

**CAUCUS/FINANCE MEETING  
December 2, 2020**

**A REGULAR CAUCUS/FINANCE 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, December 2, 2020 at 7: 00 P.M.

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

Joseph Crifasi, DPW Operations Manager, Gregory Polyniak of Neglia Engineering, Robert Ceberio of RCM Ceberio LLC and Joseph Donahue, Borough Attorney were 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.

**PROFESSIONAL REPORTS**

Gregory Polyniak of Neglia Engineering read his report for the month regarding projects that are being done in the Borough of Carlstadt. A copy of his report is on file in the Borough Clerk's office.

Robert Ceberio of RCM Ceberio, LLC read his report for the month regarding projects that are being done in the Borough of Carlstadt. A copy of his report is on file in the Borough Clerk's office.

Mayor Zimmermann inquired about the retail use of properties in the Meadowlands. Mr. Ceberio explained possibilities to the Mayor and Council.

Hackensack Street Revitalization was mentioned for further discussion and the Washington Avenue Redevelopment status was discussed.

Assistant Fire Chief Dennis Kronyak gave his report to the Mayor and Council and informed them that the Chief's election was held on Friday, November 20, 2020.

**CONSENT AGENDA**

**RESOLUTION NO. 2020-255**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct Real Estate 32C, LP for property located at 599 Gotham Parkway, Carlstadt, New Jersey for Block 126 Lot 64 as per Docket No. 000727-2018 dated 9/18/2020 reducing the 2018 property tax assessment from \$8,666,500.00 to \$8,150,000.00; and

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**WHEREAS**, the reduction in the 2018 property tax assessment is \$516,500.00 or \$9,927.13 in 2018 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$9,927.13 and the Tax Collector shall adjust his books accordingly. (2018: \$9,927.13).

It is noted that the Borough's Finance Office 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 the Borough's 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 Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: "Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32C, LP" and shall be mailed to:

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

**RESOLUTION NO. 2020-256**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct Real Estate 32F, LP for property located at 320 Gotham Parkway, Carlstadt, New Jersey for Block 126 Lot 3 as per Docket No. 000749-2019 dated 9/18/2020 reducing the 2019 property tax assessment from \$1,709,700.00 to \$1,500,000.00; and

**WHEREAS**, the reduction in the 2019 property tax assessment is \$209,700.00 or \$3,847.99 in 2019 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$3,847.99 and the Tax Collector shall adjust his books accordingly. (2019: \$3,847.99).

It is noted that the Borough's Finance Office 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 the Borough's 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

Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: “Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32F, LP” and shall be mailed to:

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

**RESOLUTION NO. 2020-257**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct Real Estate 32, LP for property located at 325 Gotham Parkway, Carlstadt, New Jersey for Block 124 Lot 49 as per Docket No. 000746-2018 dated 9/18/2020 reducing the 2018 property tax assessment from \$2,119,900.00 to \$ 2,000,000.00 and as per Docket No. 000726-2019 dated 9/18/2020 reducing the 2019 property tax assessment from \$2,159,800.00 to \$1,900,000.00; and

**WHEREAS**, the reduction in the 2018 property tax assessment is \$119,900.00 or \$2,304.47 in 2018 property tax and the reduction in the 2019 property tax assessment is \$259,800.00 or \$4,767.33 in 2019 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$7,071.80 and the Tax Collector shall adjust his books accordingly. ( 2018: \$2,304.47, 2019: \$4,767.33).

It is noted that the Borough’s Finance Office 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 the Borough’s 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 Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: “Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32, LP” and shall be mailed to:

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

**RESOLUTION NO. 2020-258**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct Real Estate 32A, LP for property located at 425 Gotham Parkway, Carlstadt, New Jersey for Block 124 Lot 48 as per Docket No. 000756-2018 dated 9/18/2020 reducing the 2018 property tax assessment from \$12,380,000.00 to \$12,000,000.00 and as per Docket No. 000728-2019 dated 9/18/2020 reducing the 2019 property tax assessment from \$12,451,100.00 to \$11,500,000.00; and

**WHEREAS**, the reduction in the 2018 property tax assessment is \$380,000.00 or \$7,303.60 in 2018 property tax and the reduction in the 2019 property tax assessment is \$951,500,000.00 or \$17,452.69 in 2019 property tax.

