

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

**Monday, November 21, 2022
6:30 P.M.**

LOCATION: COUNCIL CHAMBERS – POLICE HEADQUARTERS
24 SOUTH BRIDGE STREET, SOMERVILLE, NJ 08876

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EVENTS

- 1. OPEN PUBLIC MEETING LAW STATEMENT**
- 2. ROLL CALL**
- 3. APPROVAL OF MINUTES- EXECUTIVE SESSION**
 - a. November 7, 2022
- 4. RESOLUTION 22-1121-341 TO ENTER INTO EXECUTIVE SESSION**

EXECUTIVE SESSION AGENDA

- a. Redevelopment
- b. Personnel
- c. PBA Negotiations

COUNCIL MEETING AGENDA

- 1. OPEN PUBLIC MEETING LAW STATEMENT**
- 2. ROLL CALL**
- 3. SALUTE TO THE FLAG**
 - a. Troop 84
- 4. APPROVAL OF MINUTES**
 - a. November 7, 2022
- 5. DEPARTMENTAL REPORTS & NOTICES**
 - a. Election Results November 8, 2022
 - b. St. Hubert's Monthly Report September

6. DISCUSSION

- a. Best Practices
- b. Affordable Housing- Next steps

7. COMMITTEE REPORTS

8. 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)

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

(RESOLUTIONS 22-1121-342 THRU 22-1121-352)

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

- | | |
|-------------|--|
| 22-1121-342 | AUTHORIZING REVISIONS TO THE ADMINISTRATIVE PLAN ACTING AS THE HOUSING AGENCY ADMINISTERING THE SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM |
| 22-1121-343 | APPROVING CHAPTER 159 FROM AMERICAN RESCUE PLAN- FIREFIGHTER GRANT |
| 22-1121-344 | APPROVING FREE PARKING IN LOTS 1,2,4,6 FROM THANKSGIVING DAY THROUGH NEW YEAR'S DAY |
| 22-1121-345 | APPROVING THE REDUCTION OF PERFORMANCE BOND AND CASH BOND AMOUNT FOR SOMERVILLE TRANSIT ORIENTED DEVELOPMENT PHM NEW JERSEY DEVELOPMENT URBAN RENEWAL, LLC, WITH CHA PROJECT #32956-4310 |
| 22-1121-346 | AUTHORIZING CHANGE ORDER #1 WITH A CONTRACT FOR CIFELLI & SON GENERAL CONTRACTOR, INC., FOR DAVENPORT AND MERCER STREET- CURB RAMP & APRON REPLACEMENTS REDUCING THE CONTRACT IN THE AMOUNT OF \$15,903.00 AND ISSUING FINAL PAYMENT AND CLOSING OUT THE PROJECT |
| 22-1121-347 | AWARDING A CONTRACT TO ALLEGIANCE TRUCKS UNDER SOURCEWELL PRICING FOR UTILITY SERVICE TRUCK WITH ACCESSORIES IN THE AMOUNT OF \$122,088.00 |

- 22-1121-348 AWARDING A CONTRACT TO ALLEGIANCE TRUCKS UNDER SOURCEWELL PRICING FOR UTILITY SERVICE TRUCK WITH 44' AXION AERIAL LIFT IN THE AMOUNT OF \$157,141.00IMPROVEMENTS BETWEEN MAIN STREET AND UNION STREET WITH GREENMAN-PEDERSEN, INC.
- 22-1121-349 AUTHORIZING THE HOLIDAY JUBILEE ON DECEMBER 2, 2022 FROM 5:00PM-10:00PM
- 22-1121-350 APPROVING CHAPTER 159 FOR THE DEPARTMENT OF HOMELAND SECURITY- THE FEDERAL FISCAL YEAR 2022 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE
- 22-1121-351 APPROVING JEREMY SUSSER TO JOIN THE SOMERVILLE FIRE DEPARTMENT
- 22-1121-352 AUTHORIZING THE RELEASE OF ENGINEERING ESCROW-DGM STATION HOUSE APPLICATION #2016-006P KNOWN AS 44 VETERANS MEMORIAL DRIVE

