



**BOROUGH COUNCIL
REGULAR MEETING AGENDA
MARCH 22, 2022 AT 6:00 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
Council President Jake Hardin
C. Richard Jannuzzi
C. Abel Gomez
C. Vinnie Petti
C. Anthony Pranzatelli
C. Dominic Longo

AUTHORIZE EXECUTIVE SESSION

2022-068 Resolution Authorizing Executive Session- Selection of a New Chief of Police of the Bound Brook Police Department

Motion: Second: All in favor:

RESOLUTIONS

2022-069 Resolution Appointing a New Chief of Police of the Bound Brook Police Department

Motion: Second:

Roll Call:



C. Jake Hardin____ C. Richard Jannuzzi____ C. Abel Gomez____
C. Vinnie Petti____ C. Anthony Pranzatelli____ C. Dominic Longo____

APPROVAL OF MINUTES

March 8, 2022 Regular Meeting

Motion: Second:

Roll Call:

C. Jake Hardin____ C. Richard Jannuzzi____ C. Abel Gomez____
C. Vinnie Petti____ C. Anthony Pranzatelli____ C. Dominic Longo____

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. Dominic Longo

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

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

Liaison Committees:

Chair of Public Safety (Police & Fire) – C. Abel Gomez



Liaison Committees: Board of Engineers, Board of Education, Historic Preservation Commission, Office of Emergency Management, Rescue Squad, Parking Commission, Shade Tree Commission

Chair of Personnel, Administration & Ordinances - C. Anthony Pranzatelli
Liaison Committees: Architectural Review Advisory Committee, Cultural Arts Committee

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

Ordinance 2022-07 Bond Ordinance Providing for Various Capital Improvements
Appropriating \$_____

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on April 12, 2022.

Second:

Roll Call:

C. Jake Hardin___ C. Richard Jannuzzi___ C. Abel Gomez___

C. Vinnie Petti___ C. Anthony Pranzatelli___ C. Dominic Longo___

ORDINANCES ON FINAL READING AND CONSIDERATION- SECOND READING

Ordinance 2022-01 An Ordinance Amending and Supplementing the Revised General Ordinances of the Borough of Bound Brook, in the County of Somerset, Chapter XXI- Land Use, to Regulate the Location of Certain Cannabis Establishments within Certain Zoning Districts within the Municipality

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. Abel Gomez___

C. Vinnie Petti___ C. Anthony Pranzatelli___ C. Dominic Longo___

Ordinance 2022-05 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank for Calendar Year 2022

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. Abel Gomez___

C. Vinnie Petti___ C. Anthony Pranzatelli___ C. Dominic Longo___

Ordinance 2022-06 An Ordinance Amending and Supplementing Chapter 7, Section 37, Loading Zones in the Revised General Ordinances of the Borough of Bound Brook to Create an Additional Loading Zone on Hamilton Street

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. Abel Gomez___

C. Vinnie Petti___ C. Anthony Pranzatelli___ C. Dominic Longo___

INTRODUCTION/DISCUSSION OF RESOLUTIONS

2022-070 Resolution Introducing the 2022 Municipal Budget

Motion: Second:

Roll Call:

C. Jake Hardin___ C. Richard Jannuzzi___ C. Abel Gomez___

C. Vinnie Petti___ C. Anthony Pranzatelli___ C. Dominic Longo___

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:

2022-071 Resolution of the Governing Body Authorizing and Approving the Execution of the New Jersey Library Construction Bond Act Grant Agreement

2022-072 Resolution Appointing Erik Mickelson as Fire Marshal for the 2022 Calendar Year

2022-073 Resolution Accepting Funds for the State of New Jersey Department of Law and Public Safety 2021 Body-Worn Camera Grant Program and Authorizing Participation in the Grant Program

2022-074 Resolution Memorializing Confirmation of Acceptance of Jose Nieves’s New Jersey State Firemen’s Association Application for Membership to the Bound Brook Fire Department



