

July 14, 2020 Final Agenda

Borough of Bound Brook
Regular Meeting – July 14, 2020

Call To Order at 7:00 p.m.

Reading of the Open Public Meetings Law Statement:

This meeting is being held in compliance with the Open Public Meeting Law in that the requirements of the law have been met with the posting of the meeting notice on the Municipal Bulletin Board, filed with the Borough Clerk and forwarded to The Courier News and The Star Ledger.

Pledge of Allegiance

Opening Prayer

Roll Call

Mayor Robert Fazen ___

C. Jake Hardin___ C. Richard Jannuzzi___ C. President Elizabeth Jannuzzi___

C. Brad Galeta___ C. Abel Gomez___ C. Vinnie Petti___

Approval of Minutes:

June 23, 2020 Regular Meeting

Motion: Second: Discussion: All in Favor:

Advertised hearings or special presentations

Presentation of communications, petitions, etc.

- Letter of Support from Bound Brook School District for the Bound Brook Train Station Improvement Project
- Borough of Bound Brook Credit Rating Upgraded by Moody's Investor Services

Greetings for comments and invitation for discussion

Introduction of ordinances -First Reading

Ordinance 2020-19 An Ordinance Amending and Supplementing Chapter XXI, Land Use Section 21-10.15.J “Parking” of the Revised General Ordinances of the Borough of Bound Brook

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on July 28, 2020.

Second: Discussion:

Roll Call:

C. Jake Hardin___C. Richard Jannuzzi___C. President Elizabeth Jannuzzi___
C. Brad Galeta___C. Abel Gomez___C. Vinnie Petti___

Ordinance on Final Reading and Consideration - Second Reading

Ordinance 2020-18 AN ORDINANCE OF THE BOROUGH OF BOUND BROOK, COUNTY OF SOMERSET, NEW JERSEY APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND BOROUGH CLERK PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE BOROUGH OF BOUND BROOK AND MERIDIA 300 URBAN RENEWAL, BOUND BROOK, LLC FOR PROPERTY LOCATED ON BLOCK 1, LOTS 56.01 AND 56.02 AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF BOUND BROOK AND LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

Motion to open public comment: Second:

Public Comment:

Motion to close public comment: Second:

Motion: Movant: I move the ordinance be passed on second reading and advertised according to law.

Second: Discussion:

Roll Call:

C. Jake Hardin___C. Richard Jannuzzi___C. President Elizabeth Jannuzzi___
C. Brad Galeta___C. Abel Gomez___C. Vinnie Petti___

Introduction/Discussion of Resolutions

The resolutions listed below were submitted to the Governing Body for review and will be adopted by one motion.

If separate discussion is desired, the resolution may be removed by council action.

Motion:	Second:	Discussion:	All in Favor:
2020-139	Resolution Approving Liquor License Renewals for 2020-2021		
2020-140	Resolution Authorizing the Submission of a New Jersey Department of Transportation Grant Application for the Rehabilitation of West Second Street		
2020-141	Resolution Authorizing the Submission of a United States Department of Agriculture Rural Development Community Facilities Grant Application for the Generator Project		
2020-142	Resolution Hiring Jace Coddington as a Seasonal Employee for the Department of Recreation		
2020-143	Resolution Appointing Members to the Board of Trustees of the Special Improvement District		
2020-144	Resolution Consenting to Assignment of the Contract with Peter Rubinetti Private Disposal, LLC for Solid Waste Collection, Disposal and Recycling Services to Interstate Waste Services, Inc.		
2020-145	Resolution Renewing LFR Inc.'s Retail Plenary Consumption License No. 1804-33-020-009 for the License Year 2020-2021, with Conditions		

Unfinished Business

New Business

- Bound Brook Fire Department Proposal
- Venue 518 Request for Amplified Music for Outdoor Dining

Approval of Vouchers

2020- 146	Resolution Approving Vouchers in the Amount of \$ 814,772.27		
	Motion:	Second:	Discussion: All in favor:

