



**BOROUGH COUNCIL
REGULAR MEETING AGENDA
AUGUST 22, 2023 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. Vinnie Petti
C. Anthony Pranzatelli
C. Dominic Longo
C. Linda Brnicevic
C. Kendall Lopez

APPROVAL OF MINUTES

August 8, 2023, Regular Meeting

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____



August 8, 2023, Executive Session

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

ADVERTISED HEARING OR SPECIAL PRESENTATION

Oath of Office: Lieutenant Jesse Schwartz

 Sergeant Brian Wertheim

PRESENTATION OF COMMUNICATIONS, PETITIONS, ETC.

GREETINGS FOR COMMENTS AND INVITATIONS FOR DISCUSSION

OPENING OF BIDS

Bound Brook Pool Renovation- Bid Opening August 8, 2023

Alna Construction Corp.	\$3,649,000
Seawolf Construction	\$3,644,000
All State Technology	\$3,400,000
Heuer & Company	\$3,658,700

SCLSNJ Bound Brook Library- Bid Opening August 9, 2023

J.R. Contract	\$772,000
Pax Mundus Enterprise LLC	\$670,000
Spartan Construction, Inc.	\$567,000
Tekcon Construction Inc.	\$780,755
Salazar & Associates	\$749,000
A1 Construction Services	\$690,000

Crossing Guard Services- Bid Opening August 17, 2023- REJECTING ALL BIDS

ENGINEER'S REPORT- DALE LEUBNER, DIRECTOR OF PUBLIC WORKS



COMMITTEE REPORTS

Chair of Finance – C. Dominic Longo

Liaison Committees: Recreation Commission, Special Improvement District

Chair of Public Works, Bldgs., Grounds & Utilities – C. Linda Brnicevic

Liaison Committees: Library Advisory Board, Shade Tree Commission

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

Liaison Committees: Board of Engineers, Office of Emergency Management, Rescue Squad, Parking Commission, Planning Board, Cultural Arts Committee

Chair of Personnel, Administration & Ordinances - C. Kendall Lopez

Liaison Committees: Board of Education, Historic Preservation Commission

Chair of Economic Development C. Anthony Pranzatelli

Liaison Committees: Bound Brook Seniors

Chair of Zoning, Construction & Code Enforcement - C. Vinnie Petti

Liaison Committees: BB/SBB Municipal Alliance/ Youth Services Commission, Board of Health

INTRODUCTION OF ORDINANCES – FIRST READING

Ordinance 2023-039 Ordinance Amending and Modifying Chapter 2 Administration, Article IV, Emergency Medical Service §2-24.10 Billing/Third Party Billing Established of the Borough of Bound Brook Code

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on September 12, 2023.

Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____



Ordinance 2023-040 An Ordinance Amending and Supplementing Chapter 15, Housing, to Create Section 15-4.1, Short -Term Rental, in the Revised General Ordinances of the Borough of Bound Brook

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on September 12, 2023.

Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

Ordinance 2023-041 Bond Ordinance Providing for Various Capital Improvements In and By the Borough of Bound Brook, in the County of Somerset, New Jersey, Appropriating \$1,500,000 Therefore and Authorizing the Issuance of \$1,425,000 Bonds or Notes of the Borough to Finance Part of the Cost Thereof

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on September 12, 2023.

Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

Ordinance 2023-042 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 Palisades Realty Opportunity Fund Urban Renewal LLC for Properties Identified on the Official Tax Map of the Borough of Bound Brook as Block 6, Lots 13 and 15-19 and Also Commonly Known as 25-31 West Main Street, 39-41 West Main Street and 1 Drake Street and Located in Redevelopment Area 2



Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on September 12, 2023.

Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

ORDINANCES ON FINAL READING AND CONSIDERATION- SECOND READING

Ordinance 2023-037 An Ordinance Amending and Supplementing Chapter XVII, Property Maintenance, Section 17-20.5, Disposal of Garbage of the Revised General Ordinances of the Borough of Bound Brook to Amend Disposal of Garbage Exceptions

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. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

Ordinance 2023-038 An Ordinance Amending and Supplementing Chapter IV, General Licensing, Section 4-1.1, "Purpose", of the Revised Ordinances of the Borough of Bound Brook Amending the Definition and Restrictions of a Special Event

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. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

INTRODUCTION/DISCUSSION OF RESOLUTIONS

The resolutions listed below were submitted to the Governing Body for review and will be adopted by one motion.