- 2022-075 Resolution of the Mayor and Council of the Borough of Bound Brook Authorizing the Award of a Contract for Affordable Housing Administrative Services
- 2022-076 Resolution Authorizing the Hire of Denis Sabal as a Patrol Officer for the Bound Brook Police Department
- 2022-077 Resolution Authorizing the Cancellation of Capital Bond Ordinances in the Amount of \$625,568.48

UNFINISHED BUSINESS

NEW BUSINESS

APPROVAL OF VOUCHERS

- 2022-078 Resolution Approving Vouchers in the Amount of \$7,092,182.49

Motion: Second:

Roll Call:

C. Jake Hardin___ C. Richard Jannuzzi___ C. Abel Gomez___

C. Vinnie Petti___ C. Anthony Pranzatelli___ C. Dominic Longo___

OPEN TO THE PUBLIC FOR COMMENT

AUTHORIZE EXECUTIVE SESSION

ADJOURNMENT

Motion: Second: All in favor:

BOROUGH OF BOUND
County of Somerset

RESOLUTION 2022-068

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 10:4-12b(8); 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 – Selection of a New Chief of Police of the Bound Brook Police Department

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 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-069

RESOLUTION APPOINTING A NEW CHIEF OF POLICE OF THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, pursuant to Section 2-21.11, "Appointment of Chief of Police," of the Revised General Ordinances of the Borough of Bound Brook, the Borough initiated the appointment process for selection of a new Chief of Police of the Borough of Bound Brook Police Department (the "Appointment Process,") notice of which was communicated to the Bound Brook PBA at least 21 days prior to commencement of the Appointment Process; and

WHEREAS, pursuant to the Appointment Process, candidates for appointment were evaluated by the Chief of Police Appointment Committee (the "Committee"); and

WHEREAS, in accordance with the Appointment Process, the new Chief of Police shall be appointed by nomination of the Mayor with the advice and consent of the Council; and

WHEREAS, upon due consideration in accordance with the Appointment Process, the Committee recommended qualified appointees to the Mayor and Council, based on the Committee's evaluation of the candidates;

WHEREAS, in accordance with the Appointment Process, after consideration of the Committee's evaluation and recommendation, the Mayor and Council desire to appoint the new Chief of Police, upon nomination of the Mayor and advice and consent of the Council; and

WHEREAS, because the current Chief of Police is on leave and will not be returning to active duty prior to his retirement on May 1, 2023, the candidate selected in accordance with the Appointment Process (the "Chief-Select") shall serve as the Acting Chief of Police until May 1, 2023; and

WHEREAS, on May 1, 2023, the Acting Chief shall become the Chief of Police, without any further action of the governing body,

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

1. The aforesaid recitals are incorporated herein as if set forth at length;
2. _____ is hereby appointed Chief of Police of the Bound Brook Police Department, to take effect on May 1, 2023, with all the powers, duties and obligations accorded to such position pursuant to law;

3. Effective immediately, _____ shall serve as Acting Police Chief of the Bound Brook Police Department until May 1, 2023, upon which date _____'s appointment as Chief of Police shall become effective; and
4. No other action of the Governing Body shall be required to effectuate the appointment of _____ as Chief of Police of the Bound Brook Police Department as of May 1, 2023; and

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

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-01

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK, IN THE COUNTY OF SOMERSET, CHAPTER XXI -- LAND USE, TO REGULATE THE LOCATION OF CERTAIN CANNABIS ESTABLISHMENTS WITHIN CERTAIN ZONING DISTRICTS WITHIN THE MUNICIPALITY

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

WHEREAS, in 2020 New Jersey voters approved Public Question No. 1, which amended the New Jersey Constitution to allow for the legalization of a controlled form of marijuana called “cannabis” for adults at least twenty-one years of age; and

WHEREAS, on February 22, 2021, Governor Murphy signed into law P.L. 2021, c. 16 (N.J.S.A. 24:61-31 et seq), known as the “New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act” (the “Act”), which legalizes the recreational use of cannabis by adults twenty-one years of age or older, and establishes a comprehensive regulatory and licensing scheme for commercial recreational (adult use) cannabis operations, use and possession; and

