

# SOUTH BOUND BROOK BOROUGH COUNCIL REGULAR MEETING MINUTES

Minutes of the Regular Meeting of the Mayor and Borough Council held January 12, 2010 at Council Chambers, 12 Main Street, South Bound Brook, NJ 08880.

The meeting was called to order at 7:30 PM with a reading of the Open Public Meetings Law Statement by Mayor Terry Warrelmann, the Pledge of Allegiance and a request by the Borough Clerk to remain standing for a moment of silence in honor of Vincent Capalbo, Fire Department member and longtime resident of the Borough, who passed away on Sunday.

### Roll Call:

Mayor Terry Warrelmann	(Present)
Council President Dennis Quinlan	(Present)
Councilman Tom Ormosi	(Present)
Councilperson Caryl Shoffner	(Absent)
Councilperson Tonay Godleski	(Present)
Councilperson Peter Dykes	(Present)

### Attending:

Borough Attorney: William Cooper  
Borough Engineer: Tom Herits  
Chief of Police: William King

### Letters and Communications:

- Borough Clerk read a letter from the South Bound Brook GOP Committee advising that they had met January 7, 2010 to select three candidates to fill the recently vacant unexpired term formerly held by Robert Allenovitch. The three names presented are Harold Kildow, Bruce Blumenthal and Ron Henry. **Motion** by Councilperson Quinlan to accept the name of Harold Kildow to fill the unexpired seat, seconded by Councilperson Ormosi, discussion, roll call vote taken, all ayes.

At this time the Borough Clerk administered the Oath Of Office to Harold Kildow for the office of Councilperson.

### Resolution – Appointment to Committees:

- **Motion** by Councilperson Quinlan appointing Harold Kildow to the following Committees: Personnel, Chairperson; Recreation, Co-Chairperson; Fire Committee,

Committeeperson; Liaison to the Board of Education for the year 2010, seconded by Councilperson Ormosi, discussion, all in favor, all ayes.

**Approval of the Minutes:**

- **Motion** by Councilperson Quinlan to approve December Meetings Minutes and Executive Session Minutes, seconded by Councilperson Dykes, discussion. All in favor, all ayes.

**Mayor's Report:**

- Mayor read a letter from the American Red Cross announcing their project for Martin Luther King Day – Day of Service For Our Communities. Their project is the annual Blood Drive to be held at Christ Church in Summit from 1:00 PM to 6:30 PM.
- Was hoping to report on a meeting with the Mayor of Hillsborough, however the meeting was cancelled due to a time conflict. The meeting will be rescheduled for sometime this week. Will report next month.

**Council Reports:**

**Public Works/Historical Commission (Councilperson Quinlan):**

- Still working towards a contract with the Public Works Department. The meeting with both groups scheduled for last night was postponed. No date has been set for another negotiation meeting.
- Tory Jack Day will take place at the school on February 12<sup>th</sup> and February 13<sup>th</sup> and 14<sup>th</sup> at the Staat's House.
- Change of hours of operation for the Public Works Department. **Motion** by Councilperson Quinlan to change the Public Works hours of operation to 6:30 AM to 3:00 PM effective February 1, 2010, seconded by Councilperson Ormosi, discussion, all in favor, all ayes.

**Police Department/First Aid Squad (Councilperson Ormosi):**

- Negotiations with police are still going on. The next meeting is January 25<sup>th</sup>.
- We are going to have to start thinking about hiring another officer to bring our staffing up to 13. This is the staffing that the Prosecutor's Office has recommended. The Police Committee will meet to discuss this further. Rocky Hill will be discussed at the same meeting.

**Finance (Councilperson Godleski):**

- Claims Voucher Resolution – Payment of the Bills – **Motion** by Councilperson Godleski for Claims Voucher Resolution in the amount of \$548,333.75, seconded by Councilperson Dykes, discussion. Roll call vote taken, all ayes.

### **Fire Department (Councilperson Dykes):**

- Letter from Fire Department asking for permission to take apparatus out of town for parades, wetdowns and musters that the Department may be invited to during 2010. **Motion** by Councilperson Dykes to give the Fire Department permission to take apparatus out of town for the above mentioned events, seconded by Councilperson Quinlan, discussion, all in favor, all ayes.

### **Borough Engineer Report:**

- Garbage pickup by our private hauler starts this Thursday. Contract has been gone over by the Borough Attorney and can be signed tonight.
- Canal Walkway Lighting Resolution is on the Agenda. Bids came in good so we can increase the number of lights from 17 to 24.
- R K Environmental doing the specs for asbestos removal at the Staat's House.
- DOT Grants – Letter will be put together for the estimated bonding that will be needed. Two roads will be done together (Jerome and Howard Avenues).

### **Borough Attorney:**

- One item for Executive Session involving litigation.