If separate discussion is desired, the resolution may be removed by council action.

Motion: Second: All in Favor:

- | | |
|----------|---|
| 2023-233 | Resolution Memorializing Confirmation of Acceptance of Steven Velazquez’s NJ State Firemen’s Association Application for Membership to the Bound Brook Fire Department |
| 2023-234 | Resolution Authorizing the Partial Waiver of Refuse Fees for One (1) Unit at 237 West High Street |
| 2023-235 | Resolution Authorizing the Cancellation of 2023 3 rd and 4 th Quarter and 2024 Preliminary Refuse Billing, for 318 Talmage Avenue, Also Known on the Tax Map as Block 4, Lot 14 |
| 2023-236 | Resolution Acknowledging the Retirement of John Mazuera from the Bound Brook Police Department |
| 2023-237 | Resolution Authorizing the Promotion of Jesse Schwartz Lieutenant within the Bound Brook Police Department |
| 2023-238 | Resolution Authorizing the Promotion of Promotion Brian Wertheim Sergeant within the Bound Brook Police Department |
| 2023-239 | Resolution of Support from the Governing Body of the Borough of Bound Brook Authorizing 2024 Cultural and Heritage Commission Grant Application |



- 2023-240 Resolution of Support from the Governing Body of the Borough of Bound Brook Authorizing 2024 Local Arts Program Grant Application
- 2023-241 Resolution Memorializing Confirmation of Acceptance of Jorge Martinez's NJ State Firemen's Association Application for Membership to the Bound Brook Fire Department
- 2023-242 Resolution Memorializing Confirmation of Acceptance of James Bremer's NJ State Firemen's Association Application for Membership to the Bound Brook Fire Department
- 2023-243 Resolution Appointing Bill Boehm to the Recreation Commission a Regular Member
- 2023-244 Resolution Approving the Hire of Pete Bayone as a Temporary Per Diem Electrical Sub Code Official
- 2023-245 Resolution Approving and Authorizing the Execution of a Redevelopment Agreement with Palisades Realty Opportunity Fund Urban Renewal, LLC as Redeveloper for Properties Identified on the Official Tax Map of the Borough of Bound Brook as Block 6 Lots 13 and 15-19, Located in the Downtown Redevelopment Area
- 2023-246 Resolution Authorizing a Non-Fair and Open Contract Award to T&M Associates for Professional Due Diligence Services for 11 Maiden Lane, Block 10, Lot 5 in the Amount of \$16,000
- 2023-247 Resolution Authorizing a Refund of Overpayment of 3rd Quarter Property Taxes, Refuse and Sewer to the Property Owner of 841 Mountain Avenue
- 2023-248 Resolution Authorizing a Refund to Irwin Miller for Commuter Parking in the Amount of \$100.00
- 2023-249 Chapter 159: Library Construction Bond Act in the Amount of \$256,040.16
- 2023-250 Chapter 159: 2023 Local Arts Program in the Amount of \$3,000
- 2023-251 Resolution Rejecting All Bids for Crossing Guard Services and Authorizing the Borough Clerk to Re-Advertise
- 2023-252 Resolution Authorizing Emergency Appropriation for the Downpayment on Improvement Fund in 2023 Budget



UNFINISHED BUSINESS

NEW BUSINESS

APPROVAL OF VOUCHERS

2023-253 Resolution Approving Vouchers in the Amount of \$1,746,115.96

Motion: Second:

Roll Call:

C. Abel Gomez____ C. Vinnie Petti____ C. Anthony Pranzatelli____

C. Dominic Longo____ C. Linda Brnicevic ____ C. Kendall Lopez____

OPEN TO THE PUBLIC FOR COMMENT

AUTHORIZE EXECUTIVE SESSION

ADJOURNMENT

Motion: Second: All in favor:

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2023-039

ORDINANCE AMENDING AND MODIFYING CHAPTER 2 ADMINISTRATION , ARTICLE IV, EMERGENCY MEDICAL SERVICE §2-24.10 BILLING/THIRD PARTY BILLING ESTABLISHED OF THE BOUND BROOK BOROUGH CODE

Section 1. Purpose & Authority. The purpose of this ordinance is to modify and amend Chapter 2, Article IV of the Bound Brook Borough Code pursuant to N.J.S.A. 40:48-1, and 40:49-2.

