

CAUCUS/COUNCIL MEETING

October 28, 2020

A RESCHEDULED CAUCUS/COUNCIL MEETING of the Mayor and Council of the Borough of Carlstadt was held in the Council Chambers of the Borough Hall, 500 Madison Street, Carlstadt, New Jersey on Wednesday, October 28, 2020 at 7:05 P.M.

Mayor Robert Zimmermann asked Claire Foy, Borough Clerk to call the roll: Council members David Stoltz, Joseph Emerson, William Roseman and Suzanne Fonseca were present. Council members James Lenoy and Diane DeBiase were present telephonically.

Joseph Donahue, Borough Attorney was also present.

Mayor Zimmermann led all present in the Pledge of Allegiance to the Flag.

Mayor Zimmermann – This meeting has been called pursuant to the Open Public Meetings Law and in accordance with Section 5 of the Open Public Meetings Act, adequate notice of this meeting having been provided in the annual notice schedule which contained the time, date and location of the meeting, copies of which were sent and advertised in the following official newspapers of Carlstadt: The Record on January 6, 2020 and the Herald News on January 6, 2020 a copy of which is on the Bulletin Board in the Borough Hall and a copy on file in the office of the Borough Clerk.

BOROUGH OF CARLSTADT RESCHEDULED MEETING NOTICE

The October 21, 2020 Caucus/Council Meeting of the Mayor and Council of the Borough of Carlstadt is rescheduled to Wednesday, October 28, 2020 at 7:00 P.M. in the Borough Hall Council Chambers, 500 Madison Street, Carlstadt, N.J. 07072.

The rescheduled meeting notice was published in The Record on October 27, 2020 and posted on the website.

READING OF MINUTES:

Mayor Zimmermann entertained a motion to accept the Open and Closed Session minutes of 9/16/2020 Caucus/Council Meeting.

On motion by Emerson, seconded by Roseman, unanimous on call of roll.

CORRESPONDENCE:

Mayor Zimmermann entertained a motion to approve the 2020 Best Practices Inventory Questionnaire. The report is due on November 3, 2020 to the State of New Jersey.

On motion by Emerson, seconded by Roseman, unanimous on call of roll.

Mayor Zimmermann and the Council discussed the draft of the sign received from the Sons of Union Veterans of the Civil War which needs to be approved before installing on Hackensack Street. Councilman Roseman would like to confirm the historical details/placement of the sign with the Carlstadt Historical Society. The approval of the sign was carried over to the next Mayor and Council meeting.

Mayor Zimmermann and the Council discussed the request of North Bergen's Mayor Nicholas Sacco to issue a resolution to support the closure of the PSE&G Generating Station in Ridgefield. This will be carried to the next meeting.

**CONSENT AGENDA
RESOLUTION NO. 2020-219**

BE IT RESOLVED, by the Mayor and Council that the proper Borough Officials are hereby authorized and directed to make the following disbursements:

Carlstadt Board of Education	\$ 1,046,392.83
Regional Board of Education	580,786.75
County of Bergen 4 th Quarter Taxes	1,698,151.55
County Open Space	69,125.36

RESOLUTION NO. 2020-220

BE IT RESOLVED that the following payments made by the Chief Financial Officer from Valley Bank during the month of September, 2020 be ratified:

<u>Date</u>	<u>Ck#</u>	<u>Account</u>	<u>Payee</u>	<u>Amount</u>
9/16/20	502271	Current	Medical	\$100,000.00
9/17/20	502272	Current	Medical	47,000.00
9/17/20	502273	Current	Suez Water	866.09
9/17/20	502274	Current	PSE&G Co.	19,164.30
9/18/20	502275	Current	Comcast	48.78
9/21/20	502276	Current	Carlstadt Soccer League	1,920.00
9/21/20	502278	Current	Great Am Financial	425.00
9/21/20	502279	Current	Verizon	199.99
9/21/20	502280	Current	Suez Water	773.27
9/26/20	502277	Current	Irwin & Heinze	13,135.52
9/23/20	502281	Current	Payroll	361,728.30
9/23/20	502282	Current	Payroll	17,889.29
9/24/20	502283	Current	Medical	27,000.00
9/24/20	502284	Current	Comcast	55.84
9/24/20	502285	Current	PSE&G Co.	71.10
9/22/20	851	Capital	Patrol PC	4,885.00
9/25/20	502286	Current	Comcast	536.85
9/25/20	502287	Current	MCI	576.85
9/25/20	502288	Current	PSE&G Co.	16.67
9/28/20	502289	Current	Verizon	129.99
9/28/20	502290	Current	Marlin Leasing	915.36
9/28/20	502291	Current	Verizon	57.59

RESOLUTION NO. 2020-221

WHEREAS, Paul Ritchie, retired Superintendent of the Carlstadt Department of Public Works has filed a request for reimbursement for the purchase of a Medicare supplement; and

WHEREAS, pursuant to Resolution 2011-167, he and his spouse are entitled to the amount equal to the cost of a supplemental coverage plan to Medicare, the amount of said reimbursement for the year 2020 is \$5,540.38.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the Chief Financial Officer is hereby authorized to make payment in the amount of \$5,540.38 representing reimbursement for his Medicare supplement for the year 2020, pursuant to Resolution 2011-167.

