

**`BOROUGH OF BOUND BROOK -
AGENDA MEETING MINUTES -JANUARY 8, 2013**

Mayor Pilato 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 Pilato	present
Council Mark Hasting	present
Council Anthony Pranzatelli	present
Council John Miller	absent
Council John Paul Levin	present
Council Vinnie Petti	present
Council Lisa Bogart	present

Present:

Donna Marie Godleski, Borough Clerk
Randy Bahr, Administrator
Borough Attorney James G. O'Donohue, Esq.
Police Chief Michael Jannone
Lt. Stephen Spolarich
Robert Keady, Engineer
Dale Leubner, Engineer
Charles Hupfer, Fire Chief

Approval of Minutes:

December 18, 2012 Regular Meeting
Motion moved by C. Levin; second by C. Hasting
All in favor: Aye; Abstain: C. Pranzatelli; C. Bogart

Mayor Pilato gave a brief summary of the items on the agenda.

He noted that appointments to the Recreation Commission have been added to the agenda.

After the presentation we will address Jack's Taxi Service. The owner and his attorney is present.

Special Presentation – Property Tax Reward Program

Carmine de Falco- Managing Director-Fincredit Inc.

Mr. DeFalco spoke on the program features. The PTRP is a town supported economic development program. The purpose of the PTRP is to reward residents for shopping locally. The more residents shop in their town, the more property tax credits they accumulate towards their property tax bill.

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The town issues a card which the residents present to the town merchant. The card is swiped at the point of sale via a web terminal or a dedicated processing machine supplied by Fincredit. The processing of the card creates a tax credit representing a percentage of the sale amount, at the discretion of the merchant.

Mr. DeFalco noted that Marlboro Township has entered this program and is doing very well. This is a new program developed by Fincredit, Inc. which is being offered to all municipalities. C. Bogart asked if the businesses downtown have been approached about this program. Mayor Pilato noted that the businesses are in favor. Mayor noted that the NJ League Magazine presented an article in the November 2012 issue on this program. Mayor Pilato noted that the borough clerk will forward the contact number for Mr. DeFalco to the governing body. The Economic Development Advisory Committee of the Council will review the information presented and submit a recommendation to the council.

Engineers Report – T&M Associates - December 1-31-2012

Dale Leubner reported:

Greenbrook Flood Control Project: The paving of West Main Street is completed. There are a few punch list items left. The Segment U still waiting on plans.

He gave a brief summary on the sewer lateral problem at Hope Church.

Robert Keady reported:

Basin 6 Rehab – proposal A-work complete; proposal B-contract complete; final closeout has been submitted.

2011 Road Reconstruction Program- completed

2011 Road Reconstruction Program West- completed

2011 Road Reconstruction East- completed

2012 Road Improvement Program- survey and design is underway.

Train Station Renovation- documents sent to the DOT; no response yet;

C. Bogart asked for a status on road projects in litigation.

The borough attorney provided a status.

Engineers were excused at 8:05 p.m.

Presentation of communications, petitions, etc.

State of New Jersey-DEP- Proclaim January Radon Action Month

Support the promotion of radon awareness in your community.

Mayor Pilato entered the proclamation into the record of minutes.

Mayor Pilato advised that Jack's Taxi will be addressed first, then the Greetings of the public will follow.

Jack's Taxi-

Mr. Jack Gonzalez advised he resided at 306 East Second Street and he is the owner of Jack's Taxi which has been operating a service in 2012 in the Borough of Bound Brook. His attorney George Goceljak, Esq. was present to represent Mr. Gonzalez.

Mr. O'Donohue, borough attorney asked if Mr. Gonzalez received the report from the police department denying the issuance of a 2013 license because of violations. Does your client dispute the allegations in the report?

Mr. Goceljak, Esq. stated that his client does not dispute the allegations in the police report.

Mr. O'Donohue stated we need to determine if there will be a hearing.

Mr. Gonzalez advised his client would like to make a statement. Mr. Goceljak, Esq. stated that we are prepared to speak this evening.

Mr. Goceljak, Esq. advised that Mr. Gonzalez would help those individuals financially to apply for the license. Mr. Gonzalez would pay for them, and then those persons would then end up leaving the business. He stated that Mr. Gonzalez knows he has to come up with a better system. He stated that three month suspension will be a hardship to his client. Is there an alternate we can agree on? He asked for the consideration of the governing body to look at this. Those three persons that were driving without a license for Mr. Gonzalez are no longer employed with his service.

Council Levin asked why Mr. Gonzalez did not make any alternatives to correct those violations when they first occurred in June of 2012.

Mayor Pilato stated that it is a privilege to have a taxi license. Drivers are required to be licensed. You must follow the rules and the regulations of the ordinance. There are multiple violations here.

Police Chief Jannone stated he would leave the decision to the discretion of the governing body.

The hearing closed. Mr. O'Donohue stated that the governing body will discuss further in executive session and will vote on this later.

Greetings for comments and invitation for discussion

R. Short- 169 Cherry

She welcomed Councilwoman Lisa Bogart to the council.

She stated to the governing body that you are all representing the town. and to vote as independents. This is what we want to see and hope that Congress does the same.

