

**REGULAR MEETING  
OCTOBER 17, 2023**

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.

Acting Mayor Rene Dierkes called the meeting to order at 7:30 P.M.

**INVOCATION:** Councilwoman Pacifico

**SALUTE TO THE FLAG**

**ROLL CALL**

**PRESENT:** Councilwoman Andre, Councilman Dierkes, Councilman Matejek, Councilwoman Pacifico, Councilwoman Pater, Administrator Mortimer and Attorney Post. Also present were Public Works Director Matthew DeAnna, Senior Coordinator Kim Moriak, Police Chief Joseph Giannuzzi, OEM Director Keith Turner and Recreation Director Frank Masella. Mayor Mirabelli and Council President Messler were absent.

**APPROVAL OF MINUTES:**

Upon motion by Councilwoman Andre a second by Councilman Matejek, the minutes of the Regular Session Meeting held on September 19, 2023 were approved. Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.

Upon motion by Councilwoman Pater a second by Councilwoman Andre, the minutes of the Work & Executive Session Meetings held on October 3, 2023 were approved. Roll Call: Ayes: Andre, Dierkes, Matejek, Pater. Abstain: Pacifico. Nays: 0.

-----

**PROCLAMATIONS:**

WHEREAS, we gather with heavy hearts to honor the life of Deacon Cyril J. (Cy) Massar, who peacefully passed away on August 25, 2023, at the age of 99; and

WHEREAS, Cy's life journey took him from Tresckow Pennsylvania, to Post Avenue in New York City, and eventually to Dumont, New Jersey, where he raised his five children with his wife, Katheleen Flynn, before retiring to Mountainside; and

WHEREAS, Cy served as a WWII veteran, having served in the US Navy from 1943 to 1946 as an Avion Machinist, contributing to a classified mission in the Philippines; and

WHEREAS, he graduated from Power Memorial Academy, earned a Bachelor of Arts degree in Business Administration from Fordham University, and enjoyed a successful sales career with Stanley Vidmar; and

WHEREAS, his compassionate nature extended to a career as a Chaplain, offering pastoral care and emotional support, including with Atlantic Hospice, before retiring in 2019; and

WHEREAS, we remember Deacon Cyril Massar for his profound love of God, Family, and County, and his unwavering dedication to all three; and

WHEREAS, he is survived by his children, grandchildren, and great-granddaughter, and leaving behind his long-time friend and companion, Betty Lynch; and

NOW, THEREFORE, BE IT RESOLVED that we, the current members of the Governing Body of the Borough of Mountainside, recognize our enduring respect and gratitude for the life and service of Deacon Cyril J. (Cy) Massar, a source of inspiration, faith, and unwavering dedication to his community, nation, and God.

-----

WHEREAS, October 23 through October 31, 2023 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 participation by sponsoring Red Ribbon Week.

THEREFORE, I, Paul N. Mirabelli, Mayor of the Borough of Mountainside do hereby proclaim October 23 through October 31, 2023 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.

-----

**RESOLUTIONS:**

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

**RESOLUTION 113-2023**

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 of Mountainside hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2023 for the below amount sums of which item is now available as a revenue from:

- Public & Private Revenues off-set with Appropriations:
- Additional Funding - DMHAS Youth Leadership Grant (\$243.00)
- Additional Funding -Municipal Alliance on Alcoholism & Drug Abuse (\$1,221.00)

SECTION 2

BE IT FURTHER RESOLVED, that a like sum be and the same is hereby appropriated under the caption of:

Public & Private Programs Offset By Revenues Excluded from "CAPS"  
Additional Funding - DMHAS Youth Leadership Grant (\$243.00)  
Additional Funding -Municipal Alliance on Alcoholism & Drug Abuse (\$1,221.00)

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

The following resolution was introduced by Councilwoman Pater and seconded by Councilwoman Andre.

**RESOLUTION 114-2023**

SUPPORTING THE SUBMISSION OF APPLICATIONS TO THE COUNTY OF UNION FOR THE YEAR 50 COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM

WHEREAS, the Borough of Mountainside advertised a public notice for and will conduct a public hearing on, October 17, 2023, to consider proposals for the Union County Year 50 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 50 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: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 115-2023**

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that authorization is granted for the Finance Officer to issue a check in the amount of \$500 to the Mountainside PTO Truck or Treat Event and also to the Mountainside Rescue Squad Spooky Trail as donations in support of these community events.

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 116-2023**

WHEREAS, there is a need for a PT Construction Official; and

WHEREAS, Joseph Ehrhardt is experienced and licensed in performing the duties of a PT Construction Official; and

WHEREAS, the Borough Administrator has recommended that the Borough take action to hire Joseph Ehrhardt as PT Construction Official for the Borough of Mountainside.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Mountainside that Joseph Ehrhardt be appointed as PT Construction Official at an annual salary of \$31,200, with a standard work week of 10 hours, effective October 18, 2023 with a six-month probationary period.