Open to the public for comment

Authorize Executive Session

2020-147 Resolution Authorizing Executive Session

Motion: Second: All in favor:

Adjournment

Motion: Second: Discussion: All in favor:

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2020-19

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXI,
LAND USE, SECTION 21-10.15.J “PARKING” OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF BOUND BROOK

BE IT ORDAINED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, as follows:

SECTION 1. Section 21-10.15.j., “Parking” of the Revised General Ordinances of the Borough of Bound Brook is hereby amended by deleting the text **[marked in bold and enclosed in brackets]** and inserting the text **underlined and marked in bold**, to read as follows:

21-10.15.j. Parking

Figure 37. Parking Ratios

21-10.15 - Figure 37. Parking Ratios		
GFA = gross square feet of floor area		
Principal Use	Minimum # Spaces	Maximum # Spaces
Residential - Stand alone	[1 per dwelling unit]	[1 per dwelling unit]
	<u>1 per 1 Bedroom</u>	<u>1 per 1 Bedroom</u>
	<u>1.5 per 2 Bedrooms</u>	<u>1.5 per 2 Bedrooms</u>
	<u>2 per 3 Bedrooms or more</u>	<u>2 per 3 Bedrooms or more</u>
Residential in mixed-use development	[1 per dwelling unit]	[1 per dwelling unit]
	<u>1 per 1 Bedroom</u>	<u>1 per 1 Bedroom</u>
	<u>1.5 per 2 Bedrooms</u>	<u>1.5 per 2 Bedrooms</u>
	<u>2 per 3 Bedrooms or more</u>	<u>2 per 3 Bedrooms or more</u>
Retail/Commercial	1 per 1,000 GFA	3 per 1,000 GFA
Restaurants	1 per 400 square feet dining space	1 per 200 square feet dining space
Office	1 per 1,000 GFA	1 per 500 GFA

21-10.15 - Figure 37. Parking Ratios		
GFA = gross square feet of floor area		
Principal Use	Minimum # Spaces	Maximum # Spaces
Theater	1 per every 6 seats	1 per every 3 seats
Entertainment	1 per 1,000 GFA	3 per 1,000 GFA
Hotel/Inn	0.50 per guest room	1 per guest room

SECTION 2. Severability Clause.

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 3. Repealer.

All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

This ordinance shall take effect, following adoption and publication in accordance with the laws of the State of New Jersey.

ATTEST:

BOROUGH OF BOUND BROOK

Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE 2020-18

AN ORDINANCE OF THE BOROUGH OF BOUND BROOK, COUNTY OF SOMERSET, NEW JERSEY APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND BOROUGH CLERK PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE BOROUGH OF BOUND BROOK AND MERIDIA 300 URBAN RENEWAL, BOUND BROOK, LLC FOR PROPERTY LOCATED ON BLOCK 1, LOTS 56.01 AND 56.02 AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF BOUND BROOK AND LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

WHEREAS, in January 2000, the Borough Council of the Borough of Bound Brook designated various properties in its downtown along the Main Street corridor as an area need of redevelopment (“**Redevelopment Areas 1 & 2**”) and adopted a redevelopment plan for Redevelopment Areas 1 & 2 in February 2000 and subsequently adopted an Amended Redevelopment Plan for Redevelopment Area 1 on August 11, 2015, which has been amended subsequently time to time; and

WHEREAS, Block 1, Lots 56.01 and 56.02 (the “**Property**”) is located in Redevelopment Area 1; and

WHEREAS, on December 10, 2019, the Borough approved a redevelopment agreement (the “**Redevelopment Agreement**”) for the redevelopment of the Property with Meridia 300 Urban Renewal, Bound Brook, LLC, an approved urban renewal entity (the “**Redeveloper**” or “**Entity**”); and

WHEREAS, the Entity is the contract purchaser of Block 1, Lots 56.01 and 56.02, which make up the Property; and

