



**BOROUGH COUNCIL
REGULAR MEETING AGENDA
NOVEMBER 22, 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

ROLL CALL

Mayor David Morris
Council President Abel Gomez
C. Richard Jannuzzi
C. Vinnie Petti
C. Anthony Pranzatelli
C. Dominic Longo
C. Lisa Brandi

AUTHORIZE EXECUTIVE SESSION

2022-275 Resolution Authorizing Executive Session- Deliberations Regarding Conditions
 on Plenary Retail Consumption Licensee No. 1804-32-011-009, Cheers
 Restaurant

APPROVAL OF MINUTES

October 25, 2022 Regular Meeting

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Richard Jannuzzi____ C. Vinnie Petti____

C. Anthony Pranzatelli____ C. Dominic Longo____ C. Lisa Brandi ____



ADVERTISED HEARING OR SPECIAL PRESENTATION

2022 Best Practice Inventory

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, Planning Board

Chair of Personnel, Administration & Ordinances - C. Lisa Brandi

Liaison Committees: Special Improvement District

Chair of Economic Development C. Anthony Pranzatelli

Liaison Committees: Architectural Review Advisory Committee, Cultural Arts Committee, Bound Brook Seniors

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

Liaison Committees: Board of Health, Library Advisory Committee



INTRODUCTION OF ORDINANCES – FIRST READING

ORDINANCES ON FINAL READING AND CONSIDERATION- SECOND READING

Ordinance 2022-41 An Ordinance Amending and Supplementing Chapter XXIX “Solid Waste Management”, Section 29-1.2 “Included Users and Charges”, of the General Revised Ordinances of the Borough of Bound Brook Prohibiting Adjustments to the Annual Dwelling Charges for the Disposal of Garbage

Motion to open public comment: Second:

Public Comment:

Motion to close public comment: Second:

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

Second: Discussion:

Roll Call:

C. Abel Gomez____ C. Richard Jannuzzi____ C. Vinnie Petti____

C. Anthony Pranzatelli____ C. Dominic Longo____ C. Lisa Brandi ____

INTRODUCTION/DISCUSSION OF RESOLUTIONS

2022-276 Resolution Rescinding Resolution 2022-163 for Cheers Restaurant

2022-277 Resolution Authorizing the Hire of Sara Silva as a Patrol Officer for the Bound Brook Police Department

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:

2022-278 Resolution Authorizing Budget Transfer

2022-279 Resolution Authorizing New Bank Accounts for the Sewer Sale Proceeds



- 2022-280 Resolution Authorizing a Refund to Corelogic for the Overpayment of 2022 4th Quarter Taxes
- 2022-281 Resolution Authorizing Provident Bank to Update the Authorized Signatories for the Borough of Bound Brook
- 2022-282 Resolution Appointing Grace Lambertz as Full Time Police Records Clerk
- 2022-283 Resolution Memorializing Confirmation of Acceptance of Troy Armstrong’s New Jersey State Firemen’s Association Application for Membership to the Bound Brook Fire Department
- 2022-284 Resolution Authorizing Chapter 159, American Rescue Plan in the Amount of \$6,000.00

UNFINISHED BUSINESS

NEW BUSINESS

Clean Communities Grant Funding request from Bound Brook Revitalization Partnership

APPROVAL OF VOUCHERS

2022-285 Resolution Approving Vouchers in the Amount of \$3,438,472.71

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Richard Jannuzzi____ C. Vinnie Petti____

C. Anthony Pranzatelli____ C. Dominic Longo____ C. Lisa Brandi ____

OPEN TO THE PUBLIC FOR COMMENT

ADJOURNMENT

Motion: Second: All in favor:

BOROUGH OF BOUND
County of Somerset

RESOLUTION 2022-275

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, NJSA 10:4-12 allows for a public body to go into closed session during a public meeting; and

WHEREAS, the Borough of Bound Brook has deemed it necessary to go into closed session to discuss matters which are exempted from the public; and

WHEREAS, the regular meeting of the Borough of Bound Brook will reconvene.

NOW THEREFORE BE IT RESOLVED, that the Borough Council will go into closed session for the following reasons as outlined in NJSA 10:4-12.b(9); and

NOW THEREFORE BE IT FURTHER RESOLVED that the Borough of Bound Brook hereby declares that the discussion of subject(s) may be made public at a time when the Borough Attorney advises the Borough Council that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough or any other entity with respect to said discussion. That time is currently estimated as the time of said matter.

