



**BOROUGH COUNCIL
REGULAR MEETING AGENDA
MAY 24, 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

May 10, 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

A/ 2022-109 Resolution Authorizing the Hire of Yefry Rodriguez-Pena as Patrolman for 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____

B/ 2022-110 Resolution Authorizing the Hire of Christopher Eckerson as Special Enforcement Officer Class II for 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____

C/ Oath of Office- Yefry Rodriguez Pena, Patrol Officer

D/ Oath of Office- Christopher Eckerson, Special Enforcement Officer Class II

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 2022-14 AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE IV, DEPARTMENTS ESTABLISHED, SECTION 2-21.14, “SPECIAL LAW ENFORCEMENT OFFICERS” TO AMEND LIMITATION ON NUMBER

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on June 14, 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 2022-11 An Ordinance Adopting the Salary Ranges for 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 2022-12 An Ordinance Amending and Supplementing Chapter 21, Land Use, Section 21-10.14.E, "Parking" for the Mixed Use Two (MU-2) District of the Revised General 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. Jake Hardin___ C. Richard Jannuzzi___ C. Abel Gomez___

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

Ordinance 2022-13 An Ordinance of the Borough of Bound Brook, County of Somerset, New Jersey Approving the PILOT Application and Authorizing the Mayor and Borough Clerk Pursuant to N.J.S.A. 40A:20-1 et seq. to Execute a Financial Agreement by and between the Borough of Bound Brook and The View at 127 Urban Renewal, LLC for Property Located on Block 23, Lot 1.01 also known as 127 Talmage Avenue as Shown on the Official Tax Map of the Borough of Bound Brook and Located in the Downtown Redevelopment Area

Motion to open public comment: Second:

Public Comment:

Motion to close public comment: Second:

Motion: Movant: I move the ordinance be passed on second reading and advertised according to law.



Second:

Discussion:

Roll Call:

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

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

INTRODUCTION/DISCUSSION OF RESOLUTIONS

2022-111 Resolution Introducing 2022 Special Improvement District Budget

Motion: Movant: I move the 2022 Special Improvement District Budget be passed on first reading and the public hearing advertised to be held on June 10, 2022.

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:

2022-112 Resolution Accepting the Resignation of Officer Kyle Morrison

2022-113 Resolution Awarding Professional Services Contract Cornerstone for Bound Brook Library Repairs

2022-114 Resolution Authorizing the Change of the Petty Cash Custodian for the Finance Petty Cash Fund

2022-115 Resolution Authorizing a Refund of 2022 2nd Quarter Taxes to Corelogic

2022-116 Resolution Authorizing a Refund of 2022 2nd Quarter Taxes to Lereta Tax Services



- 2022-117 Resolution Approving 2022 Salaries for Municipal Employees
- 2022-118 Resolution Authorizing an Award of Contract Under Sourcewell, a National Cooperative, Contract #012821, Auction Services, to Liquidity Services Operations, LLC, dba GovDeals
- 2022-119 Resolution of Certification for the 2021 Annual Audit
- 2022-120 Resolution Approving Relief of Moratorium on Van Keuran Avenue for Road Opening Permit
- 2022-121 Resolution Authorizing the Borough Tax Collector to Waive Sewer Interest From 3/9/2020 to 3/15/2021 in Accordance with Local Finance Notice 2022-11
- 2022-122 Resolution Authorizing the execution of a Low Income Household Water Assistance Program (LIHWAP) Contract for Services Vendor Agreement and Data Sharing Agreement with the Department of Community Affairs
- 2022-123 Resolution Authorizing a \$25.00 Fee Per Tax Sale Notice Sent in Conjunction with Electronic Tax Sale
- 2022-124 Resolution Authorizing Participation in Electronic Tax Sale Program
- 2022-125 Resolution Authorizing Estimate Bills for the Third Installment of 2022 Taxes
- 2022-126 Resolution Authorizing a Non-Fair and Open Professional Services Contract to Rainone Coughlin Minchello, LLC for Labor Attorney Services
- 2022-127 Resolution Authorizing Change Order No. 1 to DeCotiis, FitzPatrick & Cole, LLP for Municipal and Labor Attorney Services
- 2022-128 Resolution Authorizing the Participation in NASPO ValuePoint Contract for Wireless Data, Voice and Accessories from New Jersey Contract
- 2022-129 Resolution Authorizing Disposal of Surplus Property by Auction Under Sourcewell, a National Cooperative, Contract #012821, Auction Services, to Liquidity Services Operations, LLC, dba GovDeals
- 2022-130 Resolution Appointing Jodi Schneider as Tax Collector



UNFINISHED BUSINESS

NEW BUSINESS

APPROVAL OF VOUCHERS

2022-131 Resolution Approving Vouchers in the Amount of \$1,519,601.06

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 BROOK
County of Somerset

RESOLUTION 2022-109

RESOLUTION AUTHORIZING THE HIRE OF YEFRY RODRIGUEZ-PENA AS
PATROLMAN 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

WHEREAS, it is recommended that Yefry Rodriguez-Pena 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 Governing Body of the Borough of Bound Brook, in the County of Somerset, State of New Jersey that Yefrey Rodriguez-Pena be hired as a Patrol Officer effective June 1, 2022 for an annual salary of \$49,791.88, as specified in the PBA contract.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-110

RESOLUTION THE HIRE OF CHRISTOPHER ECKERSON AS SPECIAL ENFORCEMENT
OFFICER CLASE II FOR THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, the Borough of Bound Brook created the position of Special Law Enforcement Officer Class Two (“SLEO II”); and

WHEREAS, the position of SLEO II shall be subject to and governed by N.J.S.A. 40A:14-146.8 et seq; and

