



**BOROUGH COUNCIL
MEETING AGENDA
January 12, 2021 AT 7:00 P.M.**

CALL TO ORDER

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. President Abel Gomez
C. Jake Hardin
C. Richard Jannuzzi
C. Brad Galeta
C. Vinnie Petti
C. Anthony Pranzatelli

APPROVAL OF MINUTES

December 22, 2020 Regular Meeting

Motion: Second:

Roll Call:

C. Abel Gomez___ C. Jake Hardin___ C. Richard Jannuzzi___
C. Brad Galeta___ C. Vinnie Petti___



January 5, 2021 Reorganization Meeting

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Jake Hardin____ C. Richard Jannuzzi____

C. Brad Galeta____ C. Vinnie Petti____ C. Anthony Pranzatelli____

ADVERTISED HEARING OR SPECIAL PRESENTATION

Covid-19 Update

Mayoral Appointments

Planning Board

Michael Witt	Class 4 Term Expiring 2024
Scott Sloan	Class 4 Term Expiring 2024
James Ayotte	Class 2 Term Expiring 2021
Wale Adewunmi	Alt. 2 Term Expiring 2022

PRESENTATION OF COMMUNICATIONS, PETITIONS, ETC.

GREETINGS FOR COMMENTS AND INVITATIONS FOR DISCUSSION

INTRODUCTION OF ORDINANCES – FIRST READING

Ordinance 2021-01 ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2, ADMINISTRATION, SECTION 21, POLICE DEPARTMENT, TO CREATE THE POSITION OF DEPUTY POLICE CHIEF

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on January 26, 2021.

Second:

Roll Call:

C. Abel Gomez____ C. Jake Hardin____ C. Richard Jannuzzi____
C. Brad Galeta____ C. Vinnie Petti____ C. Anthony Pranzatelli____



ORDINANCE ON FINAL READING AND CONSIDERATION- SECOND READING

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: All in Favor:

2021-010 Resolution Awarding 2021 Professional Services Contracts

2021-011 Resolution of the Borough of Bound Brook Adopting a Fund Balance Policy

2021-012 Resolution of the Borough of Bound Brook Adopting a Debt Policy

UNFINISHED BUSINESS

ADOPTION OF BY-LAWS

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Jake Hardin____ C. Richard Jannuzzi____
C. Brad Galeta____ C. Vinnie Petti____ C. Anthony Pranzatelli____

NEW BUSINESS



APPROVAL OF VOUCHERS

2021-013 Resolution Approving Vouchers in the Amount of \$1,207,672.33

Motion: Second:

Roll Call:

C. Abel Gomez___ C. Jake Hardin___ C. Richard Jannuzzi___
C. Brad Galeta___ C. Vinnie Petti___ C. Anthony Pranzatelli___

OPEN TO THE PUBLIC FOR COMMENT

AUTHORIZE EXECUTIVE SESSION

2021-014 Resolution Authorizing Executive Session

Motion: Second: All in favor:

ADJOURNMENT

Motion: Second: All in favor:

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2020-01

AN ORDINANCE OF THE BOROUGH OF BOUND BROOK AMENDING CHAPTER II, ADMINISTRATION, ARTICLE IV, DEPARTMENTS ESTABLISHED, SECTION 2-21, "POLICE DEPARTMENT" OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK TO CREATE THE POSITION OF DEPUTY POLICE CHIEF AND ELIMINATE THE POSITION OF CAPTAIN

WHEREAS, the Borough of Bound Brook ("Borough") has a need to create the position of so as to eliminate the position of Captain and replace with the position of Deputy Police Chief; and

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 as follows:

SECTION 1. That Chapter 2, Administration, Article IV, Departments Established, Section 2-21, "Police Department," of the Code of the Borough of Bound Brook, is hereby amended and supplemented by deleting the text [**marked in bold and enclosed in brackets**] and inserting the text **underlined and marked in bold** to read as follows:

2-21.4 Composition of department; membership.

The Police Department shall consist of a minimum complement of one Chief of Police, **one Deputy Chief of Police** [**one Captain**], two Lieutenants, five Sergeants, two Detectives, and 13 Patrolmen. The existing complement shall not fall below the minimum of 24 police officers without formal resolution of authorization having been adopted by the Mayor and Council nor shall any vacancy in a superior officer rank be filled without a formal resolution.

2-21.5 Chain of command and rank.

The chain of command and rank within the Police Department shall descend in the following order:

Chief of Police

Deputy Chief of Police

[**Captain**]

Lieutenant

Sergeant

Detective

Patrolman

2-21.10 Eligibility for promotion.

d. Promotion to the rank of **Deputy Chief of Police** [**Captain**] will be by recommendation of the Chief of Police to the Mayor with the advice and consent of Council.

