

**REORGANIZATION MEETING
JANUARY 7, 2025**

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 Mirabelli called the meeting to order at 7:00 P.M.

INVOCATION: Mayor Paul N. Mirabelli

SALUTE TO THE FLAG

CALL TO ORDER OF THE 2024 GOVERNING BODY:

PRESENT: Mayor Paul N. Mirabelli, Councilman Rene Dierkes, Councilman Steven Matejek, Council President Donna Pacifico, Councilman Donald Rinaldo, Councilman Alex Van Deusen, Councilwoman Valerie Wass, Attorney John N. Post, Administrator Glenn Mortimer and Borough Clerk Martha Lopez. Also present were Judge Frank Sahaj, Public Works Director Matthew DeAnna, Engineer Mike Disko, Senior Coordinator Kim Moriak, Recreation Director Frank Masella and Police Chief Joseph Giannuzzi.

APPROVAL OF MINUTES:

Upon a motion by Councilwoman Pacifico and a second by Councilman Van Deusen, the minutes of the Regular Session Meeting held on December 17, 2024 were approved.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

Assemblywoman Nancy Munoz wished everyone a Happy New Year and congratulated the new Councilmembers.

COUNCIL COMMENTS:

Councilman Matejek reminded residents not to park on the street when it snows and announced senior programs.

Councilman Van Deusen commented on the lighting of the new pickleball lights.

The meeting of the 2024 Governing Body was unanimously adjourned.

Assemblywoman Nancy Munoz swore in Councilman Donald Rinaldo, Councilman Alex Van Deusen and Councilwoman Valerie Wass.

CALL TO ORDER OF THE 2025 GOVERNING BODY:

PRESENT: Mayor Paul N. Mirabelli, Councilman Rene Dierkes, Councilman Steven Matejek, Council President Donna Pacifico, Councilman Donald Rinaldo, Councilman Alex Van Deusen, Councilwoman Valerie Wass, Attorney John N. Post, Administrator Glenn Mortimer and Borough

Clerk Martha Lopez. Also present were Judge Frank Sahaj, Public Works Director Matthew DeAnna, Engineer Mike Disko, Recreation Director Frank Sahaj, Senior Coordinator Kim Moriak and Police Chief Joseph Giannuzzi.

Mayor Paul N. Mirabelli presented his annual address to the public.

ELECTION OF COUNCIL PRESIDENT:

A nomination from Councilman Matejek and Councilman Rinaldo was made to appoint Councilwoman Pacifico as Council President.

Roll Call: Ayes: Dierkes, Matejek, Pacifico. Rinaldo, Van Deusen, Wass. Nays: 0.

RESOLUTIONS:

The following resolutions were introduced by Councilman Van Deusen and seconded by Councilwoman Wass.

RESOLUTION 1-2025

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the Rules of Council of the Borough of Mountainside are adopted for the year 2025.

BE IT FURTHER RESOLVED that the said Rules of Council of the Borough of Mountainside are incorporated herein by reference.

RESOLUTION 2-2025

BE IT RESOLVED by the Governing Body that the Members of the Council be assigned to the following Committees for the year 2025:

<u>COMMITTEE</u>	<u>CHAIRPERSON</u>	<u>MEMBERS</u>
Fire	Councilman Rene Dierkes	Councilman Donald Rinaldo Councilman Alex Van Deusen
Administrative and Executive	Councilman Rene Dierkes	Councilman Steven Matejek Councilwoman Donna Pacifico
Public Works and Facilities	Councilman Steven Matejek	Councilman Donald Rinaldo Councilwoman Valerie Wass
Police	Mayor Paul N. Mirabelli	Councilman Steven Matejek Councilwoman Donna Pacifico
Solid Waste and Recycling	Councilwoman Donna Pacifico	Councilman Alex Van Deusen Councilman Donald Rinaldo
Recreation	Councilman Rene Dierkes	Councilwoman Donna Pacifico Councilman Steven Matejek

Media and
Information

Councilwoman Donna Pacifico

Councilman Alex Van Deusen
Councilwoman Valerie Wass

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolutions were introduced by Councilwoman Pacifico and seconded by Councilman Matejek.

