

**BOROUGH OF SOMERVILLE
EXECUTIVE SESSION / WORKSHOP SESSION / COUNCIL MEETING
AGENDA**

**Tuesday, February 20, 2024
Executive Session 6:00 P.M.
Public Portion 7:00 P.M. (estimate)**

LOCATION: COUNCIL CHAMBERS – SOMERVILLE CIVIC CENTER
24 ROBESON STREET, SOMERVILLE, NJ 08876

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- 1. OPEN PUBLIC MEETING LAW STATEMENT**
- 2. ROLL CALL**
- 3. APPROVAL OF MINUTES- EXECUTIVE SESSION**
 - a. February 5, 2024
- 4. RESOLUTION 24-0220-061 TO ENTER INTO EXECUTIVE SESSION**

EXECUTIVE SESSION AGENDA

- a. Redevelopment
- b. Personnel
- c. Litigation

COUNCIL MEETING AGENDA

- 1. OPEN PUBLIC MEETING LAW STATEMENT**
- 2. ROLL CALL**
- 3. SALUTE TO THE FLAG**
- 4. APPROVAL OF MINUTES**
 - a. February 5, 2024
- 5. DEPARTMENTAL REPORTS & NOTICES**
 - a. 2-12-24 DLGS approval to utilize a prequalification process for the Entry and Exterior Restoration at Somerville Borough Hall
 - b. 2023 Annual Financial Statement filed.
 - c. Vanderveer Elementary School student letters to Mayor & Council
- 6. COMMITTEE REPORTS**
- 7. DISCUSSION ITEM**
- 8. ORDINANCES FOR PUBLIC HEARING AND ADOPTION** (full copy is available at the end of this agenda)

2727-24-0205

AMENDING CHAPTER 147 SECTION 5 ENTITLED "PERMITTED NUMBER OF STICKERS; STICKERS, BULK ITEMS" SPECIFICALLY AMENDING SECTION (B) AMENDING THE COSTS FOR STICKERS TO SIX DOLLARS (\$6) AND SPECIFICALLY ALLOWING BULK ITEMS TO BE PART OF THE SANITATION STICKER PROGRAM

2728-24-0205

ORDINANCE TO EXCEED THE CY 2024 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

9. MEETING OPEN TO THE PUBLIC

(Motion and 2nd needed and roll call vote to open and close the meeting to the public. Regulations that apply during public meetings also apply during electronic meetings. Comments may be submitted prior to the meeting and maybe summarized during the meeting)

10. CONSENT RESOLUTIONS (ANY ITEMS PULLED OFF CONSENT AGENDA ARE REQUIRED TO HAVE A MOTION AND ROLL CALL VOTE)

(RESOLUTIONS 24-0220-062 THRU 24-0220-074)

(Resolutions may be pulled off consent agenda for discussion and roll call vote. Resolutions may be removed or added to the agenda)

- 24-0220-062 AUTHORIZING A REFUND OF \$1,950.00 TO DGM STATION HOUSE, LLC APPLICATION #2016-006P FROM THE ESCROW ACCOUNT

- 24-0220-063 AUTHORIZING A REFUND OF \$80.00 TO K OF C #1432 SOMERVILLE COUNCIL FOR RAFFLE LICENSE NUMBER RL-23-012

- 24-0220-064 AMENDING RESOLUTION 24-0116-038 AUTHORIZING INVOICING FOR 2024 PARKING IMPACT FEES TO REMOVE 15-23 DIVISION STREET FROM INVOICING FOR 2024

- 24-0220-065 AUTHORIZING A REFUND OF \$3,315.95 TO PATRICIA GARAY AT 122 BARTINE STREET - APPLICATION #2022-010Z FROM THE ESCROW ACCOUNT

- 24-0220-066 NOTICE OF INTENT TO UTILIZE THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) TO AWARD A CONTRACT TO BEN SHAFFER RECREATION, INC., FOR PLAYGROUND INSTALLATION AND SAFETY SURFACE AT WALCK PARK

- 24-0220-067 AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR REDEVELOPMENT COUNSEL TO RAINONE COUGHLIN MINCHELLO ATTORNEYS AT LAW

- 24-0220-068 ADOPTING JOB TITLE AND JOB DESCRIPTION FOR SENIOR RECORDS CLERK-ADMINISTRATIVE ASSISTANT

- 24-0220-069 AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SURVEYING, ENGINEERING DESIGN AND CONTRACT ADMINISTRATION & INSPECTION SERVICES TO T&M ASSOCIATES FOR SERVICES FOR 2023 SAFE STREETS TO TRANSIT

- 24-0220-070 AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE SOMERVILLE BOARD OF EDUCATION AND THE BOROUGH OF SOMERVILLE FOR SALTING SERVICES AND RELATED SERVICES

