



**BOROUGH COUNCIL  
REGULAR MEETING AGENDA  
March 23, 2021 AT 7:00 P.M.**

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

**APPROVAL OF MINUTES**

March 9, 2021 Regular 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**

**PRESENTATION OF COMMUNICATIONS, PETITIONS, ETC.**

**GREETINGS FOR COMMENTS AND INVITATIONS FOR DISCUSSION**

**OPENING OF BIDS**

**ENGINEER'S REPORT- DALE LEUBNER, SUPERINTENDENT OF PUBLIC WORKS**

**COMMITTEE REPORTS**

Chair of Finance – C. Anthony Pranzatelli

Liaison Committees: Architectural Review Advisory Committee, Bound Brook Seniors

Chair of Public Works, Bldgs., Grounds & Utilities – C. Vinnie Petti

Liaison Committees:

Chair of Public Safety (Police & Fire) – Council President Abel Gomez

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

Chair of Economic Development C. Jake Hardin

Liaison Committees: Planning Board, Special Improvement District

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

Liaison Committees: Board of Health, Library Advisory Committee



**INTRODUCTION OF ORDINANCES – FIRST READING**

**ORDINANCES ON FINAL READING AND CONSIDERATION- SECOND READING**

Ordinance 2021-07 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 15, HOUSING, ARTICLE 2, MULTIPLE DWELLING CODE OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK

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. Abel Gomez\_\_\_ C. Jake Hardin\_\_\_ C. Richard Jannuzzi\_\_\_

C. Brad Galeta\_\_\_ C. Vinnie Petti\_\_\_ C. Anthony Pranzatelli\_\_\_

Ordinance 2021-08 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 21, LAND USE, SECTION 10.2, GENERAL PROVISIONS, OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK TO CREATE REGULATIONS FOR THE STORAGE OF REFUSE CONTAINERS AND APPEARANCE OF WINDOWS

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

## **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: |
|----------|--|---------------|
| 2021-050 | Resolution Authorizing 2021 Somerset County Recycling Agreement  |               |
| 2021-051 | Resolution Providing for Emergency Temporary Appropriations for Current Fund   |               |
| 2021-052 | Resolution Approving Relief of Moratorium on Van Keuran Avenue and West Second Street for Road Opening Permits   |               |
| 2021-053 | Resolution Memorializing Confirmation of Acceptance of Geovanny Solis-Cordero's New Jersey State Firemen's Association Application for Membership to the Bound Brook Fire Department |               |
| 2021-054 | Resolution Appointing Hector Herrera to 2021 Wastewater Management Planning Committee  |               |
| 2021-055 | Resolution Accepting the Resignation of Robert Dixon as Recreation Commission Member   |               |
| 2021-056 | Resolution Authorizing Agreement with Somerset County for a Certified Recycling Professional   |               |
| 2021-057 | Resolution Introducing the 2021 Special Improvement District Budget in the Amount of \$186,315.84  |               |



**UNFINISHED BUSINESS**

**NEW BUSINESS**

**APPROVAL OF VOUCHERS**

2021-058 Resolution Approving Vouchers in the Amount of \$1,613,647.55

Motion: Second: Discussion:

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**

2021-059 Resolution Authorizing Executive Session

Motion: Second: All in favor:

**ADJOURNMENT**

Motion: Second: All in favor:

BOROUGH OF BOUND BROOK  
County of Somerset

ORDINANCE NO. 2021-07

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 15, HOUSING, ARTICLE 2, MULTIPLE DWELLING CODE, OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK

WHEREAS, the Mayor and Council of the Borough of Bound Brook continue to update Borough enforcement regulations for multiple dwelling units;

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

**SECTION 1: CHAPTER 15, Housing, Article 2, Multiple Dwelling Code, of the General Revised Ordinances of the Borough of Bound Brook**, is hereby amended and supplemented by removing strikethrough text and inserting the text **underlined and marked in bold** to read as follows:

~~15-38.2 Fees.~~

~~[Ord. No. 03-05 § 18-31.2]~~

~~The fees for required registrations, certifications, inspections, reinspections, and all penalties assessed shall be in accordance with the fee schedule established by N.J.S.A. 55:13A-12, N.J.S.A. 55:13A-12.1, N.J.S.A. 55:13A-13, N.J.S.A. 55:13A-13.1, N.J.S.A. 55:13A-19.~~

~~15-38.3 Annual report to the Department of Community Affairs.~~

~~[Ord. No. 03-05 § 18-31.3]~~

~~The enforcing agency shall report annually at the end of each fiscal year to the Commissioner of the Department of Community Affairs, State of New Jersey, and not later than July 31, the total amount of fees collected and inspections performed during the prior fiscal year.~~

15-38.2 Monthly report to the **Public Works Code Enforcement Committee.**

**[Ord. No. 03-05 § 18-31.4]**

Monthly, the enforcing agency shall report a summary of its enforcement experience including the number of inspections, reinspections, violations, abatements, inspections due but not completed, and such other pertinent information the **Public Works Code Enforcement** Committee of the Borough Council may deem necessary to assess the operational effectiveness of the agency.