RESOLUTION 3-2025

BE IT RESOLVED by the Governing Body that the following appointments of Council Representatives to Civic Boards and Agencies, or as Liaisons, made by Mayor Paul N. Mirabelli of the Borough of Mountainside be and they hereby are confirmed for the year 2025:

Planning Board	Valerie Wass
Board of Health	Donna Pacifico
Board of Education	Steven Matejek
Library	Donald Rinaldo
Rescue Squad	Valerie Wass
Board of Tax Appeals	Donald Rinaldo
Emergency Management	Paul N. Mirabelli
Senior Citizen Services	Valerie Wass
Board of Tax Assessors	Rene Dierkes
Shade Tree	Alex Van Deusen
Historic Preservation Committee	Donna Pacifico
Children's Specialized Hospital	Valerie Wass

RESOLUTION 4-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside, pursuant to the provisions of Article 3, Section 301, et seq of the Land Use Ordinance of the Borough of Mountainside, that the Planning Board of the Borough of Mountainside shall consist of nine members and, if desired, up to, but not more than four Alternate Members, of four classes, as follows:

Class I	Paul N. Mirabelli	
Class II	Michael Disko Jr., Borough Engineer	
Class III	Valerie Wass, Councilwoman	
Class IV	John Tomaine	2026
	Todd Garran	2028
	Karen Dillon	2027
	Ted Zawislak	2028
	Thomas Jakositz	2027
	Steve Matlin	2027
	Mark Gioioso, Alternate #1	2025
	Vacancy, Alternate #2	2025

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 5-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following appointments to Local Boards and Committees for the terms of office set forth herein, made by Paul N. Mirabelli, Mayor of the Borough of Mountainside, be and they hereby are confirmed:

BOARD OF HEALTH:

Kevin McCauley	2026
Norma Huber	2027
Dr. Joseph Calderone	2027
Dr. James Dunne	2026
Lisa Bruno	2026
Kim Choma	2025
Alan Gross	2027

SHADE TREE COMMISSION:

Matthew DeAnna	2027
Kristine Moran	2028
Kim Moriak	2027
Gina Tomas	2027
Lynn Samsky	2029
Frank Masella	2028
John Grossi	2027

EMERGENCY MANAGEMENT:

Keith C. Turner, Coordinator	3/3/2026
Michael Jackson	2025
Matthew DeAnna, Deputy	2025
Joseph Giannuzzi, Deputy	2025

MUNICIPAL ALLIANCE COMMITTEE

Paul N. Mirabelli	Glenn Mortimer
Justyna Zagorska-Diaz	Amy Lewis
Alanna Moriak	Janet Walling
Kim Moriak	Shaun Bendik
Matthew DeAnna	Cynthia West
Ken Ilgavizis	Jessica Stuart
Dana Guidicipietro	

LIBRARY BOARD OF TRUSTEES

Linda Paparatto	2027
Paul Nittoly	2026
Coady Brown	2025
Allison Murphy	2025
Ashley Osieja	2027
Andrew Adornato	2029
Jovan Siconolfi	2028

LOCAL ETHICS BOARD:

John Moorman	2028
Todd Evans	2025
William R. Lane	2025
John Grossi	2027
Keith Turner	2026
Mauro Wolfe	2028

Donald Rinaldo, Mayor's Designee
 Janet Walling, School Superintendent
 Michael Goodwin, Superintendent Designee

MOUNTAINSIDE HISTORICAL PRESERVATION & RESTORATION COMMITTEE:

Scott Daniels	2025	Ruth Goense	2025
Carol Clark	2025	Jason Pastore	2025
Carol Goggi	2025	Diane Kontra	2025
John Sharkey	2025	James Toner	2025
Alice Cowell	2025	Ethel Ward	2025
Sarah Post	2025	Bob Gardella	2025
Norman Heckel – Alt.	2025	Susan Heckel – Alt.	2025
Lea Kaluzny – Alt.	2025	Joseph Kaluzny – Alt.	2025

AMERICANS WITH DISABILITY ACT:

Keith Turner	Glenn Mortimer
Vacancy	Frank Masella

FINANCE COMMITTEE:

Glenn Mortimer	Justyna Zagorska-Diaz
Paul N. Mirabelli	Martha Lopez

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 6-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following persons are appointed to the Borough offices indicated below:

P/T Administrator	Glenn Mortimer
Borough Clerk/Registrar of Vital Statistics	Martha Lopez
Qualified Purchasing Agent/Board of Health Secretary	
Deputy Borough Clerk/Deputy Registrar	Kiana Taveras
Tax Collector	Sandra Bruns
CFO	Justyna Zagorska-Diaz
Assistant Tax Collector	Debra Varnerin
Finance Clerk	Lisa Rizzo
Director of Recreation/Pool Administrator	Frank Masella
Recreation Assistant	Alanna Moriak
Recreation Secretary/Pool Bookkeeper	Karen Bandics
Municipal Judge	Frank Sahaj, Esq.
Prosecutor	James Foerst, Esq.
Assistant Prosecutor	Michael Cuellar, Esq.
Public Defender	Robert Rowbotham, Esq.
Court Administrator	Cynthia West
Deputy Court Administrator	Rayanne McMahon
P/T Violations Clerk	Jessica Einstein-Kaufman
Tax Assessor	Jennifer Sherman
Police Physician	Dr. G. Schaller
Engineer/Certified Wastewater & Treatment Operator	Michael Disko, Jr.
Secretary to Engineering/DPW/Tax Assessor	Deanna Andre
Secretary to Construction	Paulette Beck
Planning Board Attorney	Vincent Loughlin
Planning Board Secretary/Recording Secretary	Kiana Taveras/Kristine Moran
Public Works Director/Deputy OEM	Matthew DeAnna
Public Works Crew Members:	Gabriel Baumgarten
	Oscar Cardona
	Horacio Colella
	Kyle Edgar
Foreman	Wayne Jennings
	Richard Neri
Senior Citizen Coordinator	Kim Moriak
Construction Official/Bldg. Inspector/	Jerry Eger
Building Sub Code Official	
Plumbing Sub Code Official	Gary Junkroft
Electrical Sub Code Official	Pedro Pons
Fire Sub Code	James Pisauro
Fire Prevention Official	Skip Paal
Zoning Officer	Robert Herbert
Communication Officers:	Matthew Alexander
	Kara Rector
	Michael Scuderi
Police Administrative Assistant/Payroll Clerk	Kristine Moran
P/T Police Records Clerk	Amy Colineri

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The Mayor administered the Oath of Office to Judge Frank Sahaj.

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

RESOLUTION 7-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the election of the following positions designated opposite their names be and it hereby is confirmed and approved for the year 2025:

Fire Department

Chief	Peter Eemplare
Assistant Chief	Ed Kweselait
Deputy Chief	Thomas Triolo
Deputy Chief	Vacancy
Captain	Matthew Pristasch
Captain	Ian Kaluzny
Lieutenant	Matthew Watson
Lieutenant	Roman Sawycky

Rescue Squad

President/Delegate	Norma Huber
Vice President	Jamie Pereira
Treasurer	Sonali Shah
Secretary	Kevin Pereira
Chief	Eric D. Pastore
Deputy Chief	Chris Sileo
1 st Lieutenant	Domenico Deluca
2 nd Lieutenant	Matthew Schrier

NJSFAC Delegate: Steven Susman
Chaplain: Marty Roden

Oaths were administered to the Rescue Squad members by Judge Frank Sahaj.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolutions were introduced by Councilwoman Wass and seconded by Councilman Matejek.

RESOLUTION 8-2025

WHEREAS, the Borough of Mountainside is making applications for Community Development Funds; and

WHEREAS, the allocation of such funds among Union County Communities will be determined in part through the efforts of a group composed of members from the Municipalities that have applied for such funds.

NOW, THEREFORE, BE IT RESOLVED that Constance McNamara, Kim Moriak, Glenn Mortimer, Alternate, and Justyna Zagorska-Diaz, Alternate be and they hereby appointed as members of the Union County Community Development Revenue Sharing Committee; and

BE IT FURTHER RESOLVED that the Mayor, Paul N. Mirabelli be and hereby is authorized to make further appointments without the need for notification by Council Resolution.

RESOLUTION 9-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following persons recommended by the Police Committee to be School Crossing Guards for the term of one year ending the 31st day of December 2025, be and hereby are appointed such:

Alan Kennedy
Mario Magliacano
Patricia Salvato
Janice Sileo

Such Guards shall be under the supervision and direction of the Chief of Police.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolution was introduced by Councilman Rinaldo and seconded by Councilman Matejek.

RESOLUTION 10-2025

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, John N. Post, Esq. (a member of the firm of Post Polak) has submitted a proposal in December, indicating they will provide Legal Services for the Borough at a cost not to exceed \$275,000; and

WHEREAS, John N. Post, Esq. (a member of the firm of Post Polak) has completed and submitted a Business Entity Disclosure Certification which certifies that John N. Post, Esq. (a member of the firm of Post Polak) 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 John N. Post, Esq. (a member of the firm of Post Polak) 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 John N. Post, Esq. (a member of the firm of Post Polak) 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: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolutions were introduced by Councilman Deusen and seconded by Councilwoman Wass.

