

MEETING OF MAYOR AND COUNCIL
MINUTES – AUGUST 18, 2021

- * MEETING CALLED TO ORDER – SALUTE TO THE FLAG – MOMENT OF SILENCE
The meeting was called to order by Mayor Chris Slavicek at 7:05 P.M. All in attendance stood and Pledged Allegiance to the Flag. They remained standing and offered a moment of silence for the men and women serving our country.

- * ROLL CALL: (all present)
Mayor Slavicek
Council President Dzingleski
Councilman Duffy
Councilman Karczewski
Councilman Reid

Matt Crane, Borough Administrator and Joseph Youssouf, Borough Attorney were also present.

- * OPEN PUBLIC MEETINGS ACT STATEMENT

Adequate notice of this meeting has been provided as is required under Chapter 231 Public Law 1975 specifying the time, date, location and to the extent known the agenda by posting a copy on the bulletin board in the Municipal Building outside of the meeting room and providing a copy to The Home News Tribune and Sentinel newspapers and by filing a copy in the office of the Municipal Clerk in accordance with certification which will be entered in the minutes of this meeting.

Three resumes were received to fill the vacancy of two vacant Council seats – Samuel Mena, Nicholas Stasi, Lorraine Wehrle.

- * CLOSED SESSION – RESOLUTION # 2021 – 121 Interview of applicants/Litigation
MOTION - Councilman Dzingleski SECOND - Councilman Duffy
ROLL CALL; 4 – 0
MOTION TO GO INTO OPEN SESSION – Councilman Karczewski SECOND – Councilman Duffy.

Nicholas Stasi and Samuel Mena will fill the vacancies and will take their Oath of Office at our next meeting

- * PUBLIC PORTION

During the Public Portion of any Council Meeting members of the Public may only speak on topics of concern to the residents of the Borough. Each individual will be given five minutes to speak as per the Rules to Govern adopted on January 4, 2021. During the Public Portion of any meeting, the members of the Public as well as the Governing Body shall be courteous and respectful to one another. No comments

and/or behavior that are considered disrespectful, ill-willed, or with the intent to harass will be tolerated. If such behavior occurs, then that individual member of the Public will be asked to sit down and his or her turn to speak will be over, even if the five minutes is not.

There was no one from the Public who wished to speak.

* CONSENT AGENDA RESOLUTION 2021 - 122

Report of Municipal Clerk, Tax Collector, Utility Collector

Resolutions:

2021 – 115 Resolution of the Borough of Helmetta, in the County of Middlesex, New Jersey approving and authorizing the entering into a loan agreement for Bond Anticipation Notes.

116 Resolution requesting approval of items of Revenue and Appropriation (N.J.S.A. 40A:4-87) – Alcohol Education and Rehab Grant

117 Payment of Bills

119 Resolution authorizing the Borough Attorney to file a petition of Intervention for BPU Docket WR21050813

MOTION – Councilman Dzingleski SECOND – Councilman Duffy

ROLL CALL:4 - 0

* ACCEPTANCE OF MINUTES – July 21, 2021

MOTION – Councilman Dzingleski SECOND – Councilman Reid

ROLL CALL: 4 - 0

* REPORTS – Mayor, Committees, Attorney, Administrator

The Mayor reported that Spotswood contacted him about doing a joint 9-11 Memorial service with them,

Our Eagle Scout Brandon Bandoy is almost finished painting our 115 fire hydrants within the Borough.

Back to School is on the horizon, Superintendent Peabody sent a note about the wearing of masks in school.

The Principal in the Middle School will be Mrs. Asprocolas. A search is on to find a Principal for Schoenly School.

JCP&L is continuing with their project of new lights being installed and you can see the difference it is making for the safety of our residents.

Helmetta Day will be on September 25 and the rain date is the 26th, and we will be selling T-shirts He thanked the Fire Department for the Splash Down. Approximately 65 children turned out.

There was a concert at the Pavilion.

We had our Drive-In Movie night at Holy Trinity, the movie was Soul, and we had around.36 cars that came.

Councilman Duffy read an update from Paul Reed regarding Public Works.

Councilman Reid followed up on a grant submitted by OEM, Jack Kramer. The grant was received.

Borough Administrator Matt Crane said that our Tax Sale will be coming up. Delinquent water payments are not on the sale, but he advised us that we should keep delinquent sewer payments on. As we have rain tracks, we have been contacted to see about putting up wind power. The Mayor suggested that we have a representative from the company come to a meeting.

