

February 9, 2016
Regular Meeting

The Regular Meeting of the Raritan Borough Council was called to order by Mayor McMullin at 6:03p.m. The meeting was held in the Meeting Room of the Raritan Borough Municipal Building at 22 First Street, Raritan, NJ 08869.

Mayor McMullin announced that the meeting was called pursuant to the provisions of the Open Public Meetings Law. Notices of this meeting were sent to The Courier News and the Star Ledger on February 2, 2016. In addition, copies of notices were posted on the bulletin board in the Municipal Building, on the Raritan Borough website and filed in the Office of the Borough Clerk. Notices on the bulletin board have remained continuously posted.

ROLL CALL

Present: Councilman Bray, Council President Carra,
Councilwoman Danyluk, Councilman Foohey,
Councilman Giraldi, Councilman Sibilialia

Absent: XXX

Also Present: Mayor McMullin, Borough Attorney Wenner,
Borough Administrator Jaxel, Police Chief
McCormick, Borough Engineer Schrek (arrived at
7:00p.m.), Borough Clerk Schmitt

INVOCATION AND FLAG SALUTE

Councilwoman Danyluk led the invocation and flag salute and requested a moment of silence in memory of Mrs. Carra who passed away this week.

EXECUTIVE SESSION

Resolution No. 2016-02-34 - Executive Session - Subject Matter:
Personnel; Uniform Police Promotion Procedure, Police
Negotiations, Lease Agreement; Gannet Litigation

On motion by Councilman Sibilialia, seconded by Councilman Giraldi,
it was moved to approve Resolution No. 2016-02-34.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia
Nay: XXX
Abstain: XXX

Motion Carried 6-0.

Council convened in Executive Session at 6:05p.m.

On motion by Councilman Sibilialia, seconded by Councilman Bray, it
was moved to come out of Executive Session.

Recorded Vote: All Ayes

Motion Carried 6-0.

Council came out of Executive Session at 7:00p.m. and resumed in Regular Session at 7:02p.m.

PUBLIC COMMENT

None.

APPROVAL OF MINUTES

January 12, 2016 - Regular Meeting

On motion by Councilman Bray, seconded by Councilwoman Danyluk, it was moved to approve the minutes of the January 12, 2016 - Regular Meeting.

Recorded Vote:

Aye: Bray, Danyluk, Foohey, Giraldi, Sibilia

Nay: XXX

Abstain: Carra

Motion Carried 5-0-1.

January 25, 2016 - Special Budget Meeting

On motion by Council President Carra, seconded by Councilman Sibilia, it was moved to approve the minutes of the January 25, 2016 - Special Budget Meeting.

Recorded Vote:

Aye: Bray, Carra, Foohey, Giraldi, Sibilia

Nay: XXX

Abstain: Danyluk

Motion Carried 5-0-1.

WORK SESSION

1. Redevelopment Resolution (CM)

Mayor McMullin referenced the redevelopment presentation at the last council meeting and invited Jeffrey Lehrer, Esq. from The Law Firm of DiFrancesco, Bateman Kunzman, Davis, Lehrer & Flaum, P.C., 15 Mountain Boulevard, Warren, NJ 07059 to address Council. Mr. Lehrer informed Council that there was an issue that was left unresolved at the last meeting. Mr. Lehrer stated that there may be a few parcels at the proposed

redevelopment site that have not been negotiated. Therefore, Council may want to consider whether to designate to the Planning Board to include condemnation in the redevelopment study. Mr. Lehrer reviewed the law and the process regarding non-condemnation versus condemnation along with the Planning Board's responsibilities.

Mayor McMullin reviewed with Council that there are two Resolutions authorizing the Planning Board to conduct a study for redevelopment; one referencing non-condemnation and the other including condemnation. Mr. McMullin continued that this seems to be an important opportunity to the town and he wished to alert the public and council on activities that have developed since the last meeting. Mayor McMullin expressed the need to protect the interests of the town and the opportunity for redevelopment.

Borough Attorney Wenner stated that Resolution No. 2016-01-32 which was adopted at the last meeting would be amended if Council chooses to move forward with condemnation. A brief discussion ensued on the how the process worked and the following Resolution was introduced:

Resolution No. 2016-02-44 - Resolution Amending Resolution No. 2016-01-32 Authorizing the Borough of Raritan Planning Board to Undertake a Preliminary Investigation for the Redevelopment of Approximately 3.3 Acres of Land Know as Block 81, Lots 1,2,3,3.01,4,5,6.01,6.02,6.03,7,8,9,9.01 and 10 as Shown on the Borough of Raritan Tax Map to Include Condemnation

On motion by Council President Carra, seconded by Councilman Giraldi, it was moved to approve Resolution No. 2016-02-44.

Recorded Vote:

Aye: Bray, Carra, Foohey, Giraldi

Nay: Sibilialia

Abstain: Danyluk

Motion Carried 4-1-1.