WHEREAS, the Act establishes six (6) marketplace classes of licensed businesses, including:

- Class 1 - Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis;
- Class 2 - Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items;
- Class 3 – Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;
- Class 4 – Cannabis Distributer license, for business involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;
- Class 5 – Cannabis Retailer license, for locations at which cannabis items and related supplies are sold to consumers; and
- Class 6 – Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer; and

WHEREAS, section 31a of the ACT (N.J.S.A. 24:61-45a) authorizes municipalities by ordinance to adopt regulations governing the number of cannabis establishments (defined in section 3 of the Act as “a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer”), cannabis distributors allowed to operate within their boundaries, as well as the location, manner and times of operation of such establishments; and

WHEREAS, the Mayor and Council recognize that a majority of Bound Brook’s voters were in favor of legalization of adult-use cannabis, and are committed to honoring the will of its residents in a reasonable fashion; and

WHEREAS, not every part of the Borough provides an appropriate location for cannabis-related establishments, nor does the Borough wish to host every class of cannabis establishments.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of Bound Brook as follows:

Section 1. Chapter XXI -- Land Use Regulations of the Borough of Bound Brook are hereby supplemented as follows (new language is underscored):

1. Amend Section 21-2 Definitions, to add the following:

“Cannabis Business” shall mean a business regulated under NJAC 17:30 by the New Jersey Cannabis Regulatory Commission or its successor, and shall include the following:

Class 1 - Cannabis Cultivator license, for facilities involved in growing and cultivating cannabis.

Class 2 - Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation, and packaging of cannabis items.

Class 3 – Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees.

Class 4 – Cannabis Distributer license, for business involved in transporting cannabis plants in bulk from one licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another.

Class 5 – Cannabis Retailer license, for locations at which cannabis items and related supplies are sold to consumers.

Class 6 – Cannabis Delivery license, for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for fulfillment by a retailer and then delivered to a consumer.

“Cannabis Microbusiness” shall mean a business regulated under N.J.A.C. 17:30 by the New Jersey Cannabis Regulatory Commission or its successor, and that has no more than 10 employees, occupies no more than 2,500 square feet of gross leasable area, processes no more than 1,000 cannabis plants per month or 1,000 lbs. of dry cannabis products per month, and, for

wholesaler and retailer licenses, processes no more than 1,000 lbs. of cannabis products per month.

“Consumption Area” shall mean an enclosed, designated space within a Class 1 cannabis establishment, whether or not it constitutes a cannabis micro-business, that is set-aside for the purpose of on-premise consumption of cannabis products, and that meets or exceeds the Borough’s standards for internal and external ventilation”.

2. Amend Section 21-10.11 NB/R Neighborhood Business/Residential (NB/R), subsection a1, as follows:

Neighborhood business such as retail sales, and offices, including business offices of a Class 6 Cannabis Delivery license [..].

3. Amend Section 21-10.15 Business Residential District (B-R), subsection 21-10.15 Figure 2 (Permitted and Prohibited Principal Uses in Main Street District), and Figure 16 (Principal Uses in Arts District) to allow as permitted uses:

Office, Professional, including business offices with a Class 6 Cannabis Delivery license, limited to upper floors only.

4. Amend Section 21-10.17 RC Riverfront Commercial District, subsection 21-10.17c Permitted Uses, to allow as permitted uses: (r) Class 1 and Class 2 cannabis establishments, limited to one (1) establishment in one (1) building.

Section 2. Referral to Borough Land Use Board.

Following its introduction on first reading, a copy of this ordinance shall be referred to the Bound Brook Land Use Board for review pursuant to N.J.S.A. 40A:55D-26a.

Section 3. 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 the Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

Section 4. 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 other prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinance of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

Section 5. Effective Date.

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

Section 6. Applicability.

