



**BOROUGH COUNCIL
REGULAR MEETING AGENDA
SEPTEMBER 10, 2024 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 Dominic Longo
- C. Vinnie Petti
- C. Linda Brnicevic
- C. Kendall Lopez
- C. Glen Rossi
- C. Shawn Guerra
- C. David Morris

APPROVAL OF MINUTES

August 27, 2024, Regular Meeting

Motion: Second:

Roll Call:

C. Vinnie Petti____ C. Linda Brnicevic ____ Kendall Lopez____

C. Glen Rossi____ C. Shawn Guerra____ C. David Morris____



August 27, 2024, Executive Session

Motion: Second:

Roll Call:

C. Vinnie Petti____ C. Linda Brnicevic ____ Kendall Lopez____

C. Glen Rossi____ C. Shawn Guerra____ C. David Morris____

ADVERTISED HEARING OR SPECIAL PRESENTATION

Proclamation- Ovarian Cancer Awareness Month

PRESENTATION OF COMMUNICATIONS, PETITIONS, ETC.

GREETINGS FOR COMMENTS AND INVITATIONS FOR DISCUSSION

OPENING OF BIDS

INTRODUCTION OF ORDINANCES – FIRST READING

Ordinance 2024-26 An Ordinance Amending Chapter 7, Traffic, Section 7-2.1, Streets Closing, of the Revised General Ordinances of the Borough of Bound Brook to Amend Hours of Operation for Vehicles on Certain Streets During School Hours

Motion: Movant: I move the ordinance be passed on first reading, advertised according to law and a public hearing be held on September 24, 2024.

Second:

Roll Call:

C. Vinnie Petti____ C. Linda Brnicevic ____ Kendall Lopez____

C. Glen Rossi____ C. Shawn Guerra____ C. David Morris____



ORDINANCE ON FINAL READING AND CONSIDERATION- SECOND READING

Ordinance 2024-23 An Ordinance Replacing and Repealing Chapter 7, Traffic, Section 7-17, Residential Permit Parking, of the Revised General Ordinances of the Borough of Bound Brook to Require Vehicles to Register for Residential Permit Parking

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. Vinnie Petti___ C. Linda Brnicevic ___ Kendall Lopez___

C. Glen Rossi___ C. Shawn Guerra___ C. David Morris___

Ordinance 2024-24 An Ordinance Amending and Supplementing Chapter 17, Property Maintenance, Section 17-24, Removal of Grass, Weeds, Brush, and Other Debris-Property Owner Responsibility, of the Revised General Ordinances of the Borough of Bound Brook to Permit Municipal Civil Remedy

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. Vinnie Petti___ C. Linda Brnicevic ___ Kendall Lopez___

C. Glen Rossi___ C. Shawn Guerra___ C. David Morris___



Ordinance 2024-25 An Ordinance Amending and Supplementing Chapter 17, Property Maintenance, the Revised General Ordinances of the Borough of Bound Brook to Create Section 17-14.101, Light Trespass Prohibited, to Prohibit the Use of Outdoor Lighting that Trespasses onto an Adjoining Property During the Night

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. Vinnie Petti___ C. Linda Brnicevic ___ Kendall Lopez___

C. Glen Rossi___ C. Shawn Guerra___ C. David Morris___

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:

2024-223 Chapter 159- SAFER in the Amount of \$162,000

2024-224 Resolution Refunding an Erroneous Payment to Elite Title in the Amount of \$3,256.66

2024-225 Resolution Approving 2024 Towing License – Rich’s Off-Road Towing

2024-226 Chapter 159- Clean Communities in the Amount of \$23,777.66

2024-227 Chapter 159- Alcohol Education in the Amount of \$1,348.42



- 2024-228 Resolution Authorizing Change Order No. 1 for Lanza and Lanza LLP, Municipal Prosecutor, in the Amount of \$15,000
- 2024-229 Resolution Amending the Hourly Wage for Dan Teefy, Part-time Recreation Program Coordinator
- 2024-230 Resolution Authorizing Public Auction for Municipal Property
- 2024-231 Resolution Authorizing the Hire of Employees for the 2024 Cheerleading Clinic
- 2024-232 Resolution Authorizing a Contract with Greeman-Pederson, Inc as the Design Consultant for the 2022 Safe Routes to School Design Assistance Program for Federal Project No. D00S (802), State Job No. 7204313
- 2024-233 Resolution Authorizing the Hire of Robert Vandenberg as Per Diem Electrical Code Inspector
- 2024-234 Resolution Authorizing a Ceremonial Street Renaming in Honor of the Former Stan Chitch's Cafe
- 2024-235 Resolution Authorizing the Formation of a Negotiation Committee for AFSCME, American Federation of State, County and Municipal Employees, Local 2168 of Council #73