2. Use of Recreation Fields (AS)

Councilman Sibilialia invited Dominick Gonnella from NJ Venom and Dynasty Softball to address Council. Mr. Gonnella gave a background on the travel softball organization and the tournaments in which they participate and host. He stated that

currently they run these events in Bridgewater and Hillsborough and are now looking to expand nationally. Therefore, they would require additional field usage. Mr. Gonnella proposed to renovate certain fields at Washington School up to their standards to hold events and in turn the town would receive additional revenue for local businesses. Discussion ensued, Council was in favor of the idea and Mayor McMullin suggested that Mr. Gonnella work the details out with the Recreation Department.

3. Engineer's Report (SS)

Borough Engineer Schrek delivered the following report:

Orlando Drive, Phase 3

Green Acres has requested that we schedule another Scoping Hearing as notices were not sent to directly to property owners within the 200 foot radius of the subject properties. The required signage was posted. The Scoping Hearing has been scheduled for the February 23rd meeting. All other required paperwork has been submitted.

Raritan Library

Based on a projected cost below the bid threshold established by the Local Public Bidding Law, we have solicited quotes from three local electrical construction firms. We expect to make a recommendation of award at the next meeting.

Firehouse Generator

The generator was delivered on Friday 2/5. Installation and wiring will proceed during the week of 2/8.

Bell Avenue Improvements (2015 NJDOT Local Aid Grant)

We started field survey work just prior to the last snow storm and subsequently had to stand down due to the snow pack. Work is continuing as weather permits.

Inflow and Infiltration Study

Base mapping of the existing sanitary system is completed. We are reviewing past inspection reports to target areas for flow study.

Sanitary Manhole Restoration (2015 CDBG)

Field work has been completed. We are preparing bid documents for anticipated award in March and subsequent project start in April.

Mayor McMullin added that the Department of Public Works did a great job with the recent snow removal, along with the volunteers who helped with removing the snow on Main Street.

4. Unfit Buildings - 21 Orlando Drive (RW)

Borough Attorney Wenner reviewed Resolution No. 2016-02-42 which is on the Agenda for Councils' approval. Mr. Wenner

also read into record a memo from Lou Gara, Construction Official, dated February 5, 2016 which deemed the building at 21 Orlando Drive, Block 116.02, Lot 4 uninhabitable. Mr. Wenner stated that if Council agrees with Mr. Gara's assessment they can adopt the related Resolution.

5. Hiring Freeze (CM)

Mayor McMullin stated that he has spoken about this subject in the past and requested that the Borough Attorney along with the Personnel Committee come up with a report and possible Resolution to address this topic at the next meeting.

6. Hanging of Banners for Baseball/Softball Registration (DJ)

Borough Administrator Jaxel stated that the Recreation Department is requesting permission to hang banners in town to announce baseball and softball registration.

On motion by Councilman Foohey, seconded by Councilman Sibilia, it was moved to permit the hanging of banners for baseball and softball registration.

Recorded Vote: All Ayes

Motion Carried 6-0.

7. May 28, 2016 Cycling Race Request (DJ)

Borough Administrator Jaxel referenced the letter from the Tour of Somerville Cycling Series requesting permission to conduct the 4th Annual Raritan Cycling Classic on Saturday, May 28, 2016. Discussion ensued on the impact this race has on the business owners on Somerset Street. Mayor McMullin stated that he would bring this topic up for discussion at the next Economic Development Committee meeting and report back to Council.

8. Designation of Acting Deputy Clerk (MS)

Borough Clerk Schmitt informed Council that she would not be available to attend two Council Meetings; one in March and one in April. On the Agenda there is a Resolution appointing Dan Jaxel as Acting Deputy Clerk for Councils' approval.

ORDINANCES-FIRST READING

Ordinance No. 2016-03 - An Ordinance of the Borough of Raritan, County of Somerset, State of New Jersey, Granting Non-Exclusive Permission and Consent to Sunesys, Inc., Its Successors and Assigns, to Use the Existing Public Right-Of-Way Along Granetz

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Plaza and Glaser Avenue in the Borough of Raritan, Somerset County, New Jersey, Above the Surface Thereof for the Installation, Operation, Repair, Maintenance and Replacement of Fiber Optic Cable

On motion by Councilman Sibiliala, seconded by Councilman Bray, it was moved to introduce Ordinance No. 2016-03.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibiliala

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

Mayor McMullin announced that Ordinance No. 2016-03 listed above for first reading will be considered for final passage after public hearing thereon at a meeting of said Borough Council to be held in the Municipal Building, 22 First Street, Raritan, New Jersey, on Tuesday, March 8, 2016 at 7:00p.m. or at any time and place to which the meeting for the further consideration of the ordinance shall be adjourned.

RESOLUTIONS

Resolution No. 2016-02-36 - A Resolution of the Borough of Raritan, County of Somerset, State of New Jersey Authorizing Award of a Contract for Professional Services with RT Environmental Services, Inc.