RESOLUTION 11-2025

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, Warren K. Korecky (a member of the firm of Suplee, Clooney & Co.) has submitted a proposal in December, indicating they will provide Auditing and Financial Advisor Services for the Borough at a cost not to exceed \$75,000; and

WHEREAS, Warren K. Korecky (a member of the firm of Suplee, Clooney & Co.) has completed and submitted a Business Entity Disclosure Certification which certifies that Warren K. Korecky (a member of the firm of Suplee, Clooney & Co.) 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 Warren K. Korecky (a member of the firm of Suplee, Clooney & Co.) 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 Warren K. Korecky (a member of the firm of Suplee, Clooney & Co.) 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.

RESOLUTION 12-2025

WHEREAS, the Borough of Mountainside has resolved to join the Suburban Municipal Joint Insurance Fund, following a detailed analysis; and

WHEREAS, the bylaws of said Funds require that each Municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the bylaws; and

WHEREAS, the Board of Fund Commissioners established a fee equal to six percent (6%) of the Municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the Mayor and Council; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, be it resolved that the Borough of Mountainside does hereby appoint PINNACLE RISK SOLUTIONS as its Risk Management Consultant in accordance with the Fund's bylaws; and

BE IT FURTHER resolved that the Mayor and Borough Clerk are hereby authorized and directed to execute the Risk Management Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to N.J.S.A. 40A:11-5 (1) (a) (i).

THIS AGREEMENT entered into the 7th day of January 2025, between the Borough of Mountainside and Pinnacle Risk Solutions.

WHEREAS, Pinnacle Risk Solutions has offered to the Borough of Mountainside professional risk management consulting services as required in the bylaws of the Suburban Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Funds, and;

WHEREAS, the Borough of Mountainside desires these professional services pursuant to the resolution adopted by the governing body of the Borough of Mountainside at a meeting held on January 7, 2025; and

NOW, THEREFORE, the parties in consideration of the mutual promises and covenants set forth herein, agree as follows:

1. For and in consideration of the amount stated hereinafter, Pinnacle Risk Solutions shall:
 - a) Assist the Borough of Mountainside in identifying its insurable Property & Casualty exposures and to recommend professional methods to reduce, assume or transfer the risk of loss.
 - b) Assist the Borough of Mountainside in understanding the various coverages available from the Suburban Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund.
 - c) Review with the Borough of Mountainside any additional coverages that Pinnacle Risk Solutions feels should be carried but are not available from the Fund and subject to the Borough of Mountainside's authorization, place such coverages outside the Fund.
 - d) Assist the Borough of Mountainside in the preparation of applications, statements of values, and similar documents requested by the Fund, it being understood that this Agreement does not include any appraisal work by Pinnacle Risk Solutions.
 - e) Review Certificates of Insurance from contractors, vendors and professionals when requested by the Borough of Mountainside.

- f) Review the Borough of Mountainside's assessment as prepared by the Fund and assist the Borough of Mountainside in the preparation of its annual insurance budget.
 - g) Review the loss and engineering reports and generally assist the safety committee in its loss containment objectives. Also, attend no less than one (1) municipal safety committee meeting per annum to promote the safety objectives and goals of the Borough of Mountainside and the Fund.
 - h) Assist where needed in the settlement of claims, with the understating that the scope of Pinnacle Risk Solutions involvement does not include the work normally done by a public adjuster.
 - i) Perform any other risk management related services required by the Fund's bylaws.
2. In exchange for the above services, Pinnacle Risk Solutions shall be compensated in the following matter:
- a) Pinnacle Risk Solutions shall be paid by the Borough of Mountainside a fee as compensation for services rendered, an amount equal to six percent (6%) of the Borough of Mountainside's annual assessment as promulgated by the Funds. Said fee shall be paid to Pinnacle Risk Solutions within thirty (30) days of payment of the Borough of Mountainside's assessment.
 - b) For any insurance coverages authorized by the Borough of Mountainside to be placed outside the Fund, Pinnacle Risk Solutions shall receive as compensation the normal brokerage commissions paid by the insurance company. The premiums for said policies shall not be added to the Fund's assessment in computing the fee outlined in 2(a).
 - c) If the Borough of Mountainside shall require of Pinnacle Risk Solutions extra services other than those outlined above, Pinnacle Risk Solutions shall be paid by the Borough of Mountainside a fee at the rate of \$0 per hour, in addition to actual expenses incurred.
3. The term of this Agreement shall be one (1) year. However, this Agreement may be terminated by either party at any time by mailing to the other written notice, certified mail return receipt, calling for termination at not less than thirty (30) days thereafter. In the event of termination of this Agreement, Pinnacle Risk Solutions fees outlined in 2 (a) above shall be prorated to date of termination.