Michele DeFazio-606 Church Street

She asked for a status on the construction of the new recreation center.

Mr. Bahr provided an update.

Hal Dietrich-639 Central Avenue

He commented on the January 1 Reorganization Meeting. There were no comments from the councilmember's on the agenda. Mayor Pilato noted that he did address at the meeting if there were any comments from councilmember's. Mr. Dietrich also stated there was no portion open to the public for comments. Mayor Pilato noted that there was an opportunity for the public to speak.

Mayor Pilato addressed the appointments to the Recreation Commission.

He spoke with the Recreation Director on a clarification to those appointments made on January 1st.

Cesar Martinez will be appointed as an Alternate

David Morris will be appointed as a full member

Diomar Rodriguez appointment will be withdrawn.

Motion moved by C. Hasting; second by C. Levin; All in favor: Ayes

Advertised hearings or special presentations-

A presentation was given by Fincredit Inc. earlier on the property tax reward program.

Opening of bids -

Mr. O'Donohue advised the low bidder (Modern) has complied with the requirements and is eligible to be awarded the contract.

Bid Opening was held on January 3, 2013-Portable Light Towers

Mayor Pilato noted the contract award will be on for the next meeting's agenda.

Introduction of ordinances –none

Introduction /discussion of resolutions

Mr. Bahr recommended to the council that the Middlesex County Joint Insurance Fund and the Brown & Brown Risk Management be approved this evening.

Mayor Pilato noted that the other resolutions listed can be carried over to the regular meeting.

R2013:01- carried over to the regular meeting

Approve 2013 agreement with Somerset County Solid Waste Management for a Certified Recycling Professional Services

R2013:02- carried over to the later portion of the meeting for approval –
Mr. Bahr was asked to provide a premium number for the governing body.
Approve membership agreement with Middlesex County Joint Insurance Fund
for a three (3) year term – 2013-2015

R2013:03- carried over to the later portion of the meeting for approval-
Mr. Bahr was asked to provide a premium number for the governing body.
Approve a Risk Management Consultant Agreement with Brown & Brown
Metro, Inc. for a three (3) year term – 2013-2015

R2014:04-carried over to regular meeting
Authorize the 2013 professional services contracts for the professional appointments
adopted at the January 1, 2013 Reorg Meeting

Attorney:	Hill, Wallack LLP-James O'Donohue, Esq.
Auditor:	Suplee, Clooney & Company
Bond Counsel:	Gluck Walrath LLP
Prosecutor:	John Bruder, Esq.
Public Defender:	Richard DeLuca, Esq.
Conflict Public Defender:	Carl Taylor, Esq.
Tax Appeal Counsel:	Martin Allen, Esq.-DiFrancesco, Bateman, Coley, Yospin, Kunzman Davis & Lehrer, P.C.

Unfinished Business- None

New Business

For discussion:
Municipal Solid Waste Services Contract Due to expire within the next six months.
Mayor Pilato noted solid waste services will go to bid. The current contract expires June 30th. The bid advertisement to be prepared soon and a contract award the last meeting in May. C. Petti suggested a timeline on how to fulfill all the requirements.

Approval:

Firemen's Membership Application

1) Christopher J. Stitley – Hose Co. No. 1 –
Motion: C. Hasting Second: C. Petti All in favor: Aye

Open to the public for comments and invitation for discussion on agendized matters

None

Meeting adjourned to Executive Session: @ 9:00 p.m.

R2014: 05

Authorize executive session for: (Negotiations; Deliberations;)

Matters for discussion: Bolmer Site; Carriage Park; Jack's Taxi;

Action will be taken after executive session.

Motion moved by C. Pranzatelli; second by C. Levin; All in favor: Ayes

Agenda meeting opened at 9:45 p.m.

Borough Attorney James O'Donohue, Esq. entered

Resolution No. 2013:06 into the record of minutes regarding the renewal of Jack's Taxi License.

A Hearing was held earlier in the meeting regarding the license renewal.

The Mayor and Council determined that Jack's Taxi violated Borough Ordinance 4-23.2 on three separate occasions in 2012 and the following penalties shall be imposed:

A) A 2 month taxi license suspension from January 1, 2013 until March 1, 2013 to be imposed as a non-renewal of the license until that period expires; and

B) A \$1,500 fine to be paid by the license holder on or before March 1, 2013

C) The license holder shall implement measures to confirm that all drivers have the required taxi driver's license and further violations will result in revocation.

Mr. Bahr provided the governing body with a premium cost for the following Two resolutions. The cost is \$378,919 for 2013 just under a 2% increase.

R2013:02-

Approve membership agreement with Middlesex County Joint Insurance Fund for a three (3) year term – 2013-2015

Motion: C. Hasting Second: C. Petti All in favor: Aye

R2013:03-

Approve a Risk Management Consultant Agreement with Brown & Brown Metro, Inc. for a three (3) year term – 2013-2015

Motion: C. Petti Second: C. Hasting All in favor: Aye

Agenda meeting adjourned at 10:00 p.m.

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

Respectfully submitted by,

Donna Marie Godleski, Municipal Clerk