- 24-0220-071 APPROVING PARKING PERMIT OVERPAYMENT REFUND FOR 64 WEST MAIN STREET IN THE AMOUNT OF \$500.00

- 24-0220-072 AUTHORIZING APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY FOR FISCAL YEAR 2023 ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM FOR COMMUNICATIONS EQUIPMENT
- 24-0220-073 APPROVING THE HIRING OF LINDSAY GRADE AS ADMINISTRATIVE ASSISTANT TO THE CHIEF OF POLICE
- 24-0220-074 WAIVING PERFORMANCE GUARANTEE FOR 255 WEST SUMMIT STREET

11. BILLS AND VOUCHERS

12. ADJOURNMENT

KEVIN SLUKA, MUNICIPAL CLERK

Ordinances scheduled for Adoption

ORDINANCE NO. 2727-24-0205

AMENDING CHAPTER 147 SECTION 5 ENTITLED “PERMITTED NUMBER OF STICKERS; STICKERS, BULK ITEMS” SPECIFICALLY AMENDING SECTION (B) AMENDING THE COSTS FOR STICKERS TO SIX DOLLARS (\$6) AND SPECIFICALLY ALLOWING BULK ITEMS TO BE PART OF THE SANITATION STICKER PROGRAM

Amending Chapter 147 Section 5 (B) to read as follows:

B. ~~The initial price for a sticker for a garbage bag shall be three dollars (\$3). The price shall be amended from time to time by Mayor and Council.~~ The fee for each sticker is six dollars (\$6) per household trash per each additional garbage bag Household bulk items may be disposed of under the Sanitation Sticker Program only if the item is allowed under the local solid waste program. The number of stickers required for each bulk item is identified at the Municipal Clerk’s Office. The stickers shall be paid in advance of pickup. Bulk items that do not have the appropriate number of stickers shall not be picked up and shall be subject to local code enforcement rules.

Bulk items that have the appropriate number of stickers shall be placed at curbside with the regular household waste in accordance with policy.

The effective date shall be July 1, 2024.

ORDINANCE #2728-24-0205

ORDINANCE TO EXCEED THE CY 2024 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap law, NJSA 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15 provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Borough Council of the Borough of Somerville, in the County of Somerset, New Jersey, finds it advisable and necessary to increase its CY

2024 budget by up to 3.5 % over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Borough Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$170,925.28 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Mayor and Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to the final appropriation in either of the next two succeeding years:

NOW THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Somerville, in the County of Somerset, New Jersey, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Borough of Somerville shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$598,273.48 and that the CY 2024 municipal budget for the Borough of Somerville be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

This Ordinance shall take effect after publication in accordance with applicable law.

The resolutions listed below are in draft form and may be amended prior or during the meeting

RESOLUTION 24-0220-062

**AUTHORIZING A REFUND OF \$1,950.00 TO DGM STATION HOUSE, LLC
APPLICATION #2016-006P FROM THE ESCROW ACCOUNT**

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the refund from the escrow account of \$1,950.00 to DGM Station House, LLC application #2016-006P.

RESOLUTION 24-0220-063

**AUTHORIZING A REFUND OF \$80.00 TO K OF C #1432 SOMERVILLE COUNCIL
FOR RAFFLE LICENSE NUMBER RL-23-012**

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the refund from the escrow account of \$80.00 to K OF C #1432 SOMERVILLE COUNCIL raffle license number RL-23-012.

RESOLUTION 24-0220-064

**AMENDING RESOLUTION 24-0116-038 AUTHORIZING INVOICING FOR 2024
PARKING IMPACT FEES TO REMOVE 15-23 DIVISION STREET FROM INVOICING
FOR 2024**

WHEREAS, the following entities are required to pay parking impact fees for 2024; and

WHEREAS, the Borough Council authorizes the issuance of invoices annually.

Location	Block & Lot	Owner	2023
66-76 & 78-84 W. Main Street	Block 114 Lots 23 & 24	DGM West Management LLC 313 US Highway N. Suite 9 Chester, NJ 07930	\$2,520.00
6 N. Doughty Avenue	Block 115 Lots 27.02	DGM West Management LLC 313 US Highway N. Suite 9 Chester, NJ 07930	\$6,120.00
24 Division Street	Block 118 Lot 16	24 Division Redev. 407 Frederick Avenue S. Plainfield, NJ 07080	\$360.00
9-13 Division Street	Block 119 Lot 22	9-13 Division Street, LLC 157 Hillside Terrace Staten Island NY 10308	\$1,440.00
55-57 West Main Street	Block 118 Lot 11	Alpine Holdings Group 27 Mehan Avenue Raritan, NJ 08869	\$1,440.00
15-23 Division Street	Block 119 Lot 21.01	Manasquan Bank 2221 Landmark Place Wall, NJ 08736	\$1,440.00
Wolfgang's Valet Parking			\$1,404.00
Cobalt parking in Garage		The Cobalt Urban Renewal, LLC 41 Bayard Street New Brunswick, NJ 08901	\$6,400.00 per 1/4 \$12,480.00 per 1/2 \$23,040 per year
The Davenport		The Davenport Urban Renewal, LLC 41 Bayard Street New Brunswick, NJ 08901	\$800.00 per 1/4 \$1,560.00 per 1/2 \$2,880.00 per year
Station House parking in Garage	Block 611 Lots 4, 5 & 6.01	DGM Station House Urban Renewal, LLC 313 Route 206, Suite 9 Chester, NJ 07930	\$4,000.00 per 1/4 \$7,800.00 per 1/2 \$14,400.00 per year

THEREFORE, BE IT RESOLVED by the governing body of the Borough of Somerville hereby authorizes the Borough Clerk to invoice the property owners as listed in the preamble.