Certification as to the availability of funds:

The Chief Financial Officer/Treasurer hereby certifies that sufficient funds are available to pay the amount of Five Thousand Five Hundred and Forty Dollars and Thirty-Eight Cents (\$5,540.38) in accordance with the requirements of Resolution 2011-167.

RESOLUTION NO. 2020-222

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of R & R Realty Co. for property located at 219 Broad Street, Block 99 Lot 2 as per Docket No. 007154-2015 dated 9/04/2020 reducing the 2015 property tax assessment from \$1,663,300.00 to \$1,100,000.00 and as per Docket No. 000693-2016 dated 9/04/2020 reducing the 2016 property tax assessment from \$1,663,300.00 to \$1,000,000.00; and

WHEREAS, the reduction in the 2015 property tax assessment is \$563,300.00 or \$11,660.31 in 2015 property tax and the reduction of the 2016 property tax assessment is \$663,300.00 or \$ 14,101.75 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$25,762.06 and the Tax Collector shall adjust his books accordingly. (2015: \$11,660.31; 2016: \$14,101.75)

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund shall be made payable to "Jennifer R. Jacobus, Esq., Attorney for R&R Realty Co." and shall be forwarded to:

Jennifer R. Jacobus, Esq.
201 Littleton Road 1st Floor
Morris Plains, New Jersey 07950

RESOLUTION NO. 2020-223

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of G & G Enterprises/A.Gampa for property located at 745 Highway 17 Block 82 Lot 2 as per Docket No. 006390-2018 dated 8/19/2020 reducing the 2018 property tax assessment from \$1,863,500.00 to \$1,650,000.00 and as per Docket No. 005811-2019 dated 8/19/2020 reducing the 2019 property tax assessment from \$1,925,100.00 to \$1,600,000.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$ 213,500.00 or \$4,103.47 in 2018 property tax and the reduction in the 2019 property tax assessment is \$325,100.00 or \$5,965.58 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$10,069.05 and the Tax Collector shall adjust his books accordingly. (2018: \$4,103.47; 2019: \$5,965.58).

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney Ken Porro, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund over payment shall be made payable to: "Spiotti & Esposito, PC" and shall be forwarded to:

Spiotti & Esposito, PC
271 US Highway 46
Suite F 105-106
Fairfield, NJ 07004

RESOLUTION NO. 2020-224

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of G & G Enterprises/A.Gampa for property located at 733 Highway 17 Block 82 Lot 3 as per Docket No. 012987-2019 dated 8/19/2020 reducing the 2019 property tax assessment from \$684,600.00 to \$600,000.00; and

WHEREAS, the reduction in the 2019 property tax assessment is \$ 84,600.00 or \$ 1,552.41 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$1,552.41 and the Tax Collector shall adjust his books accordingly.

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney Ken Porro, Esq. has negotiated this Tax Appeal and has approved the settlement on

behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund over payment shall be made payable to: “Spiotti & Esposito, PC” and shall be forwarded to:

Spiotti & Esposito, PC
271 US Highway 46
Suite F 105-106
Fairfield, NJ 07004

RESOLUTION NO. 2020-225

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Avenue A Associates/Hanna Frank for property located at A Street HM, Block 129 Lot 7 as per Docket No. 000723-2018 dated 9/09/2020 reducing the 2018 property tax assessment from \$5,853,900.00 to \$5,731,700.00 and as per Docket No. 000693-2019 dated 9/09/2020 reducing the 2019 property tax assessment from \$6,016,900.00 to \$5,731,700.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$122,200.00 or \$2,348.64 in 2018 property tax and the reduction of the 2019 property tax assessment is \$285,200.00 or \$5,233.42 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$7,582.06 and the Tax Collector shall adjust his books accordingly. (2018: \$2,348.64; 2019: \$5,233.42)

It is noted that the Borough’s Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund shall be made payable to “Waters, McPherson, McNeill PC, attorneys for Avenue A Associates/Hanna Frank” and shall be forwarded to:

Waters, McPherson, McNeill
Attn.: Joseph G. Ragno
300 Lighting Way
Secaucus, New Jersey 07096

RESOLUTION NO. 2020-226

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of 508 Carlstadt LLC/EFD Management for property located at 508 Route 17, Block 89 Lot 16 as per Docket No. 008055-2018 dated 8/19/2020 reducing the 2018

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 6

property tax assessment from \$1,290,700.00 to \$1,250,000.00 and as per Docket No. 005802-2019 dated 8/19/2020 reducing the 2019 property tax assessment from \$1,356,000.00 to \$1,250,000.00 and as per Docket No. 005802-2019 dated 8/19/2020 reducing the 2019 property tax assessment from \$1,356,000.00 to \$1,250,000.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$40,700.00 or \$782.25 in 2018 property tax and the reduction of the 2019 property tax assessment is \$106,000.00 or \$1,945.10 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$2,727.35 and the Tax Collector shall adjust his books accordingly. (2018: \$782.25; 2019: \$1,945.10)

