

WORK SESSION
MAY 7, 2019

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 7:34 P.M.

PRESENT: Mayor Paul Mirabelli, Councilwoman Andre, Councilman Dierkes, Councilman Messler, Councilman Mortimer, Councilwoman Pater, Council President Turner, Administrator Debbie and Attorney Post. Also present were CFO Jill Goode, Recreation Director Frank Masella, Lt. Joseph Giannuzzi, DPW Foreman Matthew Deanna and Public Works Manager Ronald Romak.

Discussion was held regarding the need for a resolution covenanting to comply with the Internal Revenue Code of 1986, as amended (the "Code"), and designating the \$5,054,921 Bond Anticipation Note and \$160,000 Special Emergency Note as "qualified tax-exempt obligations". The proper resolution will be prepared for the meeting of May 21, 2019.

Discussion was held regarding bid recommendations for Contract 2019-3 TV Inspection of Various Sanitary Sewers and Contract 2019-4 Manhole Rehabilitation at Various Locations. The Borough Engineer recommends the base bid and alternate #1 for Contract 2019-3 be awarded to Oswald Enterprises, Inc. at a cost of \$41,145.98. Also recommended was to award the base bid, alternate #1 and alternate #2 for Contract 2019-4 to Denbar Construction, Inc. at a cost of \$49,907.40. The proper resolutions will be prepared for the May 21, 2019 meeting.

Discussion was held regarding the reappointment of the tax assessor. A tax assessor's appointment is guided by statutory law and should be for a four year term from the first day of July. The assessor's appointment was approved at the annual reorganization meetings and in order to be in compliance, a retroactive resolution granting tenure is required. The proper resolution will be prepared for the meeting of May 21, 2019.

Discussion was held regarding authorization to issue estimated tax bills. The Tax Collector recommends estimated bills be issued in case there is a delay with the state budget adoption. The Council agreed and the proper resolution will be prepared for the May 21, 2019 meeting.

Discussion was held regarding a request from the Finance Officer for end of year budget transfers within 2018 reserve municipal budget. In accordance with state statute, transfers can be made within certain budget appropriations during the first three months of the fiscal year. It is requested that police department transfers be made within the 2018 reserve municipal budget retroactive back to March 31, 2019. The proper budget transfer resolution will be prepared for the meeting of May 21, 2019.

Discussion was held regarding a request from Moms Demand Action (MOMS) to recognize June 7, 2019 as National Gun Violence Awareness Day. A proclamation will be prepared for the May 21, 2019 meeting.

Discussion was held regarding the overnight parking ordinance. Two residents requested the overnight parking restriction be waived. Lt. Giannuzzi explained the benefits of having no vehicles in the street at night and both request were denied.

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

RESOLUTION 57-2019

WHEREAS, Ronald Romak has resigned his position as Director, Public Works and Facilities, so that position is now vacant; and

WHEREAS, Matthew DeAnna has been working in the Borough Public Works Department as the Foreman; and

WHEREAS, Matthew DeAnna has successfully completed the courses conducted by the Department of Community Affairs that enabled him to obtain the Certificate required by N.J.S.A. 40A:9-154.6g; and

WHEREAS, Matthew DeAnna is well qualified to serve as our Director, Public Works and Facilities.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mountainside that Matthew DeAnna is hereby appointed to serve as our Director, Public Works and Facilities.

BE IT FURTHER RESOLVED that the A&E Committee of the Borough Council meet with Matthew DeAnna and make a recommendation to the Governing Body as to what salary adjustment he should receive by reason of his promotion.

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

Discussion was held regarding the restoration of several wooden Mountainside signs. The Eagle Scouts would like to restore the signs as part of their service project in order to obtain Eagle Scout status. The Council agreed to allow the Scouts to initiate this project.

Discussion was held regarding the need to replace a retiring police officer. Council President Turner plans to meet with the Police Committee to make their recommendations to the Council.

Councilman Messler mentioned the distribution of free tree seedlings on April 27th was a great success.

BILLS & CLAIMS:

The following resolution was introduced by Councilman Mortimer and seconded by Councilman Messler:

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 7th day of May 2019, 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 \$232,520.89 (Copy of bill list attached.)

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

AUDIENCE PARTICIPATION:

Hearing no one wishing to speak, Mayor Mirabelli closed the meeting to the public.

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

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 personnel and litigation 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 7:59 P.M.

The meeting was recalled to public session.

Upon a motion by Councilman Mortimer and a second by Councilman Dierkes, the meeting was unanimously adjourned at 10:00 P.M.

Martha Lopez, RMC
Borough Clerk