### **Borough Clerk:**

- Copy of Obituary for Vincent Capalbo included in Council packets.
- Resident of Canal Crossing informed Clerk that they (the residents) did not receive the Newsletter about the new garbage pickup schedule. E-mail of the Newsletter was sent to the Association and they e-mailed it to the residents.
- Solar attachments to the telephone poles in town are for a program PSE&G is doing throughout their territory called Solar For You Program. The units generate 200 watts of power per unit and they hope to generate 80,000,000 mega watts of solar at capacity throughout the PSE&G territory. More information is available on the PSE&G web site.
- Received a yearly report from the Fire Company for 2009. It will be added to the Minutes. The Police Report will also be submitted to the Minutes.

### **Motion by Councilperson Godleski to open the meeting to the public, seconded by Councilperson Quinlan, all in favor, all ayes.**

Kathy Conner – Louis Avenue

- Asked about the bond for the road projects. Borough Engineer will look at how much money we will be getting. Before you go to permanent financing it should be paid off.
- Asked Councilperson Kildow why he voted for the bills when he hadn't seen them. Councilperson Ormosi said that the Finance Chairman had looked at them. He also said that not everyone looks at the bills. Councilperson Godleski said he is sure the Councilperson Kildow is not only one who has ever done it.

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Sean Lambertz – Cedar Street

- Six months ago he asked Council to look into a junk/abandon car ordinance. The Chief mentioned that we have one. It was referred to the Borough Attorney who apologized for not getting to it. It needs to be amended because it is too broad and cannot be enforced.
- Construction refuse tossed in the front yard – what can be done about that? Property maintenance code should cover debris like that. Contact Bill Boyle, Code Enforcement.
- Asked where we stood with funding for the Bike Race. Councilperson Dykes had a meeting last week for volunteers. Did not get that many volunteers. There will be another meeting on January 28<sup>th</sup> for all residents. Right now the Merchants Association is exploring donation sponsorship through the merchants, secondly they will be meeting with Chief King and Lt. Titus to find out the manpower needs. Entry fees will cover some of the costs but if the Merchants Association comes up short it may have to ask for funding from the Borough.

Patricia Ostopovitch – 5 Equator Avenue

- Spoke about the Canal Crossing Lighting. Wanted to know who owns the property where the lights are going to be. The Borough owns the property. Also, wanted to know why the Borough is taking on a new bill when they cut the Senior Citizens' budget. All departments were cut 5% not just the seniors. She does not agree with this project.
- Asked for an update on the project on Elizabeth Street. There is a Redevelopment Committee Meeting tomorrow night. The Committee will be meeting with a developer to discuss their plans for the property. The Committee will report to the Council at the February meeting.

Mary Bowers – Stewart Street

- Asked about the status of the Nepotism Resolution. Councilperson Shoffner is working on that. Council will work with her to bring it to the table for a vote. Because it is a Resolution it will become part of the Personnel Policy when a majority vote is attained.

**Motion by Councilperson Godleski to close the meeting to the public, seconded by Councilperson Ormosi, all in favor, all ayes.**

**Agenda:**

**Health Commission Resolution:**

**Motion** by Councilperson Quinlan for Resolution Supporting Continuation of Middle Brook Regional Health Commission, seconded by Councilperson Godleski, discussion. All in favor, all ayes.

## **2010 Contracts:**

Two contracts are to be voted on tonight – Animal Control Contract with St. Hubert’s and the Recycling Agreement between Somerset County and the Borough of South Bound Brook. An update on the Animal Control – Borough Clerk is trying to negotiate with St. Hubert’s to lower the cost. This year’s increase was approximately 40%. So far his efforts have been unsuccessful. There are no other options at this time. **Motion** by Councilperson Quinlan to approve Animal Control Agreement Resolution between St. Hubert Giralda and the Borough of South Bound Brook, seconded by Councilperson Ormosi, discussion. Roll call vote taken, all ayes.

**Motion** by Councilperson Quinlan authorizing the Clerk/Administrator to approach St. Hubert’s Giralda about renegotiation of the contract and/or persue finding other agencies to handle animal control, seconded by Councilperson Ormosi, discussion. All in favor, all ayes.

**Motion** by Councilperson Quinlan to approve Recycling Agreement Resolution between the Somerset County and the Borough of South Bound Brook, seconded by Councilperson Dykes, discussion. Roll call vote take, 5 ayes, 1 absention (Councilperson Kildow). The cost is \$23.85 per household.

## **Taxi License Resolution:**

**Motion** by Councilperson Ormosi for approval of Taxi License for Rigoberto Rojas for the year 2010, seconded by Councilperson Quinlan, discussion. All in favor, all ayes.

## **Planning Board Appointments:**

Mayor reappointed the following members to the Planning Board: John Rockwell, 4 year term; Greg Masterserio, from alternate to permanent member completing Harold Kildow’s term of three years.

**Motion** by Councilperson Quinlan approving the appointment of Harold Kildow as Councilmanic Representative to the Planning Board seconded by Councilperson Ormosi, discussion. All in favor, all ayes.

## **Public Defender Appointment:**

**Motion** by Councilperson Quinlan to approve the appointment of Thomas Basta as Municipal Public Defender for the Borough of South Bound Brook effective January 12, 2010 to December 31, 2010, seconded by Councilperson Godleski, discussion. All in favor, all ayes.