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund shall be made payable to "Spiotti & Esposito, PC", and shall be forwarded to:

Spiotti & Esposito, PC
271 US Highway 46
Suite F105-106
Fairfield, New Jersey 07004

RESOLUTION NO. 2020-227

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of 70 Triangle Associates for property located at 70 Triangle Boulevard, Block 126 Lot 12 as per Docket No. 000624-2019 dated 9/15/2020 reducing the 2019 property tax assessment from \$4,849,200.00 to \$4,465,000.00; and

WHEREAS, the reduction in the 2019 property tax assessment is \$384,200.00 or \$7,050.07 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$7,050.07 and the Tax Collector shall adjust his books accordingly.

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund shall be made payable to: “Waters, McPherson, McNeill PC, attorneys for Avenue 70 Triangle Associates, LLC” and shall be forwarded to:

Waters, McPherson, McNeill
Attn.: Joseph G. Ragno
300 Lighting Way
Secaucus, New Jersey 07096

RESOLUTION NO. 2020-228

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of GOODMAN CARLSTADT PATERSON, LLC for property located at 303 Paterson Plank Road, Block 128 Lot 2 as per Docket No. 003753-2020 dated 8/19/2020 reducing the 2020 property tax assessment from \$7,250,200.00 to \$6,800,000.00; and

WHEREAS, the reduction in the 2020 property tax assessment is \$450,200.00 or \$7,991.05 in 2020 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$7,991.05 and the Tax Collector shall adjust his books accordingly.

It is noted that the Borough’s Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney John Bang, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true.

The refund shall be made payable to “Jennifer R. Jacobus, Esq., Attorney for GOODMAN CARLSTADT PATERSON, LLC and shall be forwarded to:

Jennifer R. Jacobus, Esq.
201 Littleton Road, 1st Floor
Morris Plains, New Jersey 07950

RESOLUTION NO. 2020-229

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Northern Eagle Beverage Co., Inc. for property located at 600 Sixteenth Street, Block 84 Lot 4 as per Docket No. 000808-2016 dated 10/13/2020 reducing the 2016 property tax assessment from \$5,667,800.00 to \$5,000,000.00 and as per Docket No. 003057-2017 dated 10/13/2020 reducing the 2017 property tax assessment from \$5,196,600.00 to \$5,100,000.00 and per Docket No. 001905-2018 dated 10/13/2020 reducing the 2018 property tax assessment from \$5,283,300.00 to \$5,200,000.00; and

WHEREAS, the reduction in the 2016 property tax assessment is \$ 667,800.00 or \$14,197.42 in 2016 property tax and the reduction in the 2017 property tax assessment is \$96,600.00

or \$1,841.49 in 2017 property tax and the reduction in the 2018 property tax assessment is \$83,300.00 or \$1,601.02.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$17,639.63 and the Tax Collector shall adjust his books accordingly. (2016: \$14,197.42; 2017: \$1,841.19; 2018: \$1,601.02)

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney Ken Porro, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true

The refund check shall be made payable to: "Wolf, Vespasiano, LLC Attorney Trust Account" and shall be mailed to Wolf Vespasiano, LLC, 331 Main Street, Chatham, New Jersey 07928.

RESOLUTION NO. 2020-230

(Amended by Resolution No. 2020-243)

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Econolodge Meadowlands for property located at 395 Washington Avenue, Block 128 Lot 35 as per Docket No. 007662-2017 dated 9/28/2020 reducing the 2017 property tax assessment from \$4,420,000.00 to \$3,950,000.00 and as per Docket No. 007792-2018 dated 9/28/2020 reducing the 2018 property tax assessment from \$4,420,000.00 to \$3,800,000.00 and as per Docket No. 006194-2019 dated 9/28/2020 reducing the 2019 property tax assessment from \$4,500,000.00 to \$3,700,000.00; and

WHEREAS, the reduction in the 2017 property tax assessment is \$470,000.00 or \$8,958.20 in 2017 property tax and the reduction in the 2018 property tax assessment is \$620,000.00 or \$11,916.40 in 2018 property tax and the reduction in the 2019 property tax assessment is \$800,000.00 or \$14,680.00 in 2019 property tax; and

WHEREAS, the property owner (Econolodge Meadowlands) has delinquent property taxes from the second May, 2020 installment in the amount of \$142.89 and from the third (August) 2020 installment in the amount of \$12,835.82 for a total of \$12,978.71 including interest to 10/21/2020 and this amount will be subtracted from the total tax appeal refund.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$35,554.60 and the Tax Collector shall adjust his books accordingly. (2017: \$8,958.20; 2018: \$11,916.40; 2019: \$14,680.00). **\$12,978.71 WILL BE SUBTRACTED FROM THE TOTAL REFUND TO PAY DELINQUENT PROPERTY TAXES. THE TOTAL REFUND IS RECALCULATED TO \$22,575.89 AND THE TAX COLLECTOR SHALL ADJUST THIS ACCOUNT TO SHOW PAYMENT FROM THIS TAX APPEAL. THE FULL AMOUNT OF THE REFUND IS SHOWN FOR ACCOUNTING PURPOSES ONLY.**