RESOLUTION 13-2025

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, Michael Disko, Jr. (a member of the firm of M. Disko Associates) has submitted a proposal in December indicating they will provide Engineering Services for the Borough at a cost not to exceed \$250,000; and

WHEREAS, Michael Disko, Jr. (a member of the firm of M. Disko Associates) has completed and submitted a Business Entity Disclosure Certification which certifies that Michael Disko, Jr. (a member of the firm of M. Disko Associates) 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 Michael Disko, Jr. (a member of the firm of M. Disko Associates) 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 Michael Disko, Jr. (a member of the firm of M. Disko Associates) 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.

RESOLUTION 14-2025

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, Arthur R. Thibault Jr., Esq. (a member of the firm of Apruzzese, McDermott, Mastro & Murphy PC) has submitted a proposal in December indicating they will provide Labor Attorney Services for the Borough at a cost not to exceed \$25,000; and

WHEREAS, Arthur R. Thibault Jr., Esq. (a member of the firm of Apruzzese, McDermott, Mastro & Murphy PC) has completed and submitted a Business Entity Disclosure Certification which certifies that Apruzzese, McDermott, Mastro & Murphy PC have 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 Apruzzese, McDermott, Mastro & Murphy 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 Arthur R. Thibault Jr., Esq. (a member of the firm of Apruzzese, McDermott, Mastro & Murphy PC) 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.

RESOLUTION 15-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that in accordance with the Code of the Borough of Mountainside, the officers and employees of the Borough of Mountainside authorized to make certification of goods received or services rendered in 2025 are as follows:

Administrative & Executive:

Justyna Zagorska-Diaz
Martha Lopez
Glenn Mortimer

Medical & Surgical:

Justyna Zagorska-Diaz
Glenn Mortimer

Financial Administration:

Justyna Zagorska-Diaz
Glenn Mortimer

Fire:

Chief Peter Esemblare
Asst. Chief Edward Kweselait

Planning Board:

Kiana Taveras

Police:

Chief Joseph Giannuzzi
Captain Michael Jackson

Assessment of Taxes:

Jennifer Sherman
Deanna Andre

First Aid:

Martha Lopez
Glenn Mortimer

Collector of Taxes:

Sandra Bruns

Municipal Court:

Frank Sahaj
Cynthia West

Public Works Facilities:

Matthew DeAnna
Deanna Andre

Inspector of Buildings:

Jerry Eger

Legal:

Martha Lopez
Glenn Mortimer

Inspector of Plumbing:

Gary Junkroft

Streets & Roads:

Matthew DeAnna
Deanna Andre

Emergency Management:

Chief Joseph Giannuzzi
Matthew DeAnna

Workmen's Compensation:

Justyna Zagorska-Diaz
Glenn Mortimer

Engineering:

Michael Disko, Jr.
Deanna Andre

Health Insurance:

Justyna Zagorska-Diaz
Glenn Mortimer

Sanitation:

Matthew DeAnna
Deanna Andre

Street Lighting:

Matthew DeAnna
Deanna Andre

Library:

Tammy Shaw

Board of Health:
Martha Lopez

Shade Tree:
Matthew DeAnna

Recreation/Community Pool:
Frank Masella
Alanna Moriak

Rescue Squad:
Norma Huber
Eric Pastore

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

The following resolutions were introduced by Councilman Dierkes and seconded by Councilman Matejek.

RESOLUTION 16-2025

WHEREAS, it is required for the Borough of Mountainside to adopt and have on file a detailed Cash Management Plan regarding investments of Borough funds.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the following Cash Management Plan is hereby adopted and it is to be kept on file in the offices of the Borough CFO and Borough Clerk:

I. STATEMENT OF PURPOSE

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Borough of Mountainside, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to ensure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

1. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Borough of Mountainside.

