

**REGULAR MEETING  
MAY 19, 2020**

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 7:42 P.M via FB livestream.

**INVOCATION:** Councilwoman Pater  
**SALUTE TO THE FLAG**  
**ROLL CALL**

**PRESENT:** Mayor Mirabelli, Councilman Dierkes, Councilman Messler, Councilwoman Pacifico, Councilwoman Pater, Council President Turner, Administrator Atkins and Attorney Post. Also present were Public Works Director Matthew DeAnna, Recreation Director Frank Masella, Engineer Mike Disko, and Police Chief Joseph Giannuzzi. Councilwoman Andre was absent.

**APPROVAL OF MINUTES:**

Upon motion by Councilman Turner a second by Councilman Messler, the minutes of the Regular & Executive Session Meetings held on April 21, 2020 were approved. Roll Call: Ayes: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0.

Upon motion by Councilman Turner a second by Councilman Messler, the minutes of the Work & Executive Session Meetings held on May 5, 2020 were approved. Roll Call: Ayes: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0.

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**RESOLUTIONS:**

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

**RESOLUTION 65-2020**

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MOUNTAINSIDE, IN THE COUNTY OF UNION, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF MOUNTAINSIDE, AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$5,266,072 BOND ANTICIPATION NOTE AND A \$120,000 SPECIAL EMERGENCY NOTE, BOTH ISSUES DATED MAY 1, 2020 AND PAYABLE APRIL 30, 2021, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

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WHEREAS, the Borough of Mountainside, in the County of Union, New Jersey (the "Borough"), from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, that require issuers of tax-exempt obligations, such as the Borough, to account for and rebate certain arbitrage earnings to the United States Treasury and to take such other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough intends to issue a \$5,266,072 bond anticipation note and \$120,000 special emergency note, both issues dated May 1, 2020 and payable April 30, 2021 (collectively, the "Notes"); and

WHEREAS, the Borough desires to designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountainside, in the County of Union, New Jersey, as follows:

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Borough (including the Notes) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Notes are hereby designated as "qualified tax-exempt obligations" for the purpose of Section 265(b) (3) of the Code.

SECTION 4. It is hereby determined and stated that (1) the Notes are not a "private activity bonds" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2020.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Notes) during the calendar year 2020.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b) (3) of the Code; however, the Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Notes and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2020 dated as of the date of delivery of the Notes.

SECTION 8. This resolution shall take effect immediately upon its adoption.

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

**RESOLUTION 66-2020**

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Borough of Mountainside has the authority to prepare and issue estimated tax bills; and

WHEREAS, in order for the Borough of Mountainside to meet our financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing it would be in our best interest to do so; and

WHEREAS, the Tax Collector and the Chief Financial Officer have reviewed and computed an estimated levy in accordance with N.J.S.A. 54:4-66.3.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside on this 19<sup>th</sup> day of May, 2020, as follows:

1. The Borough of Mountainside Tax Collector is hereby authorized and directed to prepare and issue estimated bill for the Borough of Mountainside for the third quarter of 2020 taxes, in accordance with the provisions of N.J.S.A. 54:4-66.2 et seq. in the event a tax rate is not certified timely
2. The entire estimated tax levy for 2020 is hereby set at \$36,811,713.35.

Roll Call: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0.  
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The following resolution was introduced by Councilwoman Pacifico and seconded by Councilman Dierkes.

**RESOLUTION 67-2020**

WHEREAS, the Recreation Director Frank Masella requested the following refunds; and

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

<u>Applicant</u>	<u>Program</u>	<u>Amount</u>
Janine Mortellito 633 Passaic Avenue Kenilworth, NJ 07033	Pool Membership	\$640.00
Katrina Wasserman 1333 Birch Hill Road Mountainside, NJ 07092	Pool Membership	\$348.00
Rachel Pater 1155 Corrinne Terrace Mountainside, NJ 07092	Spring Soccer	\$140.00
Elisa Roland 1119 Heckel Drive Mountainside, NJ 07092	Spring Soccer	\$140.00
Myranda Shimko 2068 Mountain Avenue Scotch Plains, NJ 07076	Pool Membership	\$640.00
Nicholas Balestrino	Pool Membership	\$640.00

417 Montague Avenue  
Scotch Plains, NJ 07076

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

**RESOLUTION 68-2020**

WHEREAS, it is the desire of the Governing Body of the Borough of Mountainside to appoint a Probationary Police Officer to the Borough of Mountainside Police Department; and

WHEREAS, the Police Committee interviewed several qualified candidates for the position of Probationary Police Officer for the Borough of Mountainside Police Department; and

WHEREAS, the Police Committee has recommended the appointment of Tristan O'Connor as Police Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that Tristan O'Connor be appointed as a Probationary Police Officer for the Borough of Mountainside Police Department.

