

**REGULAR MEETING
OCTOBER 21, 2025**

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 7:30 P.M.

INVOCATION: Councilman Rinaldo
SALUTE TO THE FLAG
ROLL CALL

PRESENT: Councilman Dierkes, Councilman Matejek, Council President Pacifico, Councilman Rinaldo, Councilman Van Deusen, Councilwoman Wass, Administrator Mortimer and Attorney Post. Also present were DPW Director Matthew DeAnna, Captain Michael Jackson and Senior Coordinator Kim Moriak.

APPROVAL OF MINUTES:

Upon motion by Councilwoman Pacifico a second by Councilman Matejek, the minutes of the Regular Session Meeting held on September 16, 2025 were approved. Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

Upon motion by Councilwoman Wass a second by Councilwoman Pacifico, the minutes of the Work & Executive Session Meetings held on October 7, 2025 were approved. Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

PROCLAMATIONS:

WHEREAS, Red Ribbon Week is a nationwide event dedicated to raising awareness about the importance of making healthy choices and living drug-free; and

WHEREAS, this annual observance began in 1985 as a tribute to the life of Drug Enforcement Administration Agent Enrique "Kiki" Camarena, who lost his life while fighting against drug trafficking; and

WHEREAS, Red Ribbon Week serves as a powerful reminder of the ongoing struggle against substance abuse and its impact on our communities, families, and youth; and

WHEREAS, the commitment to educate our children about the dangers of drug use and to encourage healthy alternatives is essential for fostering a safe and nurturing environment; and

WHEREAS, schools, families, and community organizations play a vital role in promoting awareness, support, and prevention efforts throughout this week and beyond.

NOW, THEREFORE, I, Paul N. Mirabelli, Mayor of the Borough of Mountainside do hereby proclaim October 23 through October 31, 2025 as Red Ribbon Week in the Borough of Mountainside, and urge all residents to join in recognizing this important event by participating in activities that promote healthy, drug-free lifestyles.

WHEREAS, the Borough of Mountainside takes great pride in the accomplishments of its youth and celebrates the spirit of teamwork, perseverance, and excellence demonstrated by its young athletes; and

WHEREAS, the Mountainside 8U Huskie Girls Softball Team achieved an extraordinary victory, capturing the 2025 8U Summer Parkway League Championship; and

WHEREAS, this talented and determined team concluded their regular season with a 6-3 record, entering the playoffs as the 5th seed out of 31 competitive teams; and

WHEREAS, through unwavering commitment, outstanding teamwork, and exceptional sportsmanship, the Huskie girls triumphed in five consecutive playoff games, including impressive redemption victories over the three teams they had previously lost to during the regular season; and

WHEREAS, the success of this team is a reflection of the leadership and guidance of their devoted coaches — Esther King, Tim O’Grady, Joseph Biland, Rich Sawoszczyk, and Joe Van Kirk — whose dedication helped shape these young athletes into champions; and

WHEREAS, the following players are commended for their grit, heart, and sportsmanship on and off the field:

Averiana Mendes
Elizabeth Wessel
Emily Jabri
Emma Sawoszczyk
Lilly Van Kirk
Quinn Sawoszczyk
Reagan O’Grady
Sophia King
Stevie Biland
Valentina Palmiery

NOW, THEREFORE, BE IT PROCLAIMED, that we do hereby congratulate and honor the Mountainside 8U Huskie Girls Softball Team for their remarkable championship victory, and extend heartfelt appreciation for representing our community with pride, character, and resilience.

RESOLUTIONS:

The following resolution was introduced by Councilwoman Wass and seconded by Councilwoman Pacifico.