1. Current Fund	5. Affordable Housing Account
2. Trust Other Account	6. Swim Pool Utility Operating Fund
3. General Capital Fund	7. Unemployment Trust Account
4. Dog Trust Fund	

III. DESIGNATION OF OFFICIAL AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN AND DESIGNATE AUTHORIZED CHECK SIGNERS

The Chief Financial Officer of the Borough of Mountainside (the "Designated Official") and their designees are hereby authorized and directed to deposit and/or invest the funds referred to in the Plan.

The Chief Financial Officer, Business Administrator, Mayor, and Council President are hereby authorized as check signers for all borough accounts except Court General, Court Bail, and Forfeiture Funds Accounts.

IV. DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as depositories for the Deposit of all public funds referred to in the Plan, including any Certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

For purposes of investing, all institutions presenting a GUDPA certificate may be used. The following banks and financial institutions are hereby designated as official depositories for the deposit of all public funds referred to in this plan: Valley Bank and TD Bank.

A "Certificate of Eligibility" is the certification issued by the New Jersey Department of Banking, Division of Banking, that a public depository is eligible to act as a depository for public funds and qualifies as a participant in the New Jersey Governmental Unit Depository Protection Act (GUPA).

V. AUTHORIZED INVESTMENTS

A. Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of the purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section I of P.L. 1977, c. 281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;

- (b) the custody of collateral is transferred to a third party;
- (c) the maturity of the agreement is not more than 30 days,
- (d) the underlying securities are purchased through a public depository as defined in section I of P.L. 1970, c.236 (C.17:9-41); and
- (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

(a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270.2a-7.

(b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and

(c) which has:

(i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or

(ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec. 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

(a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;

(b) which is rated in the highest category by a nationally recognized statistical rating organization;

(c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;

(d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, C.410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

(e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate

adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and

(f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49.3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

VI. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Borough of Mountainside, then such instrument or security shall be covered by a custodial agreement--with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Borough of Mountainside to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to ensure that such Permitted Investments are either received by the Borough of Mountainside or by a third-party custodian prior to or upon the release of the Borough's funds.

To assure that all parties with whom the Borough of Mountainside deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official(s).

VII. FEES CHARGED BY THE OFFICE OF THE TAX COLLECTOR

The Collector of Taxes shall charge interest at the rate of 8% per annum on the first \$1,500 of a delinquency and 18% per annum on that amount of the delinquency as defined in N.J.S.A. 54:4-67 in excess of \$1,500 on all delinquent taxes and sewer fees to be calculated from the date the tax or fee was due until the date of actual payment.

The grace period of ten (10) calendar days will be allowed for an installment of taxes and sewer fees where payments received on or before the 10th of the due date month will not be subject to interest charges as provided by Chapter 105, Public Laws of 1965.

There will be a six percent (6%) penalty on delinquency of ten thousand dollars (\$10,000) or more at the end of the calendar year.

The Tax Collector is hereby authorized to cancel at year-end small balances on taxes and sewer accounts whether owed to the Borough or owed by the Borough an amount of \$5.00 and under.

VIII. TERM OF PLAN

This Plan shall be in effect from adoption until December 31, 2025. Attached to this Plan is a resolution of the governing body of the Borough of Mountainside approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the governing body of the Borough of Mountainside, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally

approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

RESOLUTION 17-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following are designated and appointed the official newspapers of the Borough of Mountainside for the year 2025:

- Local Source
- Westfield Leader
- Courier News
- Star Ledger

RESOLUTION 18-2025

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following Borough Employees be bonded in amounts set forth opposite their names herein:

CFO/Tax Collector	\$ 1,000,000.00
Blanket Bond/Employees Handling Funds	\$ 1,000,000.00
Municipal Judge/Court Administrator	\$ 1,000,000.00

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 19-2025

This Notice is being sent, for notification purposes, as per the Open Public Meetings Act Requirements, N.J.S.A. 10:4-8 and N.J.S.A. 10:4-18.

Unless otherwise advertised, all meetings shall be held at 7:30 P.M., first and third Tuesdays of the month.

