

24-0617-184 APPROVING PROMOTION OF SERGEANT GELARDI TO
LIEUTENANT:

Oath of Office: Christopher Gelardi

24-0617-185 APPROVING PROMOTION OF OFFICER OBIEDZINSKI
TO SERGEANT:

Oath of Office: George Obiedzinski

6. APPROVAL OF MINUTES

a. June 3, 2024

7. DEPARTMENTAL REPORTS & NOTICES

a. Election Day Results June 4, 2024

8. COMMITTEE REPORTS

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 24-0617-186 THRU 24-0617-203)

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

24-0617-186 APPROVING ANNUAL RENEWAL OF TAXI DRIVER
LICENSES FOR YEAR 2024-2025

24-0617-187 APPROVING ANNUAL RENEWAL OF TAXI OWNER
LICENSES FOR YEAR 2024-2025

24-0617-188 APPROVING ANNUAL RENEWAL OF WRECKER & TOWING
LICENSES FOR 2024-2025

24-0617-189 ACCEPTING A GRANT AND AUTHORIZING THE CLERK
TO EXECUTE AGREEMENT AND ALL RELATED
DOCUMENTS FROM THE NEW JERSEY DEPARTMENT OF
COMMUNITY AFFAIRS FOR LOCAL RECREATIONAL
IMPROVEMENT GRANT IN THE AMOUNT OF \$75,000.00

24-0617-190 APPROVING CHAPTER 159 FOR STATE OF NEW JERSEY
LOCAL RECREATIONAL IMPROVEMENT GRANT

- 24-0617-191 APPROVING CHAPTER 159 FOR THE DEPARTMENT OF HOMELAND SECURITY- THE FEDERAL FISCAL YEAR 2022 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE
- 24-0617-192 APPROVING CHAPTER 159 FOR STATE OF NEW JERSEY CLEAN COMMUNITIES GRANT
- 24-0617-193 AUTHORIZING THE AWARD OF A FAIR AND OPEN-FAIR CONTRACT TO T & M ASSOCIATES FOR STORM SEWER ENGINEER
- 24-0617-194 AUTHORIZING THE REFUND OF ESCROW BALANCE IN THE AMOUNT OF \$2,245.00 TO FATOS AHMETI FOR 121 SOUTH BRIDGE STREET BLOCK 60 LOT 4
- 24-0617-195 AUTHORIZING A MUNICIPAL LIEN ON BLOCK 78 LOT 3.02, COMMONLY KNOWN AS 174 GROVE STREET FOR NOTICE OF VIOLATION AND ORDER TO TERMINATE
- 24-0617-196 AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO STATEWIDE JOINT INSURANCE FUND FOR ASSISTANCE FOR A CONTRACT WITH LEXIPOL TO UPDATE POLICE POLICIES AND PROCEDURES
- 24-0617-197 APPROVING ALCOHOLIC BEVERAGE LICENSES TO BE SUBMITTED TO THE DIVISION OF ALCOHOLIC BEVERAGES FOR 2024-2025
- 24-0617-198 APPROVING ANNUAL RENEWAL OF AMUSEMENT AND VIDEO GAME LICENSES FOR 2024-2025
- 24-0617-199 APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION 2025 STATE AID GRANT PROGRAM FOR MA-2025-2025 ROAD IMPROVEMENT PROGRAM INCLUDING SOUTH MIDDLEBURY STREET AND A PORTION OF WASHINGTON PLACE
- 24-0617-200 APPROVING THE NEW JERSEY TRIUMPH ASSOCIATION TO UTILIZE PARKING SPACES IN FRONT OF HISTORIC COURTHOUSE ON AUGUST 16TH 2024 FROM 5:00 P.M. – 9:00 P.M. FOR CRUISE NIGHT DISPLAY
- 24-0617-201 AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO STATEWIDE JOINT INSURANCE FUND FOR

ASSISTANCE FOR A CONTRACT WITH LEXIPOL TO
UPDATE POLICE POLICIES AND PROCEDURES

24-0617-202 APPROVING THE ASSIGNMENT OF A CONTRACT WITH
LMR DISPOSAL, LLC TO CASELLA MAJOR ACCOUNT
SERVICES, LLC AS A RESULT OF THE ACQUISITION OF
LMR DISPOSAL, LLC