* ORDINANCE #2021 – 7 (Second Reading)

An Ordinance amending and supplementing Chapter 40 "Land Development" of the Code of the Borough of Helmetta prohibiting the operation of any class of Cannabis Business within the territorial limits of the Borough of Helmetta\

A MOTION was made by Dzingleski and SECONDED by Councilman Duffy to Open this Ordinance to the Public. ROLL CALL; 4 – 0.

There was no one from the Public who wished to speak, and MOTION was made By Councilman Duffy and SECONDED by Councilman Reid to Close the meeting to the Public.

A MOTION to ADOPT was made by Councilman Reid and SECONDED by Councilman Reid. ROLL CALL: 3 – 1.

* ADJOURMENT

There being no further business, a MOTION was made by Councilman Duffy and SECONDED by Councilman Reid. All were in favor.

Sandra Bohinski, RMC
Municipal Clerk

REPORT OF MUNICIPAL CLERK

July,
2021

Sandra Bohinski
Marr

		Copies	Marr Lic	Plng Bd	Recycling	Cer	Solicitor	Auction
Soldo	\$28.00		\$28.00					
McEnroe	\$10.00			\$10.00				
Russomano	\$28.00		\$28.00					
Gallarello	\$28.00		\$28.00					
Michalwski	\$9.70				\$9.70			
Tawfnik	<u>\$10.00</u>			<u>\$10.00</u>				
Total	\$113.70		\$84.00	\$20.00	\$9.70			

Dog and Cat License \$19.00

BOROUGH OF HELMETTA

REPORT OF THE TAX COLLECTOR

MONTH OF: JULY

DATED: 8/12/2021

TAXES 2020 12,621.85
 TAXES 2021 70,056.04
 TAXES 2022 8,790.88

ADJUSTMENTS
 WIPP CREDITS (25.36)
 VETERAN DEDUCTION ADJ PER COUNTY 1,000.00

DISBURSEMENTS
 INTEREST 3,657.81

974.65

COSTS FOR TAX SALE
 LIEN REDEMPTION + INT
 RECORDING FEES
 DUPLICATE CERT
 DUPLICATE BILL
 TAX SALE PREMIUMS

TOTAL 95,125.38

TAX COLLECTORS TRUST

PRIOR BALANCE

12,483.78 5/31/2021

DEPOSITS

5.20 INT 6/30
 5.38 INT 7/30

12,494.36

DISBURSEMENTS

0.00

BANK BALANCE

12,494.36

Statement Bal
 7/30/2021

LEDGER BALANCE

12,494.36

CLOSING BALANCES		DEBIT	CREDIT	NET
2019		0.00	(44,329.83)	Kaplan
2020		19,965.91	0.00	19,965.91
2021		2,996,199.29	(1,188.05)	2,995,011.24
			38,071.10 KAPLAN OVERPAY FROM 2018	
			CARRIED INTO 2019	
	Ledger Bal			

Water/Sewer Receipts Report

July 2021

	<u>Water</u>	<u>Sewer</u>	<u>Total</u>
2021 Principal	\$ 36,812.44	\$ 38,271.42	\$ 75,083.86
2021 Overpayments	<u>311.68</u>	<u>238.85</u>	<u>550.53</u>
Subtotal	37,124.12	38,510.27	75,634.39
Interest	<u>101.32</u>	<u>111.52</u>	<u>212.84</u>
Subtotal	37,225.44	38,621.79	75,847.23
Lien Holder Payments	68.27	114.90	183.17
Lien Holder Interest	0.79	1.34	2.13
Subtotal	37,294.50	38,738.03	76,032.53
Final Water Reads	-	-	-
NSF Returned Checks	-	-	-
Refund Overpayment	-	-	-
NSF Bank Fees	-	-	-
W/S Duplicate Bill Fee	-	-	-
New Water Meter	-	-	-
Connection Fee	-	-	-
Water Meter Testing	-	-	-
Transfer in from Tax	-	-	-
Transfer out to Tax	-	-	-
	<u>\$ 37,294.50</u>	<u>\$ 114.90</u>	<u>\$ 76,032.53</u>