UNFINISHED BUSINESS

NEW BUSINESS

APPROVAL OF VOUCHERS

- 2024-236 Resolution Approving Vouchers in the Amount of \$661,547.57

Motion: Second:

Roll Call:

C. Vinnie Petti____ C. Linda Brnicevic ____ Kendall Lopez____

C. Glen Rossi____ C. Shawn Guerra____ C. David Morris____

OPEN TO THE PUBLIC FOR COMMENT



AUTHORIZE EXECUTIVE SESSION

ADJOURNMENT

Motion: Second: All in favor:

PROCLAMATION

OVARIAN CANCER AWARENESS MONTH

WHEREAS, Ovarian cancer is the 5th leading cause of death among women and the American Cancer Society estimates each year approximately 19,680 women will be diagnosed with ovarian cancer in 2024 and 12,740 individuals will die from the disease nationwide, including 590 new cases and 340 deaths in New Jersey;

WHEREAS, in the United States, a woman's lifetime risk of being diagnosed with ovarian cancer is about 1 in 87;

WHEREAS, due to vague symptoms and the lack of reliable early detection test most women are not diagnosed until Stage III or later, when the cancer has already begun to spread to the lymph nodes and outside of the pelvis;

WHEREAS, although the five-year survival rate for Stage I ovarian cancer is over 90 percent, only 15 percent of ovarian cancers are diagnosed at this early stage, and the five-year survival rate for late-stage ovarian cancer is below 30 percent;

WHEREAS, while a mammogram can detect breast cancer and a pap smear can detect cervical cancer, there is no reliable early detection test for ovarian cancer;

WHEREAS, women's lives can be saved through increased public awareness of ovarian cancer and its risk factors, signs, and symptoms;

WHEREAS, this month, the Borough of Bound Brook joins all those who are battling ovarian cancer, those who have lost their lives to the disease, their loved ones, and our state's many dedicated healthcare workers in spreading awareness, committing to public education, and embracing hope for better diagnoses, treatments and a cure.

NOW, THEREFORE, I, Mayor Dominic Longo, do hereby proclaim September 2024 as Ovarian Cancer Awareness Month in the Borough of Bound Brook, New Jersey;

AND, I encourage all residents of the Borough to observe Ovarian Cancer Awareness Month and support the cause that so deeply impacts families in every community across our country.

OVARIAN CANCER AWARENESS MONTH

Mayor Dominic Longo

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2024-26

AN ORDINANCE AMENDING CHAPTER 7, TRAFFIC, SECTION 7-2.1, STREETS CLOSING, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO AMEND HOURS OF OPERATION FOR VEHICLES ON CERTAIN STREETS DURING SCHOOL HOURS

WHEREAS, it is in the best interest of pedestrian safety to restrict motor vehicles on certain streets or parts thereof during school hours;

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

Section 1. Chapter 7, Traffic, Section 7-2.1, “Street Closing” is hereby amended as follows amended and supplemented by deleting the text **[marked in bold and enclosed in brackets]** and inserting the text **underlined and marked in bold**, to read as follows:

7-2.1. [Streets closings] **Street Closings.**

a. No person shall operate a motor vehicle between the hours specified on any day upon any of the streets or parts of streets described herein **[below]**:

Name of Street	Hours	Location
West Second Street (Westbound)	School days 7:00 a.m. to 4:00 p.m.	Between Vosseller Avenue and North Street
<u>Windsor St. (Southbound)</u>	<u>School days 7:45 a.m. to 8:30 a.m. and 2:30 p.m. to 3:15 pm</u>	<u>Between W. Franklin St. and W. High St.</u>
<u>West High (Westbound)</u>	<u>School days 7:45 a.m. to 8:30 a.m. and 2:30 p.m. to 3:15 pm</u>	<u>Between Church St. and Vosseller Ave.</u>
<u>West Second St (Westbound)</u>	<u>School days 7:30 a.m. to 8:15 a.m. and 2:30 p.m. to 3:15 pm</u>	<u>Between Mountain Ave and John St.</u>
<u>Cherry St. (Eastbound)</u>	<u>School days 7:30 a.m. to 8:15 a.m. and 2:15 p.m. to 3:00 pm</u>	<u>Between Winsor St. and Heyward St.</u>
<u>Windsor St. (Northbound)</u>	<u>School days 7:00 a.m. to 8:00 a.m. and 2:00 p.m. to 3:30 pm</u>	<u>Between W Union Ave. and W Maple Ave.</u>

ATTEST

Jasmine D. McCoy
Borough Clerk

BOROUGH OF BOUND BROOK

Mayor Dominic Longo

Date of Introduction: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2024-023

AN ORDINANCE REPLACING AND REPEALING CHAPTER 7, TRAFFIC, SECTION 7-17, RESIDENTIAL PERMIT PARKING, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO REQUIRE VEHICLES TO REGISTER FOR RESIDENTIAL PERMIT PARKING

WHEREAS, certain Borough streets have been designated for residential parking only; and

WHEREAS, it is recommended to require said vehicles to register with the Borough for an annual fee and to restrict the number of vehicles per dwelling due to limited on-street parking;

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

SECTION 1. Chapter 7, Traffic, Section 17, Residential Parking, of the Revised General Ordinances of the Borough of Bound Brook is hereby repealed and replaced to read as follows:

7-17 RESIDENTIAL PERMIT PARKING

- a. No person shall park a vehicle on streets or parts of streets as described within the following section unless said vehicle is registered with the Borough of Bound Brook through the Resident Parking Permit Portal. The annual registration fee for resident parking per registered vehicle shall be ten (\$10.00) dollars.

Street	Location	Hours	Days
Cedarcrest Drive	Entire length	10:00 p.m. to 8:00 a.m.	
Church Street	West side, beginning at the southwest curb at the intersection of East Maple Avenue and Church Street and extending to a point 243 feet southerly therefrom	24	Monday through Saturday
Church Street	From High Street to Main Street	24	All
Church Street	Main Street and East Second Street	24	
Clearview Place	From the southerly corners of West Maple Avenue 272 1/2 feet south	10:00 p.m. to 8:00 a.m.	

Final Reading Ordinance 2024-023

Street	Location	Hours	Days
Crescent Drive	Entire length	10:00 p.m. to 8:00 a.m.	
Drake Street	Entire length	All	All
East High Street	North and south side from East Street to Mountain	10:00 p.m. to 6:00 a.m.	All
East High Street	North side beginning 46 feet east of Mountain Ave. extending to a point 50 ft easterly therefrom. (Eligible residences 201-207 E. High St. due to no driveways on properties)	All	All
East Second Street	From East Street to its easterly terminus	All	All
Fairview Avenue	From High Street to Linden Avenue	10:00 p.m. to 6:00 a.m.	All
Helfin Street	Entire length	10:00 p.m. to 8:00 a.m.	
Highland Place	East side, from West Maple Avenue to Union Avenue	10:00 p.m. to 8:00 a.m.	
John Street	Beginning at a point 140 feet from the southeast corner of East Second Street on the east side extending to a point 45 feet southerly therefrom	24	All
John Street	From High Street to Main Street	24	All
Lawrence Road	Entire length	10:00 p.m. to 8:00 a.m.	
Legion Court	Entire length	All	
Linden Avenue	From VanKeuren Avenue to Fairview Avenue	10:00 p.m. to 8:00 a.m.	
Talmage Avenue	From Columbus Place to eastern terminus	10:00 p.m. to 6:00 a.m.	All