Section 2. Amendments. (amendments are underlined and marked in bold, deletions [**marked in bold and enclosed in brackets**]).

§2-24.10 Billing/Third Party Billing

The Borough of Bound Brook recognizes the need to bill for the provision of emergency medical services to aid in the provision of those services.

(a) The Borough of Bound Brook is hereby authorized to enter into a contract with a third-party billing agency for performance of EMS billing and collection services, provided, however, that the following standards for such third-party billing contracts are met:

(i) The third-party billing agency has in place a compliance program conforming to standards set forth in the Office of Inspector General's Compliance Program Guidance for Third Party Medical Billing Companies, 63 Federal Register 70138, as amended.

(ii) Neither the billing agency nor any of its employees are subject to exclusion from any state or federal health care program.

(iii) The billing agency is bonded and/or insured in amounts satisfactory to the Borough of Bound Brook.

(b). The fee for emergency medical services shall be [**set by the Governing Body**]

Ambulance Service \$1,250.00
Per mile of transport \$50.00 ,
RMA (Refuse medical attention) - \$ 250.00
Oxygen - \$65.00
Cervical Collar - \$ 45.00
CPAP Device - \$95.00
EPI Pen - \$ 150.00
Naloxone - \$ 95.00

(c). The Mayor and Council shall review the fees for services annually and adjust said fees based on the recommendations of the Coordinator/Chief and the Chief Financial Officer, and in accordance with the federally approved Medicare Fee Schedule.

(d). The Borough of Bound Brook may, in its discretion, bill additionally for material, vehicle, and personnel costs in the case of major or unique incidents.

(e). The EMS Coordinator/Chief may promulgate rules and regulations pursuant to and not inconsistent with this chapter, state and federal law, such rules and regulations, which rules and regulations shall become effective upon approval by resolution of governing body of the Borough of Bound Brook.

Section 3. Repealer. All prior ordinances that are inconsistent with this ordinance are repealed. All ordinances are hereby amended to be consistent with this ordinance and all ordinances, including this one, shall be construed consistent with the express purpose of this ordinance.

Section 4. Savings and Construction. This ordinance shall be construed consistent with the purpose stated in Section 1 hereof. Any ambiguities in this ordinance shall be construed in accordance with the purpose of this ordinance. If any part of this ordinance is invalidated by a court of competent jurisdiction, the remainder of this ordinance shall be saved to the full extent possible. This ordinance repeals provisions of the Bound Brook Code only where stated herein; otherwise this ordinance is amendatory and supplementary to existing provision of the Bound Brook Code.

Section 5. Codification. This ordinance shall be codified as amendments to the chapters set forth herein.

Section 6. Effective Date. This ordinance shall take effect immediately upon approval and publication of notice of adoption as provided by law.

ATTEST

BOROUGH OF BOUND BROOK

Jasmine D. McCoy
Borough Clerk

Mayor David Morris

Date of Introduction: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2023-040

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 15, HOUSING, TO
CREATE SECTION 15-4.1, SHORT-TERM RENTALS, IN THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF BOUND BROOK**

WHEREAS, the purpose of this ordinance is to restrict short-term rentals;

SECTION 1. Chapter 15, Housing, 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:

15-4.1 Short Term Rentals

Prohibited conduct.

No person shall undertake, maintain, authorize, aid, facilitate, solicit, promote and advertise any rental or activity that violates any part of this chapter.

15-4.2 Short-term rental restrictions.