As per Docket No. 000756-2018 dated 9/18/2020:

“The parties having agreed that there has been no change in value or municipal-wide revaluation or reassessment adopted for the tax year(s) 2019 and 2020 (Freeze Act year(s)), the provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable to the assessment on the property referred to herein for said Freeze Act year(s). No Freeze Act year shall be the basis for application of the Freeze Act for any subsequent year.”

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$24,756.29 and the Tax Collector shall adjust his books accordingly. (2018: \$7,303.60, 2019: \$17,452.69).

It is noted that the 2019 and 2020 property tax assessments are below the Freeze Act Judgments. (2019 Assessment is \$11,500,000.00 and 2020 is \$11,100,000.00)

It is noted that the Borough’s Finance Office 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 the Borough’s 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 Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: “Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32A, LP” and shall be mailed to:

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

**RESOLUTION NO. 2020-259**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct Real Estate 32B, LP for property located at 521 Gotham Parkway, Carlstadt, New Jersey for Block 126 Lot 1, as per Docket No. 000712-2018 dated 9/18//2020 reducing the 2018 property tax assessment from \$3,832,900.00 to \$3,600,000.00 and as per Docket No. 000730-2019 dated 9/18/2020 reducing the 2019 property tax assessment from \$3,873,900.00 to \$3,600,000.00; and

**WHEREAS**, the reduction in the 2018 property tax assessment is \$232,900.00 or \$4,476.33 in 2018 property tax and the reduction in the 2019 property tax assessment is \$273,900.00 or \$5,026.06 in 2019 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$9,502.39 and the Tax Collector shall adjust his books accordingly. (2018: \$4,476.33, 2019: \$5,026.06).

It is noted that the Borough's Finance Office 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 the Borough's 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 Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: "Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32B, LP" and shall be mailed to:

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

**RESOLUTION NO. 2020-260**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct C/o Jones Lang Lasalle for property located at 194 Veterans Boulevard, Carlstadt, New Jersey, for Block 124 Lot 46, as per Docket No. 000758-2018 dated 9/18/2020, reducing the 2018 property tax assessment from \$2,660,500.00 to \$2,515,000.00 and as per Docket No. 000735-2019 dated 9/18/2020 reducing the 2019 property tax assessment from \$2,689,000.00 to \$2,400,000.00; and

**WHEREAS**, the reduction in the 2018 property tax assessment is \$145,500.00 or \$2,796.51 in 2018 property tax and the reduction in the 2019 property tax assessment is \$289,000.00 or \$5,303.15 in 2019 property tax.

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**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$8,099.66 and the Tax Collector shall adjust his books accordingly. (2018: \$2,796.51, 2019: \$5,303.15).

It is noted that the Borough's Finance Office 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 the Borough's 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 Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: "Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32B, LP" and shall be mailed to:

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

**RESOLUTION NO. 2020-261**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of RWLW, LLC for property located at 735 Commercial Avenue Block 126 Lot 57 as per Docket No. 004050-2017 dated 8/19/2020 reducing the 2017 property tax assessment from \$2,079,100.00 to \$1,900,000.00 and as per Docket No. 006391-2018 dated 8/19/2020, reducing the 2018 property tax assessment from \$2,113,700.00 to \$2,000,000.00 and as per Docket No. 000406-2019 dated 8/19/2020 reducing the 2019 property tax assessment from \$2,416,900.00 to \$2,280,000.00; and

**WHEREAS**, the reduction in the 2017 property tax assessment is \$179,100.00 or \$3,413.65 in 2017 property tax and the reduction in 2018 property tax assessment is \$113,700.00 or \$2,185.31 in 2018 property tax and the reduction in the 2019 property tax assessment is \$136,900.00 or \$2,512.11 in 2019 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$8,111.07 and the Tax Collector shall adjust his books accordingly. (2017: \$3,413.65; 2018: \$2,185.31; 2019: \$2,512.11).