WHEREAS, the Entity proposes the construction of 60 multi-family residential units with ground floor commercial space on the Property (the “**Project**”); and

WHEREAS, the Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise dealing with the Property and the Project; and

WHEREAS, pursuant to and in accordance with the provisions of the Long-Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the “**Long Term Tax Exemption Law**”, as codified in N.J.S.A. 40A:20-1 et seq.), the Borough is authorized to provide for payment in lieu of taxes within a redevelopment area; and

WHEREAS, the Entity submitted an application on or about April 13, 2020 for the approval of a Project, as such term is used in the Long-Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the “**Exemption Application**”, a copy of which is attached hereto as Exhibit B); and

WHEREAS, the Exemption Application requested a 25-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for the entire term.

WHEREAS, the Borough proposes and agrees to a 20-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for years 1 through 10, increasing to 11% for years 11-15 and increasing to 13% for years 16-20.

WHEREAS, pursuant to the Long-Term Tax Exemption Law, the Borough is authorized to enter into a financial agreement with a redeveloper for payment of an annual service charge for municipal services in lieu of taxes for market rate housing and commercial projects; and

WHEREAS, the Entity has requested that the Borough enter into a financial agreement for payment of an annual service charge for municipal services in lieu of taxes (the “**Financial Agreement**”) for the Project; and

WHEREAS, the Borough and the Entity have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute the Financial Agreement, which terms and conditions are stated below; and

WHEREAS, the Borough acknowledges that Meridia 300 Urban Renewal, Bound Brook, LLC, by effectuating the redevelopment of the Project, will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the Borough; and

WHEREAS, the Borough and the Entity have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute a Financial Agreement.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Bound Brook, County of Somerset, New Jersey, as follows:

Section 1. The Borough acknowledges that by effectuating the redevelopment of the Project, Meridia 300 Urban Renewal Bound Brook, LLC will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the Borough.

Section 2. The Borough makes the following findings:

A. Relative benefits of the Project when compared to the costs:

1. The Property currently generates approximately \$10,569 in real estate tax revenue to the Borough as part of the Property is underutilized with a small retail building and part is tax exempt as a public parking lot. The projected Annual Service Charge over the 20-year term will generate an average annual revenue to the Borough of approximately \$169,473.

2. It is estimated that the Project will create jobs during construction and up to 24 permanent jobs for the residential and commercial uses;

3. The Project should stabilize and contribute to the economic growth of existing local business and to the creation of new business, which will serve the new residents and attract additional people to the Borough;

4. The Project will further the redevelopment objectives of the Redevelopment Plan for Redevelopment Area 1; and

5. The redevelopment of the Property will greatly improve the downtown neighborhood.

6. The Borough has determined that the benefits of the Project significantly outweigh the costs to the Borough.

B. Assessment of the importance of the tax exemption defined in obtaining development of the Project and influencing the locational decisions of probable occupants:

1. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of urban design and aesthetics as well as the use of high quality materials which will maintain the appearance of the building over the life of the Project, which will insure the likelihood of the success of the Project and insure that it will have a positive impact on the surrounding area.

C. Based upon the above determinations by the Borough and the provisions of N.J.S.A. 40A:20-12, this Agreement contains appropriate tax exemption provisions and an appropriate Annual Service Charge schedule.

Section 3. The Exemption Application is hereby accepted and approved.

Section 4. The Financial Agreement shall be for a twenty (20) year term with an annual service charge based on 10% of annual gross revenues for years 1 through 10, increasing to 11%

for years 11-15 and increasing to 13% for years 16-20, all in accordance with the Long-Term Tax Exemption Law.

Section 5. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the Borough by the Mayor in substantially the form attached hereto as Exhibit B. The Borough Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Mayor and to affix the corporate seal of the Borough to the Financial Agreement.

Section 6. This ordinance shall take effect upon final passage and publication as required by law.