BE IT FURTHER RESOLVED, that said appointment shall be effective June 1, 2020 with the probationary period ending one-year from the appointment date at a probationary period salary of \$45,265.22.

Roll Call: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0.  
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Mayor Mirabelli provided background history and recommendations for the settlement.

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

**RESOLUTION 69-2020**

WHEREAS, Alpine at Mountainside LLC, a New Jersey limited liability company ("Alpine"), is the developer of a development in the Borough of Mountainside commonly known as "Alpine Ridge at Mountainside, A Condominium" (the "Alpine Development"); and

WHEREAS, the Alpine Development was made possible by a Resolution passed by the Borough Planning Board dated June 28, 2016, pursuant to which Alpine was given Site Plan and other land use approvals for the development of approximately 5 acres of land on Rt. 22 in the Borough; and

WHEREAS, the Alpine Development consists of a total of thirty (30) "for sale" dwelling units (the "Units"), twenty-four (24) of which are market Units (the "Market Units") and six (6) of which are subject to affordability controls for occupancy by low- and moderate-income households (the "Affordable Units"); and

WHEREAS, a dispute arose between Alpine and the Borough as to whether Alpine was entitled to rent the Market Units without Alpine obtaining approvals beyond those obtained in its initial application to the Borough Planning Board; and

WHEREAS, Alpine commenced that certain lawsuit captioned “Alpine at Mountainside, LLC v. Borough of Mountainside, et al., Docket No. C-122-19” (the “Litigation”); and

WHEREAS, by decision dated October 18, 2019, the Court held that, although the Borough may not regulate the usage of the Market Units, Alpine must return to the Planning Board to develop a record and seek approval for an amended site plan; and

WHEREAS, Alpine has filed an application with the Planning Board and contended, in connection therewith, that there have been no changes in the development of the property which would require any amendments to the June 28, 2016 Resolution; and

WHEREAS, Alpine served a Notice of Tort Claim on the Borough in November, 2019 claiming substantial monetary damages by reason of the Borough’s refusal to permit Alpine to rent the Market Units without Alpine obtaining approvals beyond those obtained in its initial application to the Borough Planning Board; and

WHEREAS, the Borough has engaged in negotiations with Alpine to determine whether the claims asserted in the Litigation, and the claims set forth in the Notice of Tort Claim that was served Alpine on the Borough in November, 2019, could be resolved without further hearings before the Planning Board, and further litigation; and

WHEREAS, as a result of such negotiations a tentative Settlement Agreement has been reached between Alpine and the Borough; and

WHEREAS, the terms of the tentative Settlement Agreement were reviewed by the Governing Body during its public meeting on May 5, 2020, and during such meeting comments were received from members of the public, including specifically Mountainside residents whose properties about the Alpine Property; and

WHEREAS, the Borough Attorney, the Planning Board Attorney, and the Borough Planner have all recommended that the Governing Body approve the tentative Settlement Agreement on the grounds that such Settlement Agreement better serves both the interests of the Borough residents whose properties about the Alpine Property, and the interests of the rest of the Borough residents, than any decision that might be forthcoming from the Planning Board should Alpine continue its application before the Planning Board to a decision; and

WHEREAS, the tentative Settlement Agreement resolves all of the claims asserted in the Litigation, and all of the claims set forth in the Notice of Tort Claim that was served Alpine on the Borough in November, 2019.

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 sign the Settlement Agreement between Alpine at Mountainside LLC and the Borough of Mountainside.

Roll Call: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0.

