public Meetings Law Statement, Opening Prayer read by the Borough Clerk followed by the Pledge of Allegiance.

ROLL CALL

Mayor Mark Hasting	present
Councilman John Paul Levin	present
Councilman Daniel Wright	present
Councilman Vinnie Petti	present
Councilwoman Lisa Bogart	present
Councilwoman Beverly Pranzatelli	present
Councilman Peter Lazzaro	present

Also Present:

Donna Marie Godleski, Borough Clerk
Randy Bahr, Administrator
Judy Verrone, Esq. DeCotiis, Fitzpatrick, Cole, LLP, Borough Attorney
Police Chief Michael Jannone

Approval of Minutes: April 8, 2014 Agenda Meeting
Motion moved by C. Wright; second by C. Petti All in favor: Ayes

Presentation of communications, petitions, etc.

Proclamation honoring service of Former Mayor Carey A. Pilato- Mayor Hasting advised that Mr. Pilato was unable to attend.
Proclamation honoring service of Former Councilman John Miller- Councilman Levin advised that Mr. Miller was not able to attend.
Proclamation will be mailed to Mr. Pilato and Mr. Miller.

Arbor Day Proclamation- Proclaim April 25, 2014 as Arbor Day – Mayor Hasting read the proclamation into the record of minutes.

Presentation: Carlos Rodrigues- PP/AICP- Planning Board Planner
Overview of revisions to Chapter 21-Land Use- Business/Residential District

Mr. Rodrigues turned over the introduction to Kerry Miller, Chairman of the Economic Development Advisory Committee.

She reported how the B/R ordinance originated. A few years ago the NJTPA approached the EDAC which resulted in a pilot program. They provided technical assistance consultants in creating a new B/R Ordinance supporting the implementation of the Bound Brook Downtown Urban Design Plan.

This was a great opportunity for Bound Brook.

Mr. Rodrigues presented a general overview of the document. The consultant that prepared the ordinance recognized the B/R district was a large district. The district was broken down into three sub areas.

The Main Street District, The Arts District and the Downtown Residential District. The ordinance also addresses parking. This ordinance brings us into the 21st century.

The amended B/R zone uses a set of universal standards (General Development, Signs, Parking, and Site Plan Review)that apply to all lots in the zone.

These new standards have been developed to promote a more vibrant, walkable, mixed-use, sustainable environment in the Historic Downtown of Bound Brook.

Mayor Hasting thanked Kerry Miller and Carlos Rodrigues for all their efforts.

Mr. Rodrigues advised that once the ordinance is introduced the Redevelopment Plan for Area One needs to be updated.

Judy Verrone, Esq. borough attorney reviewed the next steps. Once the governing body is satisfied with the ordinance it will be introduced.

The ordinance is then referred to the Planning Board for review and comment for a period of forty-five days.

A public hearing would then be set for public comment and adoption.

Greetings for comments and invitation for discussion –
Brad Higginbottom-528 Carleton Street

He advised that the Memorial Day Parade is next month. He is looking for groups to march, a Grand Marshal and speaker. He is looking forward to seeing everyone at the parade. The parade committee will be meeting very shortly to organize the event.

Carol Holub-518 W. Second Street

She thanked everyone for their help with the Battle of Bound Brook Event. The borough had a large crowd. The only problem that she saw was the crowd pushing forward and persons asking where the Stone Bridge was. Also, you cannot see the plaque at the Stone Bridge and asked how we can get a sign placed there.

Mayor Hasting advised that the borough will work on getting a sign placed. She complained of the graffiti on the underpass.

Roseann Short-169 Cherry Avenue

She stated that she brings other resident complaints to the meeting as well as her own.

There is a complaint about a house on Washington Street with refuse in the driveway. Mr. Bahr noted the address.

She asked if the train station is included in the urban design plan for Bound Brook. There is no sense in having a transit village if you do not have the train station renovation. The borough needs to begin finalizing projects in town.

Mayor Hasting advised that the ordinance does not have anything to do with the train station.

