

**BOROUGH OF BOUND BROOK -
AGENDA MEETING MINUTES – TUESDAY, JULY 9-2013 @ 7:30 PM –**

Mayor Carey 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	absent
Councilwoman Lisa Bogart	present

Present:

Donna Marie Godleski, Borough Clerk
Randy Bahr, Administrator
Borough Attorney James G. O'Donohue, Esq. –Hill-Wallack
Lt. David Czarcinski -Police Department
Borough Engineer- Robert Keady; Dale Leubner

Mayor Pilato gave a review of the items on the agenda. He noted that the hearing on Jack's Taxi is postponed to August 13 meeting. Also there are closed session items for discussion and action will be taken.

Approval of Minutes:

June 25, 2013 Regular Meeting
June 25, 2013 Executive Session for Content Only
Motion moved by C. Levin; second by C. Hasting All in favor: Ayes

Engineers Report – T&M Associates – June 1-June 30

Mr. Leubner reported on the Greenbrook Flood Control Project.
Top course paving along portions of West Main Street has been completed.
The repair to the East Street Apartments pump has been repaired by Scafar Contracting.
Concerns with property damage at the Vosseller Avenue/Talmage Avenue intersection has been addressed by ACOE. They have declined to do any corrective work on the retaining wall at the Moose Lodge.
Other items: Erosion concerns along the Middle Brook floodwall behind ShopRite
Repairs will be a separate stand alone contract. Potential award September 2013.
Construction contract award for Segment U bendway weir repairs is to be September 2013. Construction contract award for Segment U repairs to levee is to be awarded December 2013. Public information session with FEMA and ACOE to be held in the borough at completion of project.

Questions /comments addressed by Mayor Pilato. He advised on security measures for the pump station. He will address this at Thursday meeting and propose working jointly with the county. Also, PSE&G gave notice to turn off the flood control apparatus for non payment. Right now this is DEP and Somerset County. He will address this at Thursday meeting that PSE&G is to notify the borough as soon as possible on this.

Robert Keady reported:

2012 road improvement project sent to the Department of Transportation. A pre-con meeting will be held shortly.

Train Station East Bound Waiting Room Project. The borough attorney suggested a conference call with the architect.

A redevelopment study of Area 2 downtown is being conducted. A August 22 Planning Board Hearing is scheduled. Notices will be published.

The Church Street Culvert bid opening was held. The three bids received were tight. The low bid was \$357,000. The project estimate is \$300,000. A suggestion to reject the bids and rebid the project.

Mayor Pilato asked about the status of Watchung Road for completion. Mr. Keady advised he is addressing the number of miscellaneous items throughout the borough.

Public questions:

R. Short-169 Cherry Avenue

She asked if Maple Avenue will be addressed. Mayor Pilato advised that the contract awarded to Lucas Contracting will address this.

Engineers excused @ 8:00 p.m.

Presentation of communications, petitions, etc. – None

Greetings for comments and invitation for discussion

She asked who was taking the bank building on Route 28/Union Avenue next to the Garfield Apartment. Mayor Pilato advised that the bank building is not the boroughs. It is still owned by Bank of America. She asked about still using the parking lot area on the bank property that the seniors were using for their senior trips

She asked if Maple Avenue will be addressed. Mayor Pilato advised that the contract awarded to Lucas Contracting will address this.

Ms. Short asked about the new recreation center. Is there a membership fee. Can the center be used for seniors meetings? Mr. Bahr advised that it is the size of a gym and there a kitchenette area. Mayor noted that it is similar size to your current location for senior meetings. It was noted that all Recreation Commission meetings are open to the public.

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Michele DeFazio-606 Church Street

She asked about the proposed ordinance for registration of rental units. Will there be a fee. Mayor Pilato noted that a fee has not been decided yet. A draft ordinance is being reviewed to fit the Borough.

Public comment closed.

Advertised hearings or special presentations –

Bound Brook Jack’s Taxi- Hearing has been postponed to August 13, 2013

Introduction of ordinances -

ORDINANCE NO. 2013:05 – First Reading

An ordinance amending Chapter II Administration, Article III Administrative Fees
Section 2-60.1 Certified Birth, Marriage and Death Certificates-

c. Fee for Death Certificate. The fee for the issuance of a certified copy of a death certificate shall be five (\$5.00) dollars per copy.