BE IT FURTHER RESOLVED, that an audit will be conducted to identify any due past balances and liens shall be attached for outstanding balances.

RESOLUTION 24-0220-065

AUTHORIZING A REFUND OF \$3,315.95 TO PATRICIA GARAY AT 122 BARTINE STREET - APPLICATION #2022-010Z FROM THE ESCROW ACCOUNT

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the refund from the escrow account of \$3,315.95 to Patricia Garay at 122 Bartine Street - Application #2022-010Z.

RESOLUTION 24-0220-066

NOTICE OF INTENT TO UTILIZE THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) TO AWARD A CONTRACT TO BEN SHAFFER RECREATION, INC., FOR PLAYGROUND INSTALLATION AND SAFETY SURFACE AT WALCK PARK

WHEREAS, the Borough of Somerville intends to utilize the Educational Services Commission of New Jersey (ESCNJ) to award a contract to Ben Shaffer Recreation, Inc., for playground installation and safety surface at Walck park; and

WHEREAS, the Borough of Somerville is a member of ESCNJ Cooperative and has utilized ESCNJ previously; and

WHEREAS, Ben Shaffer Recreation, Inc., holds contracts ESCNJ 20/21-02 and ESCNJ 20/21-22.

WHEREAS, an opportunity to comment regarding this intent to award by submission of a letter or email to the Borough Clerk:

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby issues a notice of intent to award a contract utilizing ESCNJ to Ben Shaffer Recreation, Inc., and an opportunity to comment is being provided.

RESOLUTION 24-0220-067

AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR REDEVELOPMENT COUNSEL TO RAINONE COUGHLIN MINCHELLO ATTORNEYS AT LAW

WHEREAS, the Borough of Somerville requires professional legal services to serve as Redevelopment Counsel to consult for the Borough as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7; and

WHEREAS, the Borough Administrator has determined and certified in writing by copy of this Resolution that the value of the contract will exceed \$17,500; and

WHEREAS, the firm of Rainone Coughlin Minchello Attorneys At Law submitted a proposal dated November 17, 2023 that exhibited a familiarity with the Borough of Somerville, experience with municipalities within the County, public clients of similar size, projects of similar size, and an hourly rate acceptable to the Borough; and

WHEREAS, the Borough of Somerville has utilized the firm of Rainone Coughlin Minchello Attorneys at Law in the past and found their work to be satisfactory; and

WHEREAS, the firm of Rainone Coughlin Minchello Attorneys At Law has submitted a proposal along with Political Contribution Disclosure and Business Entity Disclosure fulfilling the requirements to enable the firm of Rainone Coughlin Minchello Attorneys At Law to provide such services; and

WHEREAS, the firm of Rainone Coughlin Minchello Attorneys At Law shall serve as Redevelopment Counsel in accordance with their proposal dated November 17, 2023 for a period one year.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Somerville, County of Somerset, State of New Jersey as follows:

1. A professional services contract with Rainone Coughlin Minchello Attorneys at Law, 555 US Highway One South, Suite 440, Iselin, New Jersey 08830 is hereby authorized.
2. The Mayor and Clerk are authorized to sign a contract with Rainone Coughlin Minchello Attorneys at Law, 555 US Highway One South, Suite 440, Iselin, New Jersey 8830 in accordance with the following terms and conditions:

A. Term:	A period of not to exceed 12 months or for length of project
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- B. Rate: \$165 hourly blended rate for the services of all attorneys shall be charged for services being charged to the Borough of Somerville, as per proposal dated November 17, 2023. For Redevelopment matters a rate of three hundred (\$300) per hour is charged against developers' escrows. Total amount should not exceed \$50,000 for municipal charges.
- C. Services: The firm shall provide professional Legal Counsel on redevelopment matters.

- 3. The Borough Clerk in accordance with the provisions of N.J.S.A. 40A:11-5(1)(a)(i), is directed to publish a notice once in the Official Newspaper stating the nature, duration, service and amount of this contract.
- 4. The Borough Clerk shall make copies of this resolution available for public inspection at the Municipal Building, 25 West End Avenue, Somerville, NJ during regular business hours.

RESOLUTION 24-0220-068

ADOPTING JOB TITLE AND JOB DESCRIPTION FOR SENIOR RECORDS CLERK-ADMINISTRATIVE ASSISTANT

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby adopts a job title and job description of Senior Records Clerk-Administrative Assistant.