ATTEST:

ADOPTED:

Jasmine D. Mathis, Borough Clerk

Mayor Robert P. Fazen

Date Introduced: June 23, 2020

Date of Adoption: July 14, 2020

BOROUGH OF BOUND BROOK
RESOLUTION 2020-139

RESOLUTION APPROVING LIQUOR LICENSE RENEWALS FOR 2020-2021

WHEREAS, the following applications were received for renewal of their Plenary Retail Consumption, Plenary Retail Distribution and Club Licenses; and

WHEREAS, said applications comply with the Rules and Regulations of the Division of Alcoholic Beverage Control, each being accompanied by the required license fee, filing fee and tax clearance; and

WHEREAS, the Borough Clerk has informed this body that no objections have been received by against any of said applications; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that the following applications are hereby approved and the Borough Clerk is hereby authorized to issue licenses to the applicants for the fiscal year 2020-2021.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Division of Alcoholic Beverage Control; Trenton, New Jersey.

	License Number	Fee	License Holder	Address
Plenary Retail Consumption	1804-32-011-009	\$2,500	Cheers Restaurant Inc.	13-15 Hamilton Avenue
Plenary Retail Distribution	1804-44-006-008	\$2,500	Al Habib Inc.	260 West Union Avenue

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 14, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-140

RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE REHABILITATION OF WEST SECOND STREET PROJECT

WHEREAS, the rehabilitation of West Second Street has been identified as a necessary road project; and

WHEREAS, the Borough desires to submit a grant application to

NOW, THEREFORE, BE IT RESOLVED that the Council of the Bound Brook formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2021-The Rehabilitation of West Second Street-00664 to the New Jersey Department of Transportation on behalf of the Borough of Bound Brook.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Bound Brook and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Mayor and Council on this 14th day of July, 2020.

Jasmine D. Mathis, Borough Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
Jasmine D. Mathis, Borough Clerk Mayor Robert P. Fazen

BOROUGH OF BOUND BROOK
RESOLUTION 2020-141

RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE
UNITED STATES DEPARTMENT OF AGRICULTURE RURAL DEVELOPMENT
COMMUNITY FACILITIES PROGRAM FOR THE GENERATOR PROJECT

WHEREAS, a generator project at Borough Hall has been identified; and

WHEREAS, the Borough desires to submit a grant application to the United States Department of Agriculture Rural Development Community Facilities Program;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council for the Borough of Bound Brook formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Council are requesting a 35% grant for the project. If the grant is not funded in full, the Borough agrees to fund the remainder of the project to complete it in full.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Bound Brook and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Mayor and Council on this 14th day of July, 2020.

Jasmine D. Mathis, Borough Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
Jasmine D. Mathis, Borough Clerk Mayor Robert P. Fazen

BOROUGH OF BOUND BROOK

RESOLUTION 2020-142

RESOLUTION HIRING JACE CODDINGTON AS A SEASONAL EMPLOYEE FOR THE DEPARTMENT OF RECREATION

WHEREAS, the Recreation Director held interviews for the seasonal positions in the Recreation Department; and

WHEREAS, the Director has made recommendations to hire part-time seasonal employees for the various positions within the department;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that the hire of seasonal employees listed below be approved.

<u>Employee</u>	<u>Position</u>	<u>Pay Rate</u>
Jace Coddington	Park Maintenance	\$10.30
Jace Coddington	Gate Guard	\$10.30

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 14, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-143

RESOLUTION APPOINTING MEMBERS TO THE BOARD OF TRUSTEES OF THE
SPECIAL IMPROVEMENT DISTRICT

WHEREAS, pursuant to the Borough Municipal Code §2-55.10, the Borough Council appoints members to the Board of Trustees of the Special Improvement District; and

WHEREAS, the Board of Trustees consist of at least seven but not more than nine voting members;

NOW THEREFORE BE IT RESOLVED, the following members are appointed to the Board of Trustees for the following terms.