SECTION 2: Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other section or part hereof, and to this end, the provisions of this Ordinance are hereby declared severable.

SECTION 3. All other ordinances, codes or parts thereof that are 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 Borough ordinances, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Borough's ordinances are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. This Ordinance shall take effect upon passage and publication as required by law.

Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: January 12, 2021

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2021-010

WHEREAS, the governing body of the Borough of Bound Brook has the need to acquire certain professionals; and

WHEREAS, the Borough of Bound Brook solicited qualifications for certain professional services for the calendar year 2021 through a fair and open process in accordance with N.J.S.A. 19:44a-20.5 et seq.;

WHEREAS, those professionals listed were appointed at the Reorganization Meeting of January 5, 2021;

WHEREAS, the Chief Finance Officer has certified the availability of funds from the 2021 budget;

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a notice of the resolution awarding contracts for professional services without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook that the following professional services contracts are approved:

Municipal Attorney and Labor Attorney-
DeCotiis, Fitzpatrick, Cole & Giblin, LLP, Paramus, NJ
1 year agreement – January 1, 2021 to December 31, 2021
Combined amount not to exceed: \$250,000.00

Municipal Auditor-
Suplee, Clooney & Company, Westfield, NJ
1 year agreement – January 1, 2021 to December 31, 2021
Amount not to exceed: \$43,250.00

Municipal Bond Counsel-
Wilentz, Attorney's at Law, Woodbridge, NJ
1 year agreement – January 1, 2021 to December 31, 2021
Amount not to exceed: \$15,000.00

Municipal Grant Writer-
Millenium Strategies, Caldwell, NJ
1 year agreement – January 1, 2021 to December 31, 2021
Amount not to exceed: \$36,000.00

R2021-010

Municipal Judge-
Michael Fedun, Belle Mead, NJ
3 year agreement – January 1, 2021 to December 31, 2023
\$42,000.00 per year with \$500.00 per special session

Municipal Prosecutor-
Law Offices of John E. Bruder, Bound Brook, NJ
1 year agreement – January 1, 2021 to December 31, 2021
Amount not to exceed: \$38,000.00

Municipal Public Defender-
Robert D. Spengler Attorney at Law, Bound Brook, NJ
1 year agreement – January 1, 2021 to December 31, 2021
Amount not to exceed: \$20,000.00

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: January 12, 2021

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2021-011

RESOLUTION OF THE BOROUGH OF BOUND BROOK ADOPTING A FUND BALANCE
POLICY

WHEREAS, the Borough of Bound Brook recognizes and supports the philosophy that maintenance of fiscal stability is important to the prudent operation of government; and

WHEREAS, fiscal stability is a determining factor in creditworthiness and the ability to adjust local government revenues during the budget year; and

WHEREAS, a fund balance represents an available resource that can be used to meet working capital requirements, emergency expenditures and allow for a manageable transition due to systemic changes in revenues and expenditures; and

WHEREAS, sufficient levels of unreserved fund balance can assure the continued orderly operation of government and the provision of services to taxpayers and the stability of the tax structure; and

WHEREAS, maintaining the stability of sufficient levels of unreserved fund balance is important for the Borough of Bound Brook;

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey hereby adopts a Fund Balance Policy, attached hereto, as a working guideline for fiscal policy.

BE IT FURTHER RESOLVED, the Fund Balance Policy be renewed by the Mayor and Borough Council annually by resolution at reorganization.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: January 12, 2021

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2021-012

RESOLUTION OF THE BOROUGH OF BOUND BROOK ADOPTING A DEBT POLICY

WHEREAS, the Borough of Bound Brook recognizes and supports the philosophy that maintenance of fiscal stability is important to the prudent operation of government; and

WHEREAS, fiscal stability is a determining factor in creditworthiness; and

WHEREAS, a debt payment represents a percentage of the annual borough budget and maintenance and control of the level of debt would add to the borough fiscal stability and health; and

WHEREAS, manageable debt levels can assure the continued orderly operation of government and the provision of services to taxpayers and the stability of the tax structure;

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey hereby adopts a Debt Policy, attached hereto, as a working guideline for fiscal policy.

BE IT FURTHER RESOLVED, the Debt Policy be renewed by the Mayor and Borough Council annually by resolution at reorganization.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: January 12, 2021

BOROUGH OF BOUND BROOK
RESOLUTION 2021-013

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 \$ 1,207,672.33

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 1,205,460.11
GENERAL CAPITAL	\$ 2,212.22
TOTAL	<u>\$ 1,207,672.33</u>

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: January 12, 2021

BOROUGH OF BOUND
County of Somerset

RESOLUTION 2021-014

RESOLUTION AUTHORIZING 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: January 12, 2021