RESOLUTION 24-0220-069

AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SURVEYING, ENGINEERING DESIGN AND CONTRACT ADMINISTRATION & INSPECTION SERVICES TO T&M ASSOCIATES FOR SERVICES FOR 2023 CAROL PAGER ADA PLAYGROUND EXPANSION PROJECT

WHEREAS, the Borough of Somerville requires professional surveying, engineering and contract administration & inspection services; and

WHEREAS, the Borough Administrator has determined and certified in writing by copy of this Resolution that the value of the contract will exceed \$17,500; and

WHEREAS, the firm of T&M Associates submitted a proposal that exhibited a familiarity with the Borough of Somerville, experience with municipalities within the County, public clients of similar size, projects of similar size, budgets of similar size and a rate schedule acceptable to the Borough; and

WHEREAS, the Borough of Somerville has utilized the firm of T&M Associates., in the past and found their work to be satisfactory; and

WHEREAS, the firm of T&M Associates has submitted a proposal along with Political Contribution Disclosure and Business Entity Disclosure fulfilling the requirements to enable the firm of T&M Associates to provide such services; and

WHEREAS, the firm of T&M Associates shall serve as project engineer in accordance with their proposal dated February 14, 2024

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Somerville, County of Somerset, State of New Jersey as follows:

1. A professional services contract with T&M Associates, 1455 Broad Street, Suite 250, Bloomfield, NJ 07003 is hereby authorized
2. The Mayor and Clerk are authorized to sign a contract with T&M Associates, 1455 Broad Street, Suite 250, Bloomfield, NJ 07003 in accordance with the following terms and conditions:
 - A. Term: A period of not to exceed 12 months or for length of project
 - B. Rate: \$19,600.00
 - C. Services: The firm shall provide Professional Surveying, Engineering and Contract Administration & Inspection Services
3. The Borough Clerk in accordance with the provisions of N.J.S.A. 40A:11-5(1)(a)(i), is directed to publish a notice once in the Official Newspaper stating the nature, duration, service and amount of this contract.
4. The Borough Clerk shall make copies of this resolution available for public inspection at the Municipal Building, 25 West End Avenue, Somerville, NJ during regular business hours.

RESOLUTION 24-0220-70

**AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN
THE SOMERVILLE BOARD OF EDUCATION AND THE BOROUGH
OF SOMERVILLE FOR SALTING SERVICES AND RELATED SERVICES**

WHEREAS, the Board of Education is desirous of contracting with the Borough of Somerville for salting services and related services; and

WHEREAS, the Interlocal Services Act N.J.S.A. 40:8A-1 et. seq., authorizes and empowers the Borough and Board of Education to enter such an agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset State of New Jersey hereby authorize the Mayor and Municipal Clerk to execute the Interlocal Services Agreement between the Board of Education and the Borough of Somerville for salting services and related services.

RESOLUTION 24-0220-071

**APPROVING PARKING PERMIT OVERPAYMENT REFUND FOR
64 WEST MAIN STREET IN THE AMOUNT OF \$500.00**

WHEREAS, a parking permit overpayment has occurred on property in the Borough of Somerville; and

WHEREAS, the parking utility supervisor and finance department has researched and determined that a refund should be issued.

NOW, THEREFORE, BE IT RESOLVED, that the finance officer be instructed to refund the duplicate payment to the individual listed below:

Joseph Godby 64 W. Main St. Somerville \$500.00

RESOLUTION 24-0220-072

AUTHORIZING APPLICATION TO THE DEPARTMENT OF HOMELAND SECURITY FOR FISCAL YEAR 2023 ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM FOR COMMUNICATIONS EQUIPMENT

WHEREAS, the Borough of Somerville is making application to the Department of Homeland Security Fiscal Year 2023 Assistance to Firefighter’s Grant; and

WHEREAS, the Borough of Somerville Fire Department has identified a funding need for communications equipment that is eligible under the FY 2023 Assistance to Firefighters Grant; and

WHEREAS, in accordance with the terms and conditions of the grant application the Mayor and Borough Council agrees to fund 5% of the grant on a project estimate of \$940,000.

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes and endorses the submission of an application to the Department of Homeland Security for Fiscal Year 2023 Assistance to Firefighters Grant Program for communications equipment.

RESOLUTION 24-0220-073

APPROVING THE HIRING OF LINDSAY GRADE AS ADMINISTRATIVE ASSISTANT TO THE CHIEF OF POLICE

WHEREAS, the Borough of Somerville advertised for the position of Administrative Assistant to the Chief in accordance with policy and AFSCME Collective Bargaining Agreement and interviews were conducted by the Somerville Police Department; and

WHEREAS, the Chief of Police recommended the hiring of Lindsay Grade effective February 21, 2024; and

WHEREAS, an offer employment was made via letter dated January 31, 2024 and accepted by Lindsay Grade; and

WHEREAS, the annual salary is \$50,000 and shall be prorated for 2024

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the hiring of Lindsay Grade as Administrative Assistance to the Police Chief at an annual salary of \$50,000 prorated for 2024 effective February 21, 2024.