24-0617-203 AUTHORIZING PAYMENT OF THE \$500.00 APPLICATION
FEE FOR A GRANT FROM THE HAZARDOUS DISCHARGE
SITE REMEDIATION FUND TO THE NEW JERSEY
ECONOMIC DEVELOPMENT AUTHORITY (NJ EDA) FOR
THE REMEDIATION OF BLOCK 127 LOT 1 KNOWN AS THE
FORMER COLOR TECHNOLOGY PROPERTY LOCATED AT
60 CORNELL BLVD

11. BILLS AND VOUCHERS

12. ADJOURNMENT

KEVIN SLUKA, MUNICIPAL CLERK

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

RESOLUTION 24-0617-183

PROMOTION OF ANTHONY BRATTOLE TO THE RANK OF POLICE CAPTAIN

BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby promote Anthony Brattole to the rank of Police Captain effective July 1, 2024.

RESOLUTION 24-0617-184

PROMOTION OF CHRISTOPHER GELARDI TO THE RANK OF POLICE LIEUTENANT

BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby promote Christopher Gelardi to the rank of Police Lieutenant effective July 1, 2024.

RESOLUTION 24-0617-185

PROMOTION OF GEORGE OBIEDZINSKI TO THE RANK OF POLICE SERGEANT

BE IT RESOLVED, that the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby promote George Obiedzinski to the Rank of Police Sergeant effective July 1, 2024.

RESOLUTION 24-0617-186

**APPROVING ANNUAL RENEWAL OF TAXI DRIVER LICENSES
FOR YEAR 2024-2025**

WHEREAS, the following have made application for annual renewal of taxi driver license for 2024-2025

Sam Cameroni	41 Eastern State Pkwy	Somerville
Elizabeth Sanchez	21 Brown Avenue	Hillsborough
Wilfredo Coronado	2 Bell Avenue	Somerville
Atenogenes Herrera	17 Reimer Street	Raritan
Jennifer Herrera	17 Reimer Street	Raritan
Andrea Avila	9 5 th Street	Raritan
Alexander Martinez-Campos	9 5th Street	Raritan
Carmine Cameroni	1212 W. Peoria Place	N. Brunswick
Carlo Martini	88 Old York Road	Raritan
Lisa Cunningham	2000 Cornerstone Drive/Apt. 2319	Branchburg
Jose Torres	67 Central Avenue	Somerville

RESOLUTION 24-0617-187

**APPROVING ANNUAL RENEWAL OF TAXI OWNER LICENSES
FOR YEAR 2024-2025**

WHEREAS, the following have made application for annual renewal of taxi owner license for 2024-2025.

A Allstar Skyview Transportation, Inc.
Somerville, NJ 08876

Sam Cameroni
Somerville, NJ 08876

(5) cars:

2005 Toyota
2004 Toyota
2005 Toyota
2006 Toyota
2006 Toyota

5TDBA23C65S043365
5TDZA23CX4S009605
5TDZA23C35S317295
5TDZA23C96S468854
5TDZA23C56S530878

P&W Taxi
Somerville, NJ 08876

Wilfredo Coronado
Somerville, NJ 08876

(2) cars:

2017 Toyota
2016 Ford Wagon

5TDKZ3DC0HS771801
1FBZX2ZM9GKA63671

Corre Caminos
Somerville, NJ 08876

**Andrea Avila &
Alexander Martinez-
Campos**
Bridgewater, NJ 08807

(1) car:
2019 Toyota Corolla

5YFBURHE1KP908399

Las Gemeles Taxi, LLC
Raritan, NJ 08869

Atenogenes Herrera
Raritan, NJ 08869

(3) cars:
2004 Toyota Wagon
2007 Toyota Wagon
2004 Toyota Sienna

5TDZA23C94S058634
5TDZK23C97S010729
5TDZA23C045034304

RESOLUTION 24-0617-188

APPROVING ANNUAL RENEWAL OF WRECKER & TOWING LICENSES FOR 2024-2025

WHEREAS, the following have made application for annual renewal of wrecker & towing licenses for 2024-2025:

John Skiadas
t/a Dave's Heavy Towing

87 Old Camplain Rd
Hillsborough, NJ 08844

John Skiadas
t/a Value Towing

65 Old York Rd
Bridgewater, NJ 08807

Michael Sena
t/a Central Jersey Towing

643 E. Main St
Bridgewater, NJ 08807

Michael Bessasparis
t/a Bedminster & Somerset Hills
Towing

19 Finderne Ave
Bridgewater, NJ 08807

Cheryl Delucas
t/a Tom Delucas Towing

390 Burnt Mills Rd
Branchburg, NJ 08876

Joseph Breen
t/a Stewart's Towing, Inc

27 Reading Blvd
Belle Mead, NJ 08502

E&N Towing
Andrew Ziegler

823 E. Main St
Bridgewater, NJ 08807

Illustrious Towing & Transport
Andrew Ziegler

870 Old York Rd
Branchburg, NJ 08876

Colonial Motors
Greg Salvato

3210 Rt 22 W
Branchburg, NJ 08876

Mike's Towing & Recovery
Mike Sena

58 Chambersbrook Rd
Branchburg, NJ 08876

Kovi Towing
Michael Kovi

233 Old York Rd
Flemington, NJ 08822

Stephen Musial
t/a Musial & Sons
Transport Service, LLC

550 New Market Road
Piscataway, NJ 08854

RESOLUTION 24-0617-189

ACCEPTING A GRANT AND AUTHORIZING THE CLERK TO EXECUTE AGREEMENT AND ALL RELATED DOCUMENTS FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR LOCAL RECREATIONAL IMPROVEMENT GRANT IN THE AMOUNT OF \$75,000.00

WHEREAS, the Borough of Somerville has applied for and has been awarded a grant in the amount of \$75,000.00 from the New Jersey Department of Community Affairs.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Somerville that the above referenced grant is hereby accepted, and Clerk is hereby authorized to execute all grant documents as an authorized representatives thereunder, as the representative for the Borough of Somerville.

RESOLUTION 24-0617

APPROVING CHAPTER 159 FOR STATE OF NEW JERSEY LOCAL RECREATIONAL IMPROVEMENT GRANT

WHEREAS, NJSA 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available 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

WHEREAS, the Borough of Somerville has received notice of an award of \$75,000.00 from NJ Department of Community Affairs-Local Recreational Improvement Grant and wishes to amend its 2024 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Somerville hereby requests the Director of the Division of Local Government Services to approve the amendment of an additional item of revenue in the budget of the year 2024 in the sum of.....\$75,000.00
to be received from grants as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of Local

Government Services:

Public and Private Revenues off-set with

Appropriations:

Local Recreational Improvement Grant.....\$75,000.00

BE IT FURTHER RESOLVED that a like sum of.....\$75,000.00
be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations-Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

Local Recreational Improvement Grant

BE IT FURTHER RESOLVED, that the Borough Clerk of the Borough of Somerville forward two copies of this resolution to the Director of Local Government Services.

RESOLUTION 24-0617-191

APPROVING CHAPTER 159 FOR THE DEPARTMENT OF HOMELAND SECURITY- THE FEDERAL FISCAL YEAR 2022 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE

WHEREAS, NJSA 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available 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

WHEREAS, the Borough of Somerville has received notice of an award of \$10,000.00 from The Department of Homeland Security and wishes to amend its 2024 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Somerville hereby requests the Director of the Division of Local Government Services to approve the amendment of an additional item of revenue in the budget of the year 2024 in the sum of..... \$10,000.00 to be received from grants as revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of Local
Government Services:

Public and Private Revenues off-set with Appropriations:
The Department of Homeland Security- The Federal Fiscal Year 2024 of
Emergency Management Performance Grant and Emergency
Management Agency Assistance\$10,000.00

BE IT FURTHER RESOLVED that a like sum of.....\$10,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

Operations-Excluded from "CAPS"
Public and Private Programs Offset by Revenues:
The Department of Homeland Security- The Federal Fiscal Year
2024 of Emergency Management Performance Grant and Emergency
Management Agency Assistance

BE IT FURTHER RESOLVED, that the Borough Clerk of the Borough of Somerville forward two copies of this resolution to the Director of Local Government Services.

RESOLUTION 24-0617-192

APPROVING CHAPTER 159 FOR STATE OF NEW JERSEY CLEAN COMMUNITIES GRANT

WHEREAS, NJSA 40A 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available 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

WHEREAS, the Borough of Somerville has received notice of an award of \$31,501.82 from NJ Department of Environmental Protection-Clean Communities Grant and wishes to amend its 2024 Budget to include this amount as revenue.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Somerville hereby requests the Director of the Division of Local Government Services to

approve the amendment of an additional item of revenue in the budget of the year 2024 in the sum of.....\$31,501.82 to be received from grants as revenue from:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with
Prior Written Consent of the Director of Local
Government Services:
Public and Private Revenues off-set with
Appropriations:
Clean Communities Grant\$31,501.82

BE IT FURTHER RESOLVED that a like sum of.....\$31,501.82 be and the same is hereby appropriated under the caption of:

General Appropriations:
Operations-Excluded from "CAPS"
Public and Private Programs Offset by Revenues:
Clean Communities Grant

BE IT FURTHER RESOLVED, that the Borough Clerk of the Borough of Somerville forward two copies of this resolution to the Director of Local Government Services.

RESOLUTION 24-0617-193

AUTHORIZING THE AWARD OF A FAIR AND OPEN-FAIR CONTRACT TO T & M ASSOCIATES FOR STORM SEWER ENGINEER

WHEREAS, the Borough of Somerville has a need to acquire engineering services to consult the Borough as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.7 as appropriate and the Borough of Somerville ordinance regulating pay to play; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of the contract may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is for one year; and

WHEREAS, T & M Associates has submitted a full proposal dated November 22, 2023 that included a 2024 Rate Schedule, along with Political Contribution Disclosure and Business Entity Disclosure fulfilling the requirements to enable Cole & Associates to provide such services; and

NOW THEREFORE, BE IT RESOLVED, that the Borough of Somerville of the authorizes the Administrator to enter into a contract with T & M Associates as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Political Contribution Disclosure Form be placed on file with this resolution.

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, 400 Broadacres Drive, Suite 250, Bloomfield, New Jersey 07003 is hereby authorized
2. The Mayor and Clerk are authorized to sign a contract T & M Associates, 400 Broadacres Drive, Suite 250, Bloomfield, New Jersey 07003 in accordance with the following terms and conditions:
 - A. Term: A month to month contract for a period of not to exceed 12 months or for length of project
 - B. Rate: As per the 2024 Annual Fee Schedule and at a public rate of \$198 for Borough services not to exceed \$35,000 annually
 - C. Services: The firm shall provide professional sanitary engineering 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 24-0617-194

AUTHORIZING THE REFUND OF ESCROW BALANCE IN THE AMOUNT OF \$2,245.00 TO FATOS AHMETI FOR 121 SOUTH BRIDGE STREET BLOCK 60 LOT 4

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey hereby approves the refund of escrow balance in the amount of \$2,245.00 to Fatos Ahmeti for 121 South Bridge Street Block 60 Lot 4.

RESOLUTION 24-0617-195

AUTHORIZING A MUNICIPAL LIEN ON BLOCK 78 LOT 3.02, COMMONLY KNOWN AS 174 GROVE STREET FOR NOTICE OF VIOLATION AND ORDER TO TERMINATE

WHEREAS, property owners, Abimael and Jessica Eduardo were issued a Notice of Violation and Order to Terminate on April 24, 2020; and

WHEREAS, on July 23, 2021, the Somerset County Construction Board of Appeals affirmed said violations; and

WHEREAS, on February 29, 2022, the Board of Appeals upheld the violations and penalty of \$30,000 plus \$500/week until such time as the property owners obtain a certificate of occupancy; and

WHEREAS, on May 10, 2024, a Motion for Summary Judgment was granted to the Borough of Somerville in the amount of \$97,000.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes a lien in the amount of \$97,000 to be placed on 174 Grove Street, Somerville, New Jersey 08876, Block 78, Lot 3.02.

RESOLUTION 24-0617-196

AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO STATEWIDE JOINT INSURANCE FUND FOR ASSISTANCE FOR A CONTRACT WITH LEXIPOL TO UPDATE POLICE POLICIES AND PROCEDURES

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes the Clerk-Administrator to submit a grant application to the Statewide Joint Insurance Fund Assistance to contract with Lexipol to update Police policies and procedures.

RESOLUTION 24-0617-197

APPROVING ALCOHOLIC BEVERAGE LICENSES TO BE SUBMITTED TO THE DIVISION OF ALCOHOLIC BEVERAGES FOR 2024-2025

WHEREAS, the License Clerk reported that the following applications for Plenary Retail Consumption, Plenary Retail Consumption with Broad Privileges, Plenary Retail Distribution and Club Licenses, for the year 2024-2025, including license numbers have been filed; and

WHEREAS, each of the applicants paid the required fee and has fully complied with the requirements of our ordinance and the rules and regulations as set forth by the Division of Alcoholic Beverages; and

WHEREAS, written reports were received from the various municipal code officials who conducted inspections of said premises.

WHEREAS, it is the recommendation of the Police Department, Board of Health, Building Inspector and Fire Inspector that the applications be approved for their 2024-2025 Alcoholic Beverage Licenses:

PLENARY RETAIL CONSUMPTION: (33)

46 Main Liquor LLC
t/a Salted Lime
1818-33-015-008

46 E. Main Street
Anthony DeSapio

Ciao Bello Inc
t/a Social
1818-33-005-002

156 N. Gaston Avenue
Selim (John) Qiku

DV Food LLC
t/a Tapastre/Project P.U.B.
1818-33-001-015
Hotel Somerset
t/a Hotel Somerset
1818-33-008-002

1 W. High Street
Susan Proske

65 E. Main Street
Ken McCormick

Somerville Hospitality LLC
c/o Cavanaugh Holdings, LLC
1818-33-017-008

50 W. Main Street
Danielle Miller

SM Investments at Somerville LLC
1818-33-006-015

Pocket License
Sheryl Morris

Mannion Associates LLC
t/a Mannion's Pub
1818-33-013-003

148-150 W. Main Street
Patrick Mannion

Sarah Janes LLC
t/a Sarah Jane's
1818-33-012-002

33 Highway 206
James Lamperti

Village Brewing LLC
t/a Village Brewing, Co.
1818-33-004-004

34 W. Main Street
Gary Frank

The Noble Savage Inc
t/a Verve
1818-33-018-006

18 E. Main Street
Rick St. Pierre

Verdicchio Corp
t/a Central Pizzeria &
Venetian Grille
1818-33-007-007

122, 126 & 128 W. Main Street
Pasquale Verdicchio

JM 40 LLC
t/a Alfonso's Family Trattoria
1818-33-009-008

99-101 W. Main Street
Debra Donald

PLENARY RETAIL CONSUMPTION W/ BROAD PRIVILEGES: (32)

CPR Ventures LLC
t/a Discover Wine
1818-32-003-007

66 W. Main Street
Ken Rommel

Dharun Inc
t/a Liquor Saver
1818-32-011-005

29 Union Avenue
Prashant Amin

Wolf Somerville LLC
t/a Wolfgang's Steakhouse Grill &
Vint Edge Wine & Spirits
1818-32-016-009

119 W. Main Street
Peter Zweiner

The above fees are \$2, 244.00 plus \$3.00 filing fee; \$200.00 to Div. of ABC

PLENARY RETAIL DISTRIBUTION LICENSES: (44)

Sonali Investors LLC
t/a Super Saver
1818-44-014-006

888 Rt. 22
Jayesh Amin

PVS Group Inc
t/a Path Liquors
1818-44-010-007

79 W. Main Street
Sudhakar Perkari

The above fees are \$1,925.00 plus \$3.00 filing fee; \$200.00 to Div. of ABC.

CLUB LICENSES: (31)

Somerset Columbus Club Inc
t/a Knights of Columbus
1818-31-021-002

495 E. Main Street

Stevenson D'Alessio Post #12
t/a American Legion
1818-31-019-001

232 Union Avenue

The above fees are \$188.00 plus \$3.00 filing fee; \$200.00 to Div. of ABC.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council, acting as the issuing authority, acting upon the recommendation of the License Clerk, Police Department, Board of Health, Building Inspector and Fire Inspector, hereby approves the following Plenary Retail Consumption, Plenary Retail Distribution and Club Licenses, including license numbers for the year 2024-2025.

AND BE IT FURTHER RESOLVED, that the License Clerk submit a foregoing resolution in certified form, filing fees and applications, to the Division of Alcoholic Beverages for immediate approval.

