

WORK SESSION
DECEMBER 6, 2022

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 7:32 P.M.

PRESENT: Mayor Mirabelli, Council President Andre, Councilman Matejek, Councilman Messler, Councilwoman Pacifico (by phone), Councilwoman Pater (by phone), Administrator Mortimer and Attorney John Post. Also present were Public Works Director Matthew DeAnna, Police Chief Joseph Giannuzzi, CFO Jill Goode and Senior Coordinator Kim Moriak. Councilman Dierkes was absent.

Discussion was held regarding the cancellation of certain tax account balances. In accordance with state statute, balances in the amount of \$5.00 or less, whether owed to the borough or owed by the borough, may be cancelled with the authorization of the governing body. The proper resolution to authorize the cancellation of \$5.00 balances on various tax and sewer accounts will be prepared for the meeting of December 20, 2022.

Discussion was held regarding a request from the Finance Officer for year-end budget transfers. In accordance with state statute, transfers can be made within certain budget appropriations during the last two months of the fiscal year. It is requested that certain transfers be made within the 2022 municipal budget. The proper budget transfer resolution will be prepared for the December 20, 2022 meeting.

Discussion regarding a proposed fire department billing ordinance was tabled and referred to the Fire Committee for their recommendations.

Discussion regarding entering a Shared Services Agreement with the Borough of Kenilworth was tabled.

Further discussion was held regarding the Governor's best practices inventory questionnaire. A question regarding whether the borough has an anti-nepotism ordinance was answered "no". Council may want to consider introducing an ordinance next year. Attorney Post will draft a memo with the proposed ordinance details which will mimic the current personnel anti-nepotism policy.

Discussion was held regarding awarding the recycling services contract. Two bids were received and the lowest bidder was our current hauler F. Basso, Jr. Rubbish Removal, Inc. for an annual cost of \$199,440. The annual increase from our current contract is \$19,440. The council approved the contract award to F. Basso. The proper resolution will be prepared for the meeting of December 20, 2022.

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

RESOLUTION 146-2022

WHEREAS, the Borough of Mountainside, pursuant to N.J.S.A. 40A:11-12, may by resolution and without advertising for bids, purchase any goods or services under state contract; and

WHEREAS, the Mountainside DPW Department is in need of a mason dump truck and by utilizing state contracts the Borough can receive competitive pricing, on a timely basis, without the expense and time involved in undertaking independent competitive bidding; and

WHEREAS, the Borough of Mountainside intends to enter into a purchase contract with Winner Ford, Cherry Hill, NJ pursuant to state contract #A88215 for the acquisition of this vehicle; and

WHEREAS, the cost for one 2023 Ford F-450 Cab and Chassis with options is \$82,800.00; and

WHEREAS, the Borough's Financial Officer has certified that the funds are available for this purchase.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Mountainside, County of Union State of New Jersey that the purchase of one 2023 Ford F-450 Cab and Chassis with options in the amount of \$82,800.00 under terms and provisions of state contract #A88215 be and hereby is approved.

Roll call: Ayes: Andre, Matejek, Messler, Pacifico, Pater. Nays: 0.

Discussion was held regarding the contract renewal for Public Health Services with Westfield Regional Board of Health for 2023. The contract proposes a 3%, for a total increase of \$1,335, bringing the annual cost to \$45,828.00. Council agreed to renew the shared services agreement for a three-year term and the proper resolution will be prepared for the meeting of December 20, 2022.

Discussion was regarding leaf blowing regulations was tabled and referred to the DPW Committee for their recommendation.

Discussion was held regarding designated Veteran parking spaces. The Council agreed to designate spaces at borough hall and the library. An ordinance would be needed to implement the spaces. A proposed ordinance will be introduced next year.

Discussion was held regarding the use of the community room. The room was recently used by a senior living facility hosting a bingo for seniors and a concern was raised about whether they were marketing their facility. Senior Coordinator Kim Moriak stated that other facilities will be hosting future senior events and they will not be promoting their facilities.

BILLS & CLAIMS:

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

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 6th day of December 2022, 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 \$131,699.27. (Copy of bill list attached)

Roll call: Ayes: Andre, Matejek, Messler, Pacifico, Pater. Nays: 0.

AUDIENCE PARTICIPATION:

Hearing no one wishing to speak, the public portion of the meeting was closed

The following resolution was introduced by Councilman Messler and seconded by Councilman Matejek.

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 contracts and litigation 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 7:53 P.M.

The meeting was recalled to public session at 8:04 P.M.

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

Martha Lopez, RMC
Borough Clerk