Final Reading Ordinance 2024-023

Street	Location	Hours	Days
Talmage Avenue	North side, from Columbus Place to Fisher Avenue	10:00 p.m. to 8:00 a.m.	
Thomas Place	Entire length	10:00 p.m. to 8:00 a.m.	
VanKeuren Avenue (West side)	Beginning at a point 35 feet from the southerly curblineline of West Second Street and extending to a point 63 feet southerly therefrom	All	
VanKeuren Avenue (East side)	Beginning at a point 73 feet from the southerly curblineline of West Second Street and extending to a point 20 feet southerly therefrom	All	
VanKeuren Avenue	From Talmage Avenue to West Second Street	10:00 p.m. to 8:00 a.m.	
Vosseller Avenue	From Talmage Avenue to West Second Street	10:00 p.m. to 8:00 a.m.	
West Main Street north of railroad tracks (Both sides)	Entire length	10:00 p.m. to 8:00 a.m.	
West Main Street south of railroad tracks (South side)	Entire length	10:00 p.m. to 8:00 a.m.	
West Maple Avenue	From Vosseller Avenue to Thompson Avenue	10:00 p.m. to 8:00 a.m.	
William Street	Entire length	10:00 p.m. to 8:00 a.m.	

- b. Exceptions. The following vehicles shall be exempt from this parking permit section:
 - 1. Contractors, service and delivery vehicles. Contractors, service and delivery vehicles bearing the name and address of a commercial business may park without a permit during the time they are rendering service to a residence within the permit parking area.
 - 2. Emergency vehicles. Emergency vehicles and public service, telephone and other public
 - 3. Utility vehicles may park within the permit parking area during the time they are rendering service or repairs within that area.

- c. Administration. Application for parking permits under this section shall be made through the Resident Permit Parking Portal. Permits shall be granted and approved by the Clerk's Office and Police Department under the following terms and conditions:
 - 1. To persons who are residents on said street or portion thereof upon which parking is restricted by this subsection, a resident parking permit shall be issued for one year, for each approved registered vehicle owned or principally operated by such person. There shall be a limit of two (2) permits issued to each dwelling.
 - 2. Valid proof of residence, insurance, registration, make and model of vehicle, and vehicle identification number (VIN) are required for each registered vehicle.
 - 3. Visitors and Bona fide guests. Each dwelling unit may obtain a visitor parking permit through the Resident Parking Permit Portal for a temporary duration of time on the controlled street for a fee of five (\$5.00) dollars per day. Visitors are permitted to park on the controlled street Monday through Thursday at a rate of \$5.00 per day and Friday through Saturday at a rate of \$10.00 per day. Visitor parking is prohibited after a consecutive seven (7) days.
 - 4. Resident parking permits shall be valid for one year ending December 31 and shall be renewed by January 31 of each year at an annual fee of ten (\$10.00) dollars per registered vehicle.

- d. Violations. It shall be unlawful and a violation of the provisions of this section for any person to:
 - 1. Cause, allow, permit or suffer any vehicle registered in his name or operated by such person to be parked in any of the areas designated in paragraph a above as established as a permit parking zone as herein described unless said vehicle displays a proper and current decal in accordance with this section.
 - 2. Willfully defraud, misuse or improperly obtain any decal so as the decal is used for a vehicle or person not entitled to use that decal as described under the provision of this section.

e. Penalty.

1. Any person who shall violate or fail to comply with any of the provisions of paragraph d1 as set forth therein shall be deemed guilty of an offense and shall be punished by a fine of \$100.
2. Any person who shall violate or fail to comply with the provisions of paragraph d2 as set forth therein or who aids or abets any such violation or failure to comply with that paragraph shall be deemed guilty of an offense and shall be punished by a fine not to exceed \$500 or by imprisonment not to exceed 30 days, either or both of those penalties to be imposed at the discretion of the court.