RESOLUTION 119-2025

SUPPORTING THE SUBMISSION OF APPLICATIONS TO THE COUNTY OF UNION FOR THE YEAR 52 COMMUNITY DEVELOPMENT BLOCK GRANT (“CDBG”) PROGRAM

WHEREAS, the Borough of Mountainside advertised a public notice for and will conduct a public hearing on, October 21, 2025, to consider proposals for the Union County Year 52 Community Block Development Grant Program (“CDBG”); and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Mountainside hereby expresses its support of the Union County Year 52 CDBG Program submission presented to the Governing Body as set forth in the grant application received, for the following program:

1. Senior Citizens Social Services Program

BE IT FURTHER RESOLVED that a copy of this Resolution be furnished to the County of Union along with all applications required for CDBG program submission; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 120-2025

WHEREAS, there exist a need for Fall Staff in the Recreation Department that will operate from September 1st to December 31st; and

WHEREAS, Recreation Director Frank Masella and the Recreation Committee has recommended that the following individuals be appointed to said positions:

Recreation

Name	Position	Wage	
Bryan Dolan	Instructor	\$40.00	Per Hour
Nicholas Silva	Instructor	\$40.00	Per Hour
Jordan Gonzalez	Instructor	\$40.00	Per Hour
Samantha Grindlinger Sanchez	Instructor	\$40.00	Per Hour
Fernando Melo	Instructor	\$40.00	Per Hour
Gabriel Melo	Instructor	\$40.00	Per Hour

WHEREAS, each of the above individuals shall be appointed as temporary employees for the 2025 fall season; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mountainside that the recommendation of Recreation Director Frank Masella and the Recreation Committee be and hereby are accepted and approved pending background checks.

BE IT FURTHER RESOLVED, that the salaries for the above positions shall be set forth in the borough's salary ordinance.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilwoman Pacifico and seconded by Councilman Van Deusen.

RESOLUTION 121-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following person recommended by the Police Chief, be and hereby is appointed as such:

Betty Presser Crossing Guard \$21.00/hour

Effective: September 18, 2025

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Matejek and seconded by Councilwoman Pacifico.

RESOLUTION 122-2025

WHEREAS, pursuant to N.J.S.A 52:34-6.2(b)(3), the Governing Body of the Borough of Mountainside has authorized the use of PEPPM Co-Op, to contract with various vendors for goods and services; and

WHEREAS, N.J.S.A. 52:34-6.2(b)(3) permits the award of a contract without the necessity of competitive bidding; and

WHEREAS, the Police Department is in need of License Plate Reader Cameras; and

WHEREAS, Mind's Eye Technologies is an authorized vendor under PEPPM Co-Op #533902-155; and

WHEREAS, the Chief Financial Officer has certified funds in the amount of \$40,287.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside, that a contract for the purchase and installation of License Plate Reader Cameras is hereby awarded to Mind's Eye Technologies, 2001 Route 46 East, Parsippany, NJ under PEPPM Co-Op #533902-155.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Matejek and seconded by Councilwoman Wass.

RESOLUTION 123-2025

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 cooperative pricing system contracts; and

WHEREAS, the Mountainside Police Department is in need of a pursuit vehicle and by utilizing Co-Op 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 Nielsen Chevrolet, Dover, NJ pursuant to MCCPC Co-Op contract #15-A Item #7 for the acquisition of this vehicle; and

WHEREAS, the cost for a 2025 Chevy Tahoe AWD with options is \$57,550.08; 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 a 2025 Chevy Tahoe with

options in the amount of \$57,550.08 under terms and provisions of contract #15-A Item #7 be and hereby is approved.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 124-2025

WHEREAS, in accordance with applicable provisions of the Public Contracts Law, the Borough advertised for Bids for Contract 2025-5 Resurfacing of Chapel Hill & Outlook Drive West”; and

WHEREAS, on September 30, 2025 the return date for the bids, five bids were received as follows:

Bidders:	Base Bid	Alt. #1
Midwest Construction	\$464,001.87	\$12,750.00
Cifelli & Son Contractors	\$462,504.40	\$15,000.00
Topline Construction	\$478,044.83	\$6,648.90
Denbar Construction	\$473,424.15	\$11,475.00
DLS Contracting	\$467,612.40	\$37,500.00

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

WHEREAS, the lowest bidder is Midwest Construction Inc., and the Borough Engineer has recommended that Contract 2025-5 be awarded to Midwest Construction Inc., 19 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 Chapel Hill & Outlook Drive West” be awarded to Midwest Construction Inc., 19 Dead River Road, Warren, NJ in the amount of \$476,751.87 subject to Borough Attorney review and approval from the New Jersey Department of Transportation.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Van Deusen and seconded by Councilwoman Wass.