Carol Feig
Utility Revenue Collector

**RESOLUTION
2021 - 115**

RESOLUTION OF THE BOROUGH OF HELMETTA, IN THE COUNTY OF MIDDLESEX, NEW JERSEY APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LOAN AND SECURITY AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR THE REFUNDING OF \$140,000 AGGREGATE PRINCIPAL AMOUNT OF BOND ANTICIPATION NOTES OF THE BOROUGH PREVIOUSLY ISSUED TO FINANCE A PORTION OF THE COST OF VARIOUS IMPROVEMENTS TO THE BOROUGH'S ANIMAL SHELTER, THE COST OF SUCH REFUNDING TO BE FINANCED THROUGH THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT REVENUE BONDS, SERIES 2021 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY

WHEREAS, the Borough Council of the Borough of Helmetta, in the County of Middlesex, New Jersey (the "Borough"), has heretofore finally adopted Bond Ordinance No. 2010-15 on July 13, 2010, as supplemented by Bond Ordinance No. 2010-28 finally adopted on October 27, 2010 (collectively, the "Bond Ordinance"), authorizing the issuance of obligations of the Borough for the purpose of financing various improvements to the Borough's animal shelter (the "Project"); and

WHEREAS, from time to time, the Borough has issued various series of bond anticipation notes under the Bond Ordinance, and on April 29, 2021 the Borough permanently financed a portion of said notes through the issuance of its General Improvement Bonds, Series 2021 in the aggregate principal amount of \$1,000,000; and

WHEREAS, after giving effect to the issuance of said bonds, \$140,000 in aggregate principal amount of the Borough's bond anticipation notes remain outstanding (the "Outstanding BANs"), and the Borough has determined to permanently finance said Outstanding BANs through participation in the hereinafter-defined 2021 Program of the Middlesex County Improvement Authority (the "Authority"); and

WHEREAS, the Authority is authorized to issue its bonds pursuant to the provisions of the County Improvement Authorities Law, chapter 183 of the Laws of New Jersey of 1960, as amended and supplemented (N.J.S.A. 40:37A-44 et seq.) (the "County Improvement Authorities Law"), and other applicable provisions of law; and

WHEREAS, the Authority has determined to issue its revenue bonds for the purpose of financing and refinancing the various capital improvements undertaken and to be undertaken by, and the acquisition, installation and, as applicable, subsequent leasing of certain capital equipment, including but not limited to police and passenger vehicles to, various governmental entities within the County of Middlesex, New Jersey (the "County"), including the Borough (the "2021 Program"); and

WHEREAS, the Borough has determined to participate in the 2021 Program and to refund the Outstanding BANs, thereby permanently financing a portion of the cost of the Project, through the Authority, and acknowledges that the Authority has taken such Borough determination into consideration when calculating the required principal sizing of its 2021 Program and issuance of the Authority's bonds relating thereto; and

WHEREAS, on August 11, 2021, the Local Finance Board rendered findings in connection with the matters set forth herein, in satisfaction of the provisions of N.J.S.A. 40A:5A-7; and

WHEREAS, the Authority has prepared and submitted to the Borough the form of a Loan and Security Agreement (the "Loan Agreement"), to be entered into by and between the Authority and the Borough, providing for the refunding of the Outstanding BANs; and

WHEREAS, the principal component of the amounts payable by the Borough under the Loan Agreement shall not exceed \$140,000, which is the principal balance of the Outstanding BANs and is within the appropriation and debt authorization provided by the Bond Ordinance, and said principal components will be structured so as to constitute a conforming principal maturity schedule within the requirements of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law").

NOW THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF HELMETTA, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, AS FOLLOWS:

Section 1. For the refunding of the Outstanding BANs, and the permanent financing of a portion of the cost of the Project temporarily financed thereby, a loan from the Authority to the Borough is hereby authorized in a not to exceed amount of \$140,000 pursuant to the County Improvement Authorities Law, the Local Bond Law and the Bond Ordinance. The maximum amount of the loan for said purpose is \$140,000.

Section 2. Pursuant to the County Improvement Authorities Law, the Local Bond Law and the Bond Ordinance, the Borough is hereby authorized and directed to enter into and perform the Loan Agreement, which Loan Agreement provides for the permanent financing of a portion of the cost of the Project to be financed with the proceeds of County-Guaranteed Capital Equipment and Improvement Revenue Bonds, Series 2021 (the "Bonds") to be issued by the Authority under a resolution to be adopted by the Authority entitled, "Resolution of the Middlesex County Improvement Authority Authorizing the Issuance of County-Guaranteed Capital Equipment and Improvement Revenue Bonds" (the "General Bond Resolution"). The Loan Agreement, in the form on file in the office of the Municipal Clerk of the Borough at the time of adoption of this resolution, is hereby approved with such changes, amendments or modifications as may be approved by bond counsel to the Borough and bond counsel to the Authority.