RESOLUTION 24-0220-074

WAIVING PERFORMANCE GUARANTEE FOR 255 WEST SUMMIT STREET

WHEREAS, Chapter 102 of the Land Use Code and Chapter 150 of the Borough Code references guarantees for performance of improvements; and

WHEREAS, Chapter 102-25 states “*before recording of final subdivision plats or as a condition of final site plan approval or as a condition to the issuance of a zoning permit, the Borough may require and shall accept performance guarantees... for the purpose of assuring the installation and maintenance of on-tract improvements; and*

WHEREAS, Chapter 150-1 et seq., entitled “Excavations” is intended to ensure that roadway openings are restored in accordance with prescribed methods and inspected in accordance with regularly accepted practices; and

WHEREAS, the general contractor for the property is the owner of the property and intends to maintain the property as his principal residence; and

WHEREAS, the Borough Council shall waive the performance guarantee regarding the sidewalk and street opening; and

WHEREAS, the owner of the property shall be responsible for posting escrows or make payment for the required inspections.

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the waiving of a performance guarantee for the property located at 255 West Summit Street, Somerville, New Jersey.

MINUTES

Note: The audio during the meeting failed. The visual for the meeting was recorded. The minutes were put together based upon review of the tape and notes that were taken. The votes recorded are accurate. These minutes are subject to be amended. The minutes captured votes recorded and actions authorized.

OPEN PUBLIC MEETING LAW STATEMENT

Kevin Sluka, RMC, read the Open Public Meeting Law statement.

ROLL CALL

Present: Mayor Gallagher, Councilmembers Mitchell, Pitts, Stravic and Vroom.

Excused Absent: Councilmembers Denys and Bonner

Also Present: Kevin Sluka, Municipal Clerk and Jeremy Solomon, Borough Attorney

SALUTE TO THE FLAG

Mayor Gallagher led the pledge of allegiance.

APPROVAL OF MINUTES: February 5, 2024

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell		X	X			
Pitts	X		X			
Stravic			X			
Vroom			X			

DEPARTMENTAL REPORTS & NOTICES

Mayor Gallagher noted that the departmental reports and notices are listed on the agenda. Particularly commented about very nice letters he had received from student and that he had read the all the letters. He noted that the letters were well put together and appreciated.

COMMITTEE REPORTS

Councilman Pitts- Provided update on DSA upcoming activities. Activities are listed on the DSA site. Committees' spots are available for those seeking to get involved.

Councilwoman Stravic- Advised the public of ongoing Environmental Activities. *(Minutes from the Environmental Commission meeting are made available on the Environmental Commission webpage or available through the Clerk's Office).*

Councilman Mitchell- Advised that the Historic Advisory Committee has just recently met to discuss ongoing historic programs. And will be bringing forth a request for Commission designation.

Councilman Vroom- Did not present a public report.

ORDINANCES FOR PUBLIC HEARING AND ADOPTION

2727-24-0205 AMENDING CHAPTER 147 SECTION 5 ENTITLED "PERMITTED NUMBER OF STICKERS; STICKERS, BULK ITEMS" SPECIFICALLY AMENDING SECTION (B) AMENDING THE COSTS FOR STICKERS TO SIX DOLLARS (\$6) AND

SPECIFICALLY ALLOWING BULK ITEMS TO BE PART OF THE
SANITATION STICKER PROGRAM

Open Public Hearing

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell			X			
Pitts			X			
Stravic	X		X			
Vroom		X	X			

Public Comments

No Comments

Close Public Hearing

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell		X	X			
Pitts			X			
Stravic	X		X			
Vroom			X			

Adoption of 2727-24-0205

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell		X	X			
Pitts			X			
Stravic			X			
Vroom	X		X			

2728-24-0205

ORDINANCE TO EXCEED THE CY 2024 MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

Open Public Hearing

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell			X			
Pitts			X			
Stravic		X	X			
Vroom	X		X			

Public Comments

No comments

Close Public Hearing

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell			X			
Pitts		X	X			
Stravic			X			
Vroom	X		X			

Adoption 2728-24-0205

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell			X			
Pitts		X	X			
Stravic			X			
Vroom	X		X			

MEETING OPEN TO THE PUBLIC

Open Public Session

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell		X	X			
Pitts			X			
Stravic			X			
Vroom	X		X			

Public Comments

Michiel Meulenberg (time 0:45) 31 Eastern Avenue. Spoke in opposition to the proposed gun and ammunition store opening.

Rebecca Scott (time 1:17). Stated that prior comments were made by Mayor Gallagher indicating that in the past adult books stores and cannabis locations were pushed to the edges of the borough. Ms. Scott questioned why a more serious effort was not made with gun and ammunition stores. Ms. Scott advised that she has resided in the Borough for 40 plus years and does not recall an adult bookstore ever opening up. Asked the Mayor to be consistent and considerate.