NOW THEREFORE BE IT FINALLY RESOLVED that the Borough is excluded from the portion of the meeting during which the discussion(s) shall take place and hereby directs the Municipal Clerk to take the appropriate action to effectuate the terms of this resolution.

Reason for Closed Session – Deliberations Regarding Conditions on Plenary Retail Consumption Licensee NO 1804-32-011-009, Cheers Restaurant

Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the borough's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact.

Approved:

David Morris, Mayor

Attest:

Jasmine D. McCoy, Borough Clerk
Date of Adoption: December 28, 2021

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2022-41

AN ORDINANCE AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXIX “SOLID WASTE MANAGEMENT” SECTION 29-1.2, “INCLUDED USERS AND CHARGES”, OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF BOUND BROOK PROHIBITING ADJUSTMENTS TO THE ANNUAL DWELLING CHARGES FOR THE DISPOSAL OF GARBAGE

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

SECTION 1. Chapter XXIX, Solid Waste, Section 29-1.2, “Include users and charges”, 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:

29-1.2 Included users and charges.

- a. Each single-family, two-family, three-family and four-family residence as well as every church, every private school, and the Post Office shall pay an annual charge of \$268 per dwelling unit for the disposal of their garbage through the Borough of Bound Brook. This charge shall entitle each such residential dwelling unit, church, private school and the Post Office to the collection of two approved garbage containers (as specified in Section 29-1.4b) per week during the months of January, February, March, April, May, June, September, October, and November, and the collection of two approved garbage containers plus one approved garbage bag (as specified in Section 29-1.4b) per week during the months of July, August, and December. garbage in excess these numbers of bags/containers per week placed curbside for removal must be identified with a solid waste disposal sticker. If the garbage is placed in bags, a sticker must be affixed. If placed in containers, the top item must have a sticker affixed to it so that it is plainly visible.

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- h. Effective January 01, 2023 – There shall be no exceptions to the annual per dwelling unit charge for the disposal of garbage through the Borough of Bound Brook as detailed in 29-1.2 a.**

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. McCoy, Borough Clerk

BOROUGH OF BOUND BROOK

David Morris, Mayor

Date of Introduction: October 25, 2022

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-277

RESOLUTION AUTHORIZING THE HIRE OF SARA SILVA AS A PATROL
OFFICER FOR THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, a vacancy exists for a Patrol Officer in the Police Department due to the retirement of Officer Janos Bojtos; and

WHEREAS, resolution 2022-158 appointed Sara Silva as a Special Law Enforcement Officer Class Two (“SLEO2”); and

WHEREAS, the Police Chief has recommended Sara Silva be hired to fill the vacancy; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that Sara Silva be hired as Patrol Officer for an annual salary of \$49,791.88, as specified in the PBA contract.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-278

RESOLUTION AUTHORIZING BUDGET TRANSFER

WHEREAS, N.J.S.A. 40A:4-58 provides that Budget transfers may be made during the last two months of the fiscal year; and

WHEREAS, there has been determined a need for such transfers;

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 transfers be made:

<i>DEPARTMENT</i>	<i>CATEGORY</i>	<i>FROM</i>	<i>TO</i>
Legal	OE		25,000.00
IT Services	OE		65,000.00
Planning	OE		15,000.00
UCC	OE		4,000.00
Senior Svs	OE		1,500.00
Gasoline	OE		75,000.00
LOSAP	OE		250.00
Note Interest	OE		12,185.00
Police	OE		70,000.00
Administration	SW		2,000.00
Housing	SW		8,000.00
Fire Prevention	SW		2,000.00
Water	OE		10,000.00
Other Insurance	OE	15,000.00	
Audit	OE	5,000.00	
Tax Collector	OE	20,000.00	
Economic Development	OE	5,000.00	
Parking	OE	2,000.00	
SR	OE	15,000.00	
B & G	OE	15,000.00	
Shade tree	OE	10,000.00	
Telephone	OE	5,000.00	

