

**BOROUGH OF BOUND BROOK  
REGULAR MEETING MINUTES  
NOVEMBER 25, 2014**

Mayor Robert Fazen called the meeting to order at 7:30 PM.  
A reading of the Open Public Meetings Law Statement followed  
by the Pledge of Allegiance and Opening Prayer.

ROLL CALL

Mayor Robert Fazen	present
Councilman John Paul Levin	present
Councilman Daniel Wright	present
Councilman Vinnie Petti	present
Councilwoman Lisa Bogart	absent-arrived at 7:35 p.m.
Councilwoman Beverly Pranzatelli	absent
Councilman Peter Lazzaro	present

Also Present:

Donna Marie Godleski, Borough Clerk  
Borough Attorney-Dan Zwillenberg Esq. DeCotiis, Fitzpatrick,  
Cole, LLP,  
Police Chief Michael Jannone –Police Department

Approval of Minutes: Agenda November 18, 2014

Motion: c. Levin    Second: C. Wright    All in favor: Ayes

Mayors Comments: Attachment to the minutes

Mayor Fazen noted that he received a complaint from a resident that the flag  
at Billian Park is tattered and torn. He is in the process of taking care of this.  
He asked if anyone sees any other flags in town that need to be replaced to  
please let him know and he will take care of.

Council Levin announced there will be a 16 foot Colorado Spruce Tree  
for the Tree Lighting Ceremony downtown. The tree will then be  
transplanted into the pocket park. Queens Gate donated \$550.00 to the PBA  
for the tree.

Greetings for comments and invitation for discussion

R. Short -169 Cherry

She extended her congratulations to Mr. Fazen as the new Mayor and wished  
him luck.

Presentation of communications, petitions, etc.

Mayor Fazen moved this item to the end of the meeting.

- Café Imperial , Inc. 200 Talmage Avenue  
Hearing on Notice of Charges

Committee reports

Finance: C. Peter Lazzaro

He stated that emergency appropriations are on the agenda for approval this evening. He stated that there was short notice to discuss these with Mr. Bahr and committee. They will need to be followed up for the budget making process which is upon us for next year. A committee meeting will be set up to discuss.

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

He stated that the October activity report was distributed to council. He encouraged the next chairperson appointed to continue with the spreadsheet approach.

He noted the increase of tree trimming. A reminder to the public that leaf and yard debris will be Monday Tuesday and Wednesday of this week due to the Thanksgiving Holiday.

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

He read the October activity report into the record of minutes.  
Attachment to the minutes.

Personnel, Administration & Ordinances- C. Lisa Bogart

She noted that the Committee recently met and an issue will be discussed in executive session with possible action.

Economic Development- C. Beverly Pranzatelli – absent

Mayor Fazen reported he met with Jim Kennedy and Ray Mikell at the League Conference. He had a very good conversation with both on the Special Improvement District.

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

He read the October Activity Report into the record of minutes.  
No code and maintenance report. The building summary report was read.

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The report can be reviewed at the Construction Office and will also be placed up on the website.

Introduction of ordinances - None

Ordinance on Final Reading and Consideration: - None

Resolutions for final reading and final consideration:

R2014: 153-

Approve the Pocket Park on East Main Street to be named in memory of Officer Samuel Jacob Kriney the first and only Bound Brook police officer killed in the line of duty

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

R2014: 154

Authorize award to National Water Main Cleaning Company for Proposal A- Basin 4- Sanitary Sewer Rehabilitation

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

R2014: 155

Authorize award to T.R. Weniger, Inc. for Proposal B-Basin 4-Sanitary Sewer Rehabilitation

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

R2014:156

Approve the hire of Monica Salazar-Jimenez as Police Dispatcher effective December 1, 2014

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

R2014: 157-

Approve Emergency Appropriation –Finance Administration

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

R2014: 158

Approve Emergency Appropriation –Legal

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

R2014: 159

Approve Emergency Appropriation-Engineering

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

R2014: 160

Approve Emergency Appropriation –Construction Code

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

R2014: 161

Approve Emergency Appropriation –Streets and Roads

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

Unfinished Business- None

New Business- None

For Approval: Special Event Permit Application- None

Approval of Vouchers

R2014: 162

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

Open meeting to the public for comments

Scott Sloan- 631 Church Street

He stated that walkways were installed October 1<sup>st</sup> and 7 weeks later were removed.

He reviewed the plans on file at borough hall. No notification was received. on the pass by's being put in.

Mayor Fazen will meet with Mr. Sloan to take a look at this.

Mr. Sloan stated that his irrigation system was also damaged.

He has been in town since 1998 and would appreciate notification of what work is being done in front of properties. Also the borough professionals should be aware of ADA requirements.

Mr. Bahr stated that the walkways were removed because they were incorrectly installed.

Mayor Fazen stated that he would personally meet with Mr. Sloan to help resolve his issue.

R. Short-169 Cherry

She offered comments on legal fees. Two years ago councilmember's were advised to go through the professionals first before speaking with the attorney.

R2014: 163- adjourn to session at 8:15 p.m.

Authorize executive session for (Negotiations) ; Personnel;

Matter: Café Imperial Notice of Charges

Motion: C. Bogart                      Second: Wright                      All in Favor: Ayes

Action may be taken after session.

Mayor Fazen stated that if we do not come to a possible resolution we will then have the hearing in open session.

Regular meeting opened at 9:35 p.m.

Mayor Fazen stated that the notice of charges will be summarized by Mr. Robert Scrivo, municipal prosecutor for the borough.

Mr. Raphael Rosario of Café Imperial was represented by his attorney Steven Lieberman, Esq.

Mr. Scrivo stated that we have come to resolution and reviewed the summary that was agreed to.

A plea of non vult by Café Imperial to some of the charges listed in the Notice of Charges wherein the remaining charges were dismissed and special conditions imposed.

The borough imposes a sixty (60) day suspension of the license commencing 12:00 a.m. on January 2, 2015 and running through and including March 2, 2015.

The south side of the Café Imperial known as the banquet room will be closed to the public for one year commencing January 2, 2015 through and including January 1, 2016 and thereafter may not be used as a nightclub and may be used as a banquet room.

The night club use will not be permitted.

There will be no live music except for solo singers and disk jockeys.

There will be no promotions or contests including billiards tournaments and dart throwing contests.

There will be no special events on property from January 2, 2015 through January 2, 2016.

Motion moved by C. Bogart; second by C. Petti; All in favor: Ayes

To accept the settlement agreement.

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A resolution will be placed on the next meeting agenda to memorialize the agreement.

Mr. Lieberman Attorney on behalf of the Café Imperial thanked the governing body for coming to a resolution. He stated that his client will abide by the restrictions.

Resolution Added:

R2014:164

Appoint Leticia Rodrigues as Zoning Officer effective December 1<sup>st</sup> 2014 with an increase of \$8,800.00 to annual base salary.

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

Adjournment @ 9:45 p.m.

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

Respectfully submitted by,

Donna Marie Godleski, Borough Clerk