On motion by Councilman Giraldi, seconded by Councilman Bray, it was moved to approve Resolution No. 2016-02-36.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibiliala

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-37 - 2016 Temporary Appropriations Totaling \$10,576,281.85

On motion by Council President Carra, seconded by Councilman Foohey, it was moved to approve Resolution No. 2016-02-37.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibiliala

Nay: XXX
Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-38 - Resolution to Cancel a Funded
Capital Appropriation

On motion by Councilman Giraldi, seconded by Council President Carra, it was moved to approve Resolution No. 2016-02-38.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia
Nay: XXX
Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-39 - Transportation of Certain Pupils to
Regional Schools

On motion by Councilman Giraldi, seconded by Councilman Bray, it was moved to approve Resolution No. 2016-02-39.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia
Nay: XXX
Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-40 - Appointing an Acting Deputy Clerk

On motion by Council President Carra, seconded by Councilman Sibilialia, it was moved to approve Resolution No. 2016-02-40.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia
Nay: XXX
Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-41 - Resolution of the Borough of
Raritan, County of Somerset, State of New Jersey Authorizing the
Borough to Execute a Shared Service Agreement Between the
Borough of Raritan and the Township of Bridgewater for

Inspection Services for the Electric Subcode Official/Inspector Services

On motion by Councilman Giraldi, seconded by Councilwoman Danyluk, it was moved to approve Resolution No. 2016-02-41.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-42 - Budget Transfer

On motion by Council President Carra, seconded by Councilman Giraldi, it was moved to approve Resolution No. 2016-02-42.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

Resolution No. 2016-02-43 - A Resolution Authorizing the Borough Attorney to Proceed with Public Hearing Notification Relative to Chapter 113 of the Code of the Borough of Raritan, *Unfit Buildings*

On motion by Councilman Sibilialia, seconded by Council President Carra, it was moved to approve Resolution No. 2016-02-43.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

PURCHASE ORDER REQUESTS

1. Fire Department - Pump, Cab and Chassis Service Engine 52-1, 52-2 and 52-3 - Fire Apparatus Repair in the amount of \$3,345.00.

On motion by Councilman Sibilialia, seconded by Councilman Bray, it was moved to approve the above listed purchase order.

Recorded Vote:

Aye: Bray, Carra, Danyluk, Foohey, Giraldi, Sibilialia

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

OLD BUSINESS

1. Borough Calendar

Councilman Foohey stated that he has forwarded a draft of the Borough calendar to Council for approval. Mr. Foohey reviewed quotes he received for the printing and mailing of the calendar and stated that there is not sufficient money in the budget to print and mail the calendar to residents. He reviewed other options and discussion ensued on how to proceed. There was Council consensus to stay within budget and to print the calendars and have them available at the Borough Hall, the Library and sponsored merchants for distribution.

2. Verizon TV Channel (JF)

Councilman Foohey reviewed with Council the conversation he had with Verizon regarding the installation of fiber optics and a transmitter for a dedicated Borough broadcast channel. Mr. Foohey also reviewed the anticipated costs for this project.

COMMITTEE AND LIAISON REPORTS

Councilman Giraldi stated that he attended the Basilone Committee meeting and there was not much to report. He also met with the Police Chief to discuss the executive session item. Mr. Giraldi also discussed the holding of a mutual meeting between the Council and the Library Board. He requested feedback from Council on when and how to hold a joint meeting. Council was in agreement to hold the meeting at the Municipal Building.

Councilman Bray delivered the Court and Board of Health reports. He stated that the Board of Health would like to recognize February as American Heart Month. Also, the Recreation Committee will meet later this week.

Council President Carra commended the Department of Public Works and the volunteers for taking care of the snow removal from Somerset Street. Ms. Carra requested that Borough Administrator Jaxel write a letter thanking all those who helped.

Councilwoman Danyluk had nothing to report at this time.

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Councilman Foohey reminded residents to continue to help keep the fire hydrants clear of snow and reported that the Senior Citizens did not meet this month.

Mayor McMullin stated that the Library currently maintains its own lawn and snow removal. The Mayor stated that he would like to suggest that the Borough maintain these services and he will bring this it up at the next Library Board meeting.

Councilman Sibilialia had nothing to report.

PUBLIC COMMENTS

Teajay Yu of 23 Dougherty Street, Raritan, New Jersey expressed his frustrations with the property maintenance inspections on his rental property. Mayor McMullin requested that he leave his contact information and he would call and review his concerns.

ADJOURNMENT

On motion by Councilman Sibilialia, seconded by Councilman Foohey, it was moved to adjourn the meeting.

Recorded Vote: All Ayes

Motion Carried 6-0.

Meeting adjourned at 8:30p.m.

Respectively Submitted,

Marguerite Schmitt, RMC
Borough Clerk

Approved: _____