WHEREAS, interviews were conducted for the SLEO II position; and

WHEREAS; the Acting Chief of Police recommends the hire of Christopher Eckerson; and

WHEREAS, the position shall be for a one (1) year term ending at the end December 31, 2022;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook, County of Somerset, Christopher Eckerson be hired for the position of SLEO II at an hourly rate of \$25.00 for a one (1) year term ending December 31, 2022.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-14

AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE IV, DEPARTMENTS ESTABLISHED, SECTION 2-21.14, "SPECIAL LAW ENFORCEMENT OFFICERS"

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bound Brook, in the County of Somerset and State of New Jersey, that the Borough of Code of the Borough of Bound Brook is hereby amended and supplemented as follows:

SECTION 1. Chapter 2, Administration, Article IV, Departments Established, Section 2-21.14, "Special Law Enforcement Officers", 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:

.....

- A. Limitation on number. The number of SLEO IIs shall be limited to **[one (1) two (2)]**, which number may, from time to time as deemed necessary by the governing body, be increased by ordinance, except that in no event shall the number exceed 25% of the total number of regular police offices then members of the Bound Brook Police Department.

.....

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: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-11

AN ORDINANCE ADOPTING THE SALARY RANGES FOR 2022

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

1. The salaries, wages or other compensation to be paid to the following officers and employees of the Borough of Bound Brook, in the County of Somerset, State of New Jersey, are hereby fixed and determined to be at amounts or rates hereinafter set forth.

ADMINISTRATIVE

PER ANNUM

	<u>MINIMUM</u>	<u>MAXIMUM</u>
Borough Administrator	60,000	160,000
Borough Administrator (P/T)	30,000	45,000
Assistant Borough Administrator	19,800	46,200
Assistant to the Borough Administrator	12,000	18,000
Mayor	3,600	3,600
Councilmembers	3,600	3,600
Borough Clerk	45,000	90,000
Deputy Borough Clerk	25,000	63,800
General Clerk/Registrar	25,000	45,000
Receptionist/Typist	25,000	35,000
Election Worker (P/T)	350	475
Election Tabulator (P/T)	75	175
Chief Finance Officer	35,000	80,000
Tax Collector	19,000	50,000
Tax Collector (P/T)	10,000	25,000
Deputy Tax Collector	25,000	52,000
Account Clerk	25,000	50,000
Account Clerk (P/T)	10,000	25,000
Finance Clerk	25,000	70,000
Tax Assessor (P/T)	20,000	50,000
Borough Attorney	8,000	22,000
Assistant Borough Attorney/Prosecutor (P/T)	18,000	40,000
Public Defender (P/T) (per session)	100	450
Municipal Court Judge (P/T)	15,000	46,000
Municipal Court Administrator	45,000	80,000
Deputy Court Administrator	25,000	47,000
Violations Clerk	25,000	47,000
Director of Code Enforcement/Officer	40,000	110,000
Technical Asst. to Construction Official	12,000	47,000

Property Maintenance/Housing Inspector	23,000	65,000
Housing Inspector/Deputy Fire Marshall	23,000	70,000
Zoning Officer	3,500	15,000
Project Manager	50,000	100,000
Police Dispatcher	37,000	55,000
Bilingual Coordinator	25,000	55,000
Plumbing Inspector (P/T)	4,500	16,000
Recreation Director (P/T)	3,500	25,000
Planning Board Secretary (P/T)	3,000	10,000
Website Administrator	1,000	3,000
Secretary-Police	25,000	55,000
Civilian Police Specialist	25,000	47,000
Civilian Police Specialist (P/T)	12,500	23,000

POLICE DEPARTMENT

Chief of Police	153,000	186,000
Captain	BY CONTRACT	
Lieutenant	BY CONTRACT	
Sergeant	BY CONTRACT	
Detective	BY CONTRACT	
Patrolman	BY CONTRACT	

ADDITIONAL COMPENSATION: Uniform Allowance, Court Attendance, on call pay and education credits shall be paid in accordance with the current contract between the Borough and the PBA, SOA, and Chief of Police.

STREETS AND ROADS

Director	32,000	120,000
Superintendent	32,000	120,000
Assistant Superintendent	30,000	65,000

PER HOUR

Leadman/Foreman		BY CONTRACT
Mechanic		BY CONTRACT
Assistant Mechanic		BY CONTRACT
Equipment Operator		BY CONTRACT
Driver		BY CONTRACT
Laborer		BY CONTRACT
Custodian (P/T)	13.00	25.00
Laborer (P/T or Temporary)	13.00	17.00
Transit Village Property Maintenance Assistant	13.00	20.00

ADDITIONAL COMPENSATION: Additional compensation shall be paid in accordance with the current contract in existence between the Borough and AFSCME.

<u>RECREATION (SEASONAL)</u>		<u>PER HOUR</u>
Deputy Recreation Director	15.00	20.00
Recreation Maintenance	13.00	15.00
Clock Operator		NJ State Minimum Wage
Gym Supervisor	13.00	13.00
Park Director	14.00	20.00
Assistant Park Director	13.00	19.00
Pool Manager	13.05	16.00
Pool/Parks Maintenance		NJ State Minimum Wage
Pool Manager	14.00	20.00
Arts and Crafts		NJ State Minimum Wage
Maintenance Supervisor	13.00	16.00
Concessions		NJ State Minimum Wage
Head Swim Instructor	14.00	17.00
Head Lifeguard	11.50	19.00
Lifeguards	13.00	20.00
Swim Instructors	12.00	15.00
Aqua-Aerobics Instructor	12.00	15.00
Gate Guards		NJ State Minimum Wage