It is noted that the Borough's Finance Officer has reviewed this Tax Appeal Settlement and certifies that the Appeal is genuine and that funds are available for payment. It is also noted that Tax Appeal Attorney Ken Porro, Esq. has negotiated this Tax Appeal and has approved the settlement on behalf of the Borough of Carlstadt and that the Carlstadt Borough Attorney Joseph Donahue, Esq. has reviewed this Resolution and finds it to be satisfactory and legal. In addition, the Auditor for the Borough of Carlstadt has reviewed the calculations and finds them to be true

The refund check shall be made payable to Econolodge Meadowlands in care of Garippa, Lotz & Giannuario and shall be mailed to Garippa, Lotz & Giannuario, 66 Park Street, Montclair, New Jersey 07042.

RESOLUTION NO. 2020-231

WHEREAS, Pegasus Transport Service, Inc. has made application to the Borough of Carlstadt for the renewal of two (2) limousine licenses; and

WHEREAS, the renewal application has been filed together with the requisite fee, and proof of insurance and Power of Attorney as required under N.J.S.A. 48:16-14 and 16 and vehicle and driver information as required by the ordinance to the satisfaction of the Borough Clerk.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, County of Bergen, State of New Jersey that the application of Pegasus Transport Service, Inc. to renew two (2) limousine licenses at 463 Barell Avenue, Carlstadt, NJ 07072 be and hereby is approved for Vin #22113 and #89630 nunc pro tunc.

AND, BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to issue the renewal of the two (2) limousine licenses at the above referenced location for the period of one year, commencing October 21, 2020 and ending on October 21, 2021 and a Certificate of Compliance with the requirements of N.J.S.A. 48:16-14 and 16, through the period indicated on the proof of insurance as submitted with the application.

RESOLUTION NO. 2020-232

WHEREAS, the Board of Officers has approved the membership of Andrew Peet as a probationary member of the Carlstadt Fire Department; and

WHEREAS, said individual has successfully passed the required physical examination.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that Andrew Peet is hereby appointed as a probationary member to the Carlstadt Fire Department.

RESOLUTION NO. 2020-233

RESOLUTION AUTHORIZING THE APPROVAL OF AN AERIAL FIBER OPTIC PERMIT FOR GOTHAM PARKWAY AND AMOR AVENUE

WHEREAS, Crown Castle Fiber, LLC, has made application for an aerial Fiber Optic Permit to the Borough of Carlstadt in connection with installation, maintenance, and use of fiber

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 10

optic cable and/or conduit related to a project entitled "Gotham Parkway and Amor Avenue, Carlstadt, NJ, NEA Project Number CARLSPL20.013"; and

WHEREAS, the Borough Engineer has reviewed the respective permit application and finds it to be satisfactory; and

WHEREAS, the Borough Attorney has received the Indemnity Agreement, and Certificate of Insurance.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt, County of Bergen, New Jersey, hereby approve the issuance of an aerial Fiber Optic Permit for the project at Gotham Parkway and Amor Avenue, Carlstadt, NJ, nunc pro tunc, effective October 1, 2020.

Mayor Zimmermann entertained a motion to approve the Consent Agenda.

On motion by Stoltz, seconded by Emerson. Council members Stoltz, Lenoy, Emerson, Roseman and Fonseca voted yes. Council member DeBiase voted yes but abstained on Resolution No. 2020-219.

READING OF BILLS:

RESOLUTION NO. 2020-234

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the following bills having been approved by the Finance Committee are approved herewith for payment:

CAPITAL ACCOUNT

Smith-Sondy Asphalt Construction Co. Inc.	\$	156,115.20
Neglia Engineering Associates		15,918.50
Current Account		226,742.18
East Coast Lighting		218.59
Bergen County Soil Conservation District		1,025.00
Municipal Emergency Services		46,348.80

TRUST ACCOUNT

Neglia Engineering Associates		1,706.00
Current Account		141,917.09
Treasurer State of New Jersey		25,647.00
Treasurer State of New Jersey		325.00

DOG WARDEN TRUST

NJ Dept. of Health and Senior Services		6.60
Tyco Animal Control Services		876.66