RESOLUTION 125-2025

A RESOLUTION AUTHORIZING SEWER UTILITY BILLING ADJUSTMENTS

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside, County of Union, State of New Jersey that the Tax Collector is hereby authorized to issue adjustments to the following sewer utility accounts, as recommended by the Borough Engineer.

Sewer Billing Reduction:

Block	Lot	Property Address	Year	Original Bill	Reduction	New Bill
16.01	48.01	1254 Route 22	2025	\$650.43	\$144.91	\$505.52
18	3.01	1123 Mountain Ave	2025	\$299.94	\$219.06	\$80.88
18	3.01	1123 Mountain Ave	2024	\$153.09	\$67.65	\$85.44
5.20	39	1160 Route 22	2024	\$5,335.64	\$4,322.06	\$1,013.58

Sewer Billing Cancellation:

Block	Lot	Property Address	Year	Original Bill
24.04	10.01	1020-1024 Springfield Ave.	2024	\$50.00
24.04	10.01	1020-1024 Springfield Ave.	2025	\$50.00
24.04	10.04	1028 Springfield Ave.	2024	\$50.00
24.04	10.04	1028 Springfield Ave.	2025	\$50.00

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilwoman Wass and seconded by Councilwoman Pacifico.

RESOLUTION 126-2025

A RESOLUTION AUTHORIZING THE BOROUGH OF MOUNTAINSIDE TO ENTER INTO NJ COOPERATIVE PURCHASING ALLIANCE

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Bergen, hereinafter referred to as the "Lead Agency " has offered voluntary participation in the New Jersey Cooperative Purchasing Alliance # CK04- a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on October 21, 2025 the Governing Body of the Borough of Mountainside, County of Union, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Mountainside.

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Qualified Purchasing Agent is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilwoman Pacifico and seconded by Councilman Matejek.

RESOLUTION 127-2025

BE IT RESOLVED that the Treasurer be authorized to issue the following refunds:

<u>Applicant</u>	<u>For</u>	<u>Amount</u>
Dana Herrigel 139 Walton Ave New Providence, NJ 07974	Play in Nature	\$240.00
Elisa Roland 1119 Heckel Drive Mountainside, NJ 07092	Pickleball	\$90.00

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 128-2025

WHEREAS, there exists Grant Receivables and Grant Reserves on the Balance Sheet; and

WHEREAS, it is necessary to formally cancel the receivable balance and the offsetting appropriation balance from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Mountainside, County of Union, State of New Jersey that the following grant receivable and appropriation balance be cancelled:

Municipal Alliance Grant	\$71.88
NJ Green Acres Grant	\$478,000.00

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Dierkes and seconded by Councilman Van Deusen.

RESOLUTION 129-2025

WHEREAS, Westfield Park Partners, LLC (“WPP”) is the developer of a 162-unit apartment project (“the Development”) on Block 1905, Lot 13 in the Town of Westfield, also known as 522-524 Springfield Avenue, Westfield, New Jersey, and

WHEREAS, the Development connects into an 8-inch sanitary sewer line owned and maintained by Westfield (the “Westfield sewer line”); and

WHEREAS, the Westfield sewer line connects into an 18-inch Mountainside trunk line owned and maintained by the Borough of Mountainside (the “Mountainside Trunk line”); and

WHEREAS, the distance that sewage from the Development will travel in the Westfield sewer line is less than 100 feet and the distance the sewage will travel in Mountainside’s trunk line to the meter in Kenilworth is in excess of 7,600 feet; and

WHEREAS, disputes arose as to the WPP’s right to use the Mountainside Trunk line by connecting into the Westfield sewer line, whether in such event WPP was obligated to pay the \$2,250 per unit Inflow and Infiltration Remediation Charge that Mountainside charges for each

direct or indirect connection into the Mountainside sewerage system, and how the connection fee WPP paid to Westfield was to be divided between Westfield and Mountainside; and

