

**BOROUGH OF BOUND BROOK  
AGENDA MEETING MINUTES – APRIL 9, 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 Carey Pilato	present
Councilman Mark Hasting	present
Councilman Anthony Pranzatelli	present
Councilman John Miller	present
Councilman John Paul Levin	present
Councilman Vinnie Petti	present
Councilwoman Lisa Bogart	present

Present:

Donna Marie Godleski, Borough Clerk  
Randy Bahr, Administrator  
Borough Attorney James G. O'Donohue, Esq. –Hill-Wallack  
Police Chief Michael Jannone  
Robert Keady, Engineer- T&M Associates  
Dale Leubner – Senior Staff Designer-T&M Associates

Approval of Minutes:

March 26, 2013 Regular Meeting Minutes  
March 26, 2013 Executive Session Minutes Approved for Content Only  
Mayor Pilato noted a correction on the executive session minutes.  
Motion moved by Councilman Miller to approve minutes with correction; second by Councilman Levin; All in favor-Aye  
Abstain: C. Hasting was not present at the meeting.

Mayor Pilato gave a sense of the items on the agenda.

Engineers Report – T&M Associates –March 1-31-2013

Dale Leubner reported on the Greenbrook Flood Control:

Dale talked to the Army Corp about West Main Street. They were having Scafar Contracting come back in late summer to complete work. Dale advised that was not acceptable. He is working on this. Yesterday borough contractor was at Straight Edge Striping to repair a sewer main collapse. Dale will recoup costs from the Army Corp. The contractor re-established the connection.  
Segment U repair floodwall behind Shop-Rite- still waiting on plans.  
Questions from Mayor and Councilmember's-  
C. Bogart asked what would help to move along the plans.

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Mayor Pilato advised that extra phone calls to Congressman Lance and Congressman Holt would be helpful. Mayor expressed his concerns on a project that will be taking place west of Mountain Avenue. He will voice those concerns with the Somerset County Freeholders.

Robert Keady reported:

The Basin 6 rehab project is substantially complete. The final paving remains which will be completed the end of the month and then the project will close out.

The Sanitary Sewer Basin 4 Rehab: Recommendations will be completed this month.

2011 Road Reconstruction West: Contractor is currently working on Romney Road.

2011 Road reconstruction East: The last item of crack sealant will be done tomorrow.

West Main Street: The concrete work has been substantially completed. The punch list items are being verified for completion.

2012 Road Improvement Project: Design is currently underway and will go out to bid.

Church Street Culvert: The plans will go out to the county the end of the week. Will go out to bid the end of this month; award second meeting in May.

Train Station Rehab: Reached out to Dennis Kowal Architects today and should have an update tomorrow.

Questions/comments from Mayor and Council were addressed.

Mayor Pilato noted that Rubinetti Disposal is not collecting the refuse on roads that are under construction. We need to explain to Rubinetti that they are required to collect. The Somerset Recycling must also collect.

Councilman Levin inquired about flooding at the corner of Schoolhouse and Piedmont.

Mr. Keady advised that the system runs north and flat. Metape has a built in retention system. C. Levin noted that neighbors were asking about a French drain. Mr. Keady advised that it could not be done. That area is regulated by the Department of Environmental Protection, maintained by Somerset County and the Borough.

The engineers were excused at 8:00 p.m.

Presentation of communications, petitions, etc. –none

Greetings for comments and invitation for discussion

Michele DeFazio-606 Church Street

She inquired about the timeline for the Meridia Project.

Mayor Pilato advised that we should have a certificate of occupancy by the end of this year. Mr. Bahr noted the site manager advised the project should be complete and up in one year.

Ms. DeFazio asked about the Underground Property. Mayor Pilato advised that it was the same owner as the Bank Building on Main Street. This property has been in court several times already. We enforce as much as we can. We hope the owner will sell those properties as these are a nuisance for the borough.

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Advertised hearings or special presentations –none

Opening of bids - none

Introduction of ordinances -

ORDINANCE NO. 2013- 03

CALENDAR YEAR 2013

AN ORDINANCE TO ESTABLISH A CAP BANK

Motion: C. Pranzatelli                      Second: C. Hasting

Discussion: Mr. Bahr advised that this ordinance takes the appropriation cap to 3-1/2%.

We are not planning to come near to this but we bank in case we do need to.

Roll Call: Unanimous

Ordinance on Final Reading and Consideration: - none

Introduction/Discussion of Resolutions:

R2013: 63

Introduction of 2013 Municipal Budget and Tax Resolution for Fiscal Year 2013

Motion: C. Hasting                      Second: C. Pranzatelli

Discussion: Mr. Bahr noted that the full budget was e-mailed to the governing body.

The introduced budget is \$12,723,905.33 which is about 8% over last year's budget.

This budget does fall within the caps. On the average house assessed at \$300,000 the tax would be \$245.61 which is above the 2%. However, there are certain exemptions to the 2%. The finance committee has met several times. The budget requests were reviewed and cut in order to come up with a budget as close as to prior year.

This is an introduced budget which puts in place the requirements of the Local Government Services. The deadline to introduce was the first available meeting after March 15<sup>th</sup> and we are one meeting behind. The governing body can now move forward to schedule budget discussion meetings. Mr. Bahr requested all comments and recommendations be sent to him. He will gather all information in order to conduct meaningful discussions in the budget meetings.