<u>OTHER PERSONNEL</u>		<u>PER HOUR</u>
Parking Enforcement Officer	13.00	25.00
Building Sub-Code Official	20.00	50.00
Property Maintenance Official	20.00	23.00
Construction Code Official	20.00	50.00
Fire Sub-Code Official	20.00	50.00
Electric Sub-Code Official	20.00	50.00
Plumbing Sub-Code Official	20.00	50.00
Building Inspector	20.00	40.00
Fire Official	15.00	40.00
Deputy Fire Official/Housing Inspector	15.00	40.00
Assistant Finance Clerk	13.00	25.00
Secretary	13.00	20.00
Technical Assistant Contraction Office	13.00	20.00
Technical Assistant to the Clerk	13.00	20.00
Records Clerk Police Department	15.00	27.00
Custodian	15.00	25.00
Special II Police Officer	25.00	30.00

2. Salaries, wages or compensation, when applicable, shall be retroactive as of and from and after January 1, 2022 and shall continue active as of and from and after January 1, 2022.

3. In the event of future succession to any of the foregoing positions by a change of personnel, the salary or wage of such new officer or employee shall be fixed by a resolution of the Mayor and Council adopted therefore but not to exceed the amount or rate for such position as hereinabove set forth.
4. The Borough Council may also fix and determine from time to time the times at which and the installments in which or periods of time for which the salaries, wages or compensation of the officers and employees enumerated in section 1 of this ordinance shall be paid to them respectively.
5. This ordinance shall take effect immediately upon passage and publication as required by law, and all prior salary ordinances are hereby repealed.
6. Payment of salaries, wages or compensation described herein is subject to funding in the 2022 and subsequent budgets notwithstanding the effective date of this ordinance.
7. In any case in which the same person simultaneously holds more than one office or position within Borough government for each of which said offices or positions a salary is provided, the person shall be entitled to receive only one salary, that being the highest salary provided for the offices or positions involved; provided, however, the Mayor and Council, by resolution, may provide for additional compensation in the event of multiple office holding, but in no event shall such additional compensation exceed the amount authorized for the office or position for which the additional compensation is being provided.

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: May 10, 2022

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-12

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXI, LAND USE, SECTION 21-10.14.E “PARKING” FOR THE MIXED USE TWO (MU-2) DISTRICT OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK

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

SECTION 1. Section 21-10.15.e., “Parking” for the Mixed Use Two (MU-2) District in Land Use of Revised General Ordinances of the Borough of Bound Brook is hereby deleting the text **[marked in bold and enclosed in brackets]** and inserting the text **underlined and marked in bold**, to read as follows:

21-10.15.e. Parking

Use	Minimum Number of Spaces - Vehicular	Minimum Number of Spaces - Bicycles
[Apartment] <u>Apartment/Condominium</u>	[1 per apartment] <u>In accordance with N.J.A.C. 5:21, Residential Site Improvement Standards, SUBCHAPTER 4.14 Parking: number of spaces.</u>	1 per apartment
Townhouse	2 per unit	1 per unit
Office and retail	3 per 1,000 square feet	1 per 1,000 square feet
Office (medical)	4 per 1,000 square feet	1 per 1,000 square feet
Services	3 per 1,000 square feet	1 per 1,000 square feet
Hospitality	1.5 per room	1 per employee
Civic/governmental	3 per 1,000 square feet	1 per 1,000 square feet
Sports/recreational	1 per 2 seats or exercise station	1 per 3 seats
Houses of worship	1 per 2 seats	1 per 2 seats
Theaters, PACs	1 per 2 seats	NA

SECTION 2. 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 this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

SECTION 3. 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 prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Borough are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. Effective Date.

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

Attest: _____
Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: May 10, 2022

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-13

AN ORDINANCE OF THE BOROUGH OF BOUND BROOK, COUNTY OF SOMERSET, NEW JERSEY APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND BOROUGH CLERK PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ. TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE BOROUGH OF BOUND BROOK AND THE VIEW AT 127 URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 23, LOT 1.01 ALSO KNOWN AS 127 TALMAGE AVENUE AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF BOUND BROOK AND LOCATED IN THE DOWNTOWN REDEVELOPMENT AREA

WHEREAS, in January 2000, the Borough Council of the Borough of Bound Brook designated various properties in its downtown along the Main Street corridor as an area need of redevelopment (“**Redevelopment Areas 1 & 2**”) and adopted a redevelopment plan for Redevelopment Areas 1 & 2 in February 2000 and subsequently adopted an Amended Redevelopment Plan for Redevelopment Area 1 on August 11, 2015, which has been amended subsequently time to time; and

WHEREAS, Block 23, Lot 1.01 (the “**Property**”) is located in Redevelopment Area 2; and

WHEREAS, the Borough is expected to consider a redevelopment agreement prior to the adoption of this Ordinance (the “**Redevelopment Agreement**”) for the redevelopment of the Property with The View at 127 Urban Renewal, LLC, an approved urban renewal entity (the “**Redeveloper**” or “**Entity**”); and

WHEREAS, the Entity is the owner of Block 23, Lot 1.01, which make up the Property; and

WHEREAS, the Entity obtained preliminary and final major site plan approval from the Borough Planning Board for the construction of a building with 49-unit multi-family residential rental units and ground floor retail on February 24, 2022 (the “**Project**”); and

WHEREAS, the Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise dealing with the Property and the Project; and

WHEREAS, pursuant to and in accordance with the provisions of the Long-Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the “**Long Term Tax Exemption Law**”, as codified in N.J.S.A. 40A:20-1 et seq.), the Borough is authorized to provide for payment in lieu of taxes within a redevelopment area; and

WHEREAS, the Entity submitted an application for the approval of a Project, as such term is used in the Long-Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the “**Exemption Application**”, a copy of which is attached hereto as Exhibit B); and

WHEREAS, the Exemption Application requested a 20-year term for a financial agreement and an annual service charge based on 9% of annual gross revenues for years 1 through 10 and 11% of annual gross revenues for years 11 through 20.

