

CAUCUS/COUNCIL MEETING

August 18, 2021

A REGULAR SCHEDULED 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, August 18, 2021 at 7:00 P.M.

Mayor Robert Zimmermann asked Claire Foy, Borough Clerk to call the roll: Council members James Lenoy, Joseph Emerson and Suzanne Fonseca were present. Council members Diane DeBiase and David Stoltz were absent. Councilman William Roseman arrived at 7:04 P.M.

Joseph Crifasi, Borough Administrator and Robert Ceberio of RCM Ceberio, LLC were also present.

Joseph Donahue, Borough Attorney was absent.

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 7, 2021 and the Herald News on January 7, 2021 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 REPORT

Robert Ceberio of RCM Ceberio, LLC submitted 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.

APPROVAL OF MINUTES

Mayor Zimmermann entertained a motion to accept the minutes of 7/21/2021 Caucus/Council Meeting and 8/4/2021 Caucus/Finance Meeting (Open and Closed Sessions.)

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

REPORT OF THE MAYOR

Mayor Zimmermann mentioned to the audience that there was a donation of a light tower to the OEM from Sun Chemical and he thanked them.

SPECIAL REPORTS

The Construction Official's report was read for the month of July. This report will be filed.

The Borough Clerk's report was read for the month of July This report will be filed.

The Tax Collector's report was read for the month of July. This report will be filed.

FINANCE – Councilman Emerson said we have resolutions.

CONSENT AGENDA

RESOLUTION NO. 2021-174

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	\$ 1,063,866.41
Regional Board of Education	611,012.42
County Open Space Taxes 3 rd Quarter	64,354.00
County 3 rd Quarter Taxes	1,529,829.00

RESOLUTION NO. 2021-175

**RESOLUTION AUTHORIZING CHANGE ORDER N^o 1 FOR
Additional work due to changes in the scope of the project**

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey upon the recommendation of the Borough Capital Improvements Engineer that the Change Order for the Contract listed below be and is hereby approved.

TITLE OF JOB: Garden Orchard Recreation Complex Phase I Development Passive Park & Parking Lot

CONTRACTOR: _____ Your Way Construction _____

CHANGE ORDER No.: _____ 1 _____

AMOUNT OF CHANGE THIS RESOLUTION: _____ \$148,067.00 Increase: 17.61% _____

This Resolution to take effect upon certification of this Resolution by the Borough Treasurer that sufficient funds are available.

RESOLUTION NO. 2021-176

WHEREAS, Joyce Ranone had notified the Borough of Carlstadt of her intent to retire from the position of Tax Assessor and Clerk to the Building Department on June 30, 2020; and

WHEREAS, pursuant to the terms and conditions stated in Resolution No. 2019-276, the Mayor and Council approved and authorized continuation of prescription, eyeglass, dental benefits and reimbursement for a Medicare Supplement Part B of her choice upon submission of the annual cost thereof.

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 \$3,078.00 representing reimbursement for her Medicare supplement for the years 2020 and 2021 as evidenced by the documents submitted as proof thereof. Subsequent payment for future reimbursements shall be made upon request and proof of deductions submitted by Joyce Ranone.

RESOLUTION NO. 2021-177

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB BY Prologis Institutional Alliance Fund II, L.P. owner for property located at 725 Dell Road, Carlstadt, New Jersey for Block 123.01 Lot 27 as per Docket No. 03102-2018 dated 5/27/2021 reducing the 2018 property tax assessment from \$3,224,400.00 to \$3,080,000.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$144,400.00 or \$2,775.36 in 2018 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 2,775.36 and the Tax Collector shall adjust his books accordingly.

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 and 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.

The refund shall be made payable to:
AMB BY Prologis Institutional Alliance Fund II, owner.

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, New Jersey 08837

RESOLUTION NO. 2021-178

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB BY PROLOGIS TARGETED U.S. LOGISTICS FUND, L.P., owner for property located at 50 Broad Street, Block 120 Lot 18 as per Docket No. 001981-2016 dated 5/28/2021 reducing the 2016 property tax assessment from \$ 9,800,000.00 to \$ 9,120,000.00; and

WHEREAS, the reduction in the 2016 property tax assessment is \$ 679,100.00 or \$14,437.67 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$14,437.67 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.

The refund shall be made payable to:
AMB BY PROLOGIS TARGETED U.S. LOGISTICS FUND, L.P.,
OWNER.