Kristen Brooks (time 0:41): Spoke in opposition of the proposed gun and ammunition store opening.

Jennifer Loughran (time 1:23). Requested that the Borough Council support and fund skateboarding opportunities in the Borough of Somerville. Ms. Loughran suggested the Council examine no traditional locations and approaches that would allow for skateboard use and exercise.

Close Public Session

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell			X			
Pitts		X	X			
Stravic			X			
Vroom	X		X			

Mayor Gallagher thanked the members of the public coming out to make comments. He encouraged the public to come to meetings and be engaged during the process.

Mayor Gallagher asked if any Councilmembers desired to pull any resolutions off the consent agenda. All resolutions remained on the consent agenda.

CONSENT RESOLUTIONS 24-0220-062 THROUGH 24-0220-074

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell			X			
Pitts		X	X			
Stravic			X			
Vroom	X		X			

BILLS AND VOUCHERS

Account	Description	PO #	Vendor Name	Amount
3-01-20-100-000-613	MEETING EXPENSE	23-01570	CROWN TROPHY	230.00
3-01-20-140-000-528	COMPUTER\HARDWARE	23-01582	KRS IT CONSULTING LLC	297.00
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	117.94
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	105.92
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	212.97
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	265.82
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	135.88
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	87.96
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	77.00
3-01-25-240-000-713	UNIFORMS	23-00169	ATLANTIC TACTICAL	42.98
3-01-25-265-000-507	APPARATUS REPAIRS	23-01407	FIRE & SAFETY SERVICES LTD	978.93
3-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	23-01185	THE HOSE SHOP	58.23
4-01-20-100-000-502	ADVERTISING LEGAL	24-00024	GANNETT MEDIA CORP	102.30
4-01-20-100-000-530	COPYING/ COPIER	24-00334	XEROX (STEWART)	239.58
4-01-20-100-000-545	DUES	24-00345	MUNICIPAL CLERKS ASSN OF SC	40.00
4-01-20-100-000-545	DUES	24-00345	MUNICIPAL CLERKS ASSN OF SC	40.00
4-01-20-100-000-613	MEETING EXPENSE	24-00346	MUNICIPAL CLERKS ASSN OF SC	50.00
4-01-20-100-000-628	OFFICE SUPPLIES	24-00324	MINUTEMAN PRESS	92.00
4-01-20-100-000-635	POSTAGE	24-00027	FEDEX	85.01
4-01-20-100-000-670	SERVICE CONTRACTS	24-00030	QUADIENT LEASING USA, INC	411.30
4-01-20-140-000-528	COMPUTER\HARDWARE	24-00312	KRS IT CONSULTING LLC	2,799.98
4-01-20-140-000-534	COMP\SOFTWARE MAINT	24-00052	COMPUTER SYSTEMS & METHODS	1,810.00
4-01-20-140-000-598	INTERNET CONNECTION	24-00003	VERIZON	109.00
4-01-20-140-000-598	INTERNET CONNECTION	24-00009	VERIZON	119.00
4-01-21-180-000-502	ADVERTISING LEGAL	24-00356	GANNETT MEDIA CORP	27.28
4-01-21-185-000-502	ADVERTISING LEGAL	24-00357	GANNETT MEDIA CORP	61.04
4-01-22-195-000-545	DUES	24-00283	NJ BUILDING OFFICIALS ASSOC.	100.00
4-01-22-195-000-545	DUES	24-00283	NJ BUILDING OFFICIALS ASSOC.	100.00
4-01-22-195-000-545	DUES	24-00284	NJAPZA	100.00
4-01-22-195-000-545	DUES	24-00284	NJAPZA	100.00