WHEREAS, the Borough proposes and agrees to a 15-year term for a financial agreement and an annual service charge starting at 12.5% of annual gross revenues for years 1 through 8, increasing to 13% for years 9 through 12, and increasing to 13.75% for years 13 through 15.

WHEREAS, pursuant to the Long-Term Tax Exemption Law, the Borough is authorized to enter into a financial agreement with a redeveloper for payment of an annual service charge for municipal services in lieu of taxes for market rate housing and commercial projects; and

WHEREAS, the Entity has requested that the Borough enter into a financial agreement for payment of an annual service charge for municipal services in lieu of taxes (the “**Financial Agreement**”) for the Project; and

WHEREAS, the Borough and the Entity have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute the Financial Agreement, which terms and conditions are stated below.

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

Section 1. The Borough acknowledges that by effectuating the redevelopment of the Project, The View at 127 Urban Renewal, LLC will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the Borough.

Section 2. The Borough makes the following findings:

A. Relative benefits of the Project when compared to the costs:

1. The Property currently generates approximately \$11,209 in real estate tax revenue to the Borough as the Property is underutilized with a small storage facility and vacant land. The projected Annual Service Charge over the 15-year term will generate an average annual revenue to the Borough of approximately \$____,000.00.

2. It is estimated that the Project will create jobs during construction and permanent jobs;

3. The Project should stabilize and contribute to the economic growth of existing local business and to the creation of new business, which will serve the new residents and attract additional people to the Borough;

4. The Project will further the redevelopment objectives of the Redevelopment Plan for Redevelopment Area 2; and

5. The redevelopment of the Property will greatly improve the downtown neighborhood.

6. The Borough has determined that the benefits of the Project significantly outweigh the costs to the Borough.

B. Assessment of the importance of the tax exemption defined in obtaining development of the Project and influencing the locational decisions of probable occupants:

1. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of urban design and aesthetics as well as the use of high quality materials which will maintain the appearance of the building over the life of the Project, which will insure the likelihood of the success of the Project and insure that it will have a positive impact on the surrounding area.

C. Based upon the above determinations by the Borough and the provisions of N.J.S.A. 40A:20-12, this Agreement contains appropriate tax exemption provisions and an appropriate Annual Service Charge schedule.

Section 3. The Exemption Application is hereby accepted and approved.

Section 4. The Financial Agreement shall be for a fifteen (15) year term with an annual service charge based on 12.5% of annual gross revenues for years 1 through 8, increasing to 13% for years 9-12 and increasing to 13.75% for years 13-15, all in accordance with the Long-Term Tax Exemption Law.

Section 5. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the Borough by the Mayor in substantially the form attached hereto as Exhibit B. The Borough Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Mayor and to affix the corporate seal of the Borough to the Financial Agreement.

Section 6. This ordinance shall take effect upon final passage and publication as required by law.

Attest: _____
Jasmine D. Mathis
Borough Clerk

By: _____
Mayor Robert Fazen

Date of Introduction: May 10, 2022

Date of Adoption: May 24, 2022

EXHIBIT A

EXEMPTION APPLICATION

EXHIBIT A

EXEMPTION APPLICATION

EXHIBIT B

FORM OF FINANCIAL AGREEMENT

EXHIBIT B

FORM OF FINANCIAL AGREEMENT

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-111

RESOLUTION INTRODUCING THE 2022 SPECIAL IMPROVEMENT DISTRICT BUDGET
IN THE AMOUNT OF \$205,686.00

WHEREAS, the Bound Brook Revitalization Partnership (Special Improvement District) has submitted their annual budget, January 1, 2022 to December 31, 2022, in the amount of \$205,686.00 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, advertised and a public hearing scheduled for June 10, 2022.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: May 24, 2022

**BOUND BROOK REVITALIZATION PARTNERSHIP
SPECIAL IMPROVEMENT DISTRICT (SID) BUDGET**

JANUARY 1 2022 TO DECEMBER 31 2022

DATE: 04/25/22

SOURCES OF REVENUE:	AMOUNT
Income:	
ASSESSMENTS AT .00160	159,386.00
FUND RAISING	7,000.00
GRANTS	9,300.00
DONATIONS	21,000.00
SURPLUS	9,000.00
Total sources of Revenue/ Income	<u>205,686.00</u>
USES OF REVENUE:	
Expenses:	
FULL TIME EXECUTIVE DIRECTOR SALARY	71,400.00
MAINTENANCE WORKER	48,000.00
PROFESSIONAL SERVICES (ACCOUNTING LEGAL AUDIT)	7,600.00
INSURANCE WORKERS COMP OTHER	4,500.00
ADMINISTRATIVE EXPENSES	6,000.00
PAYROLL TAXES	5,000.00
OFFICE EXPENSES	1,000.00
PROGRAM EXPENSES	28,000.00
FLOWER GARDENS	14,000.00
UTILITIES	4,900.00
RENT	10,000.00
OFFICE SUPPLIES	2,000.00
WEBSITE	1,200.00
MISCELLANEOUS EXPENSES	2,086.00
Total uses of Revenue/ Expenses	<u>205,686.00</u>
Surplus/ (deficit)	<u>0.00</u>