Section 3. By virtue of the Bond Ordinance, the full faith and credit of the Borough are hereby pledged to the punctual payment of the obligations set forth in the Loan Agreement authorized by the Bond Ordinance and this resolution, including without

limitation, (i) all Basic Loan Payments and Loan Payment obligations of the Borough under the Loan Agreement, including Authority Administrative Expenses and Additional Loan Payments, (ii) all amounts due and owing to the County as a result of payments made by the County on behalf of the Borough under the Loan Agreement pursuant to the County Guarantee, including County Guarantee Costs, and (iii) all direct and indirect costs of the Authority and the County related to the enforcement of the Loan Agreement and the County Guarantee ((i), (ii) and (iii) collectively, the "Loan Payment Obligation"). The Loan Payment Obligation under the Loan Agreement shall be a direct, unlimited and general obligation of the Borough, not subject to annual appropriation by the Borough pursuant to the County Improvement Authorities Law and the Local Bond Law, and unless paid from other sources, the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the jurisdiction of the Borough for the payment of the Loan Payment Obligation thereunder without limitation as to rate or amount. The Loan Payment Obligation authorized hereby shall remain effective until all obligations of the Borough pursuant to the terms and provisions of the Loan Agreement shall have been satisfied in full, notwithstanding the occurrence of any other event, including, without limitation, the termination of the Loan Agreement with respect to some or all of the capital improvements or equipment. Upon the payment of all amounts referenced in this Section 3, the full faith and credit pledge of the Borough as to the Loan Payment Obligation authorized hereby and by the Bond Ordinance shall cease to exist.

Section 4. An Authorized Borough Representative (as defined in the Loan Agreement) is hereby authorized and directed to execute the Loan Agreement on behalf of the Borough and the Municipal Clerk of the Borough is hereby authorized to attest to such signature and affix the seal of the Borough thereto and the Loan Agreement is authorized to be delivered to the Authority. All representatives, officials and employees of the Borough are hereby authorized and directed to enforce and to implement provisions of the Loan Agreement.

Section 5. As a potential "Obligated Person" (as defined under the Rule (as hereinafter defined)), the Borough hereby agrees to comply with the requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented, including the secondary market disclosure requirements contained therein, and agrees to covenant to such compliance in the Loan Agreement. The Mayor, the Business Administrator, the Chief Financial Officer, the Municipal Clerk or any other Authorized Borough Representative are each hereby authorized and directed to execute and deliver a Continuing Disclosure Agreement, approve and "deem final" the Preliminary and Final Official Statements of the Authority to the extent the information contained therein relates to the Borough and to execute and deliver all certificates, documents and agreements to the Authority in connection therewith and to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events as required to comply with and in accordance with the provisions of the Rule.

Section 6. The Mayor, the Business Administrator, the Chief Financial Officer or other Authorized Borough Representative are each hereby authorized and directed to execute and deliver any and all certificates, documents and instruments and to do and cause

RESOLUTION

#2021-116

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION (N.J.S.A. 40A:4-87)**

WHEREAS, N.J.S.A. 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 equal amount;

Section 1

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Helmetta, in the County of Middlesex, New Jersey, hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$454.40, which item is now available as a revenue from the "Alcohol Education and Rehab Grant", and


Section 2

BE IT FUTHER RESOLVED that the sum of \$4,776.26 is hereby appropriated under the caption "Alcohol Education and Rehab Grant".

	Motion	Second	Aye	Nay	Abstain	Absent
DzIngleski	✓		✓			
Duffy		✓	✓			
Karczewski			✓			
Reld			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on August 18, 2021.


SANDRA BOHINSKI, RMC

Municipal Clerk

RESOLUTION

#2021-117


PAYMENT OF BILLS

All bills shall be paid per list.

	Motion	Second	Aye	Nay	Abstain	Absent
DzIngleski	✓		✓			
Duffy		✓	✓			
Karczewski			✓			
Reid			✓			

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I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on August 18, 2021.