It is noted that the Borough's Finance Office 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 the 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

Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: Spiotti & Esposito, P.C. and the payment shall be mailed to:

Spiotti & Esposito, P.C.  
271 US Highway 46  
Suite F-105-106  
Fairfield, New Jersey 07004

**RESOLUTION NO. 2020-262**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Jankar, LLC or property located at 333 Sixteenth Street, Carlstadt, New Jersey Block 116 Lot 2 as per Docket No. 008668-2019 dated 9/25/2020 reducing the 2019 property tax assessment from \$ 1,027,000.00 to \$ 900,000.00; and

**WHEREAS**, the reduction in the 2019 property tax assessment is \$ 127,000.00 or \$2,330.45 in 2019 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 2,330.45 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 the 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 said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: Spiotti & Esposito, P.C. and the payment shall be mailed to:

Spiotti & Esposito, P.C.  
271 US Highway 46  
Suite F-105-106  
Fairfield, New Jersey 07004-2471

**RESOLUTION NO. 2020-263**

**WHEREAS**, Corelogic paid the fourth (November) quarter 2020 property tax installment on 9 Carlyle Court, Carlstadt, New Jersey 07072 Block 5 Lot 41 in the amount of \$1,279.48; and

**WHEREAS**, Gregory & Kelly Kane, the property owners of 9 Carlyle Court, Carlstadt, New Jersey 07072 Block 5 Lot 41 also paid the fourth (November) quarter 2020 property taxes in the amount of \$1,279.48 creating a double payment for the fourth (November) quarter 2020; and

**WHEREAS**, Gregory & Kelly Kane have requested a refund of the overpayment.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Borough of Carlstadt that a refund in the amount of \$1,279.48 is hereby approved and the Tax Collector shall adjust his books accordingly.

The check shall be made payable to Gregory & Kelly Kane and mailed to:

Gregory & Kelly Kane  
9 Carlyle Court  
Carlstadt, NJ 07072

**RESOLUTION NO. 2020-264**

**WHEREAS**, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of I & G Direct Real Estate 32D, LP for property located at 193 Veterans Boulevard, Carlstadt, New Jersey for Block 126 Lot 5 as per Docket No. 000744-2019 dated 9/18/2020 reducing the 2019 property tax assessment from \$2,978,800.00 to \$2,501,700.00; and

**WHEREAS**, the reduction in the 2019 property tax assessment is \$477,100.00 or \$8,754.78 in 2019 property tax.

**NOW, THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$8,754.78 and the Tax Collector shall adjust his books accordingly. (2019: \$8,754.78).

It is noted that the Borough's Finance Office 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 the Borough's Tax Appeal Attorney Kenneth A. 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 Borough Auditor has reviewed said calculations and finds them to be satisfactory and true with the Judgments.

The refund shall be made payable to: “Waters, McPherson, McNeill, P.C. attorneys for I & G Direct Real Estate 32D, LP” and shall be mailed to:

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

**RESOLUTION NO. 2020-265**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Carlstadt that the following music/entertainment permit applications are hereby approved by the Carlstadt Police Department as the applicants’ premises and use thereof, complies with the Carlstadt Zoning Ordinance and all other rules, regulations, ordinances and laws:

1. American Legion Post #69

**RESOLUTION NO. 2020-266**

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL  
ENTITLED 145 COMMERCE ROAD ASSOCIATES V. BOROUGH OF CARLSTADT  
AT 145 COMMERCE ROAD, BLOCK 127, LOT 3 HM  
FOR TAX YEARS 2017 THROUGH 2019.**

**WHEREAS**, 145 Commerce Road Associates has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 145 Commerce Road and identified on the Borough’s tax maps as Block 127, Lot 3 HM for tax years 2017 through 2019; and

**WHEREAS**, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

**WHEREAS**, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

**WHEREAS**, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

**WHEREAS**, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

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**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2019 to be reduced from \$2,896,700 to \$2,750,000.
- 2) The assessment for tax years 2017 & 2018 to remain unchanged.

**RESOLUTION NO. 2020-267  
RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL  
ENTITLED 455 SIXTEENTH ST LLC V. BOROUGH OF CARLSTADT  
AT 455 SIXTEENTH STREET, BLOCK 92, LOT 1  
FOR TAX YEARS 2013 THROUGH 2018.**

**WHEREAS**, 455 Sixteenth St LLC has filed action with the Tax Court of New Jersey against the Borough of Carlstadt challenging the tax assessed against property located at 455 Sixteenth Street and identified on the Borough's tax maps as Block 92, Lot 1 for tax years 2013 through 2018; and

**WHEREAS**, the Borough Appraiser, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

**WHEREAS**, the Borough Tax Appeal Attorney, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

**WHEREAS**, the Borough Assessor, after examination and consideration of all relevant facts and after performing all necessary due diligence, is of the opinion that the settlement proposed below is in the best interest of the Borough of Carlstadt; and

**WHEREAS**, the Borough Assessor, the Borough Tax Appeal Attorney and Borough Appraiser, after independent review and upon consulting with each other, jointly recommends that this matter be settled according to the terms listed below.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the Borough Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax years 2013 & 2014 to be reduced from \$17,313,700 to \$16,700,000.