~~15-38.3 Annual review of provisions and operations.~~

~~[Ord. No. 03-05 § 18-31.5]~~

~~The enforcing agency shall review the ongoing operation and applicability of this article and report to the Public Works Committee of the Borough Council on or before October 1 of each~~

year:

- a. ~~Any recommended amendments, additions, deletions, or modifications to the provisions of this article.~~
- b. ~~Any need to amend this article to codify changes to enabling Statutes.~~

~~15-39 (Reserved)~~

### **15-38.3 Annual Multiple Dwelling Filing Requirements**

**In Addition to each Annual Rental Registration Renewal, each multiple dwelling owner or managing agent shall provide the Borough, using the Annual Multiple Dwelling Renewal Form, the following information:**

- a. **An itemized list containing each unit number, the building the unit is located in and the floor the unit is located on**
- b. **For each unit, the number of approved bedrooms**
- c. **For each unit, the number of total occupants over the age of 2 years old**
- d. **For each unit, the number of school age occupants enrolled in the Bound Brook School system as of July 01 of each renewal year.**

### **15-38.4 Regulations Established for Multiple Dwelling Occupancy**

**All dwellings for rent or lease that are contained in a Multiple Dwelling Structure must adhere to the following regulations:**

- a.) **Each unit must be identified by a unit number and reported on the Annual Multiple Dwelling Filing as outlined in 15-38.3**
- b.) **Each dwelling unit must identify the number of bedrooms in each unit**
- c.) **No room other than the identified bedroom(s) are permitted to be used as permanent sleeping quarters**
- d.) **The maximum permitted occupancy in a one-bedroom apartment or studio apartment is two occupants. The maximum permitted occupancy in a two-bedroom apartment is four occupants.**

### **15-38.5 Violations, penalties and enforcement.**

**This section shall be enforced by the Borough Department of Code Enforcement. In the event that a Housing Inspector in the Department of Code Enforcement determines that a violation of this section or any regulation promulgated pursuant thereto has occurred, the in ~~~~~~spector may file a summons and/or complaint in the municipal court or cause the issuance of the same, whether or not a notice of violation or order have been**

served.

**Owners and operators of multiple dwellings found in violation of any State Housing and or Borough of Bound Brook regulation are subject to a minimum penalty of \$500 up to a maximum penalty of \$2,000 for each violation.**

**SECTION 2: REPEAL OF INCONSISTENT PROVISIONS**

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

**SECTION 3: SEVERABILITY**

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**SECTION 4: EFFECTIVE DATE**

This Ordinance shall take effect immediately upon passage and publication as provided by law.

**SECTION 5: CODIFICATION**

This ordinance shall be a part of the Code of Borough of Bound Brook as though codified and fully set forth therein. The Borough Clerk shall have this ordinance codified and incorporated in the official copies of the Code.

Attest:

\_\_\_\_\_  
Jasmine D. Mathis  
Borough Clerk

Approved By:

\_\_\_\_\_  
Mayor Robert Fazen

Date of Introduction: March 9, 2021

Date of Adoption: March 23, 2021



BOROUGH OF BOUND BROOK  
County of Somerset

ORDINANCE NO. 2021-08

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 21, LAND USE, SECTION 10.2, GENERAL PROVISIONS, OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK CREATE REGULATIONS FOR THE STORAGE OF REFUSE CONTAINERS AND APPEARANCE OF WINDOWS

WHEREAS, the Mayor and Council of the Borough of Bound Brook wish to maintain and enhance the aesthetics of the residential and commercial community; and

WHEREAS, additional regulations are required to enforce the storage of refuse containers and the appearance of windows within the Borough;

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

**SECTION 1:** Chapter 21, Land Use, Section 10.2, General Provisions, of the General Revised Ordinances of the Borough of Bound Brook, is hereby amended and supplemented by inserting the text **underlined and marked in bold** to read as follows:

**x. Refuse Containers as defined in 14-7.2, must adhere to the rules outlined in Chapter 14-7 – Refuse Containers and Dumpsters**

**y. Any window, window panel or glass area on any residential, commercial, or mixed-use building must adhere to the following regulations:**

