

**REGULAR MEETING  
OCTOBER 20, 2015**

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 7:33 P.M.

**INVOCATION: Mayor Paul N. Mirabelli  
SALUTE TO THE FLAG  
ROLL CALL**

PRESENT: Mayor Paul N. Mirabelli, Councilwoman Andre, Councilman Dierkes, Councilman Messler, Councilman Mortimer, Council President Turner, Administrator Debbie and Attorney Post. Also present were Police Chief Allan Attanasio, Recreation Director Frank Masella and Public Works Manager Ronald Romak. Councilman Lane was absent.

**APPROVAL OF MINUTES:**

Upon motion by Councilman Turner and a second by Councilman Mortimer, the minutes of the Regular Session Meeting held on September 15, 2015 was approved. Roll Call: Ayes: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0.

Upon motion by Councilman Turner and a second by Councilman Mortimer, the minutes of the Work & Executive Session Meetings held on October 6, 2015 were approved. Roll Call: Ayes: Andre, Mortimer, Turner. Nays: 0. Abstained: Dierkes, Messler.

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**PROCLAMATIONS:**

**RED RIBBON WEEK**

WHEREAS, October 23 through October 31, 2015 has been designated Red Ribbon Week, and

WHEREAS, Red Ribbon Week started in 1985 with a group of parents wearing red satin badges as a memorial to Enrique Camarena, a Federal Drug Enforcement Administration Agent who was killed while on duty, and

WHEREAS, as a result, in 1989 the red ribbon became a united symbol of commitment to create a drug-free America, showing a nation's intolerance to alcohol and drug abuse, and

WHEREAS, the Municipal Alliance of the Borough of Mountainside, whose mandate includes spreading the message of drug and alcohol abuse prevention, has coordinated borough and school participation by sponsoring Red Ribbon Week; and

THEREFORE, I, Paul N. Mirabelli, Mayor of the Borough of Mountainside do hereby proclaim October 23 through October 31, 2015 as

**RED RIBBON WEEK**

in the Borough of Mountainside and ask all residents to join in a personal commitment to a drug-free America by wearing and displaying red ribbons during Red Ribbon Week.

**BAND APPRECIATION WEEK  
GOVERNOR LIVINGSTON HIGHLANDER BAND**

WHEREAS, on behalf of the Governor Livingston Band Parents Organization, we wish to acknowledge the musical accomplishments of the Governor Livingston Highlander Band; and

WHEREAS, these musical accomplishments have been a great asset to the students of Governor Livingston High School and all others who have supported the Highlander Band; and

WHEREAS, all citizens are urged to take interest in and give full support to the Governor Livingston Highlander Band in their annual programs.

NOW, THEREFORE, BE IT RESOLVED, that I, Paul N. Mirabelli, Mayor of the Borough of Mountainside, hereby proclaim November 16-23, 2015 as Band Appreciation Week.  
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**RESOLUTIONS:**

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

**RESOLUTION 98-2015**

WHEREAS, the Borough of Mountainside has various escrows including a road opening and developer escrow balance due to applicants and the Borough Engineer, Mike Disko, Jr., has requested the remaining funds be returned, and

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

<u>Applicant</u>	<u>Amount</u>
Frontier Real Estate Development, LLC c/o John Downey 269 Sheffield Street Mountainside, NJ	\$ 1,666.77
Gregory & Patricia Renner 737 Hillside Avenue Mountainside, NJ	\$ 500.00

Roll Call: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0  
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The following resolution was introduced by Councilman Mortimer and seconded by Councilman Turner.

**RESOLUTION 99-2015**

WHEREAS, the New Jersey Transportation Trust Fund Authority Act has provided funds for the improvement of municipal roads through the New Jersey Department of Transportation; and

WHEREAS, the Borough of Mountainside desires to apply for a grant for local aid funds for improvements of a municipal road; and

WHEREAS, the Borough Engineer will prepare the application for the grant for local aid for a section of roadway known as:

**FOREST HILL WAY**

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Mountainside formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Mountainside and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Roll Call: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0

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

**RESOLUTION 100-2015**

WHEREAS, Our Lady of Lourdes Church has requested that the Borough waive the building permit fees required by the Borough for a roof repair; and

WHEREAS, Our Lady of Lourdes Church is a non profit organization serving the community; and

WHEREAS, Our Lady of Lourdes Church has historically made available to the Borough at no cost, facilities including grounds and buildings for community activities; and

WHEREAS, had Our Lady of Lourdes Church not made such facilities available it would be necessary to either forego the activity or obtain a location which would likely result in an expense to the Borough; and

WHEREAS in light of their generosity in the use of its facilities that has benefited all of the residents of the Borough of Mountainside, the Governing Body deems it fitting and appropriate that the modest permit fees be waived;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the appropriate Borough Officials be and they hereby are authorized to waive the permit fees totaling \$1,403.00 for a roof repair.

Roll Call: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0

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

**RESOLUTION 101-2015**

BE IT RESOLVED that the Chief Financial Officer Jill Goode is hereby authorized to accept bids for a \$4,834,900.00 Bond Anticipation Note.

Roll Call: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0  
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**MOTION:**

The following motion was unanimously approved:

1. Approve raffle applications from All Star Pet Rescue Inc. for a 50/50 on premise draw raffle and on premise draw raffle  
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**BILLS & CLAIMS:**

The following resolution was introduced by Councilman Mortimer 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 20<sup>th</sup> day of October, 2015, 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 \$254,235.10 (Copy of bill list attached).

Roll Call: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0  
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**COUNCIL COMMENTS:**

Councilman Turner and Police Chief Attanasio discussed the Police Trading Card Program.

Mayor Mirabelli thanked those who participated in the Cop Trot and Fall Festival.

Police Chief Attanasio discussed Halloween road closures.

Mayor Mirabelli informed the public about the Halloween candy drop off at Borough Hall.  
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**AUDIENCE PARTICIPATION:**

Frances Ehman Bellak, 1238 Poplar Avenue, requested an update on the soil erosion problem on her property. Mayor Mirabelli requested a report from the Borough Engineer.

Hearing no one else desiring to speak, Mayor Mirabelli closed the meeting to the public.  
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Upon a motion by Councilman Turner and a second by Councilman Dierkes, the meeting was unanimously adjourned.

Meeting adjourned at 7:54 PM.  
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Martha Lopez, RMC  
Borough Clerk