The provisions of this ordinance shall be applicable within the entire Municipality of Bound Brook upon final adoption and shall become a part of the Borough Code.

Attest: _____
Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: January 4, 2022

Date of Adoption: March 22, 2022

STATEMENT OF PURPOSE: The purpose of this ordinance is to authorize and regulate certain classes of cannabis businesses in certain locations and zoning designations within the Borough of Bound Brook pursuant to the “New Jersey Cannabis Regulatory, Enforcement Assistance and Marketplace Modernization Act (N.J.S.A. 24:61-31 et seq) and consistent with N.J.A.C. 17:30 -- the administrative rules adopted on August 19, 2021 by the New Jersey Cannabis Regulatory Commission.

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-05

CALENDAR YEAR 2022
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Bound Brook in the County of Somerset finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.0 % increase in the budget for said year, amounting to \$118,958.45 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Bound Brook, in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Bound Brook shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$ 416,354.58, and that the CY 2022 municipal budget for the Borough of Bound Brook be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Attest: _____
Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: March 8, 2022

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-06

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, SECTION 37, LOADING ZONES, IN THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO CREATE AN ADDITIONAL LOADING ZONE ON HAMILTON STREET

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

SECTION 1. Chapter 7, Section 37, “Loading Zones”, of the Revised General Ordinances 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:

7-37LOADING ZONES.

[1967 Code § 6-6]

Name of Street	Time	Side(s)	Location
Hamilton Street	8:00 a.m. and 6:00 p.m.	West	Beginning at a point 140 feet north of the northerly curblineline of East Main Street and extending to a point 184 feet north of said northerly curblineline
<u>Hamilton Street</u>	<u>8:00 a.m. and 6:00 p.m.</u>	<u>West</u>	<u>Beginning at a point 25 feet south of the southerly curblineline of East Second Street and extending to a point 36 feet south of the southerly curblineline of East Second Street</u>

The locations described are hereby designated as Loading Zones. No person shall park a vehicle in this location during the times indicated other than for the loading or unloading of goods and materials.

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

By: _____
Mayor Robert Fazen

Date of Introduction: March 8, 2022

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-070

RESOLUTION INTRODUCING THE 2022 MUNICIPAL BUDGET

WHEREAS, the 2022 Municipal Budget is hereby introduced on March 22, 2022, and

WHEREAS, the public hearing on the 2022 Budget and Tax Resolution is scheduled for April 26, 2022 at which time and place objections to said Budget and Tax Resolution for the year 2022 may be presented by taxpayers and other interested persons.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Bound Brook, the Borough Clerk is directed to publish said budget in the Courier News in the issue of March 26, 2022 and the public hearing be scheduled for April 26, 2022.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the BOROUGH of BOUND BROOK, County of SOMERSET for the Fiscal Year 2022

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2022;

Be it Further Resolved, that said Budget be published in the _____

in the issue of March 26, 2022

The Governing Body of the BOROUGH of BOUND BROOK does hereby approve the following as the Budget for the year 2022:

RECORDED VOTE

(Insert Last Name)

Ayes

Nays

Abstained

Absent

Notice is hereby given that the Budget and Tax Resolution was approved by the COUNCIL MEMBERS of the BOROUGH of BOUND BROOK, County of SOMERSET, on March 22, 2022.

A Hearing on the Budget and Tax Resolution will be held at Municipal Building, on April 26, 2022 at 7:00 o'clock _____ at which time and place objections to said Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested persons.

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-071

**RESOLUTION OF THE GOVERNING BODY AUTHORIZING AND APPROVING
THE EXECUTION OF THE NEW JERSEY LIBRARY CONSTRUCTION BOND ACT
GRANT AGREEMENT**

WHEREAS, the New Jersey State Legislature approved an appropriation in the amount of \$256,040.00 (“Grant Amount”), which Grant Amount is funded by tax-exempt general obligation bonds issued by the State of New Jersey (the “State”); and

WHEREAS, the only purpose for the Grant Amount is to finance eligible expenses of a library construction project, as defined under the New Jersey Library Construction Bond Act (the “Bond Act”) and the regulations implementing the Bond Act. (L. 2017, c. 149 and N.J.A.C. 15:24 -1.1 thru – 6.1); and

WHEREAS, this Borough Council’s only intended purpose for the Grant Amount is to provide funding for the eligible expenses of the library construction project for which the Grant Amount was approved by the State Legislature (the “Project”); and

WHEREAS, in order to receive the Grant Amount for the Project, this Borough Council is required to pass a resolution approving the Project for the Bound Brook Memorial Library located at 402 East High Street, Bound Brook, New Jersey (the “Library”); and

WHEREAS, in order to receive the Grant Amount for the Project, the Borough Council is further required to execute a grant agreement with the State Librarian (the “Grant Agreement”) or authorize the Board of Trustees of the Library to execute and deliver the Grant Agreement; and

WHEREAS, this Borough Council wishes to approve the Project and authorize the execution and delivery of the Grant Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey;

Section 1. The above recitals are incorporated into and are made a part of this Resolution.

Section 2. The Borough Council hereby approves the Project.

Section 3. The Borough Council hereby approves the Grant Agreement and authorizes Mayor and Borough Clerk to execute and deliver the Grant Agreement.

Attest:

Approved:

Jasmine D. Mathis, Borough Clerk
Date of Adoption: March 22, 2022

Mayor Robert P. Fazen

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-072

RESOLUTION APPOINTING ERIK MICKELSON AS FIRE MARSHAL FOR THE 2022
CALENDAR YEAR

WHEREAS, the Borough of Bound Brook is required to appoint a Fire Marshal annually;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that Erik Mickelson be appointed as Fire Marshal for 2022 calendar year.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-073

RESOLUTION ACCEPTING FUNDS FOR THE STATE OF NEW JERSEY DEPARTMENT
OF LAW AND PUBLIC SAFETY OFFICE OF THE ATTORNEY GENERAL SFY21 BODY-
WORN CAMERA GRANT PROGRAM AND AUTHORIZING PARTICIPATION IN THE
GRANT PROGRAM

WHEREAS, the Borough of Bound Brook (“Borough”) submitted an application to the State of New Jersey Department of Law and Public Safety Office of the Attorney General SFY21 Body-Worn Camera Grant Program for body-worn cameras for the Bound Brook Police Department; and

WHEREAS, the Borough has been awarded the State of New Jersey Department of Law and Public Safety Office of the Attorney General SFY21 Body-Worn Camera Grant Program for calendar year 2022 in the amount of \$50,950; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, that the Borough hereby accepts the grant award in the amount of \$50,950;

BE IT FURTHER RESOLVED, the grant award will be used for the sole purpose of the purchasing body-worn cameras, ancillary accessories and storage.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-074

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

WHEREAS, Jose Nieves has applied to become a volunteer firefighter in the Borough of Bound Brook Fire Department Relief Fire Company No. 4; 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 Jose Nieves to Relief Fire Company No. 4 is hereby accepted.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-075

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH
OF BOUND BROOK AUTHORIZING THE AWARD OF A CONTRACT FOR
AFFORDABLE HOUSING ADMINISTRATIVE SERVICES**

WHEREAS, the Borough of Bound Brook is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

WHEREAS, the Borough wishes to retain the services of CGP&H, LLC (“CGP&H”) to perform such affordable housing administrative services in accordance with its proposal, attached hereto; and

WHEREAS, CGP&H possesses the requisite expertise and skilled personnel required to provide affordable housing administrative services to the Borough; and

WHEREAS, the Mayor and Council of the Borough are desirous of awarding a contract for affordable housing advisory services to CGP&H in accordance with the procedures mandated under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution awarding contracts for services without competitive bidding and the agreement between the parties must be available for public inspection; and