Eric Horowitz	1 year Term	Term Ending December 31, 2020
Curt Schmidt	1 year Term	Term Ending December 31, 2020
Michael Allongo	1 year Term	Term Ending December 31, 2020
Mary Swarbrick	2 year Term	Term Ending December 31, 2021
Anthony Pranzatelli	2 year Term	Term Ending December 31, 2021
Joseph Petracca	2 year Term	Term Ending December 31, 2021
Yamila Izquierdo	2 year Term	Term Ending December 31, 2021
Brad Galeta	3 year Term	Term Ending December 31, 2022
Louis Reynolds	3 year Term	Term Ending December 31, 2022
Jake Hardin, Liaison	1 year Term	Term Ending December 31, 2020

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 14, 2020

BOROUGH OF BOUND BROOK
RESOLUTION NO. 2020-144

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF BOUND
BROOK CONSENTING TO ASSIGNMENT OF THE CONTRACT WITH PETER
RUBINETTI PRIVATE DISPOSAL, LLC FOR SOLID WASTE COLLECTION,
DISPOSAL AND RECYCLING SERVICES TO INTERSTATE WASTE SERVICES,
INC.

WHEREAS, on prior occasion, the Borough of Bound Brook (“Borough”) advertised and received bids for solid waste collection and disposal services, all in accordance with the Local Public Contracts Law; and

WHEREAS, at a public meeting on December 10, 2019, pursuant to duly adopted Resolution 2019-237, the Borough awarded a contract to Peter Rubinetti Private Disposal, LLC (“PRPD”) as the lowest, responsible and complying bidder for solid waste collection and disposal services in the Borough; and

WHEREAS, the contract has a term of two years, commencing on December 15, 2019, at a cost of \$1,002,000.00; and

WHEREAS, PRPD and Interstate Waste Services of New Jersey, Inc. (“IWS”) recently filed a Petition with the New Jersey department of Environmental Protection (“NJDEP”), requesting authorization for PRPD to convey this municipal contract to IWS; and

WHEREAS, IWS is a New Jersey corporation, organized and in good standing under the laws of the State of New Jersey, and is authorized to engage in the business of solid waste collection, transportation and disposal; and

WHEREAS, as the holder of a Certificate of Public Convenience and Necessity in New Jersey, IWS currently provides solid waste services to customers in Somerset, Passaic, Sussex, Essex, Union, Hudson, Morris and Middlesex Counties, and maintains its principal place of business in Jersey City, New Jersey; and

WHEREAS, IWS has further represented that approval and implementation of the conveyance of this municipal contract will not cause any disruption to, or reduction in, the safety or adequacy of the services currently being provided by PRPD; and

WHEREAS, the Borough has determined that it would be in the best interests of the Borough and its citizens to consent to the assignment by PRPD of the solid waste collection and disposal services contract to IWS as such services will not be negatively impacted by the provision of the services by IWS; and

WHEREAS, the Borough has further determined that IWS has the necessary experience, equipment, and financial wherewithal to provide continuous safe, adequate and proper solid waste collection and disposal services to the Borough; and

WHEREAS, the terms for the provision of solid waste collection and disposal services, including the costs to the Borough, will remain as stated in the agreement with PRPD; and

WHEREAS, providing consent to the assignment by PRPD of the solid waste collection and disposal services contract to IWS is necessary for the efficient operations of the Borough, and to ensure the continued availability of safe, adequate and proper solid waste collection and disposal services to the citizens of the Borough at the same reasonable market price;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Bound Brook, in the County of Somerset, State of New Jersey, that the Borough hereby consents to the assignment by PRPD of the solid waste collection and disposal services contract to IWS, upon the same terms and conditions of the current contract with PRPD.

BE IT FURTHER RESOLVED that the Borough's consent to the assignment of the contract to IWS is expressly contingent upon the issuance of all necessary approvals by NJDEP of the assignment of the municipal contract by PRPD to IWS and all such other authorizations and approvals as may be required for IWS to lawfully provide solid waste collection and disposal services to the Borough, pursuant to and in accordance with the terms of PRPD's contract with the Borough.

