

March 22, 2016  
Regular Meeting

The Regular Meeting of the Raritan Borough Council was called to order by Mayor McMullin at 6:32p.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 January 28, 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, Borough Engineer  
Schrek Police Chief McCormick (arrived at  
7:00p.m.), Borough Clerk Schmitt

**INVOCATION AND FLAG SALUTE**

Councilman Foohey led the invocation and flag salute and requested a moment of silence in memory of Stephanie Felice Tozzi.

**EXECUTIVE SESSION**

Resolution No. 2016-03-58 - Executive Session - Subject Matter:  
COAH Litigation; Attorney/Client Privilege

On motion by Councilman Sibilialia, seconded by Councilman Giraldi,  
it was moved to approve Resolution No. 2016-03-58.

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

Council convened in Executive Session at 6:36p.m.

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

Recorded Vote: All Ayes

Motion Carried 6-0.

Council came out of Executive Session at 7:12p.m. and resumed in Regular Session at 7:15p.m.

**PUBLIC COMMENT**

John Roglieri of 341 Vones Lane, Raritan, New Jersey referenced the letter from the Institute for Justice regarding the Redevelopment of Block 81. Mr. Roglieri commented that he has partnered with this organization to fight the battle of redevelopment and eminent domain. Mr. Roglieri also clarified some issues regarding the use of his property.

Mike Roglieri of 301 Victoria Street, Raritan, New Jersey read a statement to Council regarding the Redevelopment of Block 81 and requested that Council carefully consider the message they are sending regarding eminent domain. He also requested that Council rescind the Resolution passed.

**APPROVAL OF MINUTES**

February 23, 2016 - Executive Session

February 23, 2016 - Regular Meeting

On motion by Council President Carra, seconded by Councilman Giraldi, it was moved to approve the minutes of the February 23, 2016 - Executive Session and the February 23, 2016 - Regular Meeting.

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

**WORK SESSION**

1. Hanging of Pop Warner Registration Banner (DJ)

Borough Administrator Jaxel stated that a request has been made to hang a banner announcing Pop Warner Registration on the fence by Washington School. There was consensus of Council to permit hanging of the banner.

2. Public Hearing for Community Development Application - The Learning Gate (DJ)

Borough Administrator Jaxel stated that an application has been received from the Learning Gate for a Community

Development Grant and the application is open to public comment. There were no comments from the public.

3. Proposed Ordinance - Exemption of Site Plan Approval for Borough Owned Property (DJ)

Borough Administrator Jaxel stated that Lou Gara, Borough Construction Official is requesting that Council consider adopting an ordinance which would exempt site plan approvals for Borough owned property. Council agreed to consider this request and directed Borough Attorney Wenner to prepare an ordinance.

4. Personnel Policy Regarding Use of Accumulated Leave (DJ)

Borough Administrator Jaxel updated Council on the current personnel policy regarding the use of accumulated sick and vacation time prior to taking a leave of absence. Mayor McMullin requested that this item be referred to the Personnel Committee for further discussion.

5. Closing of Cardinal Woods Park (DC)

Council President Carra remarked that although Council authorized the closing of Cardinal Woods Park, some of the playground equipment has not yet been removed and a resident is concerned. Discussion ensued on removal of the playground equipment, gazebo and sign at the park. Council agreed to follow through with the original plan to remove all equipment from the park.

6. Excess Library Funds (PG)

Councilman Giraldi stated that this topic is two-fold with regard to the money kept in capital and the current capital improvement project at the Raritan Public Library. Borough Engineer Schrek gave preliminary budget numbers on the proposed library addition. Mr. Schrek stated that the current estimate is \$342,690 which includes the addition, interior work and site plan; this number does not include soft costs.

Mr. Giraldi stated that the Library, which is funded by tax payers' money, has a capital fund balance in excess of \$600,000. Mr. Giraldi continued that if you consider all capital projects scheduled thus far and factor in gift money received that would leave an excess of approximately \$400,000 in the capital fund. Mr. Giraldi questioned why the Library is holding so much money in capital when no other capital projects are planned.

March 22, 2016  
Regular Meeting

Mayor McMullin requested that Borough Administrator Jaxel send a letter to the President of the Library Board of Trustees requesting a copy of the Library's capital plan.

**ORDINANCES-FIRST READING**

Ordinance No. 2016-05 - Calendar Year 2016 - Ordinance to Establish a Cap Bank (N.J.S.A. 40a:4-45.14)

On motion by Councilman Giraldi, seconded by Councilman Sibilialia, it was moved to introduce Ordinance No. 2016-05.

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

Mayor McMullin announced that the ordinance 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, April 26, 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.

**INTRODUCTION OF 2016 MUNICIPAL BUDGET**

Resolution No. 2016-03-59 - 2016 Municipal Budget

Borough Administrator Jaxel read the Resolution into record and announced that a Public Hearing on the Budget and Tax Resolution will be held in the Municipal Building, 22 First Street, Raritan, New Jersey on Tuesday, April 26, 2016 at 7:00p.m.