CURRENT ACCOUNT

ADVANCED AUTOMOTIVE	131.10
AERIAL-RISE LLC	360.00
AGGRESSIVE ENERGY LLC	5,253.25
AHOLD FINANCIAL SERVICES	50.41
APPRAISAL SYSTEMS INC.	10,300.00
ARAMARK UNIFORM SERVICES	343.52
ARROW ELEVATOR INC.	216.00
ATLANTIC COAST FIBERS	2,388.00
BALCO INDUSTRIES	594.00
BANK OF AMERICA	25.00
BARBARA OSZCZEPALSKI	950.00
BARBARA COLOMBO	360.00
BELLAQUA INC.	379.00
BERGEN FENCE	2,570.00
BERGEN CO. UTILITIES AUTHORITY	196,528.00
BEVERLY FAIST	72.00
BEYER BROTHERS CORP.	109.56
BILL O'SHEA'S	106.95
BOROUGH OF RUTHERFORD	11,282.34
BOROUGH OF E. RUTHERFORD	8,356.16
CAMPBELL FIRE PROTECTION INC.	211.50
CAPITAL ACCOUNT	254,359.15
CARLSTADT FIRE DEPARTMENT	154.62
CARLSTADT BOARD OF EDUCATION	1,046,392.83
CHASEN, LAMPARELLO, MALLON	12,383.10
CHEM-TEC	32.21
CHRISTMAS SPECTACULAR	8,600.00
CIRCLE D LIGHTS	105.90
CLIFFHANGER PRODUCTIONS INC.	8,000.00
CLYDE ARMORY INC.	1,545.00
COMPLETE SAW & GARDEN EQUIP.	215.00
COMFORTABLE SOLUTION	920.52
CONTENT PARTY RENTALS INC.	631.50
COPYTEXT I LLC	875.00
COUNTY OF BERGEN	1,698,744.90
COUNTY OPEN SPACE TRUST FUND	69,125.36
DAVID F. CORRIGAN	9,305.50
DELGADO INTERPRETING SERVICES	180.00
DIRECT ENERGY BUSINESS	145.76
ECONOLODGE MEADOWLANDS	22,575.89
ELIZABETH TRUCK CENTER	28,276.17
ENVIRONMENTAL RENEWAL L.L.C.	3,350.00
THE CHOI LAW GROUP LLC	2,875.00
FIRE & SAFETY SERVICES	905.46

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 12

FOLEY INC.	761.60
FORMDOCS LLC	139.95
GARBARINI & CO.	22,924.50
GARDEN STATE HIGHWAY PRODUCTS	2,157.00
GOOSETOWN COMMUNICATIONS	150.00
GRAINGER	897.62
GREATAMERICA FINANCIAL SVCS.	425.00
HACKENSACK OCCUPATIONAL	957.00
HADDAD ELECTRIC LLC	380.00
HOMETOWN AUTO PARTS	96.69
HUDSON TIRE EXCHANGE	596.00
I.D.A.	66,024.61
ID SIGNS	285.00
IMPRESSIVE PRINTING	4,879.51
INTERSTATE WASTE SERVICES INC.	20,752.37
JEM INDUSTRIAL SERVICES INC.	2,585.87
JENNIFER R. JACOBUS ESQ.	25,762.06
JENNIFER R. JACOBUS ESQ.	7,991.05
JOSEPH R. DONAHUE LLC	5,579.16
KUIKEN BROTHERS COMPANY	1,275.02
LANGUAGE LINE SERVICE	80.60
LAWNBOYS LANDSCAPING	1,950.00
LIFESAVERS INC.	222.08
LOWE'S BUSINESS ACCT/GEMB	1,000.23
LUCY MACIAG	1,160.00
MATERA'S NURSERY	169.90
MCNERNEY & ASSOCIATE	5,500.00
MEADOWLANDS HARDWARE	173.57
MEDICAL BENEFITS ACCT	10.00
MICROSYSTEMS-NJ.COM LLC	120.00
MITCHELL HUMPHREY & CO.	1,270.00
MOTOROLA	340.80
MSDSOONLINE INC	2,399.00
MUNICIPAL EMERGENCY SERVICES	2,317.44
NATIONAL FLOOD INSURANCE	11,360.00
NATURE'S CHOICE CORP.	1,710.00
NATIONAL PEN COMPANY	185.88
NEGLIA ENGINEERING ASSOCIATES	3,864.50
NEXTEL COMMUNICATIONS	77.18
NJ FIRE EQUIPMENT CO.	155.00
NJ RESTAURANT EQUIPMENT	2,554.11
NJ STATE ASSN. OF CHIEFS	500.00
NORTH JERSEY MEDIA GROUP INC.	1,263.01
PASQUALE & DELEASA LLC	275.00
PAYROLL ACCOUNT	459.96
PIA SECURITY PROGRAMS	24,600.00