WHEREAS, WPP, Westfield and Mountainside have engaged in lengthy negotiations regarding resolution of the foregoing disputes; and

WHEREAS, such negotiations have resulted in a proposed settlement whereby Mountainside will consent to WPP's use of the Mountainside Trunk line in consideration of WPP paying Mountainside Inflow and Infiltration Remediation Charges in the amount of \$364,500 and connection fee charges in the amount of \$70,000, and in consideration of Westfield paying Mountainside \$40,000 of the connection fee charges that it has collected or will collect from WPP; and

WHEREAS, the terms for implementing the proposed settlement are set forth in a Settlement Agreement, a copy of which is attached to this Resolution; and

WHEREAS Borough Attorneys have recommended to the Governing Body that it accept the foregoing settlement.

NOW THEREFORE BE IT RESOLVED that the appropriate Borough Officials be and they hereby are authorized to sign the Settlement Agreement with Westfield Park Partners, LLC and the Town of Westfield, a copy of which is attached to this Resolution

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Van Deusen and seconded by Councilwoman Wass.

RESOLUTION 130-2025

APPOINTING EB EMPLOYEE SOLUTIONS, LLC, DBA AS THE DIFFERENCE CARD TO PROVIDE HRA SERVICES FOR THE BOROUGH OF MOUNTAINSIDE

WHEREAS, Mountainside Borough ("Borough") provides health insurance coverage for its employees and is subject to certain requirements of the Local Public Contracts Law; and

WHEREAS, the Borough may appoint a VENDOR to provide HRA Services, as an Extraordinary and Unspecifiable Service, in accordance with N.J.S.A 40A-11-5(1)(m); and

WHEREAS, it is the Mountainside Borough's intention to offer our employees the opportunity to enroll in NJ HDHigh + Difference Card with a fully funded Health Reimbursement Account in the amount \$12,400 for each employee regardless of coverage (single, member/spouse, parent/child and family) to be effective January 1, 2026; and

WHEREAS, the CFO has certified that there will be a health benefits appropriation which is included each year in the Borough's annual operation budget; and

WHEREAS, the CFO has certified that funds will be allocated in the 2026 operating budget for full-time employees who opt-in for health benefits.

NOW THEREFORE BE IT RESOLVED, that:

1. The EB Employee Solutions, LLC, dba as The Difference Card (hereinafter the VENDOR) with a business address of 200 Business Park Drive, Suite 311, Armonk, NY 10504 is

appointed to provide HRA Services for the period January 1, 2026 through December 31, 2026.

2. The EB Employee Solutions, LLC shall receive a fee for their services of \$92.17 per employee per month, inclusive of any and all broker fees.

3. There shall be a \$2,500 one-time set-up fee.

BE IT FURTHER RESOLVED, that All associated fees due to the VENDOR will be paid by the Borough directly to the VENDOR.

BE IT FURTHER RESOLVED, that the Borough is hereby authorized to execute contracts between the Borough and the VENDOR set forth in this resolution with terms and conditions as required by the Borough.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Matejek and seconded by Councilman Van Deusen.

RESOLUTION 131-2025

A RESOLUTION AUTHORIZING THE BOROUGH OF MOUNTAINSIDE TO ENTER INTO NJ
COOPERATIVE PURCHASING ALLIANCE

WHEREAS, the Borough of Mountainside desires to become a member of the Somerset County Cooperative Pricing System, #2-SOCCP, effective October 21, 2025; and

WHEREAS, such membership shall be for the period ending December 31, 2028 and each renewal, thereafter of the system, unless elects to formally withdraw from the system.

NOW, THEREFORE, BE IT RESOLVED, that Mayor and Borough Clerk are hereby authorized to execute the attached agreement.

SOMERSET COUNTY COOPERATIVE PRICING SYSTEM ID# - 2SOCCP COOPERATIVE PRICING SYSTEM AGREEMENT

This agreement made and entered into this 21st day of October, 2025 by and between the County of Somerset (Lead Agency), and the Borough of Mountainside, who desire to participate in the SOMERSET COUNTY COOPERATIVE PRICING SYSTEM ID#-2SOCCP.