On motion by Council President Carra, seconded by Councilman Giraldi, it was moved to approve Resolution No. 2016-03-59.

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

**CONSENT AGENDA**

Resolution No. 2016-03-60 - Resolution Authorizing 2015 Tonnage Grant Application

Resolution No. 2016-03-61 - Resolution Authorizing Change to Recreation, Fire and Police Department Petty Cash Fund Custodians

Resolution No. 2016-03-62 - Resolution to Increase the Petty Cash Fund for the Raritan Fire Department

Resolution No. 2016-03-63 - Resolution Authorizing Refund of Redemption Monies to Outside Lienholder - Tax Certificate #1300002

Resolution No. 2016-03-64 - Tower Wrecker Licenses - Value Towing

Resolution No. 2016-03-65 - Disposition of Equipment by the Raritan Police Department

Resolution No. 2016-03-66 - Railroad Monthly Parking Refund

On motion by Council President Carra, seconded by Councilman Sibilia, it was moved to approve Resolution No. 2016-03-60 through Resolution No. 2016-03-66.

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

**APPROVAL OF THE BILLS LIST**

On motion by Councilman Giraldi, seconded by Councilman Foohey, it was moved to approve the bills list for the period February 22, 2016 thru March 18, 2016 in the amount of \$2,476,822.51.

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

**PURCHASE ORDER REQUESTS**

1. Administration - Annual inspection of Emergency Generators -  
Warshauer Generator, LLC in the amount of \$2,385.00.

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

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

2. Recreation - Playground mulch - Mulch Supply in the amount of  
\$5,000.00.

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

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

3. Police Department - Renewal of Maintenance Agreement for the  
police vehicle software - GTBM in the amount of \$1,575.00.

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

Recorded Vote:

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

Nay: XXX

Abstain: XXX

Motion Carried 6-0.

4. Police Department - Annual Nixle Renewal Contract -  
Nixle/Everbridge in the amount of \$1,642.82.

On motion by Councilman Giraldi, seconded by Councilwoman Danyluk, 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. Update on NJ Venom Softball Proposal (ZB)

Councilman Bray reported that the representative from the NJ Venom Softball Organization attended a Recreation Committee meeting about the organization's use of Borough fields. Mr. Bray reported on the concerns the Recreation Committee expressed. Councilman Sibilialia gave an update on the improvements proposed.

2. Electric Upgrade at the Library

Borough Engineer Schrek gave an update on the plans to upgrade the electric service at the Library and stated that a quote has been received for the proposed work. Discussion ensued on where the expense should be appropriated.

3. Firehouse Generator

Borough Engineer Schrek reported that the electrical inspector is requiring some trenching for installation of the firehouse generator. Mr. Schrek suggested that the Public Works Department may be able to assist with the required trenching and more details would be forthcoming.

**COMMITTEE AND LIAISON REPORTS**

Councilman Giraldi reported that he missed the Library meeting because he was on vacation and he is working with the Basilone Committee on possibly getting West Point to perform at the concert.

Councilman Bray reported that the Board of Health was presented with an ordinance that would raise the age for tobacco sales from 19 to 21 and this item would be discussed at their next meeting. Regarding Recreation, Mr. Bray reported that opening day for Baseball and Softball will be on April 16<sup>th</sup>; June 20<sup>th</sup> will be opening day for the pools and the pools will be open on Sunday this year; the Easter Egg Hunt was held on March 16<sup>th</sup> and was a great success.

Council President Carra had nothing to report.

Councilwoman Danyluk reported that the Environmental Commission will be holding the River clean-up on April 23<sup>rd</sup>.

Councilman Foohey reported that the Historic and Cultural Committee will be holding a walking tour on Saturday, April 23<sup>rd</sup> at 10a.m. and 1p.m.; a rain date is scheduled for May 7<sup>th</sup>. The committee is exploring a possible riverfront tour in September. Mr. Foohey reported that distribution of the Borough calendar is going well.

Councilman Sibiliala reported that the Board of Education is meeting tonight. Regarding Public Properties, Mr. Sibiliala asked Borough Engineer Schrek if anything could be done about the crumbling curbs on 1<sup>st</sup> Avenue.

Borough Administrator Jaxel requested that Council consider a date for a meeting with the Department of Transportation regarding the proposed jug handle work at Route 202 and First Avenue and get back to him with any objections.

**PUBLIC COMMENTS**

John Roglieri of 341 Vones Lane, Raritan, New Jersey pointed out that taking down the sign and removing the equipment at Cardinal Woods Park will not solve the problems at the park.

**ADJOURNMENT**

On motion by Councilman Giraldi, seconded by Councilman Sibiliala, it was moved to adjourn the meeting.

Recorded Vote: All Ayes

Motion Carried 6-0.

Meeting adjourned at 8:25p.m.

Respectively Submitted,

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Marguerite Schmitt, RMC  
Borough Clerk

Approved: \_\_\_\_\_