ESS, INC.	285.80
PORTER LEE CORPORATION	781.00
POSTMASTER	240.00
PRESTI, ROSARIO JR., ESQ.	836.66
PROGRESSIVE BRICK CO.	120.00
PSE&G	19,707.94
RADZINSKI WILLIAM	168.42
RCM CEBERIO LLC	3,000.00
REDICARE LLC	252.45
REGAL STAMP CO.	1,528.00
REGIONAL BOARD OF EDUCATION	580,786.75
REMINGTON AND VERNICK	38.25
RICCIARDI BROTHERS	440.23
RIDGEHURST AUTO PARTS	340.32
RITCHIE, PAUL	5,540.38
ROBERT T. REGAN, ESQ.	3,761.80
R.S. KNAPP CO.	24.11
SHERWIN WILLIAMS, INC.	1,742.13
SLOMIENSKI, WALTER M.	1,066.66
SPIOTTI & ESPOSITO PC	14,348.81
SPRINKLER SURGEON LLC	1,379.00
STAN'S SPORT CENTER	7,948.75
QUALITY AUTO MALL	7,224.24
STAPLES ADVANTAGE	3,979.78
SUPREME SECURITY SYSTEM	261.11
TAX COLL. & TREAS. ASSOC. NJ	25.00
TESSCO INCORPORATED	257.92
THE TERRE CO.	70.00
TMDE CALIBRATION LABS INC.	395.00
T&R ALARM SYSTEMS INC.	840.00
TRAFFIC SAFETY & EQUIPMENT	875.20
TRI-MY-BAGS LLC	602.00
UNDERWRITERS LABORATORIES	3,215.25
UNUM LIFE INS. CO. OF AMERICA	2,077.99
US POSTAL SERVICE	216.00
ADPP ENTERPRISES INC.	107.71
V.E. RALPH & SON	593.28
VFIS	5,746.00
VIP CAR WASH & LUBE LLC	37.00
WATERS MCPHERSON, MCNEILL P.C.	7,582.06
WATERS, MCPHERSON, MCNEILL PC	7,050.07
921-PRAXAIR DIST MID-ATLANTIC	188.19
WILLIAM DERMODY PUBLIC LIBRARY	33,000.00
WILLIAM J. LAUER CORP.	200.00
WOLF, VESPASIANO LLC	17,639.63
Y-PERS INC.	502.80

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 14

MEDICAL BENEFITS ACCT	48,000.00
VERIZON	1,836.15
PSE&G	1,721.26
AMIT & SRIMATI MITRA	2,685.74
VERIZON	1,239.00
SUEZ WATER NEW JERSEY	90.03
PAYROLL ACCOUNT	17,970.01
PAYROLL ACCOUNT	548,934.06
SUEZ WATER NEW JERSEY	10,653.22
VERIZON WIRELESS	879.89
MEDICAL BENEFITS ACCT	40,000.00
VERIZON	885.68
NJMVC	2.00
SUEZ WATER NEW JERSEY	1,091.05
MEDICAL BENEFITS ACCT	28,000.00
DIRECT FENCE	1,960.00
VERIZON BUSINESS	44.18
VERIZON	199.99
COMCAST	48.78
SUEZ WATER NEW JERSEY	1,133.79
TOTAL	\$5,083,022.45

TOTAL BILLS FOR THE MONTH \$5,699,869.07

The Chief Financial Officer certified there are sufficient funds available for payment of the aforementioned bills.

On motion by Emerson, seconded by Fonseca, unanimous on call of roll.

UNFINISHED BUSINESS

Mayor Zimmermann entertained a motion to ratify the phone poll of 10/22/2020 to accept and award the following auction results of the Borough auction held on 10/14/2020, 10/15/2020 and 10/16/2020 from 9:00 A.M. to 3:00 P.M. at the DPW garage, 105 Kero Road, Carlstadt, N.J. 07072 which was the second auction held this year for the same inventory.

On motion by Stoltz, seconded by Emerson, unanimous on call of roll.

1. Liberty Motors Inc.

1705 Kennedy Boulevard
Jersey City, N.J. 07305

- a) 2004 Ford Crown Victoria VIN # 2FAHP71W54X104071
\$477.99
- b) 2008 Ford F450 Mason Dump & Plow VIN # 1FDXF47Y18EE35572
\$7,848.99
- c) 1995 Mercury Sable VIN # 1MELM50U2SA645231
\$233.99

2. Jersey One Auto Sales, Inc.
495 Tonnele Avenue
Jersey City, N.J. 07307
 - a) 2001 Dodge Durango VIN # 1B4H528N61F616726
\$631.00
 - b) 2006 Ford Crown Victoria VIN # 2FAFP71W96X158631
\$411.00

3. Thomas Cox, Jr.
524 Fifth Street
Carlstadt, N.J. 07072
Four Light Bars - \$100.00

4. Executive Property Maintenance, LLC
94B North Ramapo Avenue
Mahwah, N.J. 07430
 - a) Large Chain Saw - \$50.00
 - b) Small Chain Saw - \$50.00
 - c) Two Walk Behind Encore Mowers - \$360.00
 - d) Two Simplicity Ride On Mowers - \$400.00

Reject and return bid deposit of \$250.00

1. Academy Auto Recyclers Inc.
One Park Place
Lodi, N.J. 07644

Reject and return bid deposit of \$62.00

2. Onofrid Ciannamea
44 LaSalle Avenue
Hasbrouck Heights, N.J. 07604

Mayor Zimmermann entertained a motion to ratify the phone poll of 10/23/2020 to accept and award the following bid:

Academy Auto Recyclers Inc.
One Park Place
Lodi, N.J. 07644

\$25.00 each for two generators - 1979 Onan Generator VIN # 70795 and Rudox Generator Model E1401

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 16

They were listed for auction held on 10/14/2020, 10/15/2020 and 10/16/2020 from 9:00 A.M. to 3:00 P.M. at the DPW garage.