WITNESSETH

WHEREAS, N.J.S.A. 40A:11-11(5), specifically authorizes two or more contracting units to establish a Cooperative Pricing System for the provision and performance of goods and services and enter into a Cooperative Pricing Agreement for its administration; and

WHEREAS, the County of Somerset is conducting a voluntary Cooperative Pricing System with other contracting units; and

WHEREAS, this Cooperative Pricing System is to effect substantial economies in the provision and performance of goods and services; and

WHEREAS, all parties hereto have approved the within Agreement by Resolution in accordance with aforementioned statute; and

WHEREAS, it is the desire of all parties to enter into such Agreement for said purposes.

NOW, THEREFORE, IN CONSIDERATION OF the promises and of the covenants, terms and conditions hereinafter set forth, it is mutually agreed as follows:

1. The goods or services to be priced cooperatively may include all goods and services which may be under the laws and stipulations of the State of New Jersey and such other items as two or more participating contracting units in the system agree can be purchased on a cooperative basis.

2. The items and classes of items which may be designated by the participating contracting units hereto may be purchased cooperatively for the period commencing with the execution of this Agreement and continuing until terminated as hereinafter provided.

3. The Lead Agency, on behalf of all participating contracting units, shall upon approval of the registration of the System and annually thereafter on the Anniversary of the Registration of the System publish a legal ad in such format as required by N.J.A.C. 5:34-7.9(a) in its own official newspaper normally used for such purposes by it to include such information as:

- (A) The name of Lead Agency soliciting competitive bids or informal quotations.
- (B) The address and telephone number of Lead Agency.
- (C) The names of the participating contracting units.
- (D) The State Identification Code assigned to the Cooperative Pricing System.
- (E) The expiration date of the Cooperative Pricing System.

4. Each of the participating contracting units shall designate, in writing, to the Lead Agency, the items to be purchased and indicate therein the approximate quantities desired (IF NOT AN OPEN AND CONTRACT), the location for delivery and other requirements, to permit the preparation of specification as provided by law.

5. The specifications shall be prepared and approved by the Lead Agency and no changes shall be made thereafter except as permitted by law. Nothing herein shall be deemed to prevent changes in specifications for subsequent purchases.

6. Single advertisement for bids or the solicitation of informal quotations for the goods or services to be purchased shall be prepared by the Lead Agency on behalf of all of the participating contracting units desiring to purchase any item.

7. The Lead Agency when advertising for bids shall receive bids on behalf of all participating contracting units. Following the receipt of bids, the Lead Agency shall review said bids and on behalf of all participating contracting units, either reject all or certain of the bids or make one award to the lowest responsible bidder or bidders for each separate item. This award shall result in the Lead Agency entering into a Master Contract with the successful bidder(s) providing for two categories of purchases:

The quantities ordered for the Lead Agency's own needs, and

The estimated aggregate quantities to be ordered by other participating contracting units by separate contracts, subject to the specifications and prices set forth in the Lead Agency's Master Contract.

8. The Lead Agency shall enter into a formal written contract(s) directly with the successful bidder(s) only after it has certified the funds available for its own needs.

9. Each participating contracting unit shall also certify the funds available only for its own needs ordered; enter into a formal written contract, when required by law, directly with the successful bidder(s); issue purchase orders in its own name directly to successful vendor(s) against said contract; accept its own deliveries, be invoiced by and receive statements from the successful

vendor(s); make payment directly to the successful vendor(s) and be responsible for any tax liability.

10. No participating contracting unit in the Cooperative Pricing System shall be responsible for payment for any items ordered or for performance generally, by any other participating contracting unit. Each participating contracting unit shall accordingly be liable only for its own performance and for items ordered and received by it and none assumes any additional responsibility or liability.

11. The provisions of Paragraphs 7, 8, 9, and 10 above shall be quoted or referred to and sufficiently described in all specifications so that each bidder shall be on notice as to the respective responsibilities and liabilities of the participating contracting units.

12. No participating contracting unit in the Cooperative Pricing System shall issue a purchase order or contract for a price which exceeds any other price available to it from any other such system in which it is authorized to participate or from bids or quotations which it has itself received.