## **Municipal Judge Appointment:**

**Motion** by Councilperson Quinlan to approve the appointment of John Richardson as Municipal Judge for three year term effective January 12, 2010 to December 31, 2012,

seconded by Councilperson Ormosi, discussion. Roll call vote taken, 3 ayes, 1 nay (Councilperson Godleski) and 1 absention (Councilperson Kildow).

**PARIS Grant Resolution:**

After a brief explanation of what the PARIS Grant program is and how we have participated in it, a **Motion** was made by Councilperson Quinlan for approval of PARIS (Public Archives and Records Infrastructure Support) Grant Program – Shared Services with Somerset County Resolution, seconded by Councilperson Ormosi, discussion. Councilperson Godleski informed the Council that we have plenty of room left at the facility we use for storage with Bound Brook. All in favor, all ayes.

**Canal Walkway Lighting Resolution:**

**Motion** by Councilperson Quinlan for approval of Resolution Awarding a Contract For the Construction, Furnishing and Installation of Canal Walkway Lighting. As Part of the New Jersey Department of Transportation FY 2001 State Local Aid For Centers Program Project, Main Street Revitalization Projects, to Gary Kubiak and Son Electric lowest bidder (\$59,794.10) for 17 light fixtures. Total amount in Grant \$85,000.00 allowing for 7 additional light fixtures for a total contract award of \$84,415.20 to Gary Kubiak and Son Electric. Seconded by Councilperson Kildow, discussion. Councilperson Dykes is concerned that with the increase in the number of light fixtures, there will not be enough funding left over to consider the purchase of driver feedback signs. This was an item Councilperson Dykes spoke about at the last meeting. Roll call vote taken, 5 ayes, 1 nay.

**BINGO License Resolution:**

**Motion** by Councilperson Quinlan for approval of BINGO Resolution for the Senior Citizens Community Club, Inc., seconded by Councilperson Dykes, discussion. All in favor, all ayes.

**Façade Improvement Grant Payment Resolution:**

**Motion** by Councilperson Quinlan for approval of payment of \$10,063.98 to Mr. Al Domini, A&D Automotive for Façade Improvements as conforming to the Borough's approved Design Guidelines, seconded by Councilperson Ormosi, discussion. All in favor, all ayes.

**Motion by Councilperson Quinlan to open the meeting to the public, seconded by Councilperson Godleski, all in favor, all ayes.**

Mary Bowers – Stewart Street

- Asked who was the Council Representative to the Board of Education. Councilperson Harold Kildow is the Council Representative to the Board of Education.
- Asked Councilperson Dykes how many merchants are members of the Merchants Association. There are 15 who attended a meeting in September.

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Kathy Conner – Louis Avenue

- Asked how many taxi licenses have been issued in town. There are four.

Patricia Ostopovitch – 5 Equator Avenue

- She will let the Senior Citizens Club know that all departments and committees' budgets were cut 5%.
- Spoke about getting flags or banners for the light posts. Mayor is working on this both trying to find funding and also trying to get good pricing. She also asked if the light posts were equipped to have Holiday lighting. Yes, the posts have the holders for flags, brackets for banners and the ability to have lighting at the holidays.
- Asked where the Public Defender lives. He has an office in Warren.
- Commented that the web site should be utilized more for informing the residents about events and important information. More people could be reached that way.

Kathy Conner – Louis Avenue

- Asked if the newly appointed Judge had legal troubles. He did ten years ago, not recently. He is allowed to serve as a Municipal Judge.

Patricia Ostopovitch – 5 Equator Avenue

- Asked if animal control could be charged on a use basis. No, because it's not just being called to get an animal that's found, it is also a matter of patrolling the town a couple of times a month looking for strays.

**Motion by Councilperson Quinlan to close the meeting to the public, seconded by Councilperson Godleski, all in favor, all ayes.**

**Executive Session Resolution:**

Borough Clerk read Resolution for approval to go to Executive Session to discuss the following: South Bound Brook vs Fanaro. **Motion** by Councilperson Quinlan for approval of Executive Session Resolution, seconded by Councilperson Ormosi, all in favor, all ayes. Short break at 9:05 PM – Executive Session begins 9:14 PM.

**Motion** by Councilperson Quinlan to go back to Regular Session, seconded by Councilperson Dykes, all in favor, all ayes. (9:18 PM)

**Motion** by Councilperson Quinlan authorizing the Clerk/Administrator and the Borough Attorney to do preliminary work in preparing bond to cover the amounts owed to Fanaro litigation, seconded by Councilperson Ormosi, discussion. Roll call vote taken, all ayes.

**Adjournment:**

Having completed the peoples' business a **Motion** to adjourn was made by

Councilperson Quinlan, seconded by Councilperson Dykes, all in favor, all ayes.  
Meeting adjourned at 9:19 PM.

Respectfully submitted,

Donald E. Kazar, Borough Clerk

