

Borough of Bound Brook
Regular Meeting – July 28, 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:

July 14, 2020 Regular Meeting

Motion: Second: Discussion: All in Favor:

Advertised hearings or special presentations

- SACH 2020 Food Pantry Proposal

Presentation of communications, petitions, etc.

Greetings for comments and invitation for discussion

Opening of bids

Engineers Report-Dale Leubner- Superintendent of Public Works

Committee Reports

Chair of Finance - C. Elizabeth Jannuzzi

Liaison Committees: Cultural Arts Committee, BB Seniors

Chair of Public Works, Bldgs., Grounds & Utilities - C. Abel Gomez

Liaison Committees: Historic Preservation Commission, Shade Tree Commission, Board of Education

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

Liaison Committees: Board of Engineers, Office of Emergency Management, Rescue Squad, Parking Commission,

Chair of Personnel, Administration & Ordinances - C. Brad Galeta

Liaison Committees: BB/SBB Municipal Alliance/Youth Services Commission, Recreation Commission

Chair of Economic Development C. Jake Hardin

Liaison Committees: Architectural Review Advisory Committee, Special Improvement District, Planning Board

Chair of Zoning, Construction & Code Enforcement - C. Richard Jannuzzi

Liaison Committees: Board of Health, Library Advisory Committee

Introduction of Ordinances -First Reading

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:

- | | |
|----------|--|
| 2020-149 | Resolution Replacing Petty Cash Custodian in the Borough of Bound Brook |
| 2020-150 | Resolution Approving an Extension of the Completion Date in the Redevelopment Agreement West Main Street Urban Renewal, LLC |
| 2020-151 | Resolution Authorizing the Award of Contract Under Keystone Purchasing Network, a National Cooperative, Contract #201501-03 for RAVO 5 iSeries Street Sweeper to North East Sweepers in the amount of \$265,277.31 |
| 2020-152 | Resolution Memorializing Confirmation of Acceptance of Bradley Kaner’s New Jersey State Firemen’s Association Application for Membership to the Bound Brook Fire Department |
| 2020-153 | Resolution Memorializing Confirmation of Acceptance of Anthony Palmieri’s New Jersey State Firemen’s Association Application for Membership Transfer |
| 2020-154 | Resolution Authorizing T&M Associates to Complete the East Gate Landfill Closeout with New Jersey Department of Environmental Protection |
| 2020-155 | Change Order No. 5- Black Rock Enterprises 2018 Road Improvement Program |
| 2020-156 | Resolution Approving the First Amendment to Redevelopment Agreement with Meridia 300 |

Unfinished Business

- Bond Brook Fire Department Proposal

New Business

- Police Vehicle Donation

Approval of Vouchers

2020- 157 Resolution Approving Vouchers in the Amount of \$703,154.83

 Motion: Second: Discussion: All in favor:

Open to the public for comment

Authorize Executive Session

2020-158 Resolution Authorizing Executive Session- Contract Negotiations

 Motion: Second: All in favor:

Adjournment

Motion: Second: Discussion: All in favor:

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 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-149

RESOLUTION REPLACING THE PETTY CASH CUSTODIAN IN THE
BOROUGH OF BOUND BROOK

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund; and

WHEREAS, said Petty Cash Fund was previously established; and

WHEREAS, the custodian of such petty cash is no longer an employee of the Borough of Bound Brook; and

WHEREAS, the Borough desires to maintain petty cash fund; and

WHEREAS, the Borough desires to name Cindy Griffith, Tax Collector, as petty cash custodian.

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

1. Cindy Griffith, Tax Collector, be and is hereby appointed custodian of petty cash.
2. Said Petty Cash Fund will be used by the Borough to pay claims for small miscellaneous expenses not to exceed \$25.00.
3. Cindy Griffith, Tax Collector, having custody of the Fund be bonded in an amount not less than \$1,000.00 and will maintain said Fund in accordance with the laws and regulations governing its operation.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-150

RESOLUTION APPROVING AN EXTENSION OF THE COMPLETION DATE IN THE REDEVELOPMENT AGREEMENT WEST MAIN ST. URBAN RENEWAL, LLC AND THE BOROUGH OF BOUND BROOK FOR PROPERTIES KNOWN AS TAX BLOCK 7, LOT 28, ALSO KNOWN AS 7-15 WEST MAIN STREET, LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