- 1. Commercial window signage and lighting regulations as detailed in Chapter 21 Zoning.**
- 2. Commercial storefronts must permit at least 50% visibility into the store area. Stacking of any merchandise and supplies within 3' feet of any storefront window is prohibited.**
- 3. Window treatments in commercial windows must present in good condition and are not permitted to cover greater than 50% of the vertical height of the window.**
- 4. Window treatments in any window must present in good condition**

**SECTION 2: REPEAL OF INCONSISTENT PROVISIONS**

All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency, it being the legislative intent that all such ordinances or part of ordinances now existing or in effect unless the same are in conflict or inconsistent with any provision of this Ordinance shall remain in effect.

**SECTION 3: SEVERABILITY**

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

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Attest:

\_\_\_\_\_  
Jasmine D. Mathis  
Borough Clerk

Approved By:

\_\_\_\_\_  
Mayor Robert Fazen

Date of Introduction: March 9, 2021

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-050

RESOLUTION AUTHORIZING THE 2021 SOMERSET COUNTY RECYCLING  
AGREEMENT

WHEREAS, the County of Somerset entered into negotiations regarding an Agreement between the County of Somerset and each of the twenty-one municipalities located within Somerset County; and

WHEREAS, the County of Somerset has continuously provided recycling services to the Borough over the years; and

WHEREAS, the County of Somerset has agreed that the County fee shall be based upon the number of households within the municipality, 3,421, as determined by the County Planning Board, at the rate of \$26.70 per household per year; and

WHEREAS, the Chief Financial Officer has certified the funds in the account # 01-2021-126-301-2-99; and

WHEREAS, the County of Somerset has determined that it is in the best interests of the County to execute an Agreement with each of the twenty-one municipalities formulated as a result of negotiations;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, hereby authorize the Mayor and Borough Clerk to execute an agreement for Somerset County recycling pickup for the period of January 1, 2021 to December 31, 2021.

Approved:

\_\_\_\_\_  
Mayor Robert P. Fazen

Attest:

\_\_\_\_\_  
Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-051

A RESOLUTION PROVIDING FOR EMERGENCY TEMPORARY APPROPRIATIONS FOR  
CURRENT FUND

WHEREAS, there will be a delay in the adoption of the 2021 Borough of Bound Brook, County of Somerset, New Jersey, Local Municipal Budget; and

WHEREAS, a temporary budget in the amount of 26.25% of the total appropriations in the 2020 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and public assistance was adopted in January 2021; and

WHEREAS, if additional funds are not budgeted the public welfare will be adversely affected; and

WHEREAS, it is the recommendation of the Chief Financial Officer this emergency temporary appropriation be authorized

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Bound Brook, County of Somerset, New Jersey, that in accordance with N.J.S.A. 40A:4-20, an emergency temporary appropriation be and same is hereby made for in the amount of \$4,028,768.64 and that said emergency temporary appropriation shall be provided in full in the 2021 budget.

Approved:

\_\_\_\_\_  
Mayor Robert P. Fazen

Attest:

\_\_\_\_\_  
Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-052

RESOLUTION APPROVING RELIEF OF MORATORIUM ON VAN KEURAN AVENUE  
AND WEST SECOND STREET FOR ROAD OPENING PERMITS

WHEREAS, a Road Opening Permit was submitted by New Jersey American Water for Van Keuran Avenue and West Second Street; and

WHEREAS, Van Keuran Avenue was reconstructed in 2027 and therefore is currently under a five (5) year moratorium; and

WHEREAS, West Second Street was recently reconstructed in 2019 and therefore is currently under a five (5) year moratorium; and

WHEREAS, the road opening and associated road work is pending the approval of the Superintendent of Public Works;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, that the moratorium be relieved during this work and subject to the approval of the Superintendent of Public Works including, but not limited to, an infrared pavement repair of all utility patches on both roadways.

Approved:

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Mayor Robert P. Fazen

Attest:

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Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-053

RESOLUTION MEMORIALIZING CONFIRMATION OF ACCEPTANCE OF GEOVANNY SOLIS-CORDERO'S NEW JERSEY STATE FIREMEN'S ASSOCIATION APPLICATION FOR MEMBERSHIP TO THE BOUND BROOK FIRE DEPARTMENT

WHEREAS, Geovanny Solis-Cordero has applied to become a volunteer firefighter in the Borough of Bound Brook Fire Department American Hose and Engine No. 2; and

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

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 New Jersey State Firemen's Association Application for Membership for Geovanny Solis-Cordero to American Hose and Engine No. 2 is hereby accepted.

Approved:

\_\_\_\_\_  
Mayor Robert P. Fazen

Attest:

\_\_\_\_\_  
Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-054

RESOLUTION APPOINTING HECTOR HERRERA TO 2021 WASTEWATER  
MANAGEMENT PLANNING COMMITTEE

WHEREAS, the Somerset County Planning Division, as part of its responsibilities associated with administering the Wastewater Management Planning Process for Somerset County, requests continued municipal assistance and support in implementing the requirements of the Water Quality Management Planning Rules adopted in 2016; and

WHEREAS, the Wastewater Management Planning Committee works to ensure municipalities have a voice in the ongoing update and implementation of the countywide Wastewater Management Plan (WMP) and local wastewater policies and that issues are appropriately addressed; and

WHEREAS, the Borough wishes to appointed a Borough representative to attend countywide and municipal-specific meetings concerning wastewater planning during the course of the year and provide and verify information about the municipality and review draft updated municipal-specific WMP components, amendments and revisions;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset, that Hector Herrera be appointed as representative to the Somerset 2021 County Wastewater Management Planning Committee.

Approved:

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Mayor Robert P. Fazen

Attest:

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Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-055

RESOLUTION ACCEPTING THE RESIGNATION OF ROBERT DIXON AS RECREATION  
COMMISSION MEMBER

WHEREAS, the Borough has received the resignation of Robert Dixon as Recreation  
Commission Member;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound  
Brook does hereby accept the resignation of Robert Dixon as a regular member of the Recreation  
Commission effective immediately.

BE IT FURTHER RESOLVED that the Borough Council does hereby thank and commend  
Robert Dixon for services performed on behalf of the Borough

Approved:

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Mayor Robert P. Fazen

Attest:

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Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021



BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-056

RESOLUTION AUTHORIZING AGREEMENT WITH SOMERSET COUNTY FOR  
CERTIFIED RECYCLING PROFESSIONAL

WHEREAS, New Jersey municipalities are required by the Recycling Enhancement Act (REA) to have mandatory Annual Recycling Tonnage reports approved and signed by a Certified Recycling Professional (CRP); and

WHEREAS, Bound Brook desires to retain CRP services of Somerset County for signing of said Annual Recycling Tonnage report for the period commencing January 1, 2021 to December 31, 2021; and

WHEREAS, the Chief Financial Officer has certified the availability of funds in the account # 01-2021-126-301-2-99;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, Somerset County does approve the agreement with the County of Somerset for the above referenced services.

Approved:

\_\_\_\_\_  
Mayor Robert P. Fazen

Attest:

\_\_\_\_\_  
Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
County of Somerset

RESOLUTION 2021-057

RESOLUTION INTRODUCING THE 2021 SPECIAL IMPROVEMENT DISTRICT BUDGET  
IN THE AMOUNT OF \$186,315.84

WHEREAS, the Bound Brook Revitalization Partnership (Special Improvement District) has submitted their annual budget, January 1, 2021 to December 31, 2021, in the amount of \$186,315.84 attached hereto and made a part hereof; and

WHEREAS, per the Chapter II, Article VII, of the General Revised Ordinances of the Borough of Bound Brook, the budget shall be introduced, advertised, subject to a public hearing, amended and adopted by not less than a majority of the full membership of the Governing Body in accordance with the procedures set forth in N.J.S.A. 40:56-84; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset that the Special Improvement District be introduced and advertised and public hearing scheduled for April 13, 2021.

Approved:

\_\_\_\_\_  
Mayor Robert P. Fazen

Attest:

\_\_\_\_\_  
Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND BROOK  
RESOLUTION 2021-058

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 \$ 1,613,647.55

| <u>FUND</u>        | <u>AMOUNT</u>          |
|--------------------|------------------------|
| CURRENT            | \$ 1,530,616.88        |
| GRANT FUND         | \$ 774.00              |
| GENERAL CAPITAL    | \$ 17,661.44           |
| GENERAL TRUST      | \$ 39,593.02           |
| RECREATION TRUST   | \$ 134.61              |
| DOG TRUST          | \$ 48.60               |
| HOUSING REHAB      | \$ 16,900.00           |
| DEVELOPERS ESCROW  | \$ 7,705.00            |
| ENGINEERING ESCROW | \$ 214.00              |
| TOTAL              | <u>\$ 1,613,647.55</u> |

Approved:

\_\_\_\_\_  
Mayor Robert P. Fazen

Attest:

\_\_\_\_\_  
Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 23, 2021

BOROUGH OF BOUND  
County of Somerset

RESOLUTION 2021-059

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: March 23, 2021