SANDRA BOHINSKI, RMC

Municipal Clerk

BOROUGH OF HELMETTA
Bill List By P.O. Number

August 13, 2021
04:00 PM

PO #	PO Date	Vendor	Item Description	Amount	Charge Account	Acct Type	PO Type	Contract Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice
21-00419	07/14/21	HDS01	CORE & MAIN LP										
			1 RADIO READS	6,000.00	C-06-55-559-001	B	B	2021-05 RADIO READS	R	07/14/21	08/12/21		
			2 COMMAND LINK	600.00	1-05-55-500-021	B	B	WATER OPERATING OE	R	07/14/21	08/12/21		
				6,600.00									
21-00431	07/20/21	CTR01	CIRCLE JANITORIAL SUPPLIES										
			1 PAPER TOWELS	57.00	1-01-26-772-020	B	B	BUILDINGS & GROUNDS OE	R	07/20/21	08/12/21		
			2 TOILET PAPER	98.50	1-01-26-772-020	B	B	BUILDINGS & GROUNDS OE	R	07/20/21	08/12/21		
			3 GLASS CLEANER	35.50	1-01-26-772-020	B	B	BUILDINGS & GROUNDS OE	R	07/20/21	08/12/21		
			4 FLOOR CLEANER	39.96	1-01-26-772-020	B	B	BUILDINGS & GROUNDS OE	R	07/20/21	08/12/21		
				230.96									
21-00438	07/22/21	YOU	JOSEPH D. YOUSOUF, ESQ										
			1 LEGAL SERVICES 4/22/21-7/21/21	9,025.50	1-01-20-712-020	B	B	LEGAL SERVICES OE	R	07/22/21	08/12/21		
21-00439	07/26/21	MON06	MONROE TOWNSHIP UTILITY DEPT.										
			1 SEWAGE TREATMENT 3QTR 2021	68,711.00	1-07-55-500-023	B	B	MONROE M.U.A. CHARGES	R	07/26/21	08/12/21		
21-00447	07/26/21	MAR0005	MARRIOTT CALLAHAN & BLAIR										
			1 15 HIGH STREET-FILE 78.78392	5,748.72	1-01-20-712-020	B	B	LEGAL SERVICES OE	R	07/26/21	08/12/21		
21-00448	08/04/21	CLA01	CLARKIN & VIGNIULO, P.C.										
			1 3QTR 2021 RETAINER	1,062.50	1-01-21-720-020	B	B	PLANNING BOARD OE	R	08/04/21	08/12/21		
21-00452	08/04/21	PEN03	PENGUIN MANAGEMENT, INC.										
			1 E-DISPATCH SEPT-FEB 2022	474.00	1-01-25-749-020	B	B	FIRE DEPARTMENT OE	R	08/04/21	08/12/21		
21-00453	08/04/21	ONE02	ONE CALL CONCEPTS, INC.										
			1 REGULAR LOCATES JULY	17.16	1-01-26-765-020	B	B	STREETS & ROADS OE	R	08/04/21	08/12/21		
21-00455	08/04/21	PRI02	PRINCETON FUEL OIL										
			1 FUEL PURCHASE 7/16/21	263.13	1-01-31-830-020	B	B	FUEL OIL PURCHASE	R	08/04/21	08/13/21		
21-00461	08/05/21	MCU01	Middlesex Cty Utilities Auth										
			1 DUMPING CHARGES-JULY	6,129.77	1-01-32-837-020	B	B	LANDFILL/DISPOSAL SOLID WASTE	R	08/05/21	08/12/21		
21-00462	08/05/21	NEXU005	NEXUS RELAY										
			1 COURT INTERPRETING SERVICES	50.00	1-01-42-855-020	B	B	MUNICIPAL COURT OE	R	08/05/21	08/12/21		

BOROUGH OF HELMETTA
Bill List By P.O. Number

August 13, 2021
04:00 PM

PO #	PO Date	Vendor	Item Description	Amount	Charge Account	Acct Type	PO Type	Contract Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice
21-00475	08/10/21	ACT01	ACTION DATA SVC, INC										
			1 PAYROLL INVOICE # 74413	51.68	1-01-20-705-021		B FINANCE OE		R	08/10/21	08/12/21		
			2 PAYROLL INVOICE # 74413	17.22	1-05-55-500-021		B WATER OPERATING OE		R	08/10/21	08/12/21		
			3 PAYROLL INVOICE # 74413	17.22	1-07-55-500-021		B SEWER OPERATING OE		R	08/10/21	08/12/21		
				86.12									
21-00476	08/10/21	CLE04	CLEARY GIACOBBE ALFIERI&JACOBS										
			1 LEGAL SERVICES JULY 2021	1,392.00	1-01-20-712-020		B LEGAL SERVICES OE		R	08/10/21	08/12/21		
21-00477	08/10/21	COMCA649	COMCAST										
			1 ACCT# 8499 05 248 0023649	107.33	1-01-26-772-020		B BUILDINGS & GROUNDS OE		R	08/10/21	08/12/21		
			2 ACCT# 8499 05 248 0023649	35.77	1-01-26-772-020		B BUILDINGS & GROUNDS OE		R	08/10/21	08/12/21		
			3 ACCT# 8499 05 248 0023649	35.77	1-01-26-772-020		B BUILDINGS & GROUNDS OE		R	08/10/21	08/12/21		
				178.87									
21-00478	08/10/21	COMCA656	COMCAST										
			1 ACCT# 8400 05 248 0023656	122.65	1-01-26-772-020		B BUILDINGS & GROUNDS OE		R	08/10/21	08/12/21		
21-00479	08/10/21	KEL50005	KELSO & BURGESS										
			1 COURT SESSION 8/10/21	600.00	1-01-25-757-020		B MUNICIPAL PROSECUTOR OE		R	08/10/21	08/12/21		
21-00481	08/10/21	ROS02	THOMAS C. ROSELLI, ESQ.										
			1 PUBLIC DEFENDER-AUGUST	300.00	1-01-20-712-020		B LEGAL SERVICES OE		R	08/10/21	08/12/21		
21-00482	08/10/21	WBM01	W.B. MASON										
			1 COPY PAPER	60.70	1-01-31-834-020		B OFFICE SUPPLIES		R	08/10/21	08/12/21		
			2 LABELS	54.98	1-01-31-834-020		B OFFICE SUPPLIES		R	08/10/21	08/12/21		
				115.68									
21-00483	08/11/21	REM01	REXINGTON & VERNICK ENGINEERS										
			1 INVOICE# 1206T077-24	468.00	C-08-00-100-300		B 20-03 GIS		R	08/11/21	08/12/21		
			2 INVOICE# 1206T086-5	196.00	1-01-20-710-020		B TAX ASSESSOR OE		R	08/11/21	08/12/21		
				664.00									
21-00484	08/12/21	PUR01	PURCHASE POWER										
			1 POSTAGE REFILL	762.25	1-01-31-831-020		B POSTAGE		R	08/12/21	08/12/21		
			2 POSTAGE REFILL	254.09	1-05-55-500-021		B WATER OPERATING OE		R	08/12/21	08/12/21		

PO #	PO Date	Vendor	Item Description	Amount	Charge Account	Contract PO Type	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice
21-00484	08/12/21	PUR01	PURCHASE POWER	254.09	1-07-55-500-021	B	SEWER OPERATING OE	R	08/12/21	08/12/21	08/12/21	
			3 POSTAGE REFILL	1,270.43	Continued							
21-00486	08/12/21	SAM02	SAMUEL KLEIN & COMPANY	2,325.00	1-01-20-705-021	B	FINANCE OE	R	08/12/21	08/12/21	08/12/21	
			1 MUNICIPAL BUDGET	1,975.00	1-05-55-500-021	B	WATER OPERATING OE	R	08/12/21	08/12/21	08/12/21	
			3 MUNICIPAL BUDGET	1,975.00	1-07-55-500-021	B	SEWER OPERATING OE	R	08/12/21	08/12/21	08/12/21	
				6,275.00								
Total Purchase Orders:				33	Total P.O. Line Items:	74	Total List Amount:	120,277.74	Total Void Amount:	0.00		