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**ORDINANCE:** First Reading (Introduction)

**ORDINANCE 1285-2020**  
**AN ORDINANCE TO PERMIT RESTAURANTS TO UTILIZE TEMPORARY OUTDOOR DINING**  
**AREAS IN LIGHT OF THE COVID-19 PANDEMIC**

WHEREAS, on March 9, 2020, Governor Murphy issued Executive Order 103, declaring a State of Emergency and a Public Health Emergency in response to the outbreak of the COVID-19 virus in the State of New Jersey; and

WHEREAS, since then, Governor Murphy has issued numerous Executive Orders related to the COVID-19 pandemic, including Executive Order 107, which permits restaurants to operate during their normal business hours, but restricts their activities to only offering delivery and/or take-out services; and

WHEREAS, although Executive Order 107 currently remains in effect, the Governing Body of the Borough of Mountainside (“Governing Body”) believes that it is appropriate to make preparations in the anticipation that the restrictions and regulations in the Governor’s Executive Orders related to restaurant operations during the COVID-19 pandemic may be relaxed and/or modified in the coming weeks or months; and

WHEREAS, in the anticipation that the Governor’s Executive Orders related to the COVID-19 pandemic may be relaxed and/or modified to allow restaurants to resume their dine-in operations at reduced capacities and/or with social distancing requirements, the Governing Body believes that it is appropriate to establish a mechanism that will enable restaurants to more easily comply with any applicable capacity and/or social distancing requirements by making use of temporary outdoor dining areas.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Mountainside (the “Borough Council”) as follows:

**SECTION I – PURPOSE**

The purpose of this Ordinance is to help put the restaurants located within the Borough of Mountainside (the “Borough”) in a better position to comply with any potentially forthcoming executive orders or regulations from the Governor’s Office that would allow restaurants to resume their dine-in operations at reduced capacities and/or with social distancing requirements.

This Ordinance seeks to accomplish this purpose by permitting restaurants to utilize tasteful and aesthetic outdoor dining areas on adjacent property and/or sidewalks, under the direction and approval of the Borough’s Restaurant Review Committee, which is created herein.

The enforcement of existing provisions of the Revised General Ordinances of the Borough of Mountainside, 2020 (the “Borough Code”) that are inconsistent with this Ordinance shall be suspended during the effective period of this Ordinance, but only to the extent of such inconsistency, and only with respect to restaurants operating an outdoor dining area pursuant to this Ordinance.

**SECTION II – APPLICABILITY**

This Ordinance shall apply to all “restaurants” within the Borough, where “restaurant” is defined as an establishment regularly and principally used for the purpose of providing meals to the public, having an adequate kitchen and dining room equipped for the preparing, cooking and serving of food for its

customers and in which no other business, except such as is incidental to such establishment, is conducted.

### SECTION III – SUBMISSION OF APPLICATIONS

Any restaurant wishing to establish and utilize an outdoor dining area pursuant to this Ordinance (the “Applicant”) must submit an application to the Borough’s Restaurant Review Committee. There shall be no fee required to be submitted with such application. The application shall be on prescribed forms and shall be filled out completely and submitted with the following attachments and exhibits:

- A. Scaled layout of tables, chairs, and other structures such as low barriers if proposed (such as bollards), showing dimensions of tables, chairs, other structures, and overall area (including all sidewalks);
- B. A detailed narrative and plan of relevant information, describing method of service, proposed hours of service outdoors, use of personal protective equipment (“PPE”) and proper social distancing, and method of litter control and trash handling for outdoor service;
- C. Photographs or diagrams of tables, chairs, and other furniture or structures to be utilized, showing style, design, materials, size and colors;
- D. A narrative as to how tables, chairs, umbrellas and/or benches will be secured overnight;
- E. Proof of insurance that complies with the requirements of Section VI of this Ordinance;
- F. An executed indemnification agreement that complies with the requirements of Section VII of this Ordinance;
- G. An executed maintenance agreement that complies with the requirements of Section VIII of this Ordinance;
- H. Written consent of the landlord/property owner in the event the Applicant is a tenant leasing, or otherwise occupying, the premises in which the restaurant is located but which is not owned by the Applicant.