The hearing on the budget and tax resolution is scheduled for May 14, 2013 @ 7:30 p.m. Mayor Pilato asked Mr. Bahr for a status on Hurricane Irene, Sandy and FEMA.

Mr. Bahr reported that he received all FEMA money. He completed applications for protective measures for Hurricane Sandy. He will be meeting with FEMA representative on the debris cleanup. The State has allowed FEMA revenues to be anticipated in the budget.

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Mr. Bahr advised that the budget will be advertised in summary, posted on the website and is available in the Clerk's Office for review.

Councilman Levin asked Mr. Bahr how you can introduce a budget without knowing all the numbers. Mr. Bahr stated that the introduced budget is out there to the public; it will be discussed and the council can work on the budget. Mayor Pilato stated that we try to do the best we can with the budget process.

Roll Call: Unanimous

Public Hearing on the budget is scheduled for May 14, 2013.

R2013: 64

Authorize settlement of 2012 and 2013 Tax Appeals filed by Bound Brook Holdings, LLC for the property known as 500 East Union Avenue as Block 13.02 Lot 48

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

R2013:65

Authorize the use of competitive contracting for the procurement of contracts for the beautification and maintenance of certain street corners

Motion: C. Hasting                      Second: C. Levin

Discussion: Mr. O'Donohue advised that Councilman Levin reported there are several companies interested in doing this work for the borough. The attorney noted that this resolution allows the maintenance companies to select certain corners for beautification. This contracting requires the borough to go out to bid on this and requires specifications. This bid will be posted on the website. Once the companies have responded the committee will then have scoring criteria. The company will then be allowed to place a 24 x 18 earth tone color sign. The sign will have their website and a phone number. The committee will also decide whether the company will have a one year renewable contract for five years.

All in favor: Ayes

Unfinished Business

Councilman Miller advised that he would like to take from the table the Senate Bill S-2364 and Assembly Bill A3553 proposed to create a system of early voting in the State of New Jersey. This resolution was discussed and tabled at the March 26th council meeting.

Second: Councilman Levin

Discussion: Councilman Miller advised that this tabled resolution allowed time for councilmember's to review. In his review he noted that the amount for this election in the budget is \$2,500 times 15 days which equals \$37,000 to fund the early voting. The borough opposing this bill allows us to send this back to the Senate that we are opposed to the early voting.

Mayor Pilato advised that this bill is now on the Governors Desk.

Comments from councilmember's.

Councilwoman Bogart advised that this passed in Senate and Assembly. It is now on the Governors Desk. This is a moot point to go back.

Mayor Pilato stated that it is not finalized until the Governor signs it.

Councilman Pranzatelli noted that Councilman Miller was correct in what it costs for this election.

He stated that the Assembly Bill clarifies that the state has budgeted 20 million to pay for the early voting. The counties can submit for reimbursement. The polling place will not be in every town; it is based on population. If Bound Brook were to be selected, we would get reimbursed.

Mayor Pilato advised that the Office of Legislative Services reports that the 20 to 30 million bills do not come from the state to the towns. It is the monies that the county directs to the towns to have those election days. The bill increased the number of voting districts to seven per county. There is a likelihood that Bound Brook is pretty high; the top 7 in terms of populations. This is on the Governors desk right now. A resolution from the governing body is our right to encourage the Governor to veto it. This is part of the democratic process. This is an unfunded mandate.

Councilman Miller called for a roll call vote on the resolution.

A second by Councilman Levin

Roll Call:

C. Hasting	yes
C. Pranzatelli	no
C. Miller	yes
C. Levin	yes
C. Petti	no
C. Bogart	no
Mayor Pilato -	yes

Resolution passed.

### New Business

#### Councilman Levin-

He has had several discussions with Mr. Menz, Manager of Doctors Express located in Bound Brook. The borough can use them for physicals, screenings, pre-employment, workers compensation. They have reached out to the police department. Police Chief Jannone advised that our workman compensation doctors recognize this facility as an initial screening facility. This will cut some issues that we have...they can go directly there and start the process of workers compensation.

Mr. Bahr advised that we can place a resolution on for the next meeting naming Doctors Express as the borough physician. Mr. Bahr noted that he can put them in touch with the Middlebrook Regional Health Commission as well.

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Approvals: None

Open to the public for comments – no comments

Adjourn to executive session @ 9:10 p.m.

R2013: 66

Authorize executive session for:

Personnel; Tax Issue; Update on Rescue Squad.

Possible action after the session.

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

Agenda meeting opened at 10:15 p.m.

Mr. O'Donohue noted the governing body would like to move forward a Resolution to hire Valerie Vazquez as the Bound Brook Municipal Court Administrator at a starting salary of \$55,000 per year and she will receive an increase of \$5,000 once she receives her certification. She will also in the interim receive annual increases provided to municipal employees. Her medical will be the same as for all employees. Her combined sick and vacation accumulated compensation will not exceed \$1500 per year. Those terms will be offered in a contract which will be drafted with additional specifics based upon what occurs upon acceptance of the position.

Motion moved by C. Levin; second by C. Petti

All in favor: Ayes

Agenda meeting adjourned at 10:15 p.m.

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

Respectfully submitted by,

Donna Marie Godleski, Borough Clerk