Social Sec	OE	15,000.00	
DCRP	OE	5,000.00	
Municipal Clerk	SW	25,000.00	
Finance	SW	8,000.00	
Tax Collector	SW	10,000.00	
UCC	SW	35,000.00	
Streets and Roads	SW	40,000.00	
Recreation	SW	25,000.00	
Court	SW	24,935.00	
Salary Adjust	SW	10,000.00	
TOTAL		<u>\$ 289,935.00</u>	<u>\$ 289,935.00</u>

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-279

**RESOLUTION AUTHORIZING NEW BANK ACCOUNTS FOR THE SEWER SALE
PROCEEDS**

WHEREAS, the Borough of Bound Brook sold the Sewer Utility to New Jersey American Water in August of 2022; and

WHEREAS, the CFO desires to maintain separate banking accounts for the funds received during this transaction

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Bound Brook, County of Somerset, authorizes the Chief Financial Officer to open two new bank accounts to maintain proceeds from the sewer utility sale.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-280

RESOLUTION AUTHORIZING A REFUND TO CORELOGIC FOR THE OVERPAYMENT
OF 2022 4TH QUARTER TAXES

WHEREAS, the records of the Tax Collector of the Borough of Bound Brook reflect an overpayment of 2022 4th Quarter Property Taxes on the following property:

<u>Refund To:</u>	<u>Property Location</u>	<u>Blk/Lot/Qual</u>	<u>Amount</u>
Corelogic	16 Giles Biondi Ct	069/002.10	\$1,659.16
	300-302 East St	013.02/040	\$2,029.50

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. McCoy, Borough Clerk

Approved:

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-281

RESOLUTION AUTHORIZING PROVIDENT BANK TO UPDATE THE AUTHORIZED
SIGNATORIES FOR THE BOROUGH OF BOUND BROOK

WHEREAS, Resolution 2022-001 authorized the Chief Financial Officer, Mayor and Borough Clerk to sign checks where a combination of three principal signatures are required; and

WHEREAS, Robert Fazen resigned as Mayor effective September 2, 2022; and

WHEREAS, David Morris was appointed Mayor effective September 27, 2022 to fill the unexpired term;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook that the designated signatories be updated to reflect the appointment of David Morris.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-282

RESOLUTION APPOINTING GRACE LAMBERTZ AS FULL TIME POLICE RECORDS
CLERK

WHEREAS, Resolution 2022-173 approved the hire of Grace Lambertz as part-time police records clerk; and

WHEREAS, there exists a need for a full-time Police Records Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Grace Lambertz be hired as a full time Police Records Clerk at an annual salary of \$45,500 effective January 1, 2023.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-283

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

WHEREAS, Troy Armstrong has applied to become a volunteer firefighter in the Borough of Bound Brook Fire Department Hose Company No. 1; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset, State of New Jersey that the New Jersey State Firemen's Association Application for Membership for Troy Armstrong to Hose Company No. 1 is hereby accepted.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2022-284

PURSUANT TO N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948)

FY 2022 American Rescue Plan -56,000.00

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County or Municipality when such item shall have been made by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, Said Director may also approve the insertion of any item of appropriation for an equal amount; **and**

NOW, THEREFORE, BE IT RESOLVED That the Borough Council of the Borough of Bound Brook hereby requests the director of the Division of Local Government Services to approve the insertion of items of revenue in the budget of the year 2022, in the amounts listed below, which item is now available as a revenue from the State of New Jersey

American Rescue Plan, Other Expenses \$56,000

BE IT FURTHER RESOLVED that a like sum, be, and the same, hereby is appropriated under the above appropriation titles.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

David Morris, Mayor

Date of Adoption: November 22, 2022

BOROUGH OF BOUND BROOK
RESOLUTION 2022-285

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 \$3,440,722.71.

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 3,308,745.31
GRANT FUND	\$ 9,745.63
GENERAL CAPITAL FUND	\$ 64,645.42
GENERAL TRUST FUND	\$ 2,436.04
RECREATION TRUST	\$ 15,363.89
DOG/CAT TRUST	\$ 4,055.80
TAX COLLECTOR TRUST	\$ 3,700.00
TAX TITLE LIEN REDEMPTION	\$ 2,581.31
DEVELOPERS ESCROW	\$ 11,712.25
ENGINEERING ESCROW	\$ 11,780.94
PAYROLL	\$ 5,956.12
TOTAL	<u>\$ 3,440,722.71</u>

Approved:

David Morris, Mayor

Attest:

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