BOROUGH OF HELMETTA
 Bill List By P.O. Number

August 13, 2021
 04:00 PM

Totals by Year-Fund									
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total		
CURRENT FUND	0-01	1,868.75	0.00	1,868.75	0.00	0.00	1,868.75		
CURRENT FUND	1-01	35,968.99	0.00	35,968.99	0.00	0.00	35,968.99		
WATER OPERATING FUND	1-05	2,846.31	0.00	2,846.31	0.00	0.00	2,846.31		
SEWER OPERATING FUND	1-07	70,957.31	0.00	70,957.31	0.00	0.00	70,957.31		
Year Total:		109,772.61	0.00	109,772.61	0.00	0.00	109,772.61		
GENERAL CAPITAL FUND	C-04	2,168.38	0.00	2,168.38	0.00	0.00	2,168.38		
WATER CAPITAL FUND	C-06	6,000.00	0.00	6,000.00	0.00	0.00	6,000.00		
SEWER CAPITAL FUND	C-08	468.00	0.00	468.00	0.00	0.00	468.00		
Year Total:		8,636.38	0.00	8,636.38	0.00	0.00	8,636.38		
Total of All Funds:		120,277.74	0.00	120,277.74	0.00	0.00	120,277.74		

RESOLUTION
#2021 – 119

RESOLUTION AUTHORIZING THE BOROUGH ATTORNEY TO FILE A PETITION OF INTERVENTION FOR BPU DOCKET WR21050813

WHEREAS, Middlesex Water Company on May 20, 2021 filed a petition with a Board of Regulatory Commission requesting a significant (37.79%) rate increase; and

WHEREAS, the implications involved in this petition, if granted the Board of Public Utilities, have a potential adverse financial impact on the residents of the Borough of Helmetta, as contract customers of the Township of East Brunswick; and

WHEREAS, the case will be assigned to the Administration Law Court where the Township must be an active member.

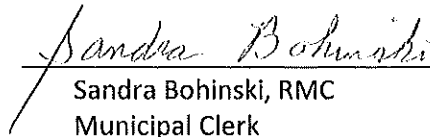
NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Helmetta of the County of Middlesex, State of New Jersey that the Borough Attorney and the Chief Financial Officer are hereby authorized to petition the Board of Regulatory Commission for permission to intervene in BPU Docket No. WR21050813 when assigned to the Administrative Law Judge the petition shall be filed.

BE IT FURTHER RESOLVED that the Chief Financial Officer should request Notice of all conference meetings scheduled with the Staff at the BPU< Rate Counsel or OAL hearings, before same are to be held as part of the Office of Administrative Law Practice.

	Motion	Second	Aye	Nay	Abstain	Absent
Dzingleski			✓			
Duffy		✓	✓			
Karczewski	✓		✓			
Reid			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on August 18, 2021.


 Sandra Bohinski, RMC
 Municipal Clerk

RESOLUTION
2021 – 121
CLOSED SESSION

WHEREAS, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss: Litigation/Interviewing of Applicants for Council

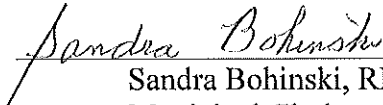
Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

	Motion	Second	Aye	Nay	Abstain	Absent
Dzingleski			✓			
Duffy		✓	✓			
Karczewski	✓		✓			
Reid			✓			

CERTIFICATION

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on August 18, 2021


 Sandra Bohinski, RMC
 Municipal Clerk

**RESOLUTION
#2021 – 122**

CONSENT AGENDA

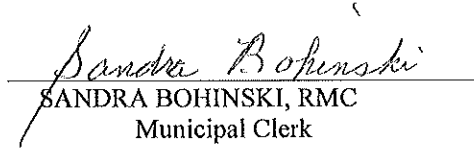
The following routine items and resolutions were adopted in unison as a Consent Agenda:

Report of Municipal Clerk, Tax Collector, Utilities Revenue Collector
Resolutions:

- # 2021 - 115 Middlesex County Improvement Authority – BAN
- 116 Resolution Requesting items of revenue and appropriations
- 117 Payment of bills
- 119 petition of intervention for BPU docket*

	Motion	Second	Aye	Nay	Abstain	Absent
Dzingleski	✓		✓			
Duffy		✓	✓			
Karczewski			✓			
Reid			✓			

I, Sandra Bohinski, Municipal Clerk of the Borough of Helmetta, Middlesex County, New Jersey, do hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Borough Council at the meeting held on August 18,, 2021


 SANDRA BOHINSKI, RMC
 Municipal Clerk

ORDINANCE 2021 - 7

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 40 "LAND DEVELOPMENT" OF THE CODE OF THE BOROUGH OF HELMETTA PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESS WITHIN THE TERRITORIAL LIMITS OF THE BOROUGH OF HELMETTA

WHEREAS; IN 2020 the New Jersey electorate approved Public Question No.1 amending the New Jersey Constitution legalizing a controlled form of marijuana called "cannabis" for adults at least 21 years of age; and