Committee reports

Finance: C. Peter Lazzaro

Councilman Lazzaro had nothing new to report other than establishing a date for a budget workshop meeting.

Public Works, Bldgs., Grounds & Utilities-C. Daniel Wright

Councilman Wright advised that he did not have the report from public works department. As soon as he receives the report he will forward to the council.

Public Safety (Police & Fire)- C. Vinnie Petti

Councilman Petti read the police activity report into the record of minutes. He reported there was a fire over the weekend which resulted in a busy weekend for the fire; rescue squad and office of emergency management. . Also there was a call about gas coming from a home. He thanked police and fire for their assistance.

He reported that a police officer was shot in Garfield, New Jersey and asked for everyone's prayers.

Personnel, Administration & Ordinances- C. Lisa Bogart

Councilwoman Bogart advised that the ordinance committee is meeting tomorrow on the historic commission ordinance.

Economic Development- C. Beverly Pranzatelli

Councilwoman Pranzatelli spoke about a grant for an upgrade to the "Quiet Zone" for the train whistle. Mr. Bahr reported that this is very cumbersome and very costly. It was noted that committee will look into this.

Zoning, Construction & Code Enforcement- C. John Paul Levin

Councilman Levin advised that he had no report. He met with Mr. Bahr and will have an item for closed session. He noted that all is running smoothly in both departments.

Councilman Petti advised that a code enforcement vehicle was missing a plate in front. Mr. Bahr advised that he would take care of it.

Introduction of ordinances -

Ordinance on Final Reading and Consideration: -

ORDINANCE NO. 2014: 04

AN ORDINANCE AMENDING CHAPTER III, "POLICE REGULATIONS", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO AMEND SECTION 3-24- ACCESS TO LEVEES PROHIBITED

Motion to open to public: C. Bogart Second: C. Levin

Summary: Mr. Bahr advised that this amendment was pushed down from the state to prohibit access except for maintenance of the levees.

Public Comment:

Carol Holub- she was not in favor. What happens if I am up on the levee walking around? The attorney advised that a summons would be issued along with a court penalty. Mayor Hasting advised that there will be police enforcement.

Abel Gomez- he asked if the county has liability for the easements.

The borough attorney noted if on private property, the owner is liable.

Michele DeFazio- she asked what if part of levee is on private property.

Mr. Bahr advised that the State DEP has demanded that this ordinance be enforced because they are responsible for the levees.

Anthony Pranzatelli- he asked what is the repercussion if we do not do this.

Mr. Bahr advised that the project would never get finished, a waste of 700 million dollars.

Fred Holub- he asked when the levee will be turned over to the state from the county.

Mr. Bahr advised that it will be turned over once the project is complete.

Roseann Short- she could not understand why we cannot have foot traffic on the levee. She advised down in New Orleans there is a road on a levee with a park bench.

Mayor Hasting stated that we can make changes to the ordinance at any point.

Paul Lasko- he asked who pays for the cost of signage. Mr. Bahr stated that it is the county's cost.

Councilwoman Pranzatelli stated that she may get a better answer on this once she attends the freeholder meeting.

Motion to close public comment: C. Wright Second: C. Levin

Roll Call: Unanimously approved.

4-22-14 minutes

ORDINANCE NO. 2014:05

CALENDAR YEAR 2014-ORDINANCE TO ESTABLISH A CAP BANK

Motion to open to public: C. Bogart Second: C. Petti

Summary: Mr. Bahr provided a brief summary.

Public Comment: None

Motion to close public comment: C. Bogart Second: C. Petti

Roll Call: Unanimous

Resolutions for final reading and final consideration:

R2014: 53

Approve a professional service contract to First Byte Corporation for information technology services

Motion: C. Bogart Second: C. Petti All in favor: Ayes

R2014:54

Appoint James Ayotte, Construction Official as the Flood Plain Administrator

Motion: C. Levin Second: C. Petti All in favor: Ayes

R2014:55

Approve VFV Properties to obtain a road opening permit on Williams Street for New Construction

Motion: C. Levin Second: C. Petti All in favor: Ayes

Unfinished Business

- Discuss the Sale of Suburban for daily emergency medical services – Captain of the Rescue Squad in attendance-

Mayor Hasting advised at the last council meeting this vehicle was discussed.