A. Notwithstanding anything to the contrary in the Township Code, it shall be unlawful for any person, including, but not limited to, an owner, lessor, or sublessor with any possessory interest in any dwelling unit, to receive compensation of any kind for the use, occupancy, or rental of any dwelling or dwelling unit for a period of 90 days or less except for the following:

- 1. Conditionally permitted bed-and-breakfast uses, as set forth and described in § 109-97 of the Code, only where bed-and-breakfast uses are conditionally permitted pursuant to ordinance.**
- 2. "Use and occupancy" arrangements between the purchaser and seller of a dwelling, whereby the purchaser of the dwelling is temporarily occupying or renting the seller's dwelling prior to closing on the purchase of the dwelling pursuant to the terms of a written contract or agreement.**

B. Notwithstanding anything to the contrary in the Township Code, it shall be unlawful for any person, including, but not limited to, an owner, lessor, or sublessor with any possessory interest in any dwelling unit, to receive compensation of any kind for the use, occupancy, lease or rental, for any purpose and for any period of time, of any amenity, feature, or accessory that is appurtenant to or associated with any rental facility, rental unit, dwelling (including, but not limited to, a duplex, multiple-, or

single-family) or residential structure is prohibited. "Amenity, feature, or accessory" shall include, but is not limited to, swimming pools, pool cabanas, accessory structures, hot tubs, decks, patios, yards and the like.

- C. Notwithstanding anything to the contrary in the Township Code, it shall be unlawful for any person, including, but not limited to, an owner, lessor, or sublessor with any possessory interest in any dwelling unit, to receive compensation of any kind for the use, occupancy, lease or rental, for any purpose and for any period of time, of property or portion of property for camping, glamping or recreational vehicle space.

15-4.3 Council regulations.

The Township Committee may promulgate regulations, which may include but are not limited to permit conditions, reporting requirements, inspection frequencies, enforcement procedures, advertising restrictions, disclosure requirements, or insurance requirements, to implement the provisions of this chapter. No person shall fail to comply with any such regulation.

15-4.4 Enforcement.

The provisions of this chapter shall be enforced by the Township Zoning Officer, Fire Department, Police Department and any other Township official or employee so designated by the Township Clerk/Administrator, who all shall be authorized to issue summons or other appropriate civil violations or complaints for any violations of the terms and provisions of this chapter.

15-4.5 Violations and penalties.

- A. Any person who is found or adjudicated to have violated any provision of this chapter shall be liable for a fine not to exceed \$1,000. Each day of any such violation after receiving written notice of same shall be a new and separate violation.
- B. The penalty imposed herein shall be in addition to any and all other remedies that may accrue under any other law, including, but not limited to, eviction proceedings and/or injunction, reasonable attorney's fees or other fees and costs, in the Township's Municipal Court or the Superior Court of New Jersey in the vicinage of Hunterdon County, or in such other court or tribunal of competent jurisdiction, by either summary disposition or by zoning or construction code municipal proceeding.

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

BOROUGH OF BOUND BROOK

Jasmine D. McCoy
Borough Clerk

Mayor David Morris

Date of Introduction: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2023-041

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF BOUND BROOK, IN THE COUNTY OF SOMERSET, NEW JERSEY, APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,425,000 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 \$1,500,000, and further including the aggregate sum of \$75,000 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, negotiable bonds are hereby authorized to

First Reading Bond Ordinance 2023-041

be issued in the principal amount of \$1,425,000 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>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Reconstruction of the municipal pool and the installation of security cameras in Codrington Park, including all work and materials necessary therefor and incidental thereto.	\$1,350,000	\$1,282,500	15 years
b) Improvements to the Bound Brook Memorial Library, including hazardous material assessment and abatement, partial roof replacement, gutter lining, parapet flashing, cupola and fenestration repair, interior plaster and painting work, front, rear and side entrance door replacement, brick repointing and shoring of structural elements, including all work and materials necessary therefor and incidental thereto.	\$ <u>150,000</u>	\$ <u>142,500</u>	10 years
Total:	\$ <u>1,500,000</u>	\$ <u>1,425,000</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 14.50 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 \$1,425,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$200,000 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.

First Reading Bond Ordinance 2023-041

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. McCoy
Borough Clerk

BOROUGH OF BOUND BROOK

Mayor David Morris

Date of Introduction: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2023-037

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XVII, PROPERTY MAINTENANCE, SECTION 17-20.5, DISPOSAL OF GARBAGE, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO AMEND DISPOSAL OF GARBAGE EXCEPTIONS

WHEREAS, the Borough of Bound Brook desire to preserve the esthetic look of Main Street during times most frequented by residents and visitors, it is necessary to restrict the curbside placing of and picking up of garbage during these times.