WHEREAS, Borough and West Main St. Urban Renewal, LLC (the “Redeveloper”) entered into a Redevelopment Agreement, dated November 22, 2017 (“Redevelopment Agreement”) for the redevelopment of Block 7 Lot 28 (the “Property”), located within Downtown Redevelopment Area pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.); and

WHEREAS, on July 9, 2020, pursuant to Section 2.09(b) of the Redevelopment Agreement, counsel for the Redeveloper requested an extension of the Project Schedule in the Redevelopment Agreement for the Completion Date of the Project due to the fire that destroyed the structures under construction on the Property on January 12, 2020, a copy of which correspondence is attached hereto and made part of this resolution; and

WHEREAS, pursuant to Section 2.09.(b) of the Redevelopment Agreement, the Redeveloper provided notice to the Borough stating: (i) the reason for the failure to complete the applicable task, (ii) Redeveloper's schedule for completing such task, (iii) the method or methods by which Redeveloper proposes to achieve subsequent tasks by the relevant completion dates, and (iv) a request that the Borough extend such Completion Date; and

WHEREAS, Section 2.09.(b) states that the Borough’s consideration of such request shall not unreasonably be denied and the event which caused the delay of the Redeveloper’s ability to meet the Completion Date was beyond its control and it has taken affirmative steps to commence re-construction of the Project.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bound Brook that it hereby approves an extension of the Completion Date for the Project to on or before September 30, 2021, pursuant to the Redevelopment Agreement with West Main St. Urban Renewal, LLC for the redevelopment of Block 7, Lot 28 for the reasons stated herein and in the attached correspondence .

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk are hereby authorized to execute any and all documents which may be required to demonstrate its approval of an extension of the Completion Date for the Project to on or before September 30, 2021.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk
Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-151

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT UNDER KEYSTONE PURCHASING NETWORK, A NATIONAL COOPERATIVE CONTRACT #201501-03, FOR THE PURCHASE OF A RAVO 5 ISERIES STREET SWEEPER TO NORTHEAST SWEEPERS AND RENTALS, INC. IN THE AMOUNT \$265,277.31.

WHEREAS, the Borough of Bound Brook wishes to purchase a street sweeper for the Department of Public Works from a national cooperative pricing system under N.J.S.A. 52:32-6.2; and

WHEREAS, the Borough of Bound Brook has conducted its due diligence and legally advertised Notice of Intent to Award under a National Cooperative Purchasing Agreement on July 18, 2020 in the Courier News; and

WHEREAS, the Borough Clerk did not receive prospective bids; and

WHEREAS, North East Sweepers & Rentals, Inc., 16 Passaic Avenue, Fairfield, NJ 07004, has been awarded the Keystone Purchasing Network Contract #201501-03 for this equipment; and

WHEREAS, Hector Herrera, Qualified Purchasing Agent, recommends the utilization of this contract for this purchase; and

WHEREAS, the cost for the equipment is \$265,277.31; and

WHEREAS, the Chief Finance Officers has certified the availability of the funds for the purchase from account #04-2020-202017-1705-4-0.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that Northeast Sweepers & Rentals, Inc. be awarded the contract for the aforementioned street sweeper.

BE IT FURTHER RESOLVED, that the Finance Department shall issue the appropriate purchase order in the amount of \$265,277.31.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-152

RESOLUTION MEMORIALIZING CONFIRMATION OF ACCEPTANCE OF BRADLEY
KANER'S NEW JERSEY STATE FIREMEN'S ASSOCIATION APPLICATION FOR
MEMBERSHIP TO THE BOUND BROOK FIRE DEPARTMENT

WHEREAS, Bradley J. Kaner has applied to become a volunteer firefighter in the Borough of Bound Brook Fire Department Watchung Fire Company No. 3; and

WHEREAS, evidence of physical fitness has been produced and a background check has been performed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook, County of Somerset State of New Jersey, the New Jersey State Firemen's Association Application for Membership for Bradley J. Kaner to Watchung Fire Company No. 3 is hereby accepted.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-153