4-01-22-195-000-545	DUES	24-00285	NORTHWEST JERSEY TECHNICAL	50.00
4-01-22-195-000-545	DUES	24-00303	MUNICIPAL CONST OFF. OF NJ	75.00
4-01-23-220-000-586	GROUP INS	24-00028	FLEXFACTS-GRANT BENEFITS SOLUT	52.50
4-01-23-220-002-739	FLOOD INSURANCE	24-00373	SELECTIVE INSURANCE-FLOOD	1,229.00
4-01-23-220-003-666	RX-DENTAL INS	24-00025	DELTA DENTAL OF NEW JERSEY INC	1,263.10
4-01-23-220-003-666	RX-DENTAL INS	24-00025	DELTA DENTAL OF NEW JERSEY INC	1,083.88
4-01-23-220-003-666	RX-DENTAL INS	24-00025	DELTA DENTAL OF NEW JERSEY INC	2,819.96
4-01-23-220-003-666	RX-DENTAL INS	24-00025	DELTA DENTAL OF NEW JERSEY INC	1,263.10
4-01-23-220-003-666	RX-DENTAL INS	24-00025	DELTA DENTAL OF NEW JERSEY INC	929.04
4-01-23-220-003-666	RX-DENTAL INS	24-00025	DELTA DENTAL OF NEW JERSEY INC	2,819.96
4-01-25-240-000-548	DETECTIVE EQUIPMENT	24-00287	AMAZON CAPITAL SERVICES, INC	89.85
4-01-25-240-000-614	POLICE DEPT. - MISC	24-00355	KRURAPP COMMUNICATIONS INC	400.00
4-01-25-240-000-616	MEDICAL EXAMS	24-00247	STATE TOXICOLOGY LABS	225.00
4-01-25-240-000-628	OFFICE SUPPLIES	24-00286	SOMERSET CTY ADM. BLDG	150.00
4-01-25-240-000-697	TRAINING PROGRAMS	24-00319	JOHN E REID & ASSOCIATES INC	1,260.00
4-01-25-240-000-713	UNIFORMS	24-00300	OFFICER V SPADEA	145.00
4-01-25-240-000-713	UNIFORMS	24-00342	BRIAN ANTHONY	548.33
4-01-25-240-000-720	VEHICLES	24-00243	SUPER CAR WASH OF BRIDGEWATER	303.45
4-01-25-240-001-533	CROSSING GUARDS - CONTRACTED SERVICES	24-00108	HARVARD PROTECTION SERVICES	4,875.47
4-01-25-265-000-507	APPARATUS REPAIRS	24-00085	NAPA-GENUINE PARTS CO.	19.98
4-01-25-265-000-507	APPARATUS REPAIRS	24-00087	PDQ AUTO SUPPLY OF MANVILLE	50.51
4-01-25-265-000-507	APPARATUS REPAIRS	24-00092	STEWART & STEVENSON POWER PROD	149.12
4-01-25-265-000-507	APPARATUS REPAIRS	24-00168	SEAGRAVE SALES AND SERVICE	1,880.66
4-01-25-265-000-557	EQUIPMENT- NEW	24-00071	FIREFIGHTER ONE LLC	3,956.64
4-01-25-265-000-557	EQUIPMENT- NEW	24-00084	NEW JERSEY FIRE EQUIPMENT CO	425.00
4-01-25-265-000-557	EQUIPMENT- NEW	24-00249	JOSEPH STITLEY	110.33
4-01-25-265-000-557	EQUIPMENT- NEW	24-00262	CENTRAL JERSEY TRAILER HITCH D	107.84
4-01-25-265-000-557	EQUIPMENT- NEW	24-00262	CENTRAL JERSEY TRAILER HITCH D	23.46
4-01-25-265-000-557	EQUIPMENT- NEW	24-00262	CENTRAL JERSEY TRAILER HITCH D	89.73
4-01-25-265-000-	EQUIPMENT REPAIR/MAINT	24-00074	GRAINGER	74.49

560				
4-01-25-265-000-560	EQUIPMENT REPAIR/MAINT	24-00348	POST ACE HARDWARE	166.71
4-01-25-265-000-614	FIRE DEPT. - MISC	24-00011	VERIZON CONNECT FLEET USA LLC	56.85
4-01-25-265-000-628	OFFICE SUPPLIES	24-00088	STAPLES CONTRACT & COMMERCIAL	185.21
4-01-25-265-000-628	OFFICE SUPPLIES	24-00088	STAPLES CONTRACT & COMMERCIAL	20.97
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00325	BRIAN CEPONIS	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00326	DAVID VAUGHN	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00327	CHRIS PIEGARI	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00328	ROBERT WORTMAN	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00329	MICHAEL SORACE	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00330	JOSEPH CONDO	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00331	ASHLEY BOWDEN	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00332	JOHN ZALEWSKI	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00333	JOE RODRIGUEZ	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00338	GREG SULLIVAN	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00339	JOHN LAJDA	240.00
4-01-25-265-000-690	SNOW/FIRE WATCH	24-00340	ALBERT BOWDEN	240.00
4-01-25-265-002-574	FIRE HYDRANT SERVICE	24-00107	AMERICAN WATER	13,002.96
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00016	VERIZON WIRELESS	38.01
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00118	CENTRAL JERSEY TRAILER HITCH D	415.73
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00118	CENTRAL JERSEY TRAILER HITCH D	915.10
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00139	NAPA-GENUINE PARTS CO.	73.44
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00139	NAPA-GENUINE PARTS CO.	47.54
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00139	NAPA-GENUINE PARTS CO.	67.80
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00139	NAPA-GENUINE PARTS CO.	9.99
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00139	NAPA-GENUINE PARTS CO.	91.74
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00143	PDQ AUTO SUPPLY OF MANVILLE	1,514.49
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00299	THE HOSE SHOP	58.23
4-01-26-290-000-560	ROADS - EQUIPMENT REPAIR/MAINT	24-00348	POST ACE HARDWARE	1,039.28
4-01-26-305-000-523	GARBAGE BRIDGEWATER RESOURCES	24-00137	LMR DISPOSAL, LLC	25,499.99