RESOLUTION 24-0617-198

APPROVING ANNUAL RENEWAL OF AMUSEMENT AND VIDEO GAME LICENSES FOR 2024-2025

BE IT RESOLVED, that the Borough Council approves the following locations for amusement games for 2024-2025

Ken McCormick	Hotel Somerset 65 E. Main Street	3 pool tables
Wayne Vending Co	Mannion's Pub 150 W. Main Street	2 dartboards 1 pool table 2 jukeboxes
American Legion	American Legion Post #12 232 Union Avenue	1 jukebox

RESOLUTION 24-0617-199

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION 2025 STATE AID GRANT PROGRAM FOR MA-2025-2025 ROAD IMPROVEMENT PROGRAM INCLUDING SOUTH MIDDAGH STREET AND A PORTION OF WASHINGTON PLACE

NOW, THEREFORE, BE IT RESOLVED, that Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey, formally approve the grant application for the New Jersey Department of Transportation 2025 State Aid Grant Program for MA-2025-2025 Road Improvement Program including South Middaugh Street and a portion of Washington Place.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application "identified as MA-2024-2024 Road Improvement Program including "South Middaugh Street and a portion of Washington Place" to the New Jersey Department of Transportation on behalf of the Borough of Somerville.

BE IT FURTHER RESOLVED, that Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Somerville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION 24-0617-200

APPROVING THE NEW JERSEY TRIUMPH ASSOCIATION TO UTILIZE PARKING SPACES IN FRONT OF HISTORIC COURTHOUSE ON AUGUST 16TH 2024 FROM 5:00 P.M. – 9:00 P.M. FOR CRUISE NIGHT DISPLAY

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves the New Jersey Triumph Association to use parking spaces located on Main Street in front of the Historic Courthouse on August 16th for Cruise Night display.

RESOLUTION 24-0617-201

AUTHORIZING THE EXECUTION OF THE RENEWAL AGREEMENT FOR THE STATEWIDE INSURANCE FUND

WHEREAS, a number of local units have joined together to form the Statewide Insurance Fund (“FUND”), a joint insurance fund, as permitted by N.J.S.A. 40A:10-36, *et seq.*; and

WHEREAS, the Borough of Somerville has complied with relevant law with regard to the acquisition of insurance; and

WHEREAS, the statutes and regulations governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of such funds; and

WHEREAS, the Borough of Somerville has determined that membership in the FUND is in the best interest of the Borough of Somerville; and

WHEREAS, the Borough of Somerville agrees to be a member of the FUND for a period of three (3) years, effective from **January 1, 2024** terminating on **January 1, 2027** at 12:01 a.m. standard time; and

WHEREAS, the Borough of Somerville has never defaulted on claims, if self-insured, and has not been canceled for non-payment of insurance premiums for two (2) years prior to the date of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Somerville does hereby agree to join the Statewide Insurance Fund; and

BE IT FURTHER RESOLVED, that to the extent required by law, the Borough of Somerville shall provide notice of the Indemnity and Trust Agreement to the Office of the State Comptroller; and

BE IT FURTHER RESOLVED, that the Borough of Somerville will be afforded the following coverage(s):

Workers' Compensation & Employer's Liability
Comprehensive General Liability
Automobile Liability and Physical Damage
Public Officials and Employment Practices Liability
Pollution Liability
Property
Inland Marine Boiler and Machinery
Crime-Faithful Performance and Fidelity
Cyber Liability
Non-Owned Aircraft

BE IT FURTHER RESOLVED, that the Borough of Somerville Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying the membership in the FUND as required by the FUND's Bylaws and to deliver same to the Administrator of the FUND with the express reservation that said documents shall become effective only upon the Borough of Somerville admissions to the FUND following approval of the FUND by the New Jersey Department of Banking and Insurance.