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

SECTION 1. Chapter XVII, Property Maintenance, Section 17-20.5, Disposal of Garbage, of the Revised General Ordinances of the Borough of Bound Brook is hereby amended and supplemented by section 17-20.5 by deleting the text **[marked in bold and enclosed in brackets]** and inserting the text **underlined and marked in bold**, to read as follows:

17-20.5 Disposal of Garbage

Every occupant of a structure shall dispose of garbage in a clean and sanitary manner by placing such garbage in an approved garbage disposal facility or approved garbage containers. Approved garbage containers may be placed at the curb for pickup no earlier than 5:00 p.m. the evening before scheduled pickup. Garbage containers must be removed from the curb/front of property no later than 8:00 p.m. the evening of trash pickup to read as follows:

EXCEPTIONS

- a. Curbside garbage placement and pickup is prohibited between the hours of 5:00 p.m. on Fridays and 8:00 p.m. on Sundays on East Main Street. Borough of Bound Brook authorized pickup is exempt.
- b. Residential apartment buildings located on East Main Street, West Main Street, Talmage Avenue, **Hamilton, East Street, Drake Street, Van Keuren, Vosseller** and East Second Street are restricted to garbage pick up times between 6:30AM and 10:30 AM Monday through Friday.
- c. Residential apartment buildings located on East Main Street, West Main Street, Talmage Avenue **Hamilton, East Street, Drake Street, Van Keuren**, and East Second Street with sidewalk dumpster pick up must have an attendant wheel the dumpster out only when the garbage truck is present for pick up and dumpster must be wheeled back into the building immediately after picking up. Dumpsters may not be left unattended in the public right of way.

- d. Any refuse spilled (solid or liquid) by dumpsters in the public right of way must be cleaned immediately.

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

APPROVED:

Mayor David Morris

Date of Introduction: August 8, 2023

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2023-038

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER IV, GENERAL LICENSING, SECTION 4-1.1, PURPOSE” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK AMENDING THE DEFINITION AND RESTRICTIONS OF A SPECIAL EVENT

SECTION 1. Chapter 4, General Licensing, Section 4-1, “Applications; Issuance, Renewal and Revocation of Licenses and Special Events Permits”, 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:

4-1 APPLICATIONS; ISSUANCE, RENEWAL AND REVOCATION OF LICENSES AND SPECIAL EVENTS PERMITS.

4-1.1 Purpose.

The purpose of this section is to provide a uniform set of procedures for administering the issuance, renewal and revocation of all licenses and special events permits issued under this article.

Special Event Defined:

A special event shall be defined as an event, gathering or activity which does not meet, or deviates from, the original and approved design and or use of an area or structure.

Special Event Permit:

A Special event permit shall be required for events and activities taking place within the Borough of Bound Brook. Such events include but are not limited to:

•Any event that includes more than 25 unaffiliated members of the public

•Any event that sells food or beverages to members to the public

•Any event that is publicly advertised on any form of written, online, or other type media

•Any public event in which an event organizer is hired or retained for the planning and facilitating of said event

•When any individual creates a situation where the original design and use of the structure changes

•Any gathering on private property or public street which may or may not require the closure of a street, or a portion thereof, to vehicular traffic, and/or use of the street for the event

•Is reasonably expected to have a substantial impact on such park or other private or public places

•Is reasonably expected to require the provision of substantial public services

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

Mayor David Morris

Date of Introduction: August 8, 2023

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-233

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

WHEREAS, Steven Velazquez 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 Steven Velazquez to Hose Company No. 1 is hereby accepted.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-234

**AUTHORIZING THE PARTIAL WAIVER OF REFUSE FEES FOR ONE (1) UNIT AT
237 WEST HIGH STREET**

WHEREAS, effective January 1, 2023, there shall be no exceptions to the annual per dwelling unit charge for the disposal of garbage through the Borough of Bound Brook; and