Motion: C. Levin Second: C. Hasting

Discussion: Mr. Bahr provided a summary advising this is a convenience factor for the public.

Roll Call: Unanimous

Second Reading is scheduled for the July 23, 2013 meeting.

Ordinance on Final Reading and Consideration: -

NOTICE IS HEREBY GIVEN that the following Ordinance was Introduced and passed on first reading on the 11th day of June, 2013 and said Ordinance will be taken up for further consideration for final passage:

**BOROUGH OF BOUND BROOK
ORDINANCE NO. 2013-04**

**AN ORDINANCE REGULATING SMOKING IN AND UPON PUBLIC
BUILDINGS AND PUBLIC PROPERTIES, AND AMENDING CHAPTER III,
POLICE REGULATIONS, TO ADD ARTICLE 3-25, “SMOKING”**

Purpose. The purpose of this ordinance is to protect the health, safety and welfare of the general public pursuant to N.J.S.A. 40:48-2 and under the Borough’s authority pursuant to N.J.S.A. 26:3D-63, by prohibiting smoking in or on Borough-owned property.

Motion to open to the public for comment: C. Hasting Second: C. Miller

All in favor: Ayes

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The borough attorney provided a summary. The ordinance prevents smoking on public property, equipment and vehicles.

Public Comment: None

Motion to close public comment: C. Pranzatelli Second: C. Levin All in favor: Ayes

Motion to adopt: C. Pranzatelli Second: C. Levin

Roll Call: Unanimous –Ordinance adopted.

Introduction/Discussion of Resolutions:

R2013: 118 – No Action

PENDING -Approve the Liquor License Renewal 2013-14 for Café Imperial, Inc.

The borough attorney advised the licensee is awaiting tax clearance.

R2013: 119

Authorize Tax Collector to issue an overpayment of sewer charges-
647 Crescent Drive

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

R2013: 120

Award a professional services contract to Francis Linnus, Esq.-Conflict Counsel

Motion: C. Hasting Second: C. Miller

Discussion: Mr. Bahr advised the purpose is that the borough attorney has a conflict with the solid waste bids received. Mr. Linnus has reviewed refuse collection specifications for other towns. All in favor: Ayes

Unfinished Business

- Update- Personnel Policy- The borough attorney sent out a revised policy to the governing body including those revisions which were acted on at the last meeting. Each revision was reviewed along with the inclusion of a dress code policy. The attorney advised that he will incorporate those modifications for the adoption of the official personnel policy for the borough. This will be on for the next meeting.
- Review Draft Ordinance- Establish a uniform system for the registration of rental units, licensing of landlords and to impose sanctions on landlords who permit repeated violations of law by their tenants. Licensing of non-owner occupied rentals. Mayor Pilato advised that the ordinance is in review and we are looking at the second meeting in August for adoption.

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- Submit recommendations for two (2) appointments to the Somerset County Cultural & Heritage Advisory Committee. Mayor Pilato noted that he will work on those appointments.

C. Miller addressed unfinished business for the Construction Office. He advised that he would like to bring up a resolution to hire a new construction official and at the same time provide notice to the current construction official. The purpose of this is Michael Wright the current Construction Official is unable to meet the hours of the Construction Office that the governing body has requested.

The borough attorney provided a summary of those concerns which has brought these two resolutions forth.

A resolution to hire Richard Perlman as the new Construction Official effective July 24, 2013. The resolution for Michael Wright will give his notice effective July 24, 2013.

A motion to give notice to Michael Wright moved by C. Miller, second by C. Hasting

All in favor: Ayes/Nays

Roll Call Vote: C. Hasting- yes

C. Pranzatelli- no

C. Miller- yes

C. Levin-yes

C. Bogart- no

3 yes; 2 no- resolution passed

A motion to hire Richard Perlman as Construction Official was moved by C. Miller, second by C. Hasting; All in favor: Ayes – resolution passed

At that time Richard Perlman was introduced to the Administrator and governing body.

New Business – None

Open to the public for comments

No comment.

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Adjourn to Executive Session @ 8:55 p.m.

R2013: 121

Authorize executive session for Negotiations

Matters: Talmadge Commons; Transit Village; Sale of Municipal Asset;

A potential for action after session.

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

Regular meeting adjourned at 9:30 p.m.

Motion: C. Miller second by C. Hasting

Respectfully submitted by,

Donna Marie Godleski, Borough Clerk