13. The Lead Agency reserves the right to exclude from consideration any good or service if, in its opinion, the pooling of purchasing requirements or needs of the participating contracting units is either not beneficial or not workable.

14. The Lead Agency shall appropriate sufficient funds to enable it to perform the administrative responsibilities assumed pursuant to this Agreement.

15. This agreement shall become effective on the date of the resolution subject to the review and approval of the Director of the Division of Local Government Services and shall continue in effect for a period not to exceed five (5) years from said date unless any party to this Agreement shall give written notice of its intention to terminate its participation.

16. The County of Somerset shall on behalf of all local units participating in the cooperative pricing system renew the system every five (5) years in perpetuity; unless all parties give written notice that there is no longer a desire to need for participation in the system. Renewal of the system will be in accordance with the provisions of N.J.A.C. 5:34-7.6, as may be amended.

17. All records and documents maintained or utilized pursuant to terms of this Agreement shall be identified by the System Identifier assigned by the Director, Division of Local Government Services, and such other numbers as are assigned by the Lead Agency for purposes of identifying each contract and item awarded, in this case #2 SOCCP.

18. This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed and executed by their authorized corporate officers and their respective seals to be hereto affixed the day and year above written.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Rinaldo and seconded by Councilwoman Pacifico.

RESOLUTION 132-2025

WHEREAS, the Borough of Mountainside has settled a tax appeal with Public Storage Euro-Part Ix Ltd. upon the terms and conditions set forth in the Stipulation of Settlement attached hereto, and

WHEREAS, it is necessary that the settlement set forth in such Stipulation of Settlement be approved by the Governing Body.

NOW THEREFORE BE IT RESOLVED that the Stipulation of Settlement between Mountainside Borough, Plaintiff and Public Storage Euro-Part Ix Ltd, Defendant, whereby, *inter alia*, the assessment for the property known as 1054 Rt. 22, Mountainside, as shown on the Borough tax map as Block 7.04, Lot 9 is set for 2025 at \$1,584,400 for the land and \$7,416,000 for the Improvement, for a total assessment of \$9,000,000 be and the same is hereby approved.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilwoman Wass and seconded by Councilman Van Deusen.

RESOLUTION 133-2025

WHEREAS, the A&E Committee has recommended compensation adjustments for the following Municipal Employees which would result in the compensation adjustments set forth below:

Cindy West salary increase of \$7,000
\$3,500 Effective September 1, 2025
\$3,500 Effective January 1, 2026

Employee will be eligible for any 2026 annual increase that may be recommended by Council

NOW, THEREFORE, BE IT RESOLVED that the foregoing compensation adjustments be implemented.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

MOTION:

The following motion was unanimously approved:

- 1. Authorization to appoint Douglas Callanan as a Junior Auxiliary Member

BILLS & CLAIMS:

The following resolution was introduced by Councilman Dierkes and seconded by Councilman Rinaldo.

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 21st day of October 2025, 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 \$186,682.45 (Copy of bill list attached).

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0

COUNCIL COMMENTS:

Councilman Matejek announced Halloween at Old Tote Road and where to donate candy.

Councilwoman Wass mentioned the Walk and Roll event.

Mayor Mirabelli read a report regarding the recent police standoff and thanked everyone involved.

AUDIENCE PARTICIPATION:

Robert Barletta, 1363 Birch Hill Road, asked what actions have been taken regarding the speeding concerns he announced at a meeting in November. Mr. Barletta submitted a petition for the record and read resident comments. He also inquired about Ebike safety. The Mayor explained actions taken to combat the issue and urged drivers to obey the speed limits and drive safely. Ebike safety programs are being offered and requiring registration is forthcoming.

Kirk Manz, 1015 Charles Street, thanked the DPW for improving the flooding issue on Possum Pass. Mr. Manz also requested Charles Street be resurfaced next year and suggested speed bumps to help combat speeding.

Upon a motion by Councilman Dierkes and a second by Councilwoman Pacifico, the meeting was unanimously adjourned at 8:23 P.M.

Martha Lopez, RMC
Borough Clerk