

**WORK SESSION
SEPTEMBER 4, 2018**

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 7:31 P.M.

PRESENT: Mayor Mirabelli, Councilman Dierkes, Councilman Messler, Councilman Mortimer, Council President Turner, Attorney Post and Administrator Debbie. Also present were CFO Jill Goode, Recreation Director Frank Masella and Public Works Manager Ronald Romak. Councilwoman Andre and Councilwoman Fech-Caccamo were absent.

Discussion was held regarding raffle applications from Mountainside PTO for an on premise draw raffle and NJ Association of Twins Mothers Club Inc. for a 50/50 off premise draw raffle. The applications are in order and the proper fees have been paid. A motion to approve these licenses will take place at the September 18, 2018 meeting.

Discussion was held regarding the Borough of Mountainside participating in the Union County Leaf Disposal Program. The proper resolution will be prepared for the meeting of September 18, 2018.

Discussion was held regarding a request from the Borough Engineer to determine which street to apply for the NJDOT grant application. The Council approved the Engineer's recommendation to apply for funds to repave Creek Bed Road. The proper resolution will be prepared for the September 18, 2018 meeting.

Discussion was held regarding bid recommendations from the Borough Engineer. Mike Disko recommends Contract 2018-8 Paving Improvements on Chipmunk Hill be awarded to Denbar Construction, Inc. for the base bid at a cost of \$155,557.40. Mike Disko recommended to reject all bids for Contract 2018-9 Sanitary Sewer Replacement on Dunn Parkway as they exceed the cost estimates and the specifications need to be revised. The proper resolutions will be prepared for the meeting of September 18, 2018.

Discussion was held regarding the appointment of a Deputy Court Administrator. The interview committee recommended the appointment of Zanny Lopez as the Deputy Court Administrator at an annual salary of \$47,000. The proper resolution will be prepared for the September 18, 2018 meeting.

Discussion was held regarding canceling receivable balances that exist in the records of the Borough. A balance of \$432.48 remains in the Municipal Alliance Grant and \$1,200.00 from the Union County History Grant. The proper resolution will be prepared for the meeting of September 18, 2018.

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

RESOLUTION 104-2018

WHEREAS, under N.J.S.A. 40A:14-118 the Police Committee serves as the appropriate authority of the Mountainside Police Department; and

WHEREAS, N.J.S.A. 40A:14-147 and N.J.S.A. 40A:14-147 provide for appropriate authorities to act as hearing officer to hear and decide disciplinary charges brought against members of a police department; and

WHEREAS, the Police Committee has determined it appropriate to delegate its authority to hearing and decide the charges to a third-party for the purposes stated herein; and

WHEREAS, the Borough of Mountainside has reviewed the background of Robert Verry, Retired Chief of Police to provide this service and has determined that hiring Chief Verry is in the best interests of the Borough;

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Mountainside, as follows:

1. The Borough hereby appoints retired Police Chief Robert Verry, whose address is P.O. Box 47, South Bound Brook, New Jersey, 08880, as hearing officer to conduct a disciplinary hearing regarding Lt. Thomas Murphy.
2. Chief Verry shall be compensated at the rate of \$120.00 per hour, plus expenses, for the conduct of the hearing and time expended related thereto.

This Resolution shall be effective immediately.

Roll call: Ayes: Dierkes, Messler, Mortimer, Turner. Nays: 0.

BILLS & CLAIMS:

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

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 4th day of September 2018, 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 \$85,262.96. (Copy of bill list attached)

Roll call: Ayes: Dierkes, Messler, Mortimer, Turner. Nays: 0.

Upon motion by Councilman Mortimer and a second by Councilman Dierkes, 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 personnel, 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 7:41 P.M.

The meeting was recalled to public session at 8:07 P.M.

Upon motion by Councilman Mortimer and a second by Councilman Dierkes, the meeting was unanimously adjourned at 8:07 P.M.

Martha Lopez, RMC
Borough Clerk