



**BOROUGH COUNCIL
REGULAR MEETING AGENDA, 2022
APRIL 12, 2022 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
Council President Jake Hardin
C. Richard Jannuzzi
C. Abel Gomez
C. Vinnie Petti
C. Anthony Pranzatelli
C. Dominic Longo

APPROVAL OF MINUTES

March 22, 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____



March 22, 2022 Executive Session

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

Oath of Office- Officer Denis Sabal

PRESENTATION OF COMMUNICATIONS, PETITIONS, ETC.

Arbor Day Proclamation

GREETINGS FOR COMMENTS AND INVITATIONS FOR DISCUSSION

OPENING OF BIDS

INTRODUCTION OF ORDINANCES – FIRST READING

Ordinance 2022-08 An Ordinance Granting Consent and Permission to New Jersey American Water, Inc. to Furnish Wastewater Conveyance Services in the Borough of Bound Brook, New Jersey

ORDINANCE ON FINAL READING AND CONSIDERATION- SECOND READING

Ordinance 2022-07 Bond Ordinance Providing for Various Capital Improvements in and by the Borough of Bound Brook, in the County of Somerset, New Jersey, Appropriating \$2,333,000 Therefor and Authorizing the Issuance of \$2,216,350 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

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

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:

Roll Call:

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

- 2022-079 Resolution Authorizing a Change Order No. 2 to the 2021 Professional Services Contract with DeCotiis, Fitpatrick & Cole, LLP for Municipal and Labor Attorney Services

- 2022-080 Resolution Requesting Approval of the Director of the Division of Local Government Services to Establish a Dedicated Trust by Rider for UCC Code Penalty Monies Collected by the Building Department

- 2022-081 Resolution Approving a License Agreement with Meridia 1 Urban Renewal, Bound Brook, LLC K/N/A Meridia Bound Brook 1 Urban Renewal, LLC and Meridia 300 Urban Renewal, Bound Brook, LLC K/N/A Meridia Bound Brook 300, Urban Renewal, LLC for the NJ Transit Parking Lot Located in the Downtown Redevelopment Area

- 2022-082 Resolution Authorizing Change Order No. 1- Reivax Construction for 2020 Road Program in the Amount of \$11,662.59

- 2022-083 Resolution Authorizing an Increase to the Bid Threshold for the Qualified Purchasing Agent Pursuant N.J.S.A 40:11-3

UNFINISHED BUSINESS

NEW BUSINESS



APPROVAL OF VOUCHERS

2022-084 Resolution Approving Vouchers in the Amount of \$ 3,171,582.14

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:

ARBOR DAY CELEBRATION



Whereas, Arbor Day, was first observed in the USA with the planting of more than a million trees in Nebraska; and is now observed throughout the nation and the world; and

Whereas, trees can reduce the erosion of precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

Whereas, trees are a renewable resource giving us fruit, nuts, wood, fuel, paper, and countless other wood products; and

Whereas, trees in our borough increase property values, enhance the economic vitality of business areas, beautify our community, relieve stress and promote healing in our residents, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal;

Now, therefore, I, Robert Fazen Mayor of the Borough of Bound Brook, do hereby proclaim Arbor Day, April 23, 2022.

I urge all citizens to support efforts to protect our trees and woodlands, and to plant trees that gladden the heart and promote the well-being of this and future generations.

A handwritten signature in blue ink that reads "Robert P. Fazen". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Robert Fazen
Mayor, Bound Brook, New Jersey

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-08

AN ORDINANCE GRANTING CONSENT AND PERMISSION TO NEW JERSEY AMERICAN WATER, INC. TO FURNISH WASTEWATER COLLECTION AND CONVEYANCE SERVICE IN THE BOROUGH OF BOUND BROOK, NEW JERSEY

WHEREAS, the Borough of Bound Brook, County of Somerset and State of New Jersey (the “Borough”), hereby grants consent and permission to New Jersey American Water, Inc. (“NJAW”), a New Jersey Corporation to furnish potable water service within the Borough; and

WHEREAS, NJAW is in the process of acquiring the wastewater system (the “System”) currently owned and operated by the Borough, which has been approved by the voters of the Borough on November 2, 2021, pursuant to N.J.S.A. 40:62-5; and

WHEREAS, the Borough is desirous of having NJAW acquire the System; and

WHEREAS, NJAW is a regulated public utility corporation of the State of New Jersey presently seeking the municipal consent of the Borough to permit NJAW to provide wastewater collection and conveyance service through the System; and