WHEREAS, the affordable housing advisory services are for an amount not to exceed \$40,000, which below the public bid threshold under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; but exceeds the “pay to play” threshold \$17,500 under the New Jersey Local Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, proposed cost of services to be provided for the affordable housing consultation services is set forth in CGP&H’s accompanying proposal which is available for public review in the Borough Clerk’s office; and

WHEREAS, copies of the Political Disclosure Form, Business Entity Disclosure Statement and Business Registration Certificate for CGP&H - revealing that CGP&H has not made any reportable political contributions - have been filed with the Borough Clerk, and are attached to and made part of this resolution; and

WHEREAS, the award of a contract for the performance of affordable housing administrative services is in the best interests of the Borough and the implementation of this contract is necessary for the efficient operation of the Borough;

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:

1. That CGP&H shall be and is hereby appointed to perform professional affordable housing administrative services on an as needed basis to the Borough, in accordance with its proposal, attached hereto and made a part hereof, for an amount not to exceed \$40,000.
2. That the Mayor be and is hereby authorized to execute a contract with CGP&H for the provision of affordable housing advisory services to the Borough.
3. That CGP&H is specifically placed on notice that it will be required to comply with the Affirmative Action regulations of P.L. 1975 c. 127.
4. That a notice of the contract award shall be published, and this resolution must be available for public inspection, in accordance with the requirements of N.J.S.A. 40A:11-1 et seq.
5. That the Chief Financial Officer shall certify as to the availability of funds for this purpose in account # 11- 9999- 0000- 0000- 2- 01000.
6. That no further action of the Borough shall be required.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-076

RESOLUTION AUTHORIZING THE HIRE OF DENIS SABAL AS PATROL OFFICER FOR
THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, a vacancy exists for a Patrol Officer in the Police Department; and

WHEREAS, interviews were conducted by the Bound Brook Police Department Command Staff and a Subcommittee of the Borough Council; and

WHEREAS, it is recommended that Denis Sabal be hired to fill the vacancy; and

WHEREAS, a background investigation, physical and psychological evaluation have successfully been completed.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that Denis Sabal be hired as a Patrol Officer effective May 1, 2022, for an annual salary of \$50,066.82, as specified in the PBA contract.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-077

RESOLUTION AUTHORIZING THE CANCELLATION OF CAPITAL BOND
ORDINANCES IN THE AMOUNT OF \$625,568.48

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective Capital Improvement Fund or credited to Surplus, and unused debt authorization may be cancelled;

NOW THEREFORE, BE IT RESOLVED, by the council of the Borough of Bound Brook, that the following unexpended and dedicated balances of General Capital Appropriations be cancelled:

Ordinance #	Description	Total Amount	Funded	Unfunded
12-19		50,204.45		50,204.45
13-09		76,531.76		76,531.76
14-10		2,968.65	2,968.65	
14-11		335,248.35		335,248.35
17-09		590.8	590.80	
17-17		34,576.34	34,576.34	
18-09		124,600.78	124,600.78	
19-06		8.45	8.45	
19-12		841.90	841.90	
Total		625,568.48	163,586.92	461,984.56

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022

BOROUGH OF BOUND BROOK
RESOLUTION 2022-078

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 \$ 7,092,182.49.

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 6,313,486.20
GRANT FUND	\$ 48,583.36
GENERAL CAPITAL FUND	\$ 391,402.41
GENERAL TRUST FUND	\$ 17,064.41
RECREATION TRUST	\$ 33,710.50
SEWER	\$ 251,294.83
DOG/CAT TRUST	\$ 385.80
TAX COLLECTOR TRUST	\$ 4,800.00
HOUSING REHAB	\$ 2,562.20
DEVELOPERS ESCROW	\$ 6,174.75
PERFORMANCE ESCROW	\$ 11,636.89
PAYROLL	\$6,496.06
TOTAL	<u>\$ 7,092,182.49</u>

Attest:

Jasmine D. Mathis, Borough Clerk

Approve:

Mayor Robert P. Fazen

Date of Adoption: March 22, 2022