	WORK SESSION	REGULAR MEETING
January	*14	21
February	4	18
March	4	18
April	1	*22
May	6	20
June	3	17
July	1	15
August	5	19
September	2	16
October	7	21
November	*5	*25
December	2	16

*Note: date change

Reorganization Meeting: Tuesday, January 6, 2026 7:00 P.M.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

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

RESOLUTION 20-2025

WHEREAS, NJSA 40A:4-19 of the Local Budget Act provides that temporary appropriations shall be made for the purposes and amounts required in the manner and time therein provided;

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations shall be made for the year 2025:

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Administrative & Executive	\$ 40,000.00	\$ 80,000.00
Finance Administration	\$ 65,000.00	\$ 400.00
Mayor & Council	\$ 6,000.00	\$ -
Clerk	\$ 50,000.00	\$ 1,500.00
Assessment of Taxes	\$ 8,500.00	\$ 8,000.00
Legal Services & Costs	\$ 9,000.00	\$ 150,000.00
Planning Board	\$ 5,000.00	\$ 14,000.00
Insurance:		
Group	\$ -	\$ 300,000.00
Other	\$ -	\$ 120,000.00
Waiver O/E	\$ -	\$ 12,000.00
Fire Department	\$ -	\$ 40,000.00
Police Department	\$ 900,000.00	\$ 100,000.00
OEM	\$ 7,000.00	\$ 2,650.00
Fire Prevention	\$ -	\$ 2,000.00
Police Communications Officers	\$ 90,000.00	\$ 4,000.00
Roads Repairs & Maintenance	\$ 180,000.00	\$ 70,000.00
Snow Removal	\$ -	\$ 100,000.00
Buildings & Grounds	\$ -	\$ 35,000.00
Shade Tree Commission	\$ -	\$ 5,000.00
Board of Health	\$ 2,100.00	\$ 12,000.00
Dog Regulation	\$ -	\$ 4,000.00
Recreation Department	\$ 82,000.00	\$ 24,500.00
Construction Official	\$ 50,000.00	\$ 1,500.00
Fire Hydrant Service	\$ -	\$ 52,000.00
Street Lighting	\$ -	\$ 13,500.00
Telephone	\$ -	\$ 10,500.00
Electricity	\$ -	\$ 26,000.00
Water	\$ -	\$ 2,700.00
Natural Gas	\$ -	\$ 15,000.00
Gasoline	\$ -	\$ 25,000.00
Social Security	\$ -	\$ 70,000.00
Defined Contribution Plan	\$ -	\$ 3,000.00

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Municipal Court	\$ 55,000.00	\$ 2,000.00
Zoning	\$ -	\$ 10.00
Public Defender	\$ 1,500.00	\$ -
Sr. Citizen Services	\$ 25,000.00	\$ 4,000.00
Maintenance Public Library	\$ -	\$ 220,000.00
TOTAL	\$ 1,576,100.00	\$ 1,530,260.00
<u>POOL:</u>		
Operating	\$ -	\$ 20,000.00
Capital Outlay	\$ -	\$ 12,000.00
TOTAL	\$ -	\$ 32,000.00

The following resolutions were introduced by Councilwoman Wass and seconded by Councilman Matejek.

RESOLUTION 21-2025

WHEREAS, the approval of the Petty Cash Funds listed below has been given by the Division of Local Government Services; and

WHEREAS, these funds for 2024 have been returned to the Chief Finance Officer according to R.S. 40A:5-21;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the Chief Finance Officer be and is hereby authorized to draw and deliver said warrants to the following Petty Cash Custodians for the year 2025:

FINANCE

Justyna Zagorska-Diaz \$100.00
Chief Finance Officer/Treasurer

RECREATION

Frank Masella \$100.00
Recreation Director

POLICE

Joseph Giannuzzi \$100.00
Police Chief

DPW

Matthew DeAnna \$100.00
DPW Director

SENIOR SERVICES

Kim Moriak \$100.00
Senior Coordinator

RESOLUTION 22-2025

WHEREAS, the Governing Body of the Borough of Mountainside wishes to appoint John Cuccolo and Al Bandics to the position of Class II Special Law Enforcement Officers.

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Mountainside that John Cuccolo and Al Bandics be and they hereby are appointed to the position of Class II Special Law Enforcement Officers at an hourly rate of \$37.50 effective January 1, 2025 for a one-year term.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Van Deusen, Wass. Nays: 0.

AUDIENCE PARTICIPATION: None

COUNCIL COMMENTS: None

Upon a motion by Councilman Van Deusen and a second by Councilwoman Pacifico, the meeting was unanimously adjourned at 7:38 PM.

Martha Lopez, RMC