- 2) The assessment for tax years 2015 & 2016 to be reduced from \$17,313,700 to \$17,000,000.
- 3) The assessment for tax years 2017 & 2018 to remain unchanged.

**RESOLUTION NO. 2020-268**  
**Cancellation of Old Outstanding Payroll Checks**

**WHEREAS**, the Payroll Department of the Borough of Carlstadt has various outstanding checks which are still being carried on the Borough's books;

**AND WHEREAS**, the Mayor and Council intends to cancel the old outstanding checks.

**NOW THEREFORE, BE IT RESOLVED** that the following old outstanding checks be cancelled:

**PAYROLL ACCOUNT # 41346157**

<u>Old</u> <u>check</u> <u>No.</u>	<u>Amount</u>	<u>Paycom</u> <u>Check</u> <u>No.</u>	<u>Amount</u>	<u>Manual</u> <u>Check No.</u>	<u>Amount</u>	<u>ADP</u> <u>Check</u> <u>No.</u>	<u>Amount</u>
1149	\$ 0.03	3055	\$ 112.01	7668	\$350.00	1016	\$ 72.09
1539	1,700.59	3613	15.29	7703	68.48	1018	399.13
1643	296.34	4744	29.17	7923	36.38	1043	1,524.80
1774	18.91	4774	15.96	7928	77.85	1072	705.14
1835	13.97	4784	4.14	8070	146.61	1257	423.16
2052	45.67	4865	28.24			1308	81.01
2068	43.80	5242	731.70			1319	137.86
2168	16.64	5339	101.45				
2177	127.12	5480	186.95				
2258	271.19	5504	422.96				
2371	692.90	5590	469.96				
7351	1,342.62	5916	32.32				
7705	96.18	6255	40.53				
7706	101.58	6528	36.48				
40194	122.71	7190	115.43				
40409	20.78	7216	1,763.15				
40697	179.78	7480	342.11				
40716	55.60	7483	306.65				
41224	65.63	7579	344.08				
41331	966.74	7747	344.08				
41336	14.50	7846	344.08				
41418	2,276.86	7913	187.26				
		7966	60.97				
		8086	343.45				
		8350	344.50				

<u>Paycom</u>	
<u>Check</u>	
<u>No.</u>	
<u>Contd</u>	<u>Amount</u>
8354	391.79
8355	343.45
8546	343.45
8599	343.45
8613	508.00
8701	1,798.57
8758	40.54
8803	343.45
8846	48.65
8861	343.45
8882	71.18
8944	64.88
9034	194.59
9166	302.27
9167	188.21
9374	48.79
9491	56.76
9523	250.53
9579	40.54
10010	148.79
10058	371.00
10180	123.99
10351	207.45

**TOTAL \$25,789.35**

**RESOLUTION NO. 2020-269**

**BOROUGH OF CARLSTADT  
Bergen County, New Jersey**

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF  
PAYER MATRIX, LLC TO ADMINISTER A COST AVOIDANCE PROGRAM (CAP)  
IN CONJUNCTION WITH THE BOROUGH'S PARTIALLY SELF-FUNDED  
PRESCRIPTION BENEFITS PROGRAM**

**WHEREAS**, the Borough provides prescription benefits to eligible employees, dependents and retirees, through a partially self-funded plan administered by ProAct Pharmacy Benefit Management Services (the PBM); and

**WHEREAS**, as part of ongoing due diligence, the Borough Health Benefits Consultant, in conjunction with the PBM, has identified Payer Matrix, LLC a Texas limited liability company formed in 2013 which offers certain services which address prescription drug costs for Specialty Drugs by dealing directly with the alternate funding programs offered by manufacturers, charitable organizations and accessing various grant programs, all for the purpose of reducing the cost of the Specialty Drugs by up to 65%, if the Participant prescribed the Specialty Drug is eligible for participation; and

**WHEREAS**, a pilot analysis of the prescription claims data was performed and potential alternate funding was identified for thirty-six (36) claims totaling \$184,430 in prescription costs, as evidenced by the specialty drugs utilized during the analysis period and made a part of this Resolution; and

**WHEREAS**, there is no direct cost for this service, but rather, fees for such services are 35 percent (35%) of savings for those Participants that qualify for specialty drug assistance.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Carlstadt, County of Bergen, State of New Jersey, the proposal for services offered by Payer Matrix and recommended by the Borough's Health Benefit Consultant is hereby accepted and adopted within the provisions included in the contract agreement provided; and

**BE IT FURTHER RESOLVED** the Mayor, Borough Administration and Health Benefits Consultant are hereby directed to promulgate the agreement and any plan document language amendment necessary for implementation thereof; and

**BE IT FURTHER RESOLVED** a certified copy of this Resolution shall be forwarded to the Borough CFO, Borough Auditor, and PIA Security Programs, Inc., 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ 07072, Health Benefits Consultant to the Borough.