ATTEST

BOROUGH OF BOUND BROOK

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Introduction: August 13, 2024

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2024-24

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 17, PROPERTY MAINTENANCE, SECTION 17-24, REMOVAL OF GRASS, WEEDS, BRUSH, AND OTHER DEBRIS-PROPERTY OWNER RESPONSIBILITY, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO PERMIT MUNICIPAL CIVIL REMEDY

WHEREAS, the Mayor and Council have determined that it is in the best interest of the Borough to provide additional remedies for the enforcement of Property Maintenance;

WHEREAS, the Mayor and Council now seek to amend the ordinance to provide for violation fines and to permit the Borough Mayor and Council to hold violation hearings;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, that the Revised General Ordinances of the Borough of Bound Brook be amended as follows:

Section 1. Chapter 17, Property Maintenance, Section 17-24, "REMOVAL OF GRASS, WEEDS, BRUSH AND OTHER DEBRIS – PROPERTY OWNER RESPONSIBILITY" is hereby amended as follows 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:

§17-24 REMOVAL OF GRASS, WEEDS, BRUSH, AND OTHER DEBRIS — PROPERTY OWNER RESPONSIBILITY.

§17-24.1 Duties of owners and tenants.

It shall be the duty of any owner or other person in possession of or responsible for the maintenance of any land in the Borough to keep his/her/its land free of brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and other debris which may constitute a fire hazard or which is otherwise detrimental to the public health or safety.

Pursuant to N.J.S.A. 40:48-2.13 and 48-2.14, the owner or tenant of a dwelling or lands lying within the limits of the Borough shall be required to remove from such lands or dwelling or destroy brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris, where it shall be necessary and expedient for the preservation of the public health, safety, general welfare or to eliminate blighted conditions or a fire hazard. For purposes of this chapter, "blight" is hereby defined as

land with debris, litter and/or accumulation of trash or junk upon it, which tends to depress the aesthetic value of the neighborhood. However, "blight" shall not include brush, dead and dying trees, stumps, roots, or other natural debris which results from a hurricane, tornado or other natural disasters or other acts of God.

§17-24.2 Public streets

It shall be the duty of any owner or other person in possession of or responsible for the maintenance of any land in the Borough bordering upon any public street *or sidewalk* to remove all grass, weeds, brush, and other debris from that part of the street bordering upon his/her/its property. Trees, shrubs, and bushes shall be kept neat and trim so as to allow for unobstructed pedestrian passage and safe line-of-sight viewing for vehicles at intersections.

17-24.3 Notice to remove.

The Director of Code Enforcement may issue a notice to the owner, tenant or person in possession of the land in question, in accordance with Section [17-7](#) of the code, to remove the brush, weeds, dead or dying trees, stumps, roots, obnoxious growths, filth, garbage, trash or other debris.

§17-24.4 Removal by Borough.

In the event that the owner, tenant or person in possession of the land in question has refused to abate or remedy the condition complained of within the time frame set forth in the notice, the Mayor and Council may order the condition complained of to be abated or removed by an appropriate municipal official or department. The official or department directed to remove or abate the condition complained of shall keep a record of all costs and expenses incurred in connection with the removal or abatement and shall certify it to the Mayor and Council, who shall examine the certificate and, if found correct, cause the cost of removal or abatement to be charged against the land benefited. The amount charged shall become a lien upon the land benefited and shall be added to and become a part of the taxes next assessed upon that land, and shall bear interest to be collected and enforced in the same manner as taxes. The remedy provided by this subsection shall be in addition to any penalty which may be imposed for a violation of this section.

§17-24.5 Violations and penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof in the Municipal Court, be punished by a fine not exceeding \$1,000. A separate offense may be deemed committed for each day during or on which a violation occurs or continues.

§ 17-24.6 Failure to remove or destroy.

If such removal or destruction does not occur because the owner or tenant has refused or neglected or otherwise determined not to remove or destroy same, despite the notice of violation warning set forth in § 17-7 and the summons and Municipal Court procedure set forth in §17-7, the Borough, itself, as an additional remedy, may see to the removal or destruction of such brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris and other impediments where it shall be necessary and expedient for the preservation of the public health, safety, general welfare or to eliminate blighted conditions or a fire hazard, by utilizing the procedures set forth in §17-24.7 hereinbelow.

§ 17-24.7 Municipal civil remedy; service of notice; public hearing.

A. The Borough may proceed to remediate the condition itself in accordance with the self-help civil remedy authorized by N.J.S.A.40:48-2.14 after due process as hereafter defined. It may authorize the investigating Borough official to remove from such lands or dwelling or destroy brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris, where it shall be necessary and expedient for the preservation of the public health, safety, general welfare or to eliminate blighted conditions or a fire hazard, subject to the due process procedure delineated herein.