CHARIMAN: ANTHONY PRANZATELLI

 4/25/22

TREASURER: JOSEPH R PETRACCA

**BOUND BROOK REVITALIZATION PARTNERSHIP
SPECIAL IMPROVEMENT DISTRICT (SID) BUDGET**

JANUARY 1 2022 TO DECEMBER 31 2022

EXPENSES NARRATIVE:

FULL-TIME EXECUTIVE DIRECTOR SALARY- this position is responsible for following and carrying out the mission of the Bound Brook Revitalization Partnership established by the Board of Trustees. This includes providing support and resources for downtown businesses, marketing and promotion of businesses and business opportunities to participate in events within the district, managing the maintenance of the downtown, planning and executing special events and programs that provide benefit to the downtown merchants and community, the Hometown Heroes program, grant writing, management of the BBRP's website, newsletter, communications with businesses and the public regarding all issues including resources for covid 19 as there are still a few lingering issues with that, social media platforms, creation of flyers and advertisements for the SID. This position is not considered an employee position. It is an independent contractor position that receives no benefits e.g. health insurance.

MAINTENANCE WORKER SALARY- this is an employee position. Responsibilities include cleaning areas within the Downtown Bound Brook SID boundaries. The maintenance worker also maintains the train station in exchange for the clean communities grant from the Borough. Also takes care of reporting any issues within the Downtown that the DPW needs to take care of e.g. streetlights that are out, potholes, etc. This year's line item amount reflects the plan to hire another part-time person to help with maintenance downtown.

PROFESSIONAL SERVICES (ACCOUNTING LEGAL AUDIT)- this is for the annual audit.

INSURANCE WORKERS COMP OTHER- this is needed in case of any issues that may arise with an employee or a temporary hire

ADMINISTRATIVE EXPENSES- covers the cost of handling book records, tax returns, budgets, financial operations of the non-profit, payroll services, issues with the budget, workers' comp issues, full-time bookkeeper

PAYROLL TAXES- pays for maintenance worker, federal, state, local and unemployment

OFFICE EXPENSES- For any necessary maintenance work on computer, printer, connectivity issues- any technical issues that might arise, any outside graphic design support

PROGRAM EXPENSES- Covers cost of putting on events/programs and the activities included with these events. This year's tentative lineup (subject to any lingering covid restrictions) includes a bi-weekly Farmers Market, Classic Car Cruise Nights, Drive-In Movies in the Park series, Riverfest Street Fair, Halloween Trunk or Treat, Christmas Tree Lighting, and the Battle of Bound Brook soldier lunch. This line item also includes programs that support beautification

efforts in Downtown including additional planters and seasonal decorations that are very popular with the business owners.

FLOWER GARDENS- This will include seasonal flowers and mulch throughout the Downtown. Please note that in the past according to records, the median strips, pocket park and tree underplanting were a shared cost with the Borough. We understand that the Borough's budget may not be able to assist with this as it has in years past, however, any additional support for beautifying Downtown this summer is appreciated.

UTILITIES- covers cost of heat, electric, internet, water, telephone for the office.

RENT- cost to rent physical office space and storage space in Bound Brook.

OFFICE SUPPLIES- cost of ink, paper, additional printing materials, labels, envelopes, pens, stamps, mailers, paper products, hand soap, cleaning supplies, etc.

WEBSITE- includes cost of domain, email, Office 365, Go Daddy, WordPress, digital advertising, email marketing platform (decrease in budgeted amount this year because of savings due to switching to a new platform.)

MISCELLANEOUS EXPENSES- this is for potential excess for programs. This covers any extra cost of events/programs that go over what was allotted. Also, additional supplies such as garbage bags, and other sanitizing products for the maintenance worker.

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-112

RESOLUTION ACCEPTING THE RESIGNATION OF OFFICER KYLE MORRISON

WHEREAS, Officer Kyle Morrison has submitted his letter of resignation from the Police Department effective May 30, 2022;

WHEREAS, Kilgore has served the Borough of Bound Brook since December 2014;

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 resignation is accepted.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-113

RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO
CORNERSTONE FOR DESIGN SERVICES FOR BOUND BROOK LIBRARY REPAIRS

WHEREAS, the Borough of Bound brook desires to engage a qualified New Jersey architectural design firm to provide design services through the NJ State Library Construction Bond Act Soliciting for Grant applications; and

WHEREAS, the architect, Cornerstone Architectural Group, LLC submitted a proposal to provide grant application design services in the amount of \$46,500.00;

WHEREAS, the Chief Financial Officer has certified the availability of funds in account # 04-2022-202207-0-3-0;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook Cornerstone Architectural Group, LLC be awarded the Professional Services contract for Design Services for Bound Brook Library Repairs in an amount not to exceed \$46,500.00.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK

RESOLUTION 2022-114

RESOLUTION AUTHORIZING THE CHANGE OF THE PETTY CASH CUSTODIAN FOR
THE FINANCE PETTY CASH FUND IN THE BOROUGH OF BOUND BROOK

WHEREAS, the petty cash fund in the Finance Department of the Borough of Bound Brook was formally established and approved by the Department of Community Affairs: and

WHEREAS, the approved custodian is no longer employed by the Borough of Bound Brook; and

WHEREAS, the Borough of Bound Brook desires to replace the custodian of petty cash effective immediately

NOW THEREFORE, the Borough Council of the Borough of Bound Brook, County of Somerset authorizes appointing Jodi Schneider a custodian of petty cash for the Finance Department in the Borough of Bound Brook.