On motion by Fonseca, seconded by Stoltz, unanimous on call of roll.

HEARING OF CITIZENS:

Mayor Zimmermann entertained a motion to open the floor to a hearing of citizens.

On motion by Fonseca, seconded by Stoltz, unanimous on call of roll.

Mayor Zimmermann said no citizens were present for the hearing of citizens at this time.

Mayor Zimmermann entertained a motion to close the hearing of citizens.

On motion DeBiase, seconded by Emerson, unanimous on call of roll.

CONSIDERATION OF ORDINANCES:

FINAL READING

ORDINANCE NO. 20-8

AN ORDINANCE AMENDING SECTION 5-12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, ENTITLED "PARKS AND RECREATION AREAS"

Mayor Zimmermann entertained a motion to open this ordinance to a hearing of citizens.

On motion by Emerson, seconded by Fonseca, unanimous on call of roll.

Mayor Zimmermann asked if any citizen wished to be heard on this ordinance.

Mayor Zimmermann said to let the record note there are no citizens to speak on this ordinance.

Mayor Zimmermann entertained a motion to close this ordinance to a hearing of citizens.

On motion by Fonseca, seconded by Emerson, unanimous on call of roll.

RESOLUTION NO. 2020-235

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE AMENDING SECTION 5-12 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002, ENTITLED "PARKS AND RECREATION AREAS"

heretofore introduced, does now pass on final reading and the Borough Clerk is hereby authorized and directed to publish said ordinance according to law.

On motion by Emerson, seconded by Stoltz, unanimous on call of roll.

FIRST READING

ORDINANCE NO. 2020-9

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Carlstadt, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Carlstadt, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Acquisition of new additional or replacement equipment and machinery, new information technology equipment and new automotive vehicles, including original apparatus and equipment, for the use of the Police Department consisting of (i) computer equipment, (ii) SUVs, (iii) firearms, (iv) various equipment for the Detective Bureau and (v) various medical equipment.

Appropriation and Estimated Cost	\$ 373,000
Down Payment Appropriated	\$ 19,000
Bonds and Notes Authorized	\$ 354,000
Period of Usefulness	5 years

B. Acquisition of new communication and signal systems equipment and new additional or replacement equipment and machinery for the use of the Police Department consisting of (i) radio equipment and (ii) license plate readers.

Appropriation and Estimated Cost	\$ 350,000
Down Payment Appropriated	\$ 16,700
Bonds and Notes Authorized	\$ 333,300
Period of Usefulness	10 years

C. Acquisition of new automotive vehicles, including original apparatus and equipment, for the use of the Department of Public Works consisting of (i) a garbage truck and (ii) a mason dump truck.

Appropriation and Estimated Cost	\$ 310,000
Down Payment Appropriated	\$ 16,000
Bonds and Notes Authorized	\$ 294,000
Period of Usefulness	5 years

D. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of a senior citizens bus.

Appropriation and Estimated Cost	\$ 75,000
Down Payment Appropriated	\$ 5,750
Bonds and Notes Authorized	\$ 69,250
Period of Usefulness	5 years

E. Acquisition of new communication and signal systems equipment and new additional or replacement equipment and machinery for the use of the Fire Department consisting of (i) radio equipment, (ii) pagers and (iii) turnout gear.

Appropriation and Estimated Cost	\$ 180,000
Down Payment Appropriated	\$ 8,600
Bonds and Notes Authorized	\$ 171,400
Period of Usefulness	10 years

F. (i) Installation of an exhaust system at the Washington Avenue Firehouse and (ii) acquisition of new additional or replacement equipment and machinery consisting of thermal imaging cameras for the use of the Fire Department. It is hereby determined and stated that said public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 56,000
Down Payment Appropriated	\$ 2,700
Bonds and Notes Authorized	\$ 53,300
Period of Usefulness	15 years

G. Undertaking of the 2020 Road Resurfacing Program (including drainage, sidewalk and curb improvements, where necessary) at various locations in the Borough. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 656,000
Down Payment Appropriated	\$ 31,250
Bonds and Notes Authorized	\$ 624,750
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$2,000,000
Aggregate Down Payment Appropriated	\$ 100,000
Aggregate Amount of Bonds and Notes Authorized	\$1,900,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$56,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$100,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$100,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$1,900,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$1,900,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum

first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 8.25 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,900,000 and that the

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 22

issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

RESOLUTION NO. 2020-236

BE IT RESOLVED that the ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF CARLSTADT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 18th day of November, 2020 at 7:00 o'clock P.M. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk be, and she hereby is, authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

On motion by Emerson, seconded by Stoltz, unanimous on call of roll.