BE IT FURTHER RESOLVED that the Mayor of the Borough be and is hereby authorized to execute all documents required to effectuate the assignment by PRPD of the solid waste collection and disposal services contract to IWS, pursuant to and in accordance with applicable law.

BE IT FURTHER RESOLVED that a copy of this resolution shall be maintained in the Office of the Borough Clerk and made available for public inspection.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 14, 2020

BOROUGH OF BOUND BROOK
RESOLUTION NO. 2020-145

RESOLUTION RENEWING LFR INC.'S RETAIL PLENARY CONSUMPTION
LICENSE NO. 1804-33-020-009 FOR THE LICENSE YEAR 2020-2021, WITH
CONDITIONS

WHEREAS, LFR Inc. submitted an application for the renewal of its Plenary Retail Consumption License for the premises located at 224-226-228 East Main Street; and

WHEREAS, LFR Inc.'s application complies with the Rules and Regulations of the Division of Alcoholic Beverage Control, and was accompanied by the required license fee, filing fee and tax clearance; and

WHEREAS, the Borough Clerk has informed this body that no objections have been received by against any of said applications; and

WHEREAS, the Mayor and Council has considered the recommendations of the Chief of Police with respect to imposing certain conditions of LFR Inc.'s License; and

WHEREAS, the Mayor and Council desires to renew LFR Inc.'s License with certain conditions as recommended.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey as follows:

1. Plenary Retail Consumption License No. 1804-33-020-009 held by LFR Inc., 224-226-228 East Main Street, Bound Brook, New Jersey (the "Licensed Premises"), is hereby renewed for the license year 2020-2021, with the following conditions:
 - a. Last call shall be at 11:00 p.m.; and
 - b. Indoor lights shall be turned on at 11:15 p.m.; and
 - c. Customers shall leave the establishment by 11:30 p.m., and
 - d. Employees shall leave the establishment by 12:00 a.m.
2. This Resolution shall take effect immediately.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk
Date of Adoption: July 14, 2020

BOROUGH OF BOUND BROOK
RESOLUTION 2020-146

APPROVAL OF VOUCHERS

BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset, and State of New Jersey that vouchers are approved for the following funds in the amount of \$ 814,772.27.

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 777,839.81
GRANT FUND	\$ 341.92
GENERAL CAPTIAL FUND	\$ 7,921.98
GENERAL TRUST FUND	\$ 2,037.00
RECREATION TRUST	\$8,592.48
DEVELOPERS ESCROW	\$16,387.71
PAYROLL FUND	\$1,651.37
TOTAL	<u>\$ 814,772.27</u>

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 14, 2020

BOROUGH OF BOUND

RESOLUTION NO. 2020-147

AUTHORIZE EXECUTIVE SESSION

WHEREAS, NJSA 10:4-12 allows for a public body to go into closed session during a public meeting; and

WHEREAS, the Borough of Bound Brook has deemed it necessary to go into closed session to discuss matters which are exempted from the public; and

WHEREAS, the regular meeting of the Borough of Bound Brook will reconvene.

NOW THEREFORE BE IT RESOLVED, that the Borough Council will go into closed session for the following reasons as outlined in NJSA 10:4-12; and

NOW THEREFORE BE IT FURTHER RESOLVED that the Borough of Bound Brook hereby declares that the discussion of subject(s) may be made public at a time when the Borough Attorney advises the Borough Council that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion. That time is currently estimated as the time of said matter.

NOW THEREFORE BE IT FINALLY RESOLVED that the Borough is excluded from the portion of the meeting during which the discussion(s) shall take place and hereby directs the Municipal Clerk to take the appropriate action to effectuate the terms of this resolution.

Reason for Closed Session –

Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the borough's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 14, 2020