RESOLUTION MEMORIALIZING CONFIRMATION OF ACCEPTANCE OF ANTHONY PALMIERI'S NEW JERSEY STATE FIREMEN'S ASSOCIATION APPLICATION FOR MEMBERSHIP TRANSFER

WHEREAS, Anthony Palmieri is a current member of the Bound Brook Fire Department; and

WHEREAS, Anthony Palmieri has applied to transfer from Relief Fire Company No. 4 to Watchung Fire Company No. 3.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, the New Jersey State Firemen's Association Application for Membership transfer is hereby accepted.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-154

RESOLUTION AUTHORIZING T&M ASSOCIATES TO COMPLETE THE EAST GATE
LANDFILL CLOSEOUT WITH NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION

WHEREAS, a Major Disruption Approval application was submitted to the New Jersey Department of Environmental Protection on September 28, 2017 for the construction of a parking lot located above the pre-existing landfill footprint in Billian Legion Park; and

WHEREAS, New Jersey Department of Environmental Protection advised the Borough conditions of a Sanitary Landfill Disruption Approval dated April 14, 1994 had not been addressed; and

WHEREAS, T&M Associates developed a Scope of Services to address the prior non-compliance in order to prepare a Professional Engineer's Certification for the East Gate Park Landfill site; and

WHEREAS, the cost for T&M Associates to perform the Scope of Services is \$35,000.00; and

WHEREAS, the Chief Financial Officer has certified the funds from account# 04-2018-201809-4009-49-04128 in the amount of \$35,000.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, T&M Associates is hereby authorized to complete the East Gate Park Landfill closeout with the New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED, the costs shall not exceed \$35,000.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-155

CHANGE ORDER NO. 5 - BLACK ROCK ENTERPRISES
2018 ROAD IMPROVEMENT PROGRAM

WHEREAS, the Borough of Bound Brook awarded a project to Black Rock Enterprises, LLC for the 2018 Road Improvement Program; and

WHEREAS, there is a reduction in overall contract costs in the amount of \$17,284.35;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Bound Brook, Somerset County, State of New Jersey that Change Order No. 5 is approved.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK

RESOLUTION 2020-156

RESOLUTION APPROVING THE FIRST AMENDMENT TO THE REDEVELOPMENT AGREEMENT BETWEEN MERIDIA 300 URBAN RENEWAL, BOUND BROOK, LLC FOR PROPERTIES LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

WHEREAS, Borough and Redeveloper entered into a Redevelopment Agreement, dated December 10, 2019 (“Agreement”) for the redevelopment of the Properties as defined in the Agreement, located within the Redevelopment Area #1 pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.); and

WHEREAS, the Redeveloper and Borough has agreed to remove the requirement for the Redeveloper to pay the Borough for parking spaces in the New Jersey Transit parking lot or in accordance with the Borough PILOP ordinance for the Project; and

WHEREAS, the Redeveloper has agreed to pay the Borough a development fee in the amount of \$3,000 for each residential unit approved for the Project; and

WHEREAS, Borough and Redeveloper desire to amend certain terms set forth in the Agreement and have agreed to memorialize such amendments pursuant to the terms of a First Amendment.

WHEREAS, all other terms and conditions of the Agreement shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bound Brook that it hereby approves a First Amendment to the Redevelopment Agreement, in a form substantially consistent with that attached hereto and made part of this resolution.

BE IT FURTHER RESOLVED that the Mayor and the Borough Clerk are hereby authorized to execute any and all documents required to effectuate the First Amendment to the Redevelopment Agreement, subject to final review by general counsel as to legal form and content.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk
Date of Adoption: July 28, 2020

BOROUGH OF BOUND BROOK
RESOLUTION 2020-157

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 \$ 703,154.83

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 611,414.45
GRANT FUND	\$ 1,885.15
GENERAL TRUST FUND	\$ 24,919.54
RECREATION TRUST	\$ 558.95
HOUSING REHAB	\$ 4,899.00
TAX TITLE LIEN REDEMPTION	\$54,424.62
UNEMPLOYMENT TRUST FUND	\$77.33
PAYROLL FUND	\$4,975.79
TOTAL	<u>\$ 703,154.83</u>

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: July 28, 2020

BOROUGH OF BOUND
RESOLUTION NO. 2020-158

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 – CONTRACT NEGOTIATIONS

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 28, 2020