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-179

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Lucky 13th St Realty, LLC for property located at 300 Thirteenth Street, Block 110 Lot 5, 308 Thirteenth Street, Block 110 Lot 4 and 326 Thirteenth Street, Block 110 Lot 3 as per Docket No. 003809-2018 dated 6/8/2021 for Freeze Act Year 2019; and

WHEREAS, the reduction in the 2019 property tax assessment for 300 Thirteenth Street is \$165,900.00 or \$3,044.27 in 2019 property tax and the reduction for 308 Thirteenth Street is \$249,900.00 or \$4,585.66 in 2019 property tax and the reduction for 326 Thirteenth Street is \$416,200.00 or \$7,637.27 in 2019 property tax; and

WHEREAS, the assessment is the base-year assessment for Freeze Act purposes and it appearing that no appeal from said judgment is pending and the parties having agreed that there has been no change in value or municipal-wide revaluation or reassessment adopted and that the provisions of N.J.S.A. 54: 51A-8 (Freeze Act) are properly applicable, the base year assessment shall also be the assessment for the tax year 2019 and (Freeze Act Year) on the property referred to herein for said Freeze Act Year.

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 \$15,267.20 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 shall be made payable to:
Icon IPV Cimmaron NJ Owner Pool 4 NJ

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-180

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB Partners ii, L.P. for property located at 110 Asia Place, Block 126 Lot 79 as per Docket No. 002570-2019 dated 5/27/2021, reducing the 2019 property tax assessment from \$2,120,200.00 to \$1,956,200.00 and as per Docket No. 004756-2020 dated 6/10/2021 reducing the 2020 property tax assessment from \$2,215,000.00 to \$ 1,956,200.00; and

WHEREAS, the reduction in the 2019 property tax assessment is \$164,000.00 or \$3,009.40 in 2019 property tax and the reduction in the 2020 property tax assessment is \$258,800.00 or \$4,593.70 in 2020 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$7,603.10 and the Tax Collector shall adjust his books accordingly. (2019: \$3,009.40; 2020: \$4,593.70).

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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.

IT IS NOTED THAT BLOCK 126 LOT 80 REMAINS OPEN.

The refund shall be made payable to:
AMB Partners II, L.P.

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-181

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of ICON IPV Cimmaron, NJ owner Pool 4 NJ, LLC for property located at 587 Industrial Road Block 3 Lot 17 as per Docket No. 001846-2017 dated 6/8/2021 reducing the 2017 property tax assessment from \$4,569,700.00 to \$3,506,100.00 and for 585 Industrial Road, Block 3 Lot 8 as per Docket No. 001846-2017 dated 6/8/2021 reducing the 2017 property tax assessment from \$3,565,200. to \$3,187,900.00; and

WHEREAS, the reduction in the 2017 property tax assessment for 587 Industrial Road is \$1,063,600.00 or \$20,272.22 in 2017 property tax and the reduction in 2017 property tax assessment for 585 Industrial Road is \$377,300.00 or \$7,191.34 in 2017 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$27,463.56 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 shall be made payable to:
Icon IPV Cimmaron NJ Owner Pool 4 NJ

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-182

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB BY PROLOGIS A MARYLAND REAL ESTATE INVESTMENT TRUST, owner for property located at 370 Starke Road, Block 123 Lot 6 as per Docket No. 001999-2016 dated 5/28/2021 reducing the 2016 property tax assessment from \$1,848,100.00 to \$ 1,703,512.00; and

WHEREAS, the reduction in the 2016 property tax assessment is \$ 144,588.00 or \$ 3,073.94 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 3,073.94 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 shall be made payable to:

AMB BY PROLOGIS A MARYLAND REAL ESTATE INVESTMENT TRUST, OWNER.

The payment shall be mailed to:

Zipp & Tannenbaum, LLC

280 Raritan Center Parkway

Edison, NJ 08837

RESOLUTION NO. 2021-183

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Prologis by Prologis a Maryland Real Estate Investment Trust, owner for property located at 368 Starke Road, Block 123 Lot 7 as per Docket No. 001937-2016 dated 5/28/2021 reducing the 2016 property tax assessment from \$1,471,700.00 to \$1,248,500.00; and

WHEREAS, the reduction in the 2016 property tax assessment is \$ 223,200.00 or \$ 4,745.23 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 4,745.23 and the Tax Collector shall adjust his books accordingly.

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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 shall be made payable to:
Prologis by Prologis, A Maryland Real Estate Investment Trust, Owner

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-184

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB By Prologis Institutional Alliance Fund for property located at 100 Amor Avenue, Carlstadt, New Jersey for Block 123 Lot 26 as per Docket No. 006801-2013 dated 7/30/2021 reducing the 2013 property tax assessment from \$ 4,600,000.00 to \$ 4,357,900.00 and as per Docket No. 000145-2014 dated 7/30/2021 reducing the 2014 property tax assessment from \$4,600,000.00 to \$4,357,900.00 and as per Docket No. 001634-2015 dated 7/30/2021 reducing the 2015 property tax assessment from \$4,600,000.00 to \$4,263,600.00; and

WHEREAS, the reduction in the 2013 property tax assessment is \$ 242,100.00 or \$ 4,798.42 in 2013 property tax and the reduction in the 2014 property tax assessment is \$242,100.00 or \$4,820.21 in 2014 property tax and the reduction in the 2015 property tax assessment is \$316,400.00 or \$6,549.48 in 2015 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$16,165.11 and the Tax Collector shall adjust his books accordingly. (2013: \$4,798.42; 2014: \$4,820.21; 2015: \$6,548.48).