B. The property owner or tenant shall be entitled to a hearing before the Borough Mayor and Council. Service of notice of this hearing shall be made upon such owner, lessor, or its agent by the Borough. This service of notice, provided to the owner, lessor, or agent, shall state the remediation action which may be taken by the Borough Mayor and Council at that meeting.

In the event of an inability to serve the owner, lessor, or agent, after reasonable effort, pursuant to N.J.S.A. 40:48-2.14, sufficient notice shall be deemed to have been given if such notice is posted on the premises in a conspicuous place.

C. Within 14 days of receipt of this service of notice or any extension of time granted thereto by the Borough Mayor and Council, a public hearing shall be held by the Borough Mayor and Council, at which time, after the presentation of evidence by the appropriate Borough official and the property owner/tenant, it may, if the evidence warrants it, adopt a resolution authorizing the remediation of the condition in accordance with § 17-24.8 hereinbelow.

§ 17-24.8 Removal by Borough; certification of costs; costs as lien.

A. Pursuant to resolution, the appropriate Borough official shall oversee and direct the removal and destruction of the aforementioned brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris and other impediments. Such Borough official shall then certify the cost thereof to the Borough Mayor and Council, which shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against said dwelling or lands.

B. The amount so charged shall forthwith become a lien upon such dwelling or lands and shall be added to and become and form part of the taxes next to be assessed and levied upon such dwelling or lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

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 Dominic Longo

Date of Introduction: August 13, 2024

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

ORDINANCE NO. 2024-25

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 17, PROPERTY MAINTENANCE, THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BOUND BROOK TO CREATE SECTION 17-14.11, LIGHT TRESPASS PROHIBITED, TO PROHIBIT THE USE OF OUTDOOR LIGHTING THAT TRESPASSES ONTO AN ADJOINING PROPERTY DURING THE NIGHT

WHEREAS, the Mayor and Council have determined that light trespass during the night can interfere with the ability of an adjoining resident's ability to get a healthy night's sleep; and

WHEREAS, the Mayor and Council now seek to amend the ordinance to provide for a violation should light trespass onto an adjoining property during the night;

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Bound Brook, County of Somerset, that the Revised General Ordinances of the Borough of Bound Brook be amended as follows:

Section 1. Chapter 17, Property Maintenance, Section 17-14, Light Trespass Prohibited, 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:

§17-14.11 LIGHT TRESPASS PROHIBITED.

Outdoor lighting fixtures that are not shielded and directed downward towards the ground or that allow light emitting above the plane extending outward from the base of the light source allowing illumination onto an adjoining property, including lights on motion detectors, shall be turned off between the hours of 10:00 p.m. and 6 a.m.

Section 2. All ordinances or parts of ordinances inconsistent herewith are repealed as to such inconsistencies.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This Ordinance shall take effect upon final passage and publication according to law.

ATTEST

Jasmine D. McCoy, Borough Clerk

BOROUGH OF BOUND BROOK

Mayor Dominic Longo

Date of Introduction: August 27, 2024
Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-223

CHAPTER 159- SAFER IN THE AMOUNT OF \$162,000

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 2024, in the amounts listed below, which item is now available as a revenue from the US Department of Homeland Security

SAFER, Other Expenses \$162,000.00

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

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-224

RESOLUTION REFUNDING AN ERRONEOUS PAYMENT TO ELITE TITLE IN THE AMOUNT OF \$3,256.66

WHEREAS, the records of the Tax Collector of the Borough of Bound Brook reflect an erroneous payment for 2024 4th Quarter Property Taxes on the following property:

<u>Refund To:</u>	<u>Property Location</u>	<u>Blk/Lot/Qual</u>	<u>Amount</u>
Elite Title	151 W Maple Ave	085/015	\$3,256.66

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 erroneous property tax payment be refunded as per the list above.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-225

RESOLUTION APPROVING 2024 TOWING LICENSE - RICH'S OFF-ROAD TOWING

WHEREAS, Section 4-22 “Towers and Wreckers” of the Revised General Ordinances permits application for Towing and Wrecking licenses within the Borough of Bound Brook; and