WHEREAS, NJAW has requested the consent of the Borough as required by N.J.S.A. 48:19-17 and 48:19-20, as amended, to lay its pipes beneath and restore such public roads, streets and places as it may deem necessary for its corporate purposes, free from all charges to be made for said privilege (except that fees for road opening permits shall be paid), provided that all said pipes installed after the date of this ordinance shall be laid at least three feet (3’) below the surface and shall not in any way unnecessarily obstruct or interfere with the public travel or cause or permit other than temporary damage to public or private property; and

WHEREAS, it is deemed to be in the best interests of the citizens of the Borough to provide this consent; and

WHEREAS, notice of this Ordinance was published in accordance with the requirements of N.J.S.A. 48:3-13 and N.J.S.A. 48:3-14; and

WHEREAS, the Mayor and Council of the Borough have concluded that granting of said consent shall enhance the health, safety and welfare of the citizens of the Borough.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH AS FOLLOWS:

Section 1. That exclusive and perpetual consent and permission to furnish wastewater collection and conveyance to the Borough and all residents, businesses and government buildings therein is hereby given and granted to NJAW, its successors and assigns for the maximum duration permitted by law, subject to the permission by the Board of Public Utilities of the State of New Jersey.

Section 2. That exclusive consent and permission is given to NJAW, its successors and assigns, under the provisions of N.J.S.A. 48:19-17 and N.J.S.A. 48:19-20, as amended, without charge therefore, (except fees for road opening permits which shall be paid) as the same may be required in order to permit NJAW to own and operate the System, add to, extend, replace, operate and maintain said System in the public property described herein in order to provide said wastewater collection and conveyance service. This shall include permission to lay pipes beneath the public roads, streets, public property and public places.

Section 3. That a certified copy of this Ordinance, upon final passage, shall be sent to NJAW, the New Jersey Department of Environmental Protection and the Board of Public Utilities of the State of New Jersey.

Section 4. That the consent granted herein shall be subject to NJAW complying with all applicable laws of the Borough and/or the State of New Jersey including, but not limited to, any and all applicable statutes and administrative agency rules and/or regulations and contingent upon the Borough and NJAW executing the *Agreement of Sale Between the Borough of Bound Brook and New Jersey American Water, Inc, as the same may be amended from time to time.*

Section 5. The Mayor and the Clerk of the Borough are authorized to execute the documents and agreements necessary to effectuate this municipal consent.

Section 5. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

Section 6. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that if any portion of this Ordinance shall be declared invalid as a matter of law, such declaration shall not affect the remainder of said Ordinance; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon passage and publication.

Attest: _____
Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: April 12, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-07

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF BOUND BROOK, IN THE COUNTY OF SOMERSET, NEW JERSEY, APPROPRIATING \$2,333,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,216,350 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BOUND BROOK, IN THE COUNTY OF SOMERSET, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of Bound Brook, in the County of Somerset, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,333,000, including a \$442,500 State of New Jersey Department of Transportation Grant expected to be received for the purpose described in Section 3(e)(1) (the "State Grant") and a Community Development Block Grant expected to be received in the amount of \$100,000 for the purpose described in Section 3(e)(2) (the "CDBG") and further including the aggregate sum of \$116,650 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and in anticipation of receipt of the State Grant and the CDBG, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,216,350 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	Estimated Maximum Amount of <u>Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Police Department:</u> The acquisition of police tasers and interview room camera update, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures incidental thereto.	\$49,000	\$46,550	10 years
b) <u>Administration Department</u> 1) Information technology upgrades, including all work and materials necessary therefor and incidental thereto and further including all			

related costs and expenditures incidental thereto.	\$51,000	\$48,450	5 years
<p>c) <u>Fire Department</u></p> <p>1) The acquisition of turn out gear and hoses, including all related costs and expenditures incidental thereto.</p> <p>2) The acquisition of pagers and radios, including all related costs and expenditures incidental thereto.</p> <p>3) The acquisition of a pick up truck, including all related costs and expenditures incidental thereto.</p>	\$34,000	\$32,300	5 years
	\$43,000	\$40,850	10 years
	\$51,000	\$48,450	5 years
<p>d) <u>Library</u></p> <p>Renovations to the library, including, but not limited to, windows and roof and further including all work and materials necessary therefore and incidental thereto.</p>	\$306,000	\$290,700	15 years
<p>e) <u>Department of Public Works</u></p> <p>1) The reconstruction of West Second Street, including all work and materials necessary therefor and incidental thereto.</p>	\$720,000 (includes a grant from the State of New Jersey)	\$684,000	10 years

<p>2) The reconstruction of Upper Maiden Lane, including all work and materials necessary therefor and incidental thereto.</p> <p>3) The reconstruction of Park Avenue, including all work and materials necessary therefor and incidental thereto.</p> <p>4) Milling/overlaying of various roads, all as set forth on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.</p>	<p>Department of Transportation expected to be received in the amount of \$442,500)</p> <p>\$154,000 (includes a Community Development Block Grant expected to be received in the amount of \$100,000)</p> <p>\$310,000</p> <p>\$255,000</p>	<p>\$146,300</p> <p>\$294,500</p> <p>\$242,250</p>	<p>10 years</p> <p>10 years</p> <p>10 years</p>
<p>5) The acquisition of solid waste totes and a landscape trailer, including all related costs and expenditures incidental thereto.</p> <p>6) The acquisition of a hook truck with a salt spreader,</p>	<p>\$55,000</p>	<p>\$52,250</p>	<p>15 years</p>

including all related costs and expenditures incidental thereto.	\$263,000	\$249,850	5 years
f) <u>Parking Department</u>			
1) The acquisition of parking machines, including all related costs and expenditures incidental thereto.	\$21,000	\$19,950	10 years
2) The acquisition of an electric all-terrain vehicle, including all related costs and expenditures incidental thereto.	<u>\$21,000</u>	<u>\$19,950</u>	5 years
Total	<u>\$2,333,000</u>	<u>\$2,216,350</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to

the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 9.87 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been

filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,216,350, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders

and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Attest: _____
Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: March 22, 2022

Date of Adoption: April 12, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-079

RESOLUTION AUTHORIZING CHANGE ORDER NO.2 TO THE 2021 PROFESSIONAL SERVICES CONTRACT WITH DECOTIIS, FITPATRICK & COLE, LLP FOR MUNICIPAL AND LABOR ATTORNEY SERVICES

WHEREAS, Resolution 2021-010 awarded a professional services contract to DeCotiis, Fitzpatrick & Cole, LLP for Municipal and Labor Attorney services in the 2021 calendar year for an amount not to exceed \$250,000; and

WHEREAS, Resolution 2022-025 authorized a change order in the amount of \$57,815.94;

WHEREAS, due to unforeseen circumstances requiring additional work, there is a need to increase the 2021 professional services contract award by the amount of \$ 21,477.01; and

WHEREAS, the Chief Finance Officer has certified the funds from account # 01-2021-120-155-2-180155;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bound Brook that a change order be authorized to increase the contract by \$21,477.01, for a total contract value of \$329,292.95.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: April 12, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-080

RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR UCC CODE PENALTY MONIES COLLECTED BY THE BUILDING DEPARTMENT

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider;

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

1. The Borough of Bound Brook will be receiving monies to be used for training, education, technical support programs, certification, new equipment and transportation in the Building Department;
2. The governing body hereby requests permission of the Director of the Division of Local Government Services to pay expenditures for the Building Department as per N.J.S.A. 40A:4-39; and
3. The Municipal Clerk of the Borough of Bound Brook is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: April 12, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-081

RESOLUTION APPROVING A LICENSE AGREEMENT WITH MERIDIA 1 URBAN RENEWAL, BOUND BROOK, LLC K/N/A MERIDIA BOUND BROOK 1 URBAN RENEWAL, LLC AND MERIDIA 300 URBAN RENEWAL, BOUND BROOK, LLC K/N/A MERIDIA BOUND BROOK 300, URBAN RENEWAL, LLC FOR THE NJ TRANSIT PARKING LOT LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

WHEREAS, the Borough and New Jersey Transit Corporation (“NJT”) entered into a Lease Agreement, dated September 23, 1982 (the “Lease”) for Block 1, Lot 68 (now Lots 68.01 & 68.02) (“Demised Premises”), which Lease in part includes the Borough’s right to sublease part of the Demised Premises subject to certain conditions in the Lease; and

WHEREAS, on August 25, 2020, the Borough and Meridia 1 Urban Renewal, Bound Brook, LLC (the “Meridia 1 Redeveloper”) executed a redevelopment agreement (the “Meridia 1 Redevelopment Agreement”) for the redevelopment of property known as Block 8, Lots 9.01, 9.03 and 9.04, located in Redevelopment Areas 1 (referred to as the “Meridia 1 Property”); and

