

**WORK SESSION
APRIL 9, 2013**

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 8:06 P.M.

PRESENT: Mayor Mirabelli, Councilwoman Andre, Councilman Lane, Councilman Mortimer, Council President Turner, Councilman Wass, Attorney John Post and Administrator Debbie. Also present were CFO Jill Goode, Recreation Director Frank Masella, Deputy Clerk Susan DiFrancesco, and Public Works Manager Ronald Romak. Councilman Messler was absent.

Discussion was held regarding a request from the Finance Officer to purchase gift checks for Deerfield School Graduation Class Valedictorian and Salutatorian. Council agreed to increase the gift checks to \$300 and \$200. The proper resolution will be prepared for the meeting of April 16, 2013.

Discussion was held regarding the results of re-bid Contract 2013-3 – Reconstruction of Pool Pavilion. The original bids were rejected because the cost exceeded the projected budget; therefore the plans were scaled down and re-bid. Borough Engineer Michael Disko recommends awarding to the lowest bidder.

The following resolution was introduced by Councilman Turner and seconded by Councilman Lane.

RESOLUTION 57-2013

WHEREAS, in accordance with applicable provisions of the Public Contracts Law, the Borough advertised for Bids for Contract 2013-3 for "Reconstruction of Pavilion at Mountainside Community Pool"; and

WHEREAS, on April 2, 2013 the return date for the bids three bids were received as follows:

<u>Bidders:</u>	<u>Base Bid:</u>	<u>Alt.#1</u>	<u>Total</u>
Edge Property Maintenance, Inc.	\$70,000.00	\$10,000.00	\$80,000.00
Penn-Bower Inc.	\$82,740.00	\$7,500.00	\$90,240.00
Zenith Construction Services, Inc	\$120,000.00	\$5,000.00	\$125,000.00

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

WHEREAS, the lowest bidder is Edge Property Maintenance, Inc. and the Borough Engineer has recommended that Contract 2013-3 be awarded to Edge Property Maintenance, Inc. 600 Sioux Avenue, Lake Hiawatha, NJ 07034.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the contract for “Reconstruction of Pavilion at Mountainside Community Pool” is awarded to Edge Property Maintenance, Inc., 600 Sioux Avenue, Lake Hiawatha, NJ 07034, in the amount of \$80,000.00.

Roll Call: Ayes: Andre, Lane, Mortimer, Turner, Wass. Nays: 0.

Discussion was held regarding the annual 8th grade pool party. The Mountainside PTA has requested permission to use the pool on June 5, 2013. They have requested that the fee of \$400 normally charged be waived. The proper resolution will be prepared for the April 16, 2013 meeting to grant permission for use of the pool and to waive the \$400 fee.

Discussion was held regarding a request for a pool membership credit from Dana Guidici Pietro. The 2012 family membership was not utilized because she was placed on bed rest in May for the remainder of her pregnancy. Ms. Guidici Pietro would appreciate any exception the Council could make for her family to use the membership this coming summer. The policy is not to refund membership fees unless a medical problem was reported during the season or if they are moving out of town. The topic was tabled pending more information.

Discussion was held regarding a zumba program refund. Pamela Federbusch requested a refund because she was disappointed with the class. The total refund amount is \$76. The proper resolution will be prepared for the meeting of April 16, 2013.

Discussion was held regarding a report from PSE&G in connection to improvements in the company’s procedures in the wake of recent major power outages. PSE&G recommends we advise all residents to call in to report power outages in order to have an accurate count of those without power. The towns should report downed poles by their assigned number, if possible. PSE&G is conducting ongoing tree and branch removal operations. Residents are encouraged to sign up on their website to receive constant updates on the status of their power. PSE&G will provide three conference calls daily to keep towns up to date on their progress, approve tree clearances and establish each town’s priorities.

Discussion was held regarding raffle applications from Watchung Stables Auxiliary Inc. They are requesting three on premise 50/50 draw raffles and three on premise draw raffles. The applications are in order and the proper fees have been paid. Action to approve the raffle licenses will take place at the meeting of April 16, 2013.

Discussion was held regarding the appointment of the 2013 summer playground staff. Natalie Hryniewicz will be appointed Playground Supervisor overseeing three Assistants. The proper resolution authorizing the hiring of seasonal playground staff will be prepared for the April 16, 2013 meeting.

Discussion was held regarding a report from the Fire Committee. Councilman Lane stated that there have been ongoing efforts to increase membership commitments. The department is interested in a new communication system to inform members about who will be responding and their expected arrival time. If they can't coordinate the system through the rescue squad, then the setup cost will be \$2,000, in this case an application will be submitted to the Watts Foundation. There is also a renewed interest in creating a junior firefighter program. Some improvements to daytime coverage include allowing borough employees whom are members of the fire department to leave their posts and respond to fire calls.

Discussion was held regarding a DOT construction project along Route 22. The project will install a controlled traffic system that will synchronize all the traffic lights along Route 22. During construction we expect traffic jams to develop north and south along New Providence Road.

Discussion was held regarding the annual audit. Mayor Mirabelli commending the CFO and Administrative staff for achieving another audit report with no audit recommendations.

Discussion was held regarding a letter to the Mountainside Restoration Committee approving their request to relocate the Levi Cory House next to the Hetfield House.

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 9th day of April 2013, 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 \$132,304.96 (Copy of bill list attached.)

Roll Call: Andre, Lane, Mortimer, Turner, Wass. Nays: 0

Discussion was held regarding questions and concerns about our height restriction ordinance. Councilman Turner explained that the Planning Board is reviewing the master plan and will recommend raising the height restriction to 35 feet with a FRA ratio of 2.25 and those changes won't be implemented until sometime in June. If the builder can't wait until June, they have the option to apply for a variance.

Discussion was held regarding the introduction of the 2013 budget. Mayor Mirabelli clarified that the budget was not introduced at the last meeting. The budget will be officially introduced, adopted and addressed at our meeting on April 16th. Residents who are interested are welcomed to attend.

Upon motion by Councilman Turner and a second by Councilman Mortimer, 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 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 8:45 P.M.

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

Upon motion by Councilman Mortimer and a second by Councilwoman Andre, the meeting was unanimously adjourned.

Respectfully submitted,

Martha Lopez, Borough Clerk