### SECTION IV – RESTAURANT REVIEW COMMITTEE ESTABLISHMENT AND APPROVAL OF APPLICATIONS

The Borough’s Restaurant Review Committee shall be comprised of: the Borough Administrator, Zoning Officer, Borough Engineer, Police Chief (or designee), and the Fire Chief (or designee). The Restaurant Review Committee shall, prior to approving any application submitted, consult with the Borough’s Health Officer (or designee) to ensure that the proposed outdoor dining area complies with all applicable health and sanitary laws and regulations.

The Restaurant Review Committee may approve each application as submitted or may approve the application with amendments and conditions or may disapprove such application. It is expressly understood that the Restaurant Review Committee shall have the discretion, right and power to waive one or more of the above-referenced application requirements.

Following approval from the Restaurant Review Committee, the Borough’s Zoning Officer shall issue a permit authorizing the applicant to establish and utilize an outdoor dining area, subject to the rules and

regulations set by this Ordinance, as well as any additional conditions imposed by the Restaurant Review Committee.

Appeal of any disapproval, conditional or amended approval of an application submitted pursuant to this Ordinance may be made to the Borough Council.

#### SECTION V – RULES AND REGULATIONS

- A. The outdoor dining area shall be operated and maintained in accordance with the Applicant's sketches, narrative, and plan as finally approved.
- B. The outdoor dining area shall be actually operated and maintained by the same person or entity who operates and maintains the related restaurant of which the outdoor dining area is a part and an extension.
- C. No furniture, apparatus, decoration or appurtenance used in connection with the operation of the outdoor dining area shall be located in such a way as to impede the safe and speedy ingress and egress to or from any building or structure.
- D. No furniture, apparatus, decoration or appurtenance used in connection with the operation of the outdoor dining area shall be located in such a way that less than four feet of paved sidewalk remains for the exclusive use of pedestrians, nor shall any such furniture, apparatus, decoration or appurtenance project or protrude into, on or above the required pedestrian passageway.
- E. No furniture, apparatus, decoration or appurtenance used in connection with the operation of the outdoor dining area shall be located in such a way that interferes with vehicular safety, or with necessary access for fire-fighting equipment and ambulances or personnel. However, nothing in this Ordinance shall preclude the use of a portion of a parking area for all or a portion of an outdoor dining area, provided the Restaurant Review Committee is satisfied that public safety and accessibility will not be impaired or unduly affected.
- F. The Restaurant Review Committee may require low barriers of a temporary nature (such as bollards) to be placed at the edge of the outdoor dining area during business hours in order to protect the outdoor patrons from vehicle movements within parking areas or streets adjacent to the establishment.
- G. The Restaurant Review Committee may require minimum signage, including the size, shape, material and related characteristics thereof, to be placed in and/or around the outdoor dining area for any of the following purposes:
  - 1. Defining the boundaries of the outdoor seating area or any waiting area;
  - 2. Setting forth rules or guidelines applicable to restaurant patrons;
  - 3. Promoting safety for vehicular and/or pedestrian traffic; or
  - 4. Any other purpose deemed appropriate and/or necessary by the Restaurant Review Committee.

- H. The sidewalk or other area utilized for the outdoor dining area shall be kept clean and free of litter. Trash receptacles shall be provided as needed.
- I. Noise shall be kept at such a level as to comply with the appropriate section of the Borough Code.
- J. Outdoor dining areas shall not be permitted to operate in a manner or during times which unduly interfere with the peace and quiet of nearby residences, as determined by the Restaurant Review Committee. The Borough may revoke, or amend the conditions of, a previously issued permit to eliminate such interference.
- K. Outdoor dining areas shall be permitted to operate only during the hours that the associated restaurant is permitted to operate. Within 30 minutes after the closing of the outdoor dining area, the operator shall have all furniture, apparatus, decoration and appurtenances and any other items used in connection with the operation of such outdoor dining area appropriately covered, secured, or stored so as to avoid a public hazard or nuisance.
- L. Operators of outdoor dining areas shall be required to comply with all applicable regulations of the Borough's Board of Health.
- M. The Borough reserves the right to revoke, or modify the conditions of, any outdoor dining area permit issued under this Ordinance to address any compliance, safety, or health issues, or in order to ensure consistency with any other applicable county, state, or federal laws, directives, or guidance.