WHEREAS, the Meridia 1 Redeveloper is known now as Meridia Bound Brook 1, Urban Renewal, LLC (collectively referred to herein as “Meridia 1 Redeveloper”); and

WHEREAS, the Meridia 1 Redeveloper is the owner of the Meridia 1 Property; and

WHEREAS, the Meridia 1 Redeveloper obtained site plan approval from the Borough Planning Board to construct 75-unit multi-family residential units over ground floor commercial space with on-site parking and related site improvements and amenities (the “Meridia 1 Project”); and

WHEREAS, on December , the Borough and Meridia 300 Urban Renewal, Bound Brook, LLC (the “Meridia 300 Redeveloper”) executed a redevelopment agreement (the “Meridia 300 Redevelopment Agreement”) for the redevelopment of property known as Block 1, Lots 56.01 and 56.02, located in Redevelopment Areas 1 (referred to as the “Meridia 300 Property”); and

WHEREAS, the Meridia 300 Redeveloper is known now as Meridia Bound Brook 300, Urban Renewal, LLC (collectively referred to herein as “Meridia 300 Redeveloper”); and

WHEREAS, the Meridia 300 Redeveloper is the owner of the Meridia 300 Property; and

WHEREAS, the Meridia 300 Redeveloper obtained site plan approval from the Borough Planning Board to construct 60-unit multi-family residential units over ground floor commercial space with on-site parking and related site improvements and amenities (the “Meridia 300 Project”); and

WHEREAS, the Meridia 1 Redeveloper and Meridia 300 Redeveloper shall be referred to herein collectively as the Licensee; and

WHEREAS, the Licensee is desirous of utilizing a portion of the Demised Premises as a staging and storage area during the construction of the Meridia 1 Project located across West Main Street and the Meridia 300 Project on East Main Street near the train station (collectively referred to herein as the “Projects”) and the Borough is willing to grant a license to the Licensee to use a portion of the Demised Premises which includes a paved parking lot containing approximately sixty-one (61) parking spaces, hereinafter referred to as the “License Area”; and

WHEREAS, Borough and Licensee have agreed to the terms and conditions set forth in the attached license agreement, which is made part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bound Brook that it hereby approves and authorizes the execution of the attached license 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 license 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.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: April 12, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-082

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1-REIVAX CONSTRUCTION FOR
2020 ROAD PROGRAM IN THE AMOUNT OF \$11,662.59

WHEREAS, the Borough of Bound Brook awarded Reivax Construction the 2020 Road Program project; and

WHEREAS, there is an increase in the overall project in the amount of \$11,662.59; and

WHEREAS, the total price is now \$789,871.59; and

WHEREAS, the Chief Financial Officer has certified the funds from account # 04-2020-202017-1704-4-0;

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. 1 for Reivax Construction for 2020 Road Program in the amount of \$11,662.59 is approved.

Attest:

Approved:

Jasmine D. Mathis, Borough Clerk

Mayor Robert P. Fazen

Date of Adoption: April 12, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-083

RESOLUTION AUTHORIZING AN INCREASE TO THE BID THRESHOLD FOR THE
QUALIFYING PURCHASING AGENT PURSUANT TO N.J.S.A. 40:11-3

WHEREAS, Pursuant to N.J.S.A. 40A:11-3(c) and 18A:18A-3(b), the State Treasurer adjusted bid thresholds for contracting units subject to the Local Public Contracts Law effective July 1, 2020; and

WHEREAS, Borough Administrator, Hector Herrera was designated as the Qualified Purchasing Agent for the Borough of Bound Brook; and

WHEREAS, the Borough desires to authorize the Qualified Purchasing Agent to award contracts on behalf of the Borough of Bound Brook to the maximum bid threshold of \$44,000 pursuant to N.J.S.A. 40A:11-3;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, that pursuant to N.J.S.A, 40A:11-3(a) it does hereby authorize the Qualified Purchasing Agent to award contracts on behalf of the Borough, that do not exceed \$44,000.00 in a contract year.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: April 12, 2022

BOROUGH OF BOUND BROOK
RESOLUTION 2022-084

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 \$ 3,171,582.14.

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 2,579,620.69
GENERAL CAPITAL FUND	\$ 513,900.17
GENERAL TRUST FUND	\$ 68,319.29
RECREATION TRUST	\$ 223.50
TAX COLLECTOR TRUST	\$ 2,700.00
TAX TITLE LIEN REDEMPTION	\$ 2,103.16
PAYROLL	\$ 4,715.33
TOTAL	<u>\$ 3,171,582.14</u>

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: April 12, 2022