**RESOLUTION NO. 2020-270**

**WHEREAS**, Pegasus Transport Service, Inc. has made application to the Borough of Carlstadt for the renewal of seven (7) 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 seven (7) limousine licenses at 463 Barell Avenue, Carlstadt, NJ 07072 be and hereby is approved for Vin #79346, # 62719, # 93552, # 44231, # 67882, # 87013 and # 07086.

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**AND, BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized and directed to issue the renewal of the seven (7) limousine licenses at the above referenced location for the period of one year, commencing December 3, 2020 and ending on December 3, 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.

Mayor Zimmermann entertained a motion to approve the Consent Agenda.  
On motion by Emerson, seconded by Lenoy, unanimous on call of roll.

**CONSIDERATION OF ORDINANCES:  
FINAL READING**

**ORDINANCE NO. 20-10**

**AN ORDINANCE TO AMEND ORDINANCE NO. 20-3 ENTITLED AN ORDINANCE TO FIX AND DETERMINE THE SALARIES AND COMPENSATION OF THE SEVERAL OFFICERS AND EMPLOYEES OF THE BOROUGH OF CARLSTADT, AND TO PROVIDE THE MANNER AND PAYMENT THEREOF, REVISED TO 2020**

Mayor Zimmermann entertained a motion to open this ordinance to a hearing of citizens.  
On motion by Stoltz, seconded by Emerson, 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 DeBiase, seconded by Emerson, unanimous on call of roll.

**RESOLUTION NO. 2020-271**

**BE IT RESOLVED** that the ordinance entitled:

**AN ORDINANCE TO AMEND ORDINANCE NO. 20-3 ENTITLED AN ORDINANCE TO FIX AND DETERMINE THE SALARIES AND COMPENSATION OF THE SEVERAL OFFICERS AND EMPLOYEES OF THE BOROUGH OF CARLSTADT, AND TO PROVIDE THE MANNER AND PAYMENT THEREOF, REVISED TO 2020**

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

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

**CORRESPONDENCE**

Mayor Zimmermann entertained a motion to approve the Open and Closed Session minutes of 11/18/ 2020 Caucus/Council Meeting.

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

Mayor Zimmermann and the Council discussed the request of Wings Air Helicopters to land helicopters at 245 Paterson Plank Road, Carlstadt for the holiday season for promotional events for American Dream Mall. The owner of the property is American Dream Mall. Wings Air Helicopters will be applying to the New Jersey Department of Transportation for a temporary helistop permit. They require a letter of no objection from the Borough of Carlstadt.

Councilman Stoltz asked for more details. The Mayor and Council agreed more details were needed and the request was tabled pending an inquiry by Borough officials.

Mayor Zimmermann and the Council accepted with regrets the resignation letter of John Lopez as a member of the Zoning Board effective January 1, 2021.

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

Mayor Zimmermann asked if any citizens were present to speak at this time.

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

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

Mayor Zimmermann asked if anyone had other matters to discuss.

### **COUNCILWOMAN SUZANNE FONSECA**

She had nothing to discuss at this time.

### **COUNCILWOMAN DIANE DeBIASE**

She had nothing to discuss at this time.

### **COUNCILMAN JOSEPH EMERSON**

He had nothing to discuss at this time.

### **COUNCILMAN DAVID STOLTZ**

He requested that the parking space be installed at 128 Carlyle Court for the incoming Fire Chief.

Joseph Crifasi informed him he would take care of it.

### **COUNCILMAN JAMES LENOY**

He thanked Council members Fonseca and DeBiase for their assistance at the 2020 Tree Lighting earlier in the evening. Mayor Zimmermann and others expressed thanks as well.

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**BOROUGH ATTORNEY, JOSEPH DONAHUE**

He had nothing to discuss at this time.

**COUNCILMAN WILLIAM ROSEMAN**

He had nothing to discuss at this time.