WHEREAS, the property owner of 237 West High Street has been billed for 3 units and has submitted a request to waive Refuse fees for 2 unoccupied units at the aforementioned address; and

WHEREAS, the property owner has no intent to rent the 2 unoccupied unit(s) for which a waiver is being requested; and

WHEREAS, the Tax Collector is authorized to cancel billing and any accrued interest for 2 unit(s) at 237 West High Street; and

WHEREAS, the Mayor and Council may waive Refuse fees on a case-by-case basis;

NOW THERE BE IT RESOLVED that the Mayor and Council of the Borough of Bound Brook approve the request for cancelation of 2 unit(s) of refuse billing at 237 West High Street.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-235

RESOLUTION AUTHORIZING THE CANCELLATION OF 2023 3RD AND 4TH QUARTER AND 2024 PRELIMINARY REFUSE FEES FOR 318 TALMAGE AVENUE, ALSO KNOWN ON THE TAX MAP AS BLOCK 4, LOT 14

WHEREAS, refuse fees are assessed on single-family, two-family, three family and four family residences for the disposal of garbage; and

WHEREAS, the property located at 318 Talmage Avenue, also known as Block 4, Lot 14 on the tax map, is a rooming house and was erroneously assessed refuse fees for a single-family residence; and

WHEREAS, there is a need to cancel 2023 3rd and 4th quarter billing, 2024 preliminary billing and any incurred interest for the property; and

WHEREAS, the property is required obtain private refuse services;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, that the 2023 3rd and 4th quarter billing, any incurred interest and 2024 preliminary billing for 318 Talmage Avenue be cancelled.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-236

RESOLUTION ACKNOWLEDGING THE RETIREMENT OF LIEUTENANT JOHN MAZUERA FROM THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, John Mazuera began his career with the Bound Brook Police Department in December 2000; and

WHEREAS, Lieutenant Mazuera shall retire effective September 1, 2023; and

WHEREAS, the Borough wishes to thank Lieutenant Mazuera for the many years of service in the Borough of Bound Brook;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Bound Brook does hereby commend Lieutenant Mazuera for his dedication to the Bound Brook Police Department and along with the Chief of Police wishes him a healthy and enjoyable retirement.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-237

RESOLUTION AUTHORIZING THE PROMOTION OF JESSE SCHWARTZ TO LIEUTENANT WITHIN THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, Resolution 2022-170 authorized the promotion process for Lieutenant within the Bound Brook Police Department; and

WHEREAS, pursuant to Chapter 2, Administration, Section 2-21.9, "Promotions", the Public Safety Committee in consultation with the Chief of Police ranked all qualified candidates and recommended Jesse Schwartz be promoted to Lieutenant within the Bound Brook Police Department;

WHEREAS, Jesse Schwartz joined the Police Department in 2013 and was promoted to Sergeant in October 2022;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, Jesse Schwartz be promoted to Lieutenant within the Bound Brook Police Department effective August 22, 2023.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-238

RESOLUTION AUTHORIZING THE PROMOTION OF BRIAN WERTHEIM TO SERGEANT WITHIN THE BOUND BROOK POLICE DEPARTMENT

WHEREAS, due to the promotion of Jesse Schwartz from Sergeant to Lieutenant, a vacancy exists for the Sergeant position; and

WHEREAS, during the Sergeant promotion process, the eligible candidates were ranked to be promoted to vacant positions; and

WHEREAS, Brian Wertheim was ranked to fill the position of Sergeant; and

WHEREAS Brian Wertheim has served on the Police Department since 2013;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook, County of Somerset, State of New Jersey, Brian Wertheim be promoted to Sergeant within the Bound Brook Police Department effective August 22, 2023.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-239

RESOLUTION OF SUPPORT FROM THE GOVERNING BODY OF THE BOROUGH OF BOUND BROOK AUTHORIZING SOMERSET COUNTY CULTURAL AND HERITAGE COMMISSION GRANT APPLICATION

WHEREAS, the Borough of Bound Brook seeks approval to apply to the Somerset County Cultural and Heritage Commission for a grant in the amount of \$4,600.00 for the County History Partnership Program (CHPP) Grant; and

WHEREAS, the grant would support downtown Bound Brook's historic site walking tour and fiddler accompanying the 2024 Battle of Bound Brook re-enactment;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council authorize the submission of the Somerset County History Partnership Program Grant.

