

**WORK SESSION
JULY 2, 2019**

In compliance with Chapter 231, OPEN PUBLIC MEETINGS ACT of the State of New Jersey, adequate notice has been given to all members of the Governing Body, the "Local Source" and the "Westfield Leader" the two newspapers designated to receive such notice. The notice is posted on the Borough Hall bulletin board.

Mayor Paul N. Mirabelli called the meeting to order at 7:35 P.M.

PRESENT: Mayor Mirabelli, Councilwoman Andre, Councilman Messler, Councilwoman Pater, Council President Turner and Attorney John Post. Also present were Lt. Joseph Giannuzzi, CFO Jill Goode, Public Works Manager Matt Deanna, Borough Engineer Mike Disko and Tax Assessor Mike Frangella. Councilman Dierkes and Councilman Mortimer were absent.

Discussion was held regarding the Union County Community Development Block Grant Program. In order to participate in the CDBG Program, a resolution must be adopted to enter an annual shared services agreement to cover the Fiscal Year 2019-2020. The projects to be submitted for approval are the Senior Citizen Social Services Program. The proper resolution will be prepared for the July 16, 2019 meeting.

Discussion was held regarding authorization to apply for the 2019 Kids Recreation Trust Grant Program. The borough will apply for field improvements. The Recreation Director will provide a project and funding memo by the next meeting. The proper resolution authorizing borough officials to make application for the grant will be prepared for the meeting of July 16, 2019.

Discussion was held regarding entering into a professional services contract. The borough will renew a professional services contract with Apruzzese, McDermott, Mastro & Murphy PC for legal services involving labor disputes. Further discussion to following in executive session.

The following resolution was introduced by Councilman Messler and seconded by Councilwoman Andre.

RESOLUTION 78-2019

WHEREAS, in accordance with applicable provisions of the Public Contracts Law, the Borough advertised for Bids for Contract 2019-6 for "Resurfacing of Partridge Run"; and

WHEREAS, on June 20, 2019 the return date for the bids, two bids were received as follows:

<u>Bidders:</u>	<u>Base Bid</u>	<u>Alt. #1</u>	<u>Alt. #2</u>
Midwest Construction	\$261,633.66	\$13,653.50	\$4,500.00
Denbar Construction	\$275,307.00	\$24,518.20	\$6,000.00

WHEREAS, the Borough Engineer recommends awarding the Base Bid, Alternate #1 and Alternate #2; and

WHEREAS, the lowest bidder is Midwest Construction Inc., and the Borough Engineer has recommended that Contract 2019-6 be awarded to Midwest Construction Inc., 23 Dead River Road, Warren, NJ 07059.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the contract for Resurfacing of Partridge Run be awarded to Midwest Construction Inc., 23 Dead River Road, Warren, NJ in the amount of \$279,787.16.

Roll call: Ayes: Andre, Messler, Pater, Turner. Nays: 0.

Discussion was held regarding raffle applications from PTO Mountainside for an on premise draw raffle and the Arc of Union County for two on premise draw raffles and an off premise 50/50 draw raffle. The applications are in order and the proper fees have been paid. A motion to approve these licenses will take place at the July 16, 2019 meeting.

Discussion was held regarding a request for a road opening permit at 1234 Cedar Avenue. Pombal Builders, LLC, along with NJ American Water have requested an appeal of the denial of a road opening permit at this location due to the 5 year moratorium. NJ American Water proposes a tunneling concept or excavation restored with asphalt infrared paving. The council approved the restoration subject to a field determination by the Borough Engineer and the engineering costs to be paid by the homeowner. The proper resolution will be prepared for the meeting of July 16, 2019.

The Regional External Affairs Consultant from JCP&L Carol Bianchi introduced herself and provided her contact information.

COUNCIL COMMENTS:

Councilwoman Pater announced the borough's participation in a newly implemented "Recycle Right NJ" social media campaign to educate residents about the issue of recycling contamination.

Councilwoman Andre has received NJDOT approval to paint a mural inside the NJ Transit bus stop along Route 22.

Mayor Mirabelli announced the borough's participation in the Foodstock food drive to help benefit the NJ Community Food Bank in Hillside.

BILLS & CLAIMS:

The following resolution was introduced by Councilman Messler and seconded by Councilman Turner:

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the following bills of the persons named and for the amounts stated below, having been duly audited and found to be correct this 2nd day of July 2019, the same be paid after Council's review, if and when funds are available and that the Mayor, Council President, Administrator and Treasurer are hereby authorized and directed to sign and deliver warrants for same in the amount of \$121,177.59. (Copy of bill list attached)

Roll call: Ayes: Andre, Messler, Pater, Turner. Nays: 0.

AUDIENCE PARTICIPATION: None

Upon motion by Councilman Messler and a second by Councilman Turner, the following resolution to adjourn to closed session was unanimously adopted:

WHEREAS, the Open Public Meetings Act of the State of New Jersey permits the public to be excluded from certain matters to be discussed by the Governing Body; and

WHEREAS, the Mayor and Council desire to discuss personnel, litigation and contracts which are matters where the exclusion of the public is permitted; and

WHEREAS, public disclosure of the results of this discussion will be made as soon as the matters discussed have been resolved by the Governing Body of the Borough of Mountainside;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the aforesaid matters shall be discussed in closed session upon adoption of this resolution.

Meeting adjourned to closed session at 8:00 P.M.

The meeting was recalled to public session at 9:10 P.M.

Upon motion by Councilman Turner and a second by Councilman Messler, the meeting was unanimously adjourned.

Martha Lopez, RMC
Borough Clerk