**JOSEPH CRIFASI, DPW OPERATIONS MANAGER**

He discussed the details of a Cooperative Agreement, "HGAC Buy," to make purchases for the Fire Department as well as the Department of Public Works. The Mayor and Council needed to approve the Borough joining the Cooperative and authorize a resolution.

Mayor Zimmermann entertained a motion to authorize a resolution to join the Cooperative.

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

**BOROUGH CLERK, CLAIRE FOY**

She had nothing to discuss at this time.

**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 7:33 P.M. On motion by Fonseca, seconded by Lenoy, unanimous on call of roll.

On motion by DeBiase, seconded by Fonseca, unanimous on call of roll, the meeting went back into open session at 10:10 P.M.

**UNFINISHED BUSINESS**

Mayor Zimmermann entertained a motion to approve DPW employees to carry over up to five vacation days to January 31, 2021.

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

Mayor Zimmermann entertained a motion to approve opening the list for supplemental DPW workers.

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

Mayor Zimmermann entertained a motion to amend the 2020 Salary Ordinance to reflect a salary range for the Recreation Advisor.

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

**CONSIDERATION OF ORDINANCES:  
FIRST READING**

**ORDINANCE NO. 20-11**

**AN ORDINANCE TO AMEND CHAPTER II “ADMINISTRATION” SECTION 2-22.1 ENTITLED “POLICE DEPARTMENT ESTABLISHED; COMPOSITION” OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002**

**2-22. Police Department.**

2-22.1. Established; Composition.

a. Composition. The Police Department of the Borough of Carlstadt is hereby established and shall consist of the following positions:

1. Chief of Police;
2. Deputy Chief of Police, with designated hours of 3 P.M. to 11 P.M., Monday through Friday. The hours of this position, to the extent it is filled, are subject to change based upon the Chief’s sick, personal and vacation schedules;
3. Five Lieutenants;
4. One Lieutenant of Police Juvenile Officer, which shall be permitted at the option of the Mayor and Council and not mandatory, whose duties shall specifically include acting as liaison to Carlstadt public school and regional high school as well as other duties as may be assigned by the Chief of Police;
5. Six Sergeants;

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6. Twenty Patrolmen;
  7. Such other personnel as the Mayor as the appropriate authority may from time to time appoint thereto with the advice and consent of Council.
- b. Detective Bureau. There is hereby established within the Police Department a Detective Bureau which shall be under the command of the Chief of Police or such other superior officer as (s)he may from time to time assign thereto. The Chief of Police and/or his/her designee shall coordinate and assign all duties within the Detective Bureau. The Mayor shall appoint personnel to the Detective Bureau pursuant to his/her duties as the appropriate authority.
- c. The positions set forth herein are intended to be a maximum number for each designated position. Nothing contained in this section shall require the Governing Body to fill any position or to fill any position to the maximum, as same shall be left to the sole discretion of the Governing Body.
- d. Seniority and Tenure. Nothing herein contained shall affect the seniority and tenure of any present officer or member of the Department, and all such officers and members shall continue to have the same seniority and tenure. Nor shall, it restrict the Chief of Police in his/her discretion from assigning members to duty in either the regular Department or the Detective Bureau. Notwithstanding anything herein to the contrary, the several officers of the Detective Bureau shall enjoy the same rights, privileges and seniority of the Police Department generally.

**RESOLUTION NO. 2020-272**

**BE IT RESOLVED that the ordinance entitled:**

**AN ORDINANCE TO AMEND CHAPTER II "ADMINISTRATION" SECTION 2-22.1 ENTITLED "POLICE DEPARTMENT ESTABLISHED; COMPOSITION" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF CARLSTADT, 2002**

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 16<sup>th</sup> day of December, 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 Carlstadt 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 Lenoy, unanimous on call of roll.

Mayor Zimmermann entertained a motion to authorize advertising the hiring of up to four dispatchers.

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

Mayor Zimmermann entertained a motion to authorize a not to exceed amount of \$7,500.00 for a contract with Cliffhanger Productions for the Sunday, December 6, 2020 Holiday Parade and Float.

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

Mayor Zimmermann entertained a motion to adjourn the meeting at 10:20 P.M.

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

APPROVED: \_\_\_\_\_  
ROBERT J. ZIMMERMANN, MAYOR

ATTEST: \_\_\_\_\_  
CLAIRE FOY, BOROUGH CLERK