#### SECTION VI – INSURANCE REQUIRED

No outdoor dining area permit shall be issued unless the applicant provides a certificate of insurance, issued by a company duly authorized to transact business under the laws of the State of New Jersey, evidencing insurance which provides for the payment of not less than \$500,000 to satisfy all claims for damage by reason of bodily injuries to or the death of any person as a direct or indirect result of the operation of the restaurant's outdoor dining area or for injury to any person occurring on the premises occupied by such restaurant, and further provides for the payment of not less than \$10,000 to satisfy all claims for property damage occurring as a direct or indirect result of the operation of such restaurant's outdoor dining area. Such certificate shall provide that the insurance company shall notify the Borough ten (10) days prior to cancellation of, or substantial change in, coverage, and shall name the Borough as an additional insured thereunder.

#### SECTION VII – INDEMINIFICATION AGREEMENT

No outdoor dining area permit shall be issued unless the Applicant shall have first executed and filed an indemnification agreement in a form approved by the Attorney of the Borough of Mountainside (the "Borough Attorney") pursuant to which the Applicant, in further consideration of the issuance of the permit, shall agree to forever defend, protect, indemnify and save harmless the Borough, its officers, agents and employees from and against any and all claims, causes of action, injuries, losses, damages, expenses, fees and costs arising out of or which may arise out of the Applicant's operation of such outdoor dining area.

#### SECTION VIII – MAINTENANCE AGREEMENT

No outdoor dining area permit shall be issued unless the Applicant shall have first executed and filed a maintenance agreement in a form approved by the Borough Attorney pursuant to which the Applicant shall agree, at the option of the Borough, to either repair at its sole cost and expense, any damage caused to the sidewalk or other location by the operation of the outdoor dining area or to reimburse the Borough in full for all costs and expenses incurred by it in making any such repairs, with and if so required by the Borough Council.

**SECTION IX – EXISTING SIDEWALK CAFES**

This Ordinance shall not affect or invalidate any current and valid license to operate a sidewalk cafe issued under the Borough Code. Eligible restaurants shall still be permitted to apply for a license to operate a sidewalk cafe pursuant to Section 4- 7.1 of the Borough Code.

However, applicants for and holders of a license to operate a sidewalk cafe pursuant to Section 4-7.1 of the Borough Code shall continue to be subject to all of the requirements therein, as well as all other applicable provisions of the Borough Code.

**SECTION X – REPEAL**

This Ordinance is not meant to repeal any provisions of the Code other than those designated for repeal herein, and all ordinances, portions of ordinances and provisions of the Borough Code which are inconsistent or in conflict with the provisions of this Ordinance are repealed only for the purpose and duration set forth in this Ordinance and only to the extent of such inconsistency or conflict.

**SECTION XI – SEVERABILITY**

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

**SECTION XII - EFFECTIVE DATE**

This Ordinance shall take effect upon the last to occur of both: 1) final passage and publication as required by law, and 2) the date the Governor (or an authorized State agency) issues a directive or Executive Order allowing food establishments, restaurants and bars to consume food and/or drink on-premises.

**SECTION XIII - EXPIRATION DATE**

This Ordinance shall automatically lapse and have no further legal force or effect (without further action of the Borough Council) on November 1, 2020, unless this Ordinance is further extended on or before such date by Resolution of the Borough Council.

It was moved by Councilman Messler and seconded by Councilwoman Pater that this ordinance be passed on first reading and advertised in full for a public hearing on June 2, 2020.

Roll Call: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0.

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**BILLS & CLAIMS:**

The following resolution was introduced by Councilman Dierkes and seconded by Councilwoman Pacifico:

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 19<sup>th</sup> day of May 2020, 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 \$125,810.03 (Copy of bill list attached).

Roll Call: Dierkes, Messler, Pacifico, Pater, Turner. Nays: 0  
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**COUNCIL COMMENTS:**

Mayor Mirabelli asked residents to continue social distancing during Memorial Day. The Memorial Day ceremony was cancelled and instead will be honoring VFW Post Commander Tim McLaughlin and our Veterans on Veterans Day. The borough has currently collected 85% of property taxes.  
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**AUDIENCE PARTICIPATION:**

Hearing no one wishing 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 Messler, the meeting was unanimously adjourned at 8:07 P.M.  
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Martha Lopez, RMC  
Borough Clerk