We discussed whether to keep the vehicle in town and letter it or the rescue squad to purchase it. We agreed to declare surplus and place at public auction at fair market value.

The question now for this meeting is where is this vehicle needed.

Mr. Richard Dietrich Captain of the Rescue Squad apologized that he was not in attendance at the last council meeting.

He stated that this vehicle was purchased eight (8) years ago. It has more equipment in the vehicle than in a police vehicle.

We are licensed in the state and we can now deliver. It is very important to the squad to have this vehicle. We receive numerous heart attack calls. Mayor Hasting understood this but stated there was no one to provide any of this information for us at the last meeting.

Mr. Dietrich explained why the squad does not want to letter the vehicle. The squad would like to purchase the vehicle.

Mayor Hasting stated the purchase would be at fair market value.

Councilman Petti suggested letting the rescue squad have the vehicle for one dollar.

Councilman Wright expressed his concerns with not having the vehicle lettered. It is important to identify.

Mr. Dietrich reported that the rescue squad will have its 80th anniversary this year. He has served for fifty years. He advised that it has not been easy with donations. We do watch our money.

Police Chief Jannone offered his comments. He supports the organization. The vehicle goes far beyond. There is heavy lifting at least 100 times a month. This service is valued. He supports the first responder program. The squad has been using the vehicle over the years and should not have a financial burden of buying it at fair market value of \$18, 000.

Mr. Dietrich advised that the vehicle needs maintenance and he is willing to take that on.

Mayor Hasting advised that the borough can be responsible for the maintenance as a borough vehicle. This would be an advantage for you.

Councilman Petti offered a motion for a resolution to sell a 2006 Chevy Suburban over to the Rescue Squad for one dollar (\$1.00); second by Councilwoman Pranzatelli;

All in favor: Ayes

➤ Historic Preservation Ordinance- Committee recommendations

Councilwoman Bogart advised committee will meet shortly to bring forward recommendations.

Somerset County Annual Assessment Program –Councilwoman Bogart offered a motion to approve a professional services contract with Somerset County; second by Councilwoman Pranzatelli;

All in favor: Ayes

Councilwoman Bogart provided an update regarding the discussion at the last council meeting on Conrail not moving forward with permits on the flood control project. She spent considerable time over last two weeks reaching out to Congressman's offices which resulted in speaking with a person at Conrail to move this forward.

New Business

Set a date for a Budget Workshop Meeting –Public Hearing on the Municipal Budget is scheduled for May 13, 2014.

The consensus of council agreed to meet on April 29, 2014 @7:30 p.m. The meeting will be advertised.

Francis Regan, Esq. -DeCotiis, FitzPatrick & Cole-

Mr. Regan, economic development attorney provided an update and recommendations on various redevelopment matters.

He reviewed the outline covering:

- 1) USDOJ
- 2) Developer Interviews
- 3) NJT
- 4) General Redevelopment
- 5) Meridia RDA for Main Street Station
- 6) Queens gate Project

Councilwoman Pranzatelli, Shade Tree Commission Liaison-

The commission would like to purchase a plaque for the Space Shuttle Tree in the amount of \$495.00. Mr. Bahr advised that it will come out of their commission budget. They do not require permission from the council.

Councilman Petti reported that the safety committee met with the Office of Emergency Management.

The Police Department would like to transfer one of their vehicles over to the Office of Emergency Management where it is needed. It is an old expedition which needs to be painted.

The OEM Jeep would then be sold.

Mr. Suk, OEM Coordinator will use the vehicle in town for emergency.

Mr. Suk reported that emergency management needs to keep more active to keep members involved. We have a response team in town and we do assist the police department with traffic control.