Approved:

Mayor Robert P. Fazen

Attest:

Jasmine D. Mathis, Borough Clerk

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-115

RESOLUTION AUTHORIZING REFUND OF 2022 2ND QUARTER PROPERTY TAXES TO
CORELOGIC

WHEREAS, the records of the Tax Collector of the Borough of Bound Brook reflect an overpayment of 2022 2ND Quarter Property Taxes on the following property:

<u>Refund To:</u>	<u>Property Location</u>	<u>Blk/Lot/Qual</u>	<u>Amount</u>
Corelogic	410 Talmage	003/004	\$1,843.00
	17-19 Romney	017/003	\$1,516.00
	334 West High	028/004	\$1,522.00
	203-209 East Second	034/006	\$2,658.00
	532 Washington	084/017	\$2,091.00
	802 Watchung	095/001	\$2,319.00

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 property tax overpayment be refunded as per the list above.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-116

RESOLUTION AUTHORIZING REFUND OF 2022 2nd QUARTER PROPERTY TAXES TO
LERETA TAX SERVICES

WHEREAS, the records of the Tax Collector of the Borough of Bound Brook reflect an overpayment of 2022 2ND Quarter Property Taxes on the following property:

<u>Refund To:</u>	<u>Property Location</u>	<u>Blk/Lot/Qual</u>	<u>Amount</u>
Lereta Tax Services	348 Longwood	058/003	\$2,614.00

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 Property Tax overpayment be refunded as per the list above.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-117

RESOLUTION APPROVING 2022 SALARIES FOR MUNICIPAL EMPLOYEES

WHEREAS, as compensation for their loyal service and devotion to their duties as employees of the Borough of Bound Brook; and

WHEREAS, to recognize their service;

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 following salaries and wages are established effective January 1, 2022 unless otherwise noted:

<u>POSITION</u>	<u>2022 SALARY</u>
Borough Administrator	\$152,578.00
Assistant Administrator	\$21,086.83
Borough Clerk	\$86,353.20
Technical Assistant	\$36,377.38
Deputy Borough Clerk	\$55,000.00
General Clerk/Registrar	\$37,884.04
Director of Code Enforcement	\$108,695.79
Bi-Ling. Coord./Zoning Off.	\$63,684.89
Chief Financial Officer	\$72,828.00
Tax Collector	\$35,792.80
Account Clerk	\$35,792.80
Finance Clerk	\$66,299.99
Finance Clerk	\$65,280.00
Tax Assessor (P/T)	\$43,297.29
Municipal Judge	\$42,000.00
Municipal Court Administrator	\$77,265.36
Deputy Court Administrator	\$46,818.00
Violations Clerk	Vacant
Police Secretary	\$54,827.10
Dispatcher 1	\$50,719.52
Dispatcher 2	\$50,719.52
Dispatcher 3	\$37,142.28
Dispatcher 4	\$43,147.91
Recreation Director	\$18,092.85
Deputy Recreation Director	\$16.32
Planning Board Secretary (PT)	\$7,231.73
Property Maintenance Inspector	\$61,905.84
Housing/Deputy Fire Marshall	\$63,143.96
Superintendent of Public Works	\$110,000.00

Councilman	\$3,600.00
Councilman	\$3,600.00
Councilman	\$3,600.00
Councilman	\$3,600.00
Acting Chief of Chief of Police	\$176,657.35
Deputy Chief of Police	\$175,657.35
Chief of Police	\$182,730.72
Finance Clerk (P/T)	\$25.00
Special II Police Officer	\$25.00
Fire Marshall (P/T)	\$36.76
Deputy Fire Marshall (PT)	\$36.76
Plumbing Sub-Code Official (PT)	\$41.23
Electrical Sub-Code Official (PT)	\$41.42
Fire Sub-Code Official (PT)	\$41.14
Building Inspector (PT)	\$40.28
Electric Inspector (PT)	\$39.54
Construction Code Official (PT)	\$49.81
Custodian (PT)	\$23.97
Construction Technical Assistant	\$13.25
Parks Custodian (PT)	\$13.69
Parking Enforcement Officer (PT)	\$20.81

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-118

AWARD OF CONTRACT UNDER SOURCEWELL, A NATIONAL COOPERATIVE,
CONTRACT #012821, AUCTION SERVICES TO LIQUIDITY SERVICES OPERATIONS
LLC, DBA GOVDEALS

WHEREAS, the Borough of Bound Brook wishes to conduct a public auction for the sale of public personal property no longer needed for public use; and

WHEREAS, Liquidity Services Operations LLC, dba GovDeals offers auction services under Sourcewell Contract# 012821, a national cooperative; and

WHEREAS, the Borough of Bound Brook has conducted its due diligence and legally advertised Notice of Intent to Award under a National Cooperative Purchasing Agreement on May 1, 2022

WHEREAS, the Borough Clerk did not receive prospective bids;

WHEREAS, Liquidity Services Operations LLC., 15051 N. Kierland Blvd #300, Scottsdale, AZ 85254-8162 has been awarded Sourcewell Contract# 012821 for auction services;

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

WHEREAS, there is no associated cost for the Borough under Sourcewell Contract# 012821;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough Bound Brook that Liquidity Services Operations LLC, dba GovDeals be awarded the contract for the auction services.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-119

RESOLUTION OF CERTIFICATION FOR THE 2021 ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2023 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled “Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Borough Council of the Borough of Bound Brook, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-120

RESOLUTION APPROVING RELIEF OF MORATORIUM ON VAN KEURAN AVENUE
FOR ROAD OPENING PERMIT

WHEREAS, a road opening permit was submitted by PSE&G for Van Keuran Avenue; and

WHEREAS, Van Keuran Avenue was reconstruction in 2017 and therefore is currently under a five (5) year moratorium; and

NOW, THEREFORE, BE IT RESOLVED by Governing Body 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.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-121