Approved: _____

David Morris, Mayor

I, Jasmine D. McCoy, do hereby certify that the foregoing is a true copy of a resolution adopted by the Bound Brook Borough Council at a meeting held on the 22nd day of August 2023.

Jasmine D. McCoy
Municipal Clerk

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-240

RESOLUTION OF SUPPORT FROM THE GOVERNING BODY OF THE BOROUGH OF BOUND BROOK AUTHORIZING STATE/COUNTY PARTNERSHIP LOCAL ARTS PROGRAM GRANT APPLICATION

WHEREAS, the Bound Brook Cultural Arts Committee seeks approval to apply to the Somerset County Cultural and Heritage Commission for a grant in the amount of \$3,500.00 for the Local Arts Program Grant; and

WHEREAS, the grant would support a diverse array of visual and performing arts components for RiverFest 2024, an annual street fair held in downtown Bound Brook;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorize the submission of the Somerset County and Heritage Commission Local Arts Program Grant.

Approved: _____

David Morris, Mayor

I, Jasmine D. McCoy, do hereby certify that the foregoing is a true copy of a resolution adopted by the Bound Brook Borough Council at a meeting held on the 22nd day of August 2023.

Jasmine D. McCoy
Municipal Clerk

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-241

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

WHEREAS, Jorge Martinez has applied to become a volunteer firefighter in the Borough of Bound Brook Fire Department Watchung Company No. 3; 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 Jorge Martinez to Watchung Company No. 3 is hereby accepted.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-242

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

WHEREAS, James Bremer has applied to become a volunteer firefighter in the Borough of Bound Brook Fire Department Watchung Company No. 3; 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 James Bremer to Watchung Company No. 3 is hereby accepted.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-243

**RESOLUTION APPOINTING BILL BOEHM TO THE RECREATION COMMISSION
AS A REGULAR MEMBER**

WHEREAS, Resolution 2023-215 accepted the resignation of Leslie Truelove; and

WHEREAS, Mayor Morris recommends Bill Boehm fill the unexpired term ending December 31, 2023;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, Bill Boehm be appointed to the Recreation Commission for the unexpired term ending on December 31, 2023.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-244

RESOLUTION APPROVING THE HIRE OF PETE BAYONE AS A TEMPORARY PER DIEM ELECTRICAL SUB CODE OFFICIAL

WHEREAS, there is a need to hire a temporary per diem Electrical Sub Code Official; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, that effective immediately, Pete Bayone be hired as a temporary per diem Electrical Sub Code Official at an hourly rate of \$42.25, not to exceed 20 hours per week.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-246

RESOLUTION AUTHORIZING A NON-FAIR AND OPEN CONTRACT AWARD TO T&M ASSOCIATES FOR PROFESSIONAL DUE DILIGENCE SERVICES FOR 11 MAIDEN LANE, BLOCK 10, LOT 5 IN THE AMOUNT OF \$16,000.00

WHEREAS, there is a need complete environmental due diligence on Borough acquired property, 11 Maiden Lane, Block 10, Lot 5; and

WHEREAS, T&M Associates is the Borough Engineer and was appointed as such by the Borough on January 3, 2023 pursuant to Resolution 2023-005 after submitting qualification through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, T&M Associates possess the knowledge, experience, background and training to provide the services and has provided the Borough with a proposal and fee estimate for the services dated August 10, 2023, appended hereto as Exhibit A, for the Borough's consideration; and

WHEREAS, the services are for an amount not to exceed \$16,000.00 which is below the public bid threshold under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that resolutions authorizing the award of contracts for a professional service be publicly advertised; and

WHEREAS, the award of contract for the performance of environmental due diligence is in the best interest of the Borough and the implementation of this contract is necessary for the efficient operation of the Borough; and

WHEREAS, the Chief Financial Office has certified funds from account# 04- 2023- 2307- 0130- 4-00099

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

1. The aforesaid recitals are incorporated herein as if set forth at length.
2. The Mayor and Borough Clerk are hereby directed to execute a contract with T&M Associates to provide the services in accordance with the Proposal.
3. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) because it is a recognized profession, licensed and regulated by law, the performance of which services requires knowledge of advanced type pursuant to N.J.S.A. 40A:11-2(6).