Mr. Suk advised that he will letter the vehicle and have it painted all white.

Police Chief Jannone stated that prior to Mr. Suk taking over the OEM office was inactive. They are a vital service. The police department supports and thanks the OEM for their service.

A resolution was moved by C. Levin to transfer a police department 2004 expedition over to the office of emergency management;

second by C. Petti; All in favor: Ayes

4-22-14 minutes

Mr. Suk stated that he needs to review the Emergency Operations Plan with Mayor Hasting.

Mr. Bahr advised that the OEM Coordinator's appointment term expires this month.

A motion was offered by C. Wright to reappoint Jim Suk as OEM Coordinator for a three (3) year term, second by C. Petti;

All in favor: Ayes

A notification will be sent to the Somerset County OEM office.

Councilwoman Bogart reported updates from the Somerset County Cultural and Heritage Commission and the Community Development Block Grant.

For discussion:

Special Event: Festival-Parade-August 9 & August 10- Main Street from Columbus Place to Hamilton Street.

Police Chief Jannone stated he met with the applicant Mr. Gomez.

There are major concerns. In reviewing his recent events, the scope of this festival and the impact to Bound Brook would be a major disruption to the community. The applicant needs to come before the governing body.

Lt. Rivenbark stated he met with several persons regarding the River Fiesta, a 2 day event which would draw 30 to 40 thousand people. The meeting was very vague. The organization would provide the extra police security.

Lt. Rivenbark was not in favor of this event for the borough. The crowd control would be a nightmare.

Police Chief Jannone stated that this would be a disruption to the community. It has to be toned down; the geography is not conducive.

Mr. Fernandez who resides at 230 Main Street addressed the Mayor and Council stating that if your police department is saying no to this event that the governing body should say no too.

Mr. Bahr was instructed by the council to contact the applicant to come before the governing body at the next council meeting.

For Approval: Special Event Permit Application

Bound Brook Rescue Squad-Coin Toss

Date: May 17, 2014- Raindate: May 24, 2014

Time: 8:00 a.m.-3:00 p.m.

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

Motion: C. Levin Second: C. Petti All in favor: Ayes

4-22-14 minutes

For Approval: Firemen's Membership Application

Relief Fire Company No. 4- Lizandro E. Fernandez

Motion: C. Petti Second: C. Levin All in favor: Ayes
C. Levin appreciated Mr. Fernandez being present.

Relief Fire Company No. 4- Surrendra Rajpaul

Motion: C. Levin Second: C. Bogart All in favor: Ayes

Approval of Vouchers

R2014: 56

Motion: C. Pranzatelli Second: C. Petti All in favor: Ayes

Open meeting to the public for comments

Lizandro Fernandez-230 Main Street

He stated even if this fiesta is toned down, we do not know what can happen.

Carol Holub-518 West Second Street

She asked about the redevelopment on Talmadge Avenue.

Mr. Bahr provided an update.

She asked if properties can be cleaned up as enter town on the Talmadge Avenue Side.

Roseann Short-169 Cherry Avenue

She agreed with Police Chief Jannone. She expressed here concerns with having 20,000 thousand persons coming into town for the fiesta.

She reported there were no trash cans on the other side of the bridge for the Battle of Bound Brook Event.

Mayor Hasting stated there were none in the past and we can certainly look into this for the future.

262 West High Street

Resident asked if more trash cans could be placed in his area and if they could be larger cans.

4-22-14 minutes

Lizandro Fernandez-230 Main Street

He asked why the town would give the applicant for the River Fiesta Event an opportunity to come before the council. They did not give anything to the police department at the time of their meeting.

We need to be careful ahead of time.

R2014: 57

Authorize executive session @ 10:00 p.m.

Matters: Personnel; No action after session

Motion: C. Petti Second: C. Bogart All in favor: Ayes

Meeting Adjournment @ 10:30 p.m.

Motion: C. Wright Second: C. Petti All in favor: Ayes

Respectfully submitted by,

Donna Marie Godleski, Borough Clerk