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 117-2023**

WHEREAS, there exists a need for the appointment of a Municipal Tax Assessor; and

WHEREAS, pursuant to NJSA 40A:9-148 et seq. a municipality shall have a Tax Assessor with a term of office of four (4) years from the first day of July next following their appointment; and

WHEREAS, Jennifer Sherman is experienced and licensed in performing the duties of a Tax Assessor; and

WHEREAS, the Borough Administrator has recommended that the Borough take action to hire Jennifer Sherman as a Tax Assessor for the Borough of Mountainside.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Mountainside that Jennifer Sherman is hereby hired as a Tax Assessor at an annual salary of \$23,000, with a standard work week of 3 hours, effective November 1, 2023. The term will be from July 1, 2024 to June 30, 2028 with a six-month probationary period.

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 118-2023**

WHEREAS, there exists a vacancy in the position of Assistant Recreation Director; and

WHEREAS, the Governing Body of the Borough of Mountainside is desirous of filling subject vacancy; and

WHEREAS, Jeffrey Chrono has the experience and knowledge to perform the duties of an Assistant Recreation Director; and

WHEREAS, the Recreation Committee recommend the appointment of Jeffrey Chrono to the position of Assistant Recreation Director; and

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Mountainside that Jeffrey Chrono is hereby appointed as Assistant Recreation Director at a starting annual salary of \$55,000, effective October 16, 2023; and

BE IT FURTHER RESOLVED, that Jeffrey Chrono be hired as a probationary employee with a six-month probationary period in accordance with the Borough of Mountainside Personnel Policy & Procedures Manual. Upon a satisfactory probationary period shall be compensated an additional \$2,000.

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 119-2023**

WHEREAS, there is a need for a Full Time Finance Assistant; and

WHEREAS, the Governing Body of the Borough of Mountainside is desirous of hiring someone to assist in the Finance & Tax Department; and

WHEREAS, Lisa Rizzo is experienced in performing the duties of FT Finance Assistant; and

WHEREAS, the Borough Administrator recommends that the Borough Council take action to hire Lisa Rizzo.

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Mountainside that Lisa Rizzo is hereby hired as FT Finance Assistant at an annual salary of \$57,000 effective October 23, 2023 with a six-month probationary period.

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 120-2023**

WHEREAS, the Borough Engineer and Recreation Director requested refunds to the following individuals; and

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

<u>Applicant</u>	<u>For</u>	<u>Amount</u>
Gary Bobko 1181 Ridge Drive Mountainside, NJ 07092	Road Opening Permit	\$1,500

Patricia Perry  
1115 Saddlebrook Road  
Mountainside, NJ 07092

Jr. Lifeguard Class \$125

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

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

**RESOLUTION 121-2023**

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES

WHEREAS, the Borough of Mountainside has a need to acquire professional services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the QPA has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Paulus Sokolowski and Sartor, LLC has submitted a proposal dated September 11, 2023 indicating they will provide Electrical Engineering Services for the Generator in the Municipal Building at a cost of \$37,600; and

WHEREAS, Paulus Sokolowski and Sartor, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Paulus Sokolowski and Sartor, LLC has not made any reportable contributions to a candidate committee in the Borough of Mountainside in the previous one year, and that the contract will prohibit the Paulus Sokolowski and Sartor, LLC from making any reportable contributions through the term of the contract, and

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

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Mountainside authorizes borough officials to enter into a contract with Paulus Sokolowski and Sartor, LLC as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution and,

BE IT FURTHER RESOLVED that award of this contract will be published in the appropriate newspaper within ten days hereof.

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.  
-----

**ORDINANCE:** First Reading (Introduction)

**ORDINANCE 1323-2023**

**AN ORDINANCE TO AMEND ORDINANCE 1304-2021 FIXING SALARY RANGES  
 FOR MUNICIPAL EMPLOYEES**

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that Ordinance 1304-2021 is hereby amended to read as follows:

<b>A&amp;E</b>		
Borough Administrator	\$	25,000 - \$125,000
Administrator Assistant		15,000 - 40,000
Borough Clerk/Registrar of Vital Statistics		70,000 - 125,000
Deputy Borough Clerk/Deputy Registrar		30,000 - 67,000
QPA		5,000 - 15,000
Mayor		2,500 - 8,000
Council Member		1,200 - 6,000
<b>Finance</b>		
Chief Finance Officer		70,000 - 125,000
Finance Assistant		40,000 - 65,000
Tax Collector		10,000 - 50,000
Assistant CFO		60,000 - 100,000
Assistant Tax Collector		15.00 - 40.00 Hourly
<b>Police</b>		
Chief of Police		100,000 - 200,000
Administrative Assistant/Payroll Clerk		30,000 - 65,000
Records Clerk		15.00 - 30.00 Hourly
Communications Officers		35,000 - 75,000
Crossing Guard		15.00 - 30.00 Hourly
Class II Special Officer		25.00 - 50.00 Hourly
Per Diem Communications Officer		25.00 - 45.00 Hourly
<b>Building</b>		
Construction Official/Building Subcode Official/ Building Inspector		10,000 - 60,000
Construction/Fire Prevention Secretary		20,000 - 65,000
Secretary: Engineer/DPW/Shade Tree/Recycling		30,000 - 65,000
Secretary: Planning Board		5,000 12,000
Recording Secretary Planning Board		300 400 per Meeting
Inspectors: (Plumbing/Building/Electrical)		35.00 - 55.00 Hourly
Fire Prevention/Fire Subcode Official		35.00 - 55.00 Hourly
Zoning Officer		35.00 - 70.00 Hourly
Public Works Director		70,000 - 125,000
Public Works Employees		40,000 - 75,000
Public Works Foreman		40,000 - 70,000
Engineer		35,000 - 100,000
Tax Assessor		15,000 - 40,000
Assistant to Assessor		3,000 - 10,000
Certified Wastewater & Treatment Operator		2,000 - 5,000
<b>Court Administrator</b>		
Court Administrator		40,000 - 90,000
Deputy Court Administrator		30,000 - 65,000
Violations Clerk		15.00 - 30.00 Hourly
Municipal Judge		15,000 - 45,000
Municipal Prosecutor		15,000 - 40,000

Public Defender	3,600 -	8,000
Miscellaneous		
Handyman	15.00 -	30.00 Hourly
Drug Alliance Coordinator	3,000 -	5,000
Cable TV Coordinator	15.00 -	30.00 Hourly
Cable TV	15.00 -	25.00 Hourly
Website Coordinator	1,000 -	5,000
Board of Health Secretary	3,000 -	6,000
Senior Citizen Coordinator	15,000 -	70,000
Senior Van Driver	15.00 -	40.00 Hourly
OEM Director	5,000 -	15,500
OEM Deputy Director	2,500 -	12,500
Temporary Staffing	15.00 -	75.00 Hourly
Recreation		
Recreation Director/Pool Administrator	40,000 -	125,000
Recreation Dept Secretary/Pool Bookkeeper	20,000 -	60,000
Assistant Recreation Director	30,000 -	70,000
Pool Manager	6,000 -	15,500
Assistant Pool Manager	4,000 -	10,500
Pool Secretary (P/T)	14.00 -	20.00
Swim Instructors	14.00 -	22.00
Life Guards	15.00 -	22.00
Main Gate Control	14.00 -	20.00
Maintenance Foreman	14.00 -	20.00
Maintenance Personnel	14.00 -	20.00
Swim Coach	1,750 -	4,500
Assistant Swim Coach	200 -	2,500
Diving Coach	1,400 -	3,000
Assistant Pool Tech	2,000 -	5,000
Fitness/Sports Instructor (per person, per class)	2.00 -	60.00
Tennis Lesson Instructor (per person, per session)	35.00 -	150.00
Art/Crafts Instructor (per person, per class)	2.00 -	40.00
Sports Supervisor (per session)	25.00 -	90.00
Youth Tennis Team Coach (per season)	350.00 -	1,500
Men's Softball Supervisor (per season)		500.00
Activity Supervisor (per session)	10.00 -	75.00
Sports Official (per session)	10.00 -	180.00
Assignor (per game)	2.00 -	12.00
Summer Playground Supervisor	20.00 -	28.00 Hourly
Summer Playground Assistant Supervisor	15.00 -	22.00 Hourly
Sports Coach	1,500 -	3,500
Middle School Team Coach (per season)	350 -	4,500

This ordinance shall be effective upon final passage and publication in accordance with the law.

It was moved by Councilwoman Pacifico and seconded by Councilwoman Pater that this ordinance be passed on first reading and advertised in full for a public hearing on November 21, 2023.

Roll Call: Andre, Dierkes, Matejek, Pater, Pacifico. Nays: 0.

-----

**MOTION:**

The following motion was unanimously approved:

1. Authorization to appoint Chase Kimmel as a Volunteer Firefighter

**BILLS & CLAIMS:**

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

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 17<sup>th</sup> day of October 2023, 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 \$607,364.66 (Copy of bill list attached).

Roll Call: Ayes: Andre, Dierkes, Matejek, Pacifico, Pater. Nays: 0.

**COUNCIL COMMENTS:**

Councilman Matejek announced upcoming community events.

Councilwoman Pater announced upcoming events and fundraiser.

Councilman Dierkes mentioned upcoming Veterans events. He also commented about the Candlelight Vigil for Israel and his thoughts about the atrocities that Hamas was committing and that this vigil symbolized that we will stand up against this evil.

**AUDIENCE PARTICIPATION:** None

The following resolution was introduced by Councilwoman Pater and seconded by Councilwoman Andre.

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 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.

Upon a motion by Councilwoman Andre and a second by Councilwoman Pacifico, the meeting was unanimously adjourned at 8:40 P.M.

-----

---

Martha Lopez, RMC  
Borough Clerk