WHEREAS, Rich’s Off-Road Towing of Manville, NJ submitted an application and licensing fees the 2024 licensing year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Bound Brook that Rich’s Off-Road Towing of Manville, NJ be issued a 2024 Towing License.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-226

CHAPTER 159- CLEAN COMMUNITIES IN THE AMOUNT OF \$23,777.66

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 2024, in the amounts listed below, which item is now available as a revenue from the State of New Jersey

Clean Communities, Other Expenses \$23,777.66

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

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-227

CHAPTER 159- ALCOHOL EDUCATION IN THE AMOUNT OF \$1,348.42

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 2024, in the amounts listed below, which item is now available as a revenue from the State of New Jersey

Alcohol Education Grant, Other Expenses \$1,348.42

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

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-228

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR LANZA AND LANZA LLP, MUNICIPAL PROSECUTOR, IN THE AMOUNT OF \$15,000

WHEREAS, Resolution 2024-052 awarded a 2024 professional services contract to Lanza and Lanza LLP for Municipal Prosecutor services at a not to exceed amount of \$30,000; and

WHEREAS, due to an increased amount of municipal court cases, there is a need to increase the 2024 professional services contract award amount by \$15,000; and

WHEREAS, the Chief Finance Officer has certified funds from account # 01-2024-0120-0155-2-180155 ;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Change Order No. 1 be authorized to increase the contract by \$15,000, for a total contract value of \$45,000.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-229

RESOLUTION AMENDING THE HOURLY WAGE FOR DAN TEEFY, PART-TIME RECREATION PROGRAM COORDINATOR

WHEREAS, Resolution 2024-209 authorized the hire of Dan Teefy for the part-time Recreation Program Coordinator position at \$20.00 per hour; and

WHEREAS, the hourly wage should be adjusted to \$25.00 per hour.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Dan Teefy's hourly rate be amended to \$25.00 per hour effective immediately.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-230

RESOLUTION AUTHORIZING A PUBLIC AUCTION FOR MUNICIPAL PROPERTY

WHEREAS, governing body desires to sell various items of property not needed for public use;
and

WHEREAS, N.J.S.A. 40 A:11-36 requires that said sale shall take place at public auction to the
highest bidder;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of
Bound Brook that the following items be listed for sale at the Municipal Garage located at 411
Chimney Rock Road, Bridgewater, NJ on Wednesday, October 2, 2024, at 11:00 a.m. as follows:

1. 2003 Bombardier Sea-Doo ZZN03486K203 requiring a minimum bid of \$500
2. 1988 Achilles Inflatable Boat ACH00402G990 requiring a minimum bid of \$500
3. 1988 Achilles Inflatable Boat ACH00491H990 requiring a minimum bid of \$500
4. Pitney Bowes Postage Machine requiring a minimum bid of \$200

BE IT FURTHER RESOLVED that all items shall be sold in “as is” condition and any sale
shall be considered final; and

BE IT FURTHER RESOLVED that the Borough reserves the right to reject all bids on any
item if said rejection is in the public interest; and

BE IT FURTHER RESOLVED that said auction shall be advertised in the newspaper and held
no less than seven (7) nor more than fourteen (14) days after latest publication of notice; and

BE IT FURTHER RESOLVED if no bids are received, the personal property may be sold at
private sale without further publication or notice, but in no event for less than the established fair
value;

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-231

**RESOLUTION AUTHORIZING THE HIRE OF EMPLOYEES FOR THE 2024
CHEERLEADING CLINIC**

WHEREAS, the Cheerleading Clinic is a newly offered recreation program offered during the fall season; and

WHEREAS, the Recreation Director has conducted interviews for the position of Cheer Coordinator; and

WHEREAS, the following have demonstrated the necessary skill and expertise to fill the position:

Marissa Hays
Scarlett Shobowale

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that aforementioned be hired part-time for the 2024 Cheerleading Clinic at an hourly rate of \$15.13 retroactive to September 9, 2024.