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.

The refund shall be made payable to:
AMB By Prologis Institutional Alliance Fund 2, L.P., Owner

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, New Jersey 08837

RESOLUTION NO. 2021-185

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB by Prologis 2, L.P., Owner for property located at 640 Gotham Parkway, Carlstadt, New Jersey, for Block 123.01 Lot 20 as per Docket No. 003115-2018 dated 7/30/2021, reducing the 2018 property tax assessment from \$2,681,700.00 to \$2,160,000.00; and

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

WHEREAS, the reduction in the 2018 property tax assessment is \$530,400.00 or \$10,194.29 in 2018 property taxes, and, 2019 property tax Freeze Act refund is \$ 9,732.84 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$9,732.84 and the Tax Collector shall adjust his books accordingly. (2018: \$10,194.29; Freeze Act: \$9,732.84).

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 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.

The refund shall be made payable to:
AMB By Prologis 2, L.P., Owner

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, New Jersey 08837

RESOLUTION NO. 2021-186

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB for property located at 350 Gotham Parkway, Block 123.01 Lot 11 as per Docket No. 003114-2018 dated 6/8/2021 for Freeze Act for tax year 2019; and

WHEREAS, which assessment is the base year assessment for Freeze Act purposes (2018) and it appearing that no appeal from said judgment is pending and the parties having agreed that there has been no change in value or municipal wide revaluation or reassessment adopted and that the provision of N.J.S.A. 54:51A-8 (Freeze Act) are properly applicable the base year assessment shall also be the assessment for the tax year(s) 2019 and (Freeze Act Year(s)) on 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.

WHEREAS, the reduction in the 2019 property tax assessment is \$ 95,300.00 or \$ 1,748.76 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 1,748.76 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 shall be made payable to:
AMB

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-187

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB BY PROLOGIS INSTITUTIONAL ALLIANCE FUND II, L.P., owner for property located at 725 Dell Road, Block 123.01 Lot 27 as per Docket No. 003102-2018 dated 5/27/2021 reducing the 2018 property tax assessment from \$3,224,400.00 to \$3,080,000.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$ 144,400.00 or \$ 2,775.37 in 2018 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 2,775.37 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 shall be made payable to:

AMB by Prologis Institutional Alliance Fund II, L.P., Owner

The payment shall be mailed to:

Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-188

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of PROLOGIS TRUST for property located at 340 Washington Avenue, Block 124 Lot 25 as per Docket No. 002346-2017 dated 5/27/2021 reducing the 2017 property tax assessment from \$ 3,211,500.00 to \$ 3,041,640.00; and

WHEREAS, the reduction in the 2017 property tax assessment is \$ 169,860.00 or \$ 3,237.53 in 2017 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 3,237.53 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.

The refund shall be made payable to:

Prologis Trust

The payment shall be mailed to:

Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

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RESOLUTION NO. 2021-189

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of PALMER SG, LLC for property located at One Palmer Terrace, Block 124 Lot 50 as per Docket No. 007475-2014 dated 6/15/2021 reducing the 2014 property tax assessment from \$ 7,466,100.00 to \$ 2,000,000.00; and

WHEREAS, the reduction in the 2014 property tax assessment is \$5,466,100.00 or \$108,830.05 in 2014 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$108,830.05 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 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.

The refund shall be made payable to:
Palmer, SG, LLC

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-190

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB for property located at 555 Gotham Parkway, Carlstadt, New Jersey for Block 126 Lot 2 as per Docket No. 001967-2016 dated 5/27/2021 reducing the 2016 property tax assessment from \$ 4,755,100.00 to \$ 4,125,700.00; and

WHEREAS, the reduction in the 2016 property tax assessment is \$629,400.00 or \$13,381.04 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$13,381.04 and the Tax Collector shall adjust his books accordingly.

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.

The refund shall be made payable to:
AMB

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, New Jersey 08837

RESOLUTION NO. 2021-191

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of 650 Washington SG, LLC for property located at 650 Washington Avenue, Block 126 Lot 22 as per Docket No. 005327-2019 dated 5/27/2021 reducing the 2019 property tax assessment from \$ 1,435,000.00 to \$ 1,200,000.00; and

WHEREAS, the reduction in the 2019 property tax assessment is \$235,000.00 or \$4,312.25 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$4,312.25 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.