MISCELLANEOUS & NEW BUSINESS

Mayor Zimmermann entertained a motion to prepare a resolution for the next meeting to appoint Michael Bolwel as a regular member of the Carlstadt Fire Department. Councilman Stoltz informed the Mayor and Council that he was approved by the Fire Department.

On motion by Stoltz, seconded by Emerson, unanimous on call of roll.

Mayor Zimmermann entertained a motion to advertise for Request for Qualifications for Professional Appointments for 2021 as well as to advertise the sale of abandoned cars.

On motion by Emerson, seconded by Fonseca, unanimous on call of roll.

Mayor Zimmermann entertained a motion to approve the use of two Special Police Officers on Election Day, November 3, 2020.

On motion by Stoltz, seconded by Fonseca, unanimous on call of roll.

Mayor Zimmermann entertained a motion to approve the hiring of Frank Recanati as the part-time

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 24

Zoning Official at a salary of \$5,000.00 retroactive to January 1, 2020.

On motion by Stoltz, seconded by Emerson, unanimous on call of roll.

Mayor Zimmermann entertained a motion to approve the hiring of Lucy Maciag Hettel as Deputy Court Administrator for both the Boroughs of Carlstadt and Wallington at a salary of \$45,000. The salary and benefits will be split between both municipalities.

On motion by Emerson, seconded by Stoltz, unanimous on call of roll.

Councilwoman Fonseca reminded the Mayor and Council about the Flu Shot Clinic being held outside of Borough Hall, the next day, Thursday, October 29, 2020.

She also requested a Special Police Officer for the Rabies Clinic being held outside of Borough Hall on Wednesday, November 11, 2020.

On motion by Stoltz, seconded by Emerson, unanimous on call of roll.

Mayor Zimmermann asked if anyone had other matters to discuss.

Councilwoman DeBiase informed the Mayor and Council that the Cornerstone Church Food Distribution went well at the Village Green. Councilman Stoltz suggested a letter of thanks or a proclamation for Pastor Pra. The Mayor and Council agreed.

BOROUGH ATTORNEY, JOSEPH DONAHUE

He updated and discussed the following matters:

1. Shared Services Agreement with the Borough of Wallington for the Tax Collector – awaiting review of the draft that was sent to the Borough of Wallington’s attorney.
2. Personnel and handbook samples – Joint Insurance Fund updated samples need to be reviewed by Mayor and Council.

MAYOR ROBERT J. ZIMMERMANN

The Mayor informed the Council about his attendance at the first meeting of the Meadowlands Mayors Commission. The following issues were discussed:

1. Transportation Trust Fund
2. American Dream
3. Rebuild by Design Pump Station

Also, he informed the Council on the increase of COVID-19 cases in the Borough and the efforts needed to remind residents to follow the CDC guidelines.

Borough personnel will also walk through businesses to ensure that their employees are following CDC guidelines.

RICE NOTICE HEARING

Borough Mechanic/Employee, William Radzinski, was present with his attorney, Dennis Ritchie, in response to a Rice Notice which was issued on October 15, 2020.

The Borough Attorney, Joseph Donahue, informed Mr. Radzinski and Mr. Ritchie, the hearing was in response to the July 23, 2020 letter requiring several issues to be addressed at the Borough garage. One of them being an inventory which was not resolved.

Mr. Donahue did advise Mr. Ritchie, as a former Borough Attorney and Councilman, his representation of Mr. Radzinski may be an issue in the future. As a matter of process, the issue will now be referred to the Borough's Labor Counsel, David Corrigan, Esq. for an investigation and recommendations.

**EXECUTIVE SESSION MEETING ACT
RECESS INTO CLOSED SESSION**

WHEREAS, it is necessary for the Governing Body of the Borough of Carlstadt to conduct an executive session closed to the public in order to discuss one or more of the following subjects: personnel and property.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt hereby moves to go into executive session in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. Seq. for the purpose of discussing one or more of the following subjects: personnel and property.

AND, BE IT FURTHER RESOLVED that the public will be informed either later this evening after reconvening the public meeting or at a future public meeting said date is not predictable at the present time.

AND, BE IT FURTHER RESOLVED that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

Mayor Zimmermann entertained a motion to go into closed session at 7:52 P.M. On motion by Stoltz, seconded by Emerson, unanimous on call of roll.

Mayor Zimmermann entertained a motion to go back to open session at 9: 09 P.M. On motion by Fonseca, seconded by Emerson, unanimous on call of roll.

UNFINISHED BUSINESS

Mayor Zimmermann entertained a motion to retain the Borough's Labor Counsel, David Corrigan, to investigate William Radzinski's Rice Notice.

On motion by Emerson, seconded by Stoltz, unanimous on call of roll.

CAUCUS/COUNCIL MEETING

October 28, 2020

Page 26

Mayor Zimmermann entertained a motion to adjourn the meeting at 9:10 P.M. On motion by Emerson, seconded by Roseman, unanimous on call of roll.

APPROVED: _____
ROBERT J. ZIMMERMANN, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK