

REGULAR COUNCIL MEETING

7:30 PM, TUESDAY, NOVEMBER 10, 1992

The oath of office was administered by the Clerk-Administrator to newly elected Councilman Edward J. Custy.

The meeting was opened by Mayor Hall who read the following statement: "This meeting is being held in compliance with the Open Public Meeting Law in that the requirements of the law have been met with the posting of the meeting notice on the Municipal Bulletin Board, filed with the Borough Clerk, and forwarded to the Bound Brook Chronicle, the Courier-News, the Home News and the Star-Ledger on January 1, 1992."

A prayer was offered by the Clerk-Administrator followed by the Pledge of Allegiance to the Flag.

ROLL CALL: Present: Mayor Hall, C. Pres. Nerger, C. Pournaras, C. Steinruck C. Jannone, C. Lobman, C. Custy

APPROVAL OF MINUTES:

Motion by Nerger, second by Lobman and unanimously approved to dispense with the reading of the minutes of the Regular Meeting of October 13, 1992.

Motion by Nerger, second by Steinruck and unanimously approved the minutes of the Regular Meeting of October 13, 1992.

Motion by Nerger, second by Steinruck and unanimously approved to dispense with the reading of the minutes of the Special Meeting of October 20, 1992.

Motion by Nerger, second by Jannone and unanimously approved the minutes of the Special Meeting of October 20, 1992.

Motion by Pournaras, second by Custy and unanimously approved to dispense with the reading of the minutes of the Special Meeting of November 4, 1992.

Motion by Pournaras, second by Jannone and unanimously approved the minutes of the Special Meeting of November 4, 1992.

GREETINGS OF THE PUBLIC AND INVITATION FOR DISCUSSION:

Jean Mangino, 622 Encampment Dr., questioned the Bound Brook Chronicle article regarding the Dive Bar.

Mile Wilk, 800 Ross Lane, asked if Council was going to actively pursue the sale of the Tea Street property with access to Route 28.

Stan Kulesavage, 116 W. Union Ave., complained about a car blocking his driveway. The vehicle got a summons but did not get towed. Also complained about school children crossing at Winsor Street not following the instructions of the school crossing guard.

Jack Swerdlow, 217 E. Main St., complained about the Dive Bar sign and asked if there were any legal remedies at this time regarding the sign or their presence.

Frank Bruno, 125 W. High St., felt that the sign at the Dive Bar was the most offensive thing about the place.

Mildred Raffelt, 546 Winsor St., extended an invitation to Mayor and Council to participate in

the Chamber of Commerce Holiday Parade on November 21, 1992.

Ron Fasanello, 15W. Franklin St., suggested that the Task Force inspect every bar on Main Street and issue summons as required. Asked if Ivy Hook & Ladder lawsuit had been resolved.

Frank Morano, 655 Church St., asked if Council is currently accepting proposals regarding the Tea Street property.

Stan Kulesavage, 116 W. Union Ave., questioned access to Tea Street by any developer.

Terry Prokop, 318 Grove Ave., stated that the Tea Street issue has been going on for so long that people's memories are getting fuzzy.

John Lewis, 337 Evergreen Ave., stated that the Tea Street issue has been going on too long.

Frank Morano, 655 Church St., stated that Council had a questionnaire last year that cost them a deal on the sale of the Tea Street property.

COMMITTEE REPORTS:

Nerger - Public Works, Buildings, Grounds & Utilities - Leaf collection must be completed before the first snow because the farmer will not accept the leaves after roads have been salted. Work has continued on Rotary Park. Dead borough trees have been removed and sidewalks repaired. A new Christmas Tree has been planted downtown as well as bulbs in 13 different locations. Repairs have been made at the West Main Street park. Rich Colombaroni received a certificate of appreciation from Somerset County regarding his work with community service.

Pournaras - Parks & Recreation - The Recreation Commissions's final meeting of the year was held last week. She met with representatives of the American Legion regarding the status of the interest in the trust fund set up by them for the park. The Legion was concerned about use of the parking lot at the park.

Steinruck - Negotiations - A tentative agreement has been reached with the PBA. The first meeting with public works was yesterday.

Jannone - Economic Development - Reported on the joint meeting of the Planning Board and Board of Adjustment regarding a special improvement district downtown. There was a downtown restoration kick-off celebration on October 31. The final focus group report will be completed this month. The county planning board is interested in downtown Bound Brook being used in a case study. Council will be considering a bond ordinance tonight which includes funds for downtown improvements.

Lobman - Public Safety - Reported on number of police summons for the month. Gave special recognition to Detective Mike Jannone for the work he did on the curfew ordinance. Commended the police department for a good job done on "mischievous night".

Custy - Administration, Personnel, Finance - No report.

Mayor Hall - Indicated that he supports the bond ordinance on tonight's agenda. Reported on the receipt of a \$116,000 grant for West Second Street Section IV and the receipt of \$154,171.34 from the Spill Compensation Fund for reimbursement for borough expenses associated with contaminated wells in 1988. Asked for a motion to authorize himself and the clerk-administrator to sign the release to accept these funds. Motion: Pournaras; Second: Jannone; Unanimous. Appointed C. Pournaras to be Council's representative on the Youth Services Commission and the Municipal Alliance Committee.

INTRODUCTION OF ORDINANCES:

92-26 - Revision to loitering ordinance.

Motion to pass on first reading and set public hearing for final adoption for December 8, 1992 at 7:30 PM by Pournaras; second by Lobman.

Roll Call: Aye: Nerger, Pournaras, Steinruck, Jannone, Lobman, Custy

92-27 - Requirement for certificate of continued occupancy for rental property.

Motion to pass on first reading and set public hearing for final adoption for December 8, 1992 at 7:30 PM by Lobman; second by Steinruck.

Roll Call: Aye: Nerger, Pournaras, Steinruck, Jannone, Lobman, Custy

ORDINANCES FOR PUBLIC HEARING, FINAL READING AND CONSIDERATION:

B92-12 - Bond Ordinance to authorize the acquisition of new additional or replacement equipment and machinery, new fire department and rescue squad equipment and the making of various public improvements in, by and for the Borough of Bound Brook, in the County of Somerset, State of New Jersey, to appropriate the sum of \$330,000 to pay the cost thereof, to make a down payment, to authorize the issuance of bonds to finance such appropriation and to provide for the issuance of bond anticipation notes in anticipation of the issuance of such bonds.

Motion by Lobman, second by Jannone and unanimously approved to open the public hearing on Ordinance B92-21.

Ron Fasanello, 15 W. Franklin St., was concerned about the \$130,000 included in this bond ordinance for downtown when we have not yet received the results of other things going on such as the focus group.

Jack Swerdlow, 217 E. Main St., spoke in support of the bond ordinance.

Brad Higginbottom, 520 Carleton St., opposed the parking meters included in the bond ordinance.

Jean Mangino, 622 Encampment Dr., questioned the location of the proposed "pocket park" and would it be properly maintained and patrolled.

Leonard Moshinsky, 922 W. Meadow Dr., stated that downtown had deteriorated significantly and recovery should begin immediately.

Motion by Jannone, second by Pournaras and unanimously approved to close the public hearing on Ordinance B92-21.

Motion by Jannone, second by Nerger to adopt Ordinance B92-21.

Roll Call: Aye: Nerger, Steinruck, Jannone, Lobman, Custy

No: Pournaras

92-22 - Revisions to property maintenance code.

Motion by Nerger, second by Jannone and unanimously approved to open the public hearing on Ordinance 92-22.

Frank Bruno, 125 W. High St., stated that Art Smith should be sending letters to violators.

Motion by Lobman, second by Steinruck and unanimously approved to close the public hearing on Ordinance 92-22.

Motion by Lobman, second by Jannone to adopt Ordinance 92-22.

Roll Call: Aye: Nerger, Pournaras, Steinruck, Jannone, Lobman, Custy

92-23 - Revisions to penalty provisions of Chapter IV of Borough Ordinances.

Motion by Steinruck, second by Nerger and unanimously approved to open the public hearing on Ordinance 92-23.

Motion by Steinruck, second by Lobman and unanimously approved to close the public hearing on Ordinance 92-23.

Motion by Jannone, second by Nerger to adopt Ordinance 92-23.

Roll Call: Aye: Nerger, Pournaras, Steinruck, Jannone, Lobman, Custy

92-14 - Curfew Ordinance

Motion by Nerger, second by Lobman and unanimously approved to open the public hearing on Ordinance 92-24.

Motion by Nerger, second by Steinruck and unanimously approved to close the public hearing on Ordinance 92-24.

Motion by Lobman, second by Jannone to adopt Ordinance 92-24.

Roll Call: Aye: Nerger, Pournaras, Steinruck, Jannone, Lobman, Custy

92-25 - Prohibit use of municipal vehicles for private purposes.

Motion by Jannone, second by Lobman and unanimously approved to open the public hearing on Ordinance 92-25.

Stan Kulesavage, 116 W. Union Ave., questioned the number of vehicles covered by this ordinance.

Charles Richardson, 349 W. Second St., questioned the on-call status of the Streets & Roads Superintendent.

Motion by Pournaras, second by Steinruck and unanimously approved to close the public hearing on Ordinance 92-25.

Motion by Lobman, second by Steinruck to table Ordinance 92-25.

Roll Call: Aye: Nerger, Pournaras, Steinruck, Jannone, Lobman, Custy

RESOLUTIONS:

92-128 - Transfers in appropriations.

Motion: Lobman; Second: Pournaras; Unanimous

92-129 - Place to place transfer of plenary retail consumption license 1804-33-007-005 for expansion of premises of Rosina T. Inc.

Motion: Pournaras; Second: Jannone; Unanimous

92-130 - Award contract for sanitary sewer repair in the area of Linden Avenue, Drake Street and Talmage Avenue. (Community Development Block Grant)

Motion: Pournaras; Second: Steinruck; Unanimous

PRESENTATION OF COMMUNICATIONS, PETITIONS, ETC.:

Monthly Departmental Reports - Motion: Pournaras; Second: Jannone; Unanimous

UNFINISHED BUSINESS:

Nerger - Stated that there was a misprint in the paper regarding the number of bedrooms at Gilly's Landing.

APPROVALS: Vouchers - Motion: Jannone; Second: Pournaras; Unanimous

Raffle Licenses (RL-794 & RL-795) for St. Mary's Alter Rosary Society.
Motion: Pournaras; Second: Jannone; Unanimous

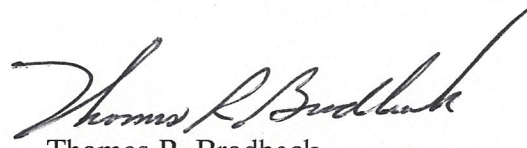
Volunteer Fireman Application: Joseph R. Biele for Relief Company #4.
Motion: Lobman; Second: Jannone; Unanimous

MOTION FOR CLOSED SESSION to discuss personnel and potential litigation by Jannone;
Second: Pournaras; Unanimous

Council back.

MOTION TO ADJOURN: Nerger; Second: Pournaras; Unanimous

Time: 11:35 PM



Thomas R. Brodbeck
Borough Clerk-Administrator