10. BILLS AND VOUCHERS

11. ADJOURNMENT

KEVIN SLUKA, MUNICIPAL CLERK

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

RESOLUTION 22-1121-342

AUTHORIZING REVISIONS TO THE ADMINISTRATIVE PLAN ACTING AS THE HOUSING AGENCY ADMINISTERING THE SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM

WHEREAS, the Borough Council of the Borough of Somerville, acting as the Housing Agency presently administers the Section 8 Housing Assistance Payments Program; and

WHEREAS, the Agency has retained the firm of Mullin & Lonergan Associates, Inc., to provide administrative assistance in the day to day operations of the program; and

WHEREAS, Mullin and Lonergan Associates, Inc., has made revisions to the Administrative Plan to comply with the change in the regulations.

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey acting as the Housing Agency hereby accepts the revisions and adopts the Administrative Plan effective immediately

RESOLUTION 22-1121-343

APPROVING CHAPTER 159 FROM AMERICAN RESCUE PLAN- FIREFIGHTER 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 \$49,000 from the American Rescue Plan Firefighter Grant and wishes to amend its 2022 Budget to include this amount as a 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 2022 in the sum of.....\$49,000
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:
ARP- Firefighter grant.....\$49,000

BE IT FURTHER RESOLVED that a like sum of.....\$49,000
be and the same is hereby appropriated under the caption of:

General Appropriations:
Operations-Excluded from "CAPS"
Public and Private Programs Offset by Revenues:
ARP- Firefighter 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 22-1121-344

APPROVING FREE PARKING IN LOTS 1,2,4,6 FROM THANKSGIVING DAY THROUGH NEW YEAR'S DAY

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey approves free parking in Lots 1,2,4, & 6 from Thanksgiving Day through New Year's Day.

RESOLUTION 22-1121-345

APPROVING THE REDUCTION OF PERFORMANCE BOND AND CASH BOND AMOUNT FOR SOMERVILLE TRANSIT ORIENTED DEVELOPMENT PHM NEW JERSEY DEVELOPMENT URBAN RENEWAL, LLC. WITH CHA PROJECT #32956-4310

WHEREAS, the applicant has requested a cash bond reduction and performance bond reduction; and

WHEREAS, in a letter dated November 14, 2022 from Christopher Borinski, PE, of CHA to Kevin Sluka, Municipal Clerk recommends as follows:

	Original Amount	New Amount
Section 1:		
Cash Bond Amount	\$45,881.05	\$15,970.93
Performance Bond Amount	\$412,929.47	\$143,738.40
Section 2:		
Cash Bond Amount	\$117,718.82	\$40,948.24
Performance Bond Amount	\$1,059,469.36	\$368,834.13

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approves the cash bond reduction and performance bond reduction for Somerville Transit Oriented Development PHM New Jersey Development Urban Renewal, LLC, with Cha Project #32956-4310.

RESOLUTION 22-1121-346

AUTHORIZING CHANGE ORDER #1 WITH A CONTRACT FOR CIFELLI & SON GENERAL CONTRACTOR, INC., FOR DAVENPORT AND MERCER STREET- CURB RAMP & APRON REPLACEMENTS REDUCING THE CONTRACT IN THE AMOUNT OF \$15,903.00 AND ISSUING FINAL PAYMENT AND CLOSING OUT THE PROJECT

WHEREAS, the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey awarded a contract to Cifelli & Son General Contracting, Inc., 81 Franklin Avenue, Nutley, NJ 07110 in the amount of \$268,166.00

WHEREAS, the Change Order #1 is an increase of \$35,750.00 and a reduction of \$51,563.00 for a net change of \$15,903.00.

Change Order #	Description of Change Order	Contract Amount	Change Order Amount	New Contract Amount
1	Adjustment in quantities	\$268,166.00	(\$15,903.00)	\$252,263.00

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes Change Order Number #1 and authorizing payment and close of the project.

RESOLUTION 22-1121-347

**AWARDING A CONTRACT TO ALLEGIANCE TRUCKS
UNDER SOURCEWELL PRICING FOR UTILITY SERVICE TRUCK
WITH ACCESSORIES IN THE AMOUNT OF \$122,088.00**

WHEREAS, pursuant to N.J.S.A. 52:34-6.2b.(3) (as amended by P.L. 2011, c.139) and LFN 2012-10, a New Jersey municipality may purchase goods and services without public bidding under the Local Public Contracts Law through the use of a nationally-recognized and accepted cooperative purchasing contract that has been developed utilizing a competitive bidding or contracting process by another contracting unit within New Jersey or another state; and

WHEREAS, the Borough of Somerville has a need to for One (1) 2022 Utility Service Truck with Accessories; and

WHEREAS, Allegiance Trucks, 525 West Linden Avenue, Linden, NJ 07036 is a vendor under the National Cooperative and has submitted Proposal under Sourcewell Pricing; and

WHEREAS, Allegiance Trucks has the equipment desired by the Borough of Somerville under Proposal Number 11786-01, Contract Number 060920-NVS; and

WHEREAS, the Borough of Somerville is required to accept public comments and hence placed a legal ad in the official newspaper informing the public of an intent to award and did not receive any comments.

BE IT RESOLVED, that the Borough Council, of the Borough of Somerville, County of Somerset, State of New Jersey hereby awards a contract to Allegiance Trucks, 525 West Linden Avenue, Linden, NJ 07036 and has submitted Proposal under Sourcewell Pricing to the Borough of Somerville at a cost of \$122,088.00.

RESOLUTION 22-1121-348

**AWARDING A CONTRACT TO ALLEGIANCE TRUCKS
UNDER SOURCEWELL PRICING FOR UTILITY SERVICE TRUCK
WITH 44' AXION AERIAL LIFT IN THE AMOUNT OF \$157,141.00**

WHEREAS, pursuant to N.J.S.A. 52:34-6.2b.(3) (as amended by P.L. 2011, c.139) and LFN 2012-10, a New Jersey municipality may purchase goods and services without public bidding under the Local Public Contracts Law through the use of a nationally-recognized and accepted cooperative purchasing contract that has been developed utilizing a competitive bidding or contracting process by another contracting unit within New Jersey or another state; and

WHEREAS, the Borough of Somerville has a need to for One (1) 2022 Utility Service Truck with 44' Axion Aerial Lift; and

WHEREAS, Allegiance Trucks, 525 West Linden Avenue, Linden, NJ 07036 is a vendor under the National Cooperative and has submitted Proposal under Sourcewell Pricing; and

WHEREAS, Allegiance Trucks has the equipment desired by the Borough of Somerville under Proposal Number 11786-01, Contract Number 060920-NVS; and

WHEREAS, the Borough of Somerville is required to accept public comments and hence placed a legal ad in the official newspaper informing the public of an intent to award and did not receive any comments.

BE IT RESOLVED, that the Borough Council, of the Borough of Somerville, County of Somerset, State of New Jersey hereby awards a contract to Allegiance Trucks, 525 West Linden Avenue, Linden, NJ 07036 and has submitted Proposal under Sourcewell Pricing to the Borough of Somerville at a cost of \$157,141.00.

RESOLUTION 22-1121-349

**AUTHORIZING THE HOLIDAY JUBILEE ON DECEMBER 2, 2022
FROM 5:00PM-10:00PM**

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes the Holiday Jubilee to be held on December 2, 2022.

RESOLUTION 22-1121-350

**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 2022 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 2022 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 2022 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
2022 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 22-1121-351

APPROVING JEREMY SUSSER TO JOIN THE SOMERVILLE FIRE DEPARTMENT

BE IT RESOLVED, by the Borough Council of the Borough of Somerville, in the County of Somerset, State of New Jersey authorizes Jeremy Susser to join the Somerville Fire Department.

RESOLUTION 22-1121-352

**AUTHORIZING THE RELEASE OF ENGINEERING ESCROW-
DGM STATION HOUSE APPLICATION #2016-006P KNOWN AS
44 VETERANS MEMORIAL DRIVE**

WHEREAS, DGM Station House posted a engineering escrow for work being performed at 44 Veterans Memorial Drive; and

WHEREAS, the work has been inspected and approved by Cole & Associates, LLC and all payments have been made; and

WHEREAS, the return of the engineering escrow is recommended.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Somerville, County of Somerset, State of New Jersey hereby approve the release of engineering escrow of \$472.61.