RESOLUTION AUTHORIZING THE BOROUGH TAX COLLECTOR TO WAIVE SEWER
INTEREST FROM 3/9/2020 TO 3/15/2021 IN ACCORDANCE WITH LOCAL FINANCE
NOTICE 2022-11

WHEREAS, Senate Bill 4081 requires the Borough of Bound Brook to waive all of the sewer interest and late fees from 3/9/2020 to 3/15/2022 for residential customers, and:

WHEREAS, the tax software utilized by the Borough does not allow for separation in interest calculations between residential and commercial, and;

WHEREAS, the further guidance in the Local Finance Notice 2022-11, requires the Borough to credit residents for the sewer interest collected from 3/9/2020 to 3/15/2022

NOW, THEREFORE, BE IT RESOLVED, the Borough Council authorizes the Borough Tax Collector to waive all of the sewer interest collected from 3/9/2020 to 3/15/2022 from borough residents and issue credits if appropriate.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-122

RESOLUTION AUTHORIZING THE EXECUTION OF A LOW INCOME HOUSEHOLD
WATER ASSISTANCE PROGRAM (LIHWAP) CONTRACT FOR SERVICES VENDOR
AGREEMENT AND DATA SHARING AGREEMENT WITH THE DEPARTMENT OF
COMMUNITY AFFAIRS

WHEREAS, pursuant to Local Finance Notice 2022-11, "Treatment of Residential Water, Sewer & Electric Arrearages; Residential Ratepayer Assistance", dated April 29, 2022, the Borough of Bound Brook must execute a Low Income Household Water Assistance Program (LIHWAP) Contract for Services Vendor Agreement and Data Sharing Agreement with the Department of Community Affairs;

WHEREAS, the purpose of the agreement is to establish the terms by which the New Jersey Department of Community Affairs and the Utility Company will share customer information and as a participating vendor, the Utility Company is eligible to receive direct payment based on customer's eligibility for the LIHWAP, the Temporary Assistance for Needy Families ("TANF") and/or Food Stamp programs and any other program where the customer's eligibility has already been determined by the Department, or through an eligibility determination process for those customers who are not currently participating in a program administered by the Department.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Bound Brook, in the County of Somerset, State of New Jersey, that Low Income Household Water Assistance Program (LIHWAP) Contract for Services Vendor Agreement and Data Sharing Agreement with the Department of Community Affairs is hereby approved.

Attest:

Approved:

Jasmine D. Mathis, Borough Clerk

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-123

**RESOLUTION AUTHORIZING A \$25.00 FEE PER TAX SALE NOTICE SENT IN
CONJUNCTION WITH ELECTRONIC TAX SALE**

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sale pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services; and

WHEREAS, the rules and regulations require a municipality to send three (3) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Borough of Bound Brook wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base; and

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Bound Brook that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is send in conjunction with the 2022 electronic tax sale.

Attest:

Approved:

Jasmine D. Mathis, Borough Clerk

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-124

AUTHORIZE PARTICIPATION IN ELECTRONIC TAX SALE PROGRAM

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sale pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services, and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulations for the pilot programs, and

WHEREAS, the Director of the Division of Local Government services has approved NJ Tax Lien Investors/Real Auction.com to conduct pilot programs, and

WHEREAS, the rules and regulations authorize a municipality to submit an application for participation in the pilot program for an electronic tax sale, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers thus creating the environment for a more complete tax sale process, and

WHEREAS, the Borough of Bound Brook wishes to participate in the pilot program for an electronic tax sale.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Bound Brook, State of New Jersey that the Tax Collector is hereby authorized to complete an application to participate in the electronic tax sale program and submit same to the Director of the Division of Local Government Services.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-125

RESOLUTION AUTHORIZING ESTIMATED TAX BILLS FOR THE THIRD
INSTALLMENT OF 2022 TAXES

WHEREAS, the Borough of Bound Brook is awaiting Budget approval from the State of New Jersey in order to adopt the 2022 budget and the Bound Brook Borough Tax Collector will be unable to mail the Borough's 2022 tax bills on a timely basis; and

WHEREAS, the Bound Brook Tax Collector in consultation with the Bound Brook Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

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

1. The Bound Brook Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2022 taxes. The Tax Collector shall proceed to take such actions as are permitted and required by P.L. 1994, c72 (N.J.S.A. 54:4-66.2 and 54.4-66.3).
2. The entire estimated tax levy for 2022 is hereby set at \$26,695,892.98.
3. The addition to the tax levy for the Special Improvement District is at \$143,234.81.
4. In Accordance with law the third installment of 2022 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimate tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-126

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO RAINONE
COUGHLIN MINCHELLO, LLC FOR LABOR ATTORNEY SERVICES

WHEREAS, the requires the services of an Attorney to act as Special Labor Counsel services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44a-20.1; and

WHEREAS, Rainone Coughlin Minchello, LLC is capable of and willing to perform such services; and

WHEREAS, the term of contract shall end December 31, 2022;

WHEREAS, Rainone Coughlin Minchello, LLC has certified in writing professional services are compensated at an hourly rate of \$195.00 and the amount billed under this agreement is not to exceed \$20,000.00; and

WHEREAS, at least ten (10) days prior hereto, Rainone Coughlin Minchello, LLC, has completed and submitted a Chapter 271 Political Contribution Disclosure Statement and Business Entity Disclosure Certification which certifies that Rainone Coughlin Minchello, LLC has not made any reportable contributions to a political or candidate committee in the Borough of Bound Brook in the previous one year, and that the contract will prohibit Rainone Coughlin Minchello, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified the funds in account #01-2022-0120-0155-2-180155 for an amount not to exceed \$20,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, Rainone Coughlin Minchello, LLC is awarded a non-fair and open professional services contract in an amount not to exceed \$20,000.00;

BE IT FURTHER RESOLVED that the Chapter 271 Political Contribution Disclosure Statement and Business Entity Disclosure Certification be placed on file with this resolution: and

BE IT FURTHER RESOLBED that the Borough Clerk is hereby directed to publish notice of the award of the contract in the official newspaper of the borough, in accordance with N.J.S.A 40A:11-5(1)(ii).