WHEREAS; On February 22, 2021 Governor Murphy signed into law P.L. 2021, c.16 the "New Jersey Cannabis regulatory Enforcement Assistance and Marketplace Modernization Act" (the "Act"), which legalizes the recreational use of marijuana by adults 21 years of age or older and establishes a comprehensive regulatory and licensing scheme for commercial recreational adult use of cannabis operations, use and possession; and

WHEREAS; the Act establishes six (6) marketplace classes of licensed businesses, including:

Class 1 Cannabis Cultivator license, for facilities involved in the growing and cultivating cannabis;

Class 2 Cannabis Manufacturer license, for facilities involved in the manufacturing, preparation and packaging of cannabis items

Class 3 Cannabis Wholesaler license, for facilities involved in obtaining and selling cannabis items for later resale by other licensees;

Class 4 Cannabis Distributor license, for businesses involved in transporting cannabis plants in bulk from a licensed cultivator to another licensed cultivator, or cannabis items in bulk from any type of licensed cannabis business to another;

Class 5 Cannabis Retailer licenses for locations at which cannabis items and related supplies are sold to consumers; and

Class 6 Cannabis Delivery license for businesses providing courier services for consumer purchases that are fulfilled by a licensed cannabis retailer in order to make deliveries of the purchased items to a consumer, and which service would include the ability of a consumer to make a purchase directly through the cannabis delivery service which would be presented by the delivery service for the fulfillment by a retailer and then delivered to a consumer; and

WHEREAS; section 31 a. of the Act authorizes municipalities adopt an ordinance governing the number of cannabis establishments as defined in section 3 of the Act; and

WHEREAS; section 31 b. of the Act provides that any municipality that wishes to prohibit the application of the provisions of the Act within its boundaries must adopt an ordinance or regulations within 180 days of effective date of the Act, i.e. by August 22, 2021; and

WHEREAS; pursuant to section 31 b .of the Act, the failure to do so shall mean that for a period of five (5) years thereafter the growing, cultivation, manufacturing, selling and reselling of cannabis and cannabis items shall be permitted uses in all industrial zones, and the retail selling of cannabis items to consumers shall be a conditional use in all commercial and retail zones; and

WHEREAS; at the conclusion of the initial and any subsequent five-year period following failure to enact local regulations or prohibitions, the municipality again shall have 180 days to adopt an ordinance regulating or prohibiting cannabis businesses, however, such ordinance prohibitions would be prospective only and would not apply to any cannabis business already operating within the municipality; and

WHEREAS; the Mayor and Council of the Borough of Helmetta have determined that due to present uncertainties regarding the potential future impacts of allowing one or more cannabis businesses to operate within the Borough, it is at this time necessary, desirable and in the public interest to amend the Land Development ordinance of the Borough of Hemetta to prohibit all manner of cannabis related land use and development within the geographic boundaries of the Borough of Helmetta.

NOW THEREFORE BE IT HEREBY ORDAINED by the Mayor and Council of the Borough of Helmetta as follows:

ARTICLE I: The Code Borough of Helmetta is hereby amended to include new

Article XVIII CANNABIS:

(1) CANNABIS, *"All classes of cannabis establishments or cannabis distributors or cannabis delivery service, as said terms are defined in section 3 of P.L. 2021 c.16, . but not the delivery of cannabis items and related supplies by a delivery service are prohibited uses. Pursuant to section 31 b. of the New Jersey Cannabis Regulatory Enforcement Assistance and Marketplace Modernization Act (P.L. 2021.c.16) all cannabis establishments, distributors, or cannabis delivery services are*

prohibited from opening or operating anywhere within the Borough of Helmetta except for the delivery of cannabis items and related supplies by a delivery service from another jurisdiction."

ARTICLE II. Any article, section, paragraph, subsection, clause or other provision of this ordinance inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

ARTICLE III. Should any article, section, paragraph, subsection, clause or provision of this ordinance be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

Article IV. This ordinance shall take effect upon its passage and publication and filing with the Middlesex County Planning Board, and as otherwise provide by law.

First Reading: 7/21/21 -
Motion Dzingleski - Second - Karozewski
Roll Call: 3-1

Second Reading 8/18/21
Motion: Dzingleski - Second - Duffy
Roll Call: 3-1 - DEFEATED