RESOLUTION 24-0617-202

APPROVING THE ASSIGNMENT OF A CONTRACT WITH LMR DISPOSAL, LLC TO CASELLA MAJOR ACCOUNT SERVICES, LLC AS A RESULT OF THE ACQUISITION OF LMR DISPOSAL, LLC

WHEREAS, the Borough solicited bids seeking the provision of all solid waste for a five (5) year period commencing March 1, 2021 and concluding February 28, 2026, inclusive; and

WHEREAS, the Borough timely received bids from three vendors, to wit: LMR Disposal, LLC, PO Box 309, Phillipsburg, New Jersey 08865; Cipollini Carting and Recycling, Inc., 311 W. Main Street, Rockaway NJ 07866; and Republic Services of New Jersey, LLC

d/b/a Raritan Valley Disposal, 9 Frontage Road, Clinton, New Jersey 08809; and

WHEREAS, the Bids were opened on January 27, 2021, by the Borough with LMR Disposal, LLC; and

WHEREAS, being the lowest responsible compliant bid received was that of LMR Disposal, LLC.; and

WHEREAS, the Borough awarded said Solid Waste Contract (the "Contract") to LMR Disposal, LLC on February 16, 2021; and

WHEREAS, Casella Major Account Services, LLC, a solid waste and recyclable material collector, is under contract to purchase LMR Disposal, LLC., with said transaction expected to be concluded on or before year end; and

WHEREAS, Casella Major Account Services, LLC acquisition of LMR Disposal, LLC necessitates that Casella Major Account Services, LLC assume LMR Disposal, LLC contractual obligations to the Borough vis-à-vis the Contract; and

WHEREAS, the Borough, LMR Disposal, LLC and Casella Major Account Services, LLC seek to ensure that the solid waste collection services occur without interruption to the Borough, and that an orderly transition of services is effectuated by and between LMR Disposal, LLC and Casella Major Account Services, LLC; and

WHEREAS, Casella Major Account Services, LLC shall provide to Borough of Somerville all of the documentation in the form and manner as set forth and otherwise mandated by both the Borough's 2021 Solid Waste Bid specifications and the Contract, and that same shall be reviewed by the Borough and the Borough's legal counsel to ensure Casella Major Account Services, LLC compliance; and

WHEREAS, LMR Disposal, LLC and Casella Major Account Services, LLC, and each of them, recognize that the assignment to Casella Major Account Services, LLC of LMR Disposal, LLC duties and obligations owed to the Borough by way of the Contract, is expressly contingent upon the Borough's review of Casella Major Account Services, LLC documentation, and that the assignment shall not be effective until such time as the Borough's legal counsel reviews and issues written approval of the documentation provided by Casella Major Account Services, LLC as required pursuant to both the Borough's 2021 Solid Waste Bid specifications and the Contract.

NOW, WHEREFORE BE IT HEREBY RESOLVED BY THE BOROUGH OF SOMERVILLE THAT:

1. The Borough conditionally approves of LMR Disposal, LLC assignment of its rights, duties and obligations under the Contract to Casella Major Account Services, LLC subject to Casella Major Account Services, LLC fulfillment of any and all obligations as set forth and otherwise required by both the Borough's 2021 Solid Waste Bid specifications and the Contract.

2. That the date for said assignment shall be effective as of the date of the Borough of Somerville's legal counsel's written approval authorizing said assignment.

RESOLUTION 24-0617-203

AUTHORIZING PAYMENT OF THE \$500.00 APPLICATION FEE FOR A GRANT FROM THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND TO THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY (NJ EDA) FOR THE REMEDIATION OF BLOCK 127 LOT 1 KNOWN AS THE FORMER COLOR TECHNOLOGY PROPERTY LOCATED AT 60 CORNELL BLVD

WHEREAS, the Borough of Somerville (the "Borough") intends to redevelop and remediate the property located at 60 Cornell Blvd in the Borough of Somerville (the "Property") for the purpose of creating a passive recreation area; and

WHEREAS, the Borough of Somerville wishes to continue an environmental remediation investigation for this site; and

WHEREAS, the Borough of Somerville has applied to the NJ Department of Environmental Protection (NJ DEP) for a supplemental Remedial Investigation grant from the Hazardous Discharge Site Remediation Fund (HDSRF) in the amount of \$817,636.00 to continue this investigation; and

WHEREAS, the NJ DEP has determined the application is eligible for a grant from the fund and has advised the NJ EDA of this determination; and

WHEREAS, THE NJ EDA has previously assigned grant number "Product 45048" (\$455,730) for this project and has now requested the Borough pay a \$500.00 application fee for this supplemental grant to the NJ EDA.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Somerville that the above referenced grant application has been submitted, and hereby authorize the Borough Administrator to issue a check to the NJ EDA in the amount of \$500.00 for the grant application fee.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the New Jersey Economic Development Authority with the application fee check.