4-01-26-305-000-523	GARBAGE BRIDGEWATER RESOURCES	24-00137	LMR DISPOSAL, LLC	300.00
4-01-26-305-000-523	GARBAGE BRIDGEWATER RESOURCES	24-00137	LMR DISPOSAL, LLC	29,641.77
4-01-26-305-001-543	RECYCLING	24-00131	SOMERSET COUNTY RECYCLING PROG	42,085.00
4-01-26-310-000-516	BUILDING REPAIRS	24-00147	PROFESSIONAL CLIMATE CONTROL	2,569.77
4-01-26-310-000-516	BUILDING REPAIRS	24-00321	AMPERE ELECTRICAL CONTRACTORS	6,205.60
4-01-26-310-000-517	BUILDING SUPPLIES	24-00159	W.B. MASON CO., INC	308.81
4-01-26-310-000-517	BUILDING SUPPLIES	24-00260	AMAZON CAPITAL SERVICES, INC	29.98
4-01-26-310-000-517	BUILDING SUPPLIES	24-00348	POST ACE HARDWARE	338.41
4-01-26-310-000-533	BUILDING & GROUNDS - CONTRACTED SERVICES	24-00142	ONE TOTAL CLEANING SERVICES	4,388.81
4-01-27-340-000-510	DOG REGULATIONS- ANIMAL CONTROL	24-00020	ANIMAL CONTROL SOLUTIONS	3,086.00
4-01-28-370-000-699	YOUTH PROGRAMS	24-00201	DEREK S. HALEY	90.00
4-01-28-375-000-533	CONTRACTED SERVICES	24-00096	UNITED SITE SERVICES	43.75
4-01-31-440-000-704	TELEPHONE- POLICE	24-00004	VERIZON	1,251.47
4-01-31-440-000-704	TELEPHONE- POLICE	24-00005	VERIZON	148.90
4-01-31-440-000-704	TELEPHONE- POLICE	24-00015	VERIZON WIRELESS	972.55
4-01-31-440-000-705	TELEPHONE- A/E	24-00001	VERIZON	409.92
4-01-31-440-000-705	TELEPHONE- A/E	24-00012	VERIZON WIRELESS	841.03
4-01-31-440-000-705	TELEPHONE- A/E	24-00013	VERIZON WIRELESS	100.22
4-01-31-445-000-717	WATER UTILITY	24-00109	AMERICAN WATER	393.70
4-09-55-502-000-533	CONTRACTED SERVICES	24-00162	IPS GROUP INC	4,600.77
4-09-55-502-000-557	EQUIPMENT NEW	24-00316	W.B. MASON CO., INC	45.47
4-09-55-502-000-560	EQUPIPMENT REPAIR/MAINTENANCE	24-00297	IPS GROUP INC	3,018.78

Project Id	Description	PO #	Vendor Name	Item Descript	Amount
2023-004P	89 ROUTE 206	24-00288	MICHAEL LOMBARDOZZI	Prof SVS - PB Meeting 10/11	979.73
2023-004P	89 ROUTE 206	24-00292	MCNALLY, YAROS,KACZYNSKI,LIME	PROF SVS - PB - 89 RT 206	346.50
2023-006P	24 DIVISION ST (TACORIA)	24-00289	MICHAEL LOMBARDOZZI	Prof SVS - PB Meeting 10/11	438.53
2023-006P	24 DIVISION ST (TACORIA)	24-00293	MCNALLY, YAROS,KACZYNSKI,LIME	PROF SVS - PB - 24 DIVISION	70.00
2023-007P	50 JAMES ST./ 82 FAIRVIEW AVE	24-00294	MCNALLY, YAROS,KACZYNSKI,LIME	Prof SVS - PB-50 James Foundry	518.00
2023-010P	382 EAST MAIN ST	24-00295	MCNALLY, YAROS,KACZYNSKI,LIME	Prof SVS-PB-Dewing 382 E Main	346.50

2023-011P	SOUTH BRIDGE ST.	24-00248	CHA DESIGN/CONSTRUCTION SOLUT	Professional Services -CHA OCT	2,034.12
2023-011P	SOUTH BRIDGE ST.	24-00290	MICHAEL LOMBARDOZZI	Prof SVS - PB Meeting 10/11	194.33
2023-011P	SOUTH BRIDGE ST.	24-00291	MCNALLY, YAROS,KACZYNSKI,LIME	Prof SVS 23-011P Somerset Stat	472.50

Councilmember	Motion	Second	Aye	Nay	Abstain	Absent
Bonner						X
Denys						X
Mitchell	X		X			
Pitts			X			
Stravic			X			
Vroom		X	X			

ADJOURNMENT

Councilmember Mitchell made a motion to adjourn the meeting, seconded by Councilmember Vroom. All voted favorably.

Respectfully Submitted,
Kevin Sluka, RMC