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-247

**RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF 3RD QUARTER
PROPERTY TAXES, REFUSE AND SEWER TO THE PROPERTY OWNER OF 841
MOUNTAIN AVENUE**

WHEREAS, the records of the Tax Collector of the Borough of Bound Brook reflect an overpayment of 3rd quarter Property Taxes, Refuse and/or Sewer on the following properties:

<u>Type</u>	<u>Refund To:</u>	<u>Property Location</u>	<u>Blk/Lot/Qual</u>	<u>Amount</u>
Tax	Martinez, Freisy E Valv	841 Mountain Ave	095/002	\$2,638.00

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 overpayments be refunded as per the list above.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-248

RESOLUTION AUTHORIZING A REFUND TO IRWIN MILLER FOR COMMUTER PARKING IN THE AMOUNT OF \$100.00

WHEREAS, there are no associated fees to dedicated handicap parking spaces at the commuter parking lot; and

WHEREAS, Irwin Miller parks in handicap parking spaces at the commuter parking lot and paid \$100.00 for two months of commuter parking;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Irwin Miller be refunded in the amount of \$100.00.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-249

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

Library Construction Bond Act \$256,040.16

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 2023, in the amounts listed below, which item is now available as a revenue from the State of New Jersey

Library Construction Bond Act, Other Expenses \$256,040.16

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:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-250

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

2023 Local Arts Program \$3,000

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 2023, in the amounts listed below, which item is now available as a revenue from the County of Somerset

2023 Local Arts Program, Other Expenses \$3,000

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:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-251

RESOLUTION REJECTING ALL BIDS FOR CROSSING GUARD SERVICES AND AUTHORIZING THE BOROUGH CLERK TO RE-ADVERTISE

WHEREAS, the Borough of Bound Brook duly advertised a Notice to Bidders for Crossing Guard Services and bids were received on August 17, 2023; and

WHEREAS, one bid was received and upon reviewing the submission, it was determined that there was a failure to submit a bid guarantee pursuant to N.J.S.A. 40A:11-23.2(a); and

WHEREAS, failure to submit a bid guarantee is a fatal flaw requiring the Borough to reject the bid;

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. All bids received on August 17, 2023, are hereby rejected.
2. The Borough Clerk is hereby directed to re-advertise said bid.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2023-252

**RESOLUTION AUTHORIZING EMERGENCY APPROPRIATION FOR THE
DOWNPAYMENT ON IMPROVEMENT FUND IN 2023 BUDGET**

WHEREAS, an emergency has arisen with respect to improvements to the Borough's pool and Library within the Borough of Bound Brook and no adequate provision was made in the 23CY budget for the aforesaid purpose, and

WHEREAS, N.J.S. 40A:4-46 provides for the creation of an emergency appropriation for the purpose of the down payment on improvement for the pool improvements, and

WHEREAS, the total amount of emergency appropriation(s) created including the appropriation to be created by this resolution is \$75,000.00 and three percent of the total operations in the budget for the year is \$406,794.17

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Bound Brook, County of Somerset, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48 that:

1. An emergency appropriation be and the same is hereby made for in the amount of \$75,000.00
2. That said emergency appropriation shall be provided in full in the 2024 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.
4. That two certified copies of this resolution be filed with the Director of Local Government Services.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor David Morris

Date of Adoption: August 22, 2023

BOROUGH OF BOUND BROOK

RESOLUTION 2023-253

APPROVAL OF VOUCHERS IN THE AMOUNT OF \$1,746,115.96

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 \$ 1,746,115.96.

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$ 1,720,102.72
GENERAL CAPITAL FUND	\$ 18,409.41
RECREATION TRUST	\$ 422.66
PAYROLL	\$ 7,181.17
TOTAL	<u>\$ 1,746,115.96</u>

Approved:

Mayor David Morris

Attest:

Jasmine D. McCoy, Borough Clerk

Date of Adoption: August 22, 2022