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-232

RESOLUTION AUTHORIZING A CONTRACT WITH GREEMAN-PEDERSON, INC AS THE DESIGN CONSULTANT FOR THE 2022 SAFE ROUTES TO SCHOOL DESIGN ASSISTANCE PROGRAM FOR FEDERAL PROJECT NO. D00S (802), STATE JOB NO. 7204313

WHEREAS, the Borough of Bound Brook has received a grant commitment from the New Jersey Department of Transportation (NJDOT) under the 2022 Safe Routes to School Grant Program for construction funding for the 2022 SRTS Bound Brook Intersections and Signage Safety Improvement Project (PROJECT), and

WHEREAS, NJDOT has also made available a Design Assistance Program to fund the design of the PROJECT using federal funds and an approved engineering firm from a pool of firms established by NJDOT, and

WHEREAS, Bound Brook has selected GPI from the NJDOT pool to provide Design Assistance for this PROJECT,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook, County of Somerset, in the State of New Jersey, that GPI agrees to furnish and deliver the supplies and perform the services set forth in said agreement, for the consideration stated therein.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-233

**RESOLUTION AUTHORIZING THE HIRE OF ROBERT VANDENBERG AS A PER
DIEM ELECTRICAL CODE INSPECTOR**

WHEREAS, a need exists to hire a temporary per diem Electrical Sub-Code Official in the absence of John Elichko

WHEREAS, the Director of Code Enforcement has recommended the hire of Robert Vandenberg; and

WHEREAS, Robert Vandenberg possesses the necessary qualifications and experience for the position;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Robert Vandenberg be hired as a temporary per diem Electrical Sub-Code Official at an hourly rate of \$38.00 not to exceed 20 hours per week.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-234

RESOLUTION AUTHORIZING A CEREMONIAL STREET RENAMING IN HONOR OF THE FORMER STAN CHITCH'S CAFE

WHEREAS, Stan Chitch's Café was a family owned and operated restaurant located in downtown Bound Brook for over 80 years; and

WHEREAS, located at the corner of Talmage Avenue and Columbus Place, the café known for its pizza and meatballs, closed its doors April 2023; and

WHEREAS, the Mayor and Council desire to recognize the impact "Chitch's" had on the Bound Brook community with a ceremonial renaming of Columbus Place to Chitch's Place;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Columbus Place shall be ceremonially renamed to Chitch's Place to recognize the former Stan Chitch's Cafe;

BE IT FURTHER RESOLVED, Columbus Place is a county road, and the Borough has obtained permission from Somerset County for the ceremonial renaming.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK
County of Somerset

RESOLUTION 2024-235

RESOLUTION AUTHORIZING THE FORMATION OF A NEGOTIATING COMMITTEE FOR AFSCME, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, LOCAL 2168 OF COUNCIL #73

WHEREAS, the By-Laws of the Mayor and Council allow for Negotiating Committees to be created on each occasion the Borough enters into negotiations; and

WHEREAS, contract negotiations for the American Federation of State, County and Municipal Employees, AFSCME, Local 2168 of Council #73 requires a negotiation committee:

WHEREAS, Councilman David Morris, Councilman Kendall Lopez, and Councilwoman Linda Brnicevic have been recommended to serve on the negotiating committee for the AFSCME contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bound Brook that Councilman David Morris, Councilman Kendall Lopez, and Councilwoman Linda Brnicevic be appointed to serve on the negotiating committee for the American Federation of State, County and Municipal Employees, AFSCME, Local 2168 of Council #73 contract.

Attest:

Jasmine D. McCoy, Borough Clerk

Approved:

Mayor Dominic Longo

Date of Adoption: September 10, 2024

BOROUGH OF BOUND BROOK

RESOLUTION 2024-236

RESOLUTION APPROVING VOUCHERS IN THE AMOUNT OF \$661,547.57

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 \$661,547.57

<u>FUND</u>	<u>AMOUNT</u>
CURRENT	\$654,235.81
RECREATION TRUST	\$5,440.00
HOUSING REHAB	\$1,058.00
PAYROLL	\$813.76
TOTAL	<u>\$661,547.57</u>

Attest:

Approved:

Jasmine D. McCoy, Borough Clerk

Mayor Dominic Longo

Date of Adoption: September 10, 2024