Attest:

Approved:

Jasmine D. Mathis, Borough Clerk
Date of Adoption: May 24, 2022

Mayor Robert P. Fazen

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-127

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO THE DECOTIIS,
FITZPATRICK & COLE, LLP FOR MUNICIPAL AND LABOR ATTORNEY SERVICES

WHEREAS, Resolution 2022-021 awarded a professional services contract for Municipal and Labor Attorney Services to DeCotiis, Fitzpatrick & Cole, LLC for the 2022 calendar year; and

WHEREAS, there is a need to reduce the not to exceed amount to \$280,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Change Order No. 1 to DeCotiis, FitzPatrick & Cole, LLP is hereby approved and reflects the not to exceed amount of \$280,000.00.

BE IT FURTHER RESOLVED, this resolution be filed with the contract.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-128

RESOLUTION AUTHORIZING THE PARTICIPATION IN NASPO VALUEPOINT
CONTRACT FOR WIRELESS DATA, VOICE AND ACCESSORIES FROM NEW JERSEY
STATE CONTRACT MASTER AGREEMENT #MA152

WHEREAS, the State of New Jersey (“Participating State”) has entered into a Participating Addendum with Verizon Wireless (“Contractor”) pursuant to Master Agreement #MA152, under NASPO ValuePoint, a National Cooperative, allowing certain state agencies, political subdivisions, and other eligible entities to make purchases under the Participating Addendum; and

WHEREAS, the Borough desires to participate in the New Jersey State Contract, under NASPO ValuePoint Master Agreement #MA152 for Verizon Wireless services;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Brook, in the County of Somerset, State of New Jersey that the Borough is hereby authorized to participate in the NASPO ValuePoint Master Agreement #MA152, a New Jersey State Contract for Verizon Wireless services.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-129

**RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY BY AUCTION
UNDER SOURCEWELL, A NATIONAL COOPERATIVE, CONTRACT #012821,
AUCTION SERVICES TO LIQUIDITY SERVICES OPERATIONS, LLC, DBA
GOVDEALS**

WHEREAS, the Borough of Bound Brook is the owner of certain surplus property that is no longer needed for public use, specifically identified and described in attached Exhibit “A” (hereinafter Surplus Property); and

WHEREAS, the sales are being conducted pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-36 and guidance set forth in the Division of Local Government Services Local Finance Notice 2019-15, and

WHEREAS, the Borough of Bound Brook intends to utilize the online auction services of Sourcewell, located at <http://www.sourcewell-mn.gov>; and

WHEREAS, all other terms and conditions of the auction of the Surplus Property and agreement with Sourcewell, Inc are on the company’s website and in the office of the Town Clerk;

WHEREAS, the surplus property as attached in Exhibit “A” shall be sold in an “as is” condition without express or implied warranties with the successful bidder; and

WHEREAS, the successful bidder shall be required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property; and

WHEREAS, the Borough of Bound Brook reserves the right to accept or reject any bid submitted.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Bound Brook, as follows:

1. The Borough of Bound Brook is hereby authorized to sell the surplus personal property as indicated on the attached Exhibit “A” on the online auction website entitled Sourcewell, <http://www.sourcewell-mn.gov>.

Attest:

Jasmine D. Mathis, Borough Clerk
Date of Adoption: May 24, 2022

Approved:

Mayor Robert P. Fazan

EXHIBIT A

VEHICLES / EQUIPMENT

VIN

2003 Elgin Sweeper

P-3994-D

Pierce Fire Truck

Chevrolet Suburban

Generator

31 - Scott 30 minute carbon fiber/aluminum air bottles (expired)

21 – Air bottles in air packs (expired)

11 – Bottles that expire in 2029

12 – Scott air packs without bottles

25 – Expired Fire Helmets

36 – Fire Coats – assorted, out of service

36 – Bunker Pants – assorted, out of service

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-130

RESOLUTION APPOINTING JODI SCHNEIDER AS TAX COLLECTOR

WHEREAS, Natasha Turchan has submitted resignation from the Tax Collector position; and

WHEREAS, N.J.S.A. 40A:9-141 requires the appointment of a Municipal Tax Collector; and

WHEREAS, N.J.S.A. 40A:9-145.7 requires that the person appointed hold a state issued Tax Collector Certificate; and

WHEREAS, Jodi Schneider holds a NJ Tax Collector Certificate; and

NOW, THEREFORE, BE IT RESOLVED by the Borough of Bound Brook, County of Somerset, State of New Jersey, that the appointment of Jodi Schneider as Tax Collector for the Borough of Bound Brook, is hereby confirmed for a four-year term effective May 26, 2022 ending December 31, 2025.

Attest:

Jasmine D. Mathis, Borough Clerk

Approved:

Mayor Robert P. Fazen

Date of Adoption: May 24, 2022

BOROUGH OF BOUND BROOK
RESOLUTION 2022-131

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 \$1,519,601.06

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 1,414,925.29
GRANT FUND	\$ 814.98
GENERAL TRUST FUND	\$ 84,087.15
RECREATION TRUST	\$ 335.00
DOG/CAT TRUST	\$ 16,597.50
PAYROLL	\$ 2,841.14
TOTAL	<u>\$ 1,519,601.06</u>

Approved:

Mayor Robert P. Fazen

Attest:

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