The refund shall be made payable to:
650 Washington Avenue SC LLC

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-192

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Avenue Real Est., LLC for property located at 213 Washington Avenue, Block 126 Lot 41 as per Docket No. 012839-2018 dated 6/15/2021 reducing the 2018 property tax assessment from \$ 755,500.00 to \$ 585,900.00 and as per Docket No. 012650-2019 dated 6/15/2021 reducing the 2019 property tax assessment from \$769,700.00 to \$ 585,900.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$ 169,600.00 or \$ 3,259.71 in 2018 property tax and the reduction in the 2019 property tax assessment is \$183,800.00 or \$3,372.73 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 \$ 6,632.44 and the Tax Collector shall adjust his books accordingly. (2018: \$3,259.71; 2019: \$3,372.73).

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.

The refund shall be made payable to:
Avenue Real Est LLC

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-193

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Eagle Realty of NJ, LLC for property located at 707 Commercial Avenue, Block 126 Lot 60 as per Docket No. 003475-2018 dated 6/1/2021 reducing the 2018 property tax assessment from \$ 3,060,300.00 to \$ 2,682,000.00 and as per Docket No. 006054-2019 dated 6/1/2021 reducing the 2019 property tax assessment from \$3,177,700.00 to \$ 2,682,000.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$ 378,300.00 or \$ 6,941.81 in 2018 property tax and the reduction in the 2019 property tax assessment is \$495,700.00 or \$8,798.68 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$15,740.49 and the Tax Collector shall adjust his books accordingly. (2018: \$6,941.82; 2019: \$8,798.68).

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 true.

The refund shall be made payable to:
Eagle Realty of NJ, LLC

The payment shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-194

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of AMB Partners Corp. for property located at 120 Asia Place, Block 126 Lot 78 as per Docket No. 006803-2013 dated 5/28/2021 reducing the 2013 property tax assessment from \$2,582,700.00 to \$2,330,600.00 and as per Docket No. 000201-2014 dated 5/28/2021 reducing the 2014 property tax assessment from \$ 2,582,700.00 to \$ 2,330,600.00 and as per Docket No. 001588-2015 dated 5/28/2021 reducing the 2015 property tax assessment from \$2,582,700.00 to \$2,291,400.00 and as per Docket No. 001938-2016 dated 5/28/2021 reducing the 2016 property tax assessment from \$ 2,582,700.00 to \$ 2,127,800.00; and

WHEREAS, the reduction in the 2013 property tax assessment is \$ 252,100.00 or \$ 4,996.62 in 2013 property tax and the reduction in the 2014 property tax assessment is \$252,100.00 or \$5,019.31 in 2014 property tax and the reduction in the 2015 property tax assessment is \$291,300.00 or \$6,029.91 in 2015 property tax and the reduction in 2016 property tax assessment is \$454,900.00 or \$9,671.17 in 2016 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$25,711.01 and the Tax Collector shall adjust his books accordingly. (2013: \$4,996.62; 2014: \$5,019.31; 2015: \$6,029.91; 2016: \$9,671.17).

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.

The refund shall be made payable to:
AMB Partners, Corp.

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

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RESOLUTION NO. 2021-195

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of 760 Washington Ave., LLC for property located at 760 Washington Avenue, Carlstadt, NJ 07072, Block127 Lot 11 as per Docket No. 008360-2020 dated 06/23/2021 reducing the 2020 property tax assessment from \$ 30,594,900.00 to \$ 29,321,100.00; and

WHEREAS, the reduction in the 2020 property tax assessment is \$ 1,273,800.00 or \$22,609.95 in 2020 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 22,609.95 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.

The refund shall be made payable to:
760 Washington Ave. L.L.C. By SunGard Availability Services L.P.

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
Attn.: Peter Zipp
280 Raritan Center Parkway
Edison, New Jersey 08837

RESOLUTION NO. 2021-196

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell 495 SG, LLC for property located at 551 Barell Avenue, Carlstadt, NJ 07072, Block128 Lot 23 as per Docket No. 004187-2017 dated 06/8/2021 reducing the 2017 property tax assessment from \$2,034,100.00 to \$1,800,000.00; and

WHEREAS, the reduction in the 2017 property tax assessment is \$ 234,100.00 or \$ 4,461.94 in 2017 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 4,461.94 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.

The refund shall be made payable to:
495 Barell SG LLC

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-197

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell 485 SG, LLC for property located at 485 Barell Avenue, Carlstadt, NJ 07072, Block128 Lot 24 as per Docket No. 004192-2017 dated 06/8/2021 reducing the 2017 property tax assessment from \$2,061,300.00 to \$1,780,000.00; and

WHEREAS, the reduction in the 2017 property tax assessment is \$ 281,300.00 or \$ 5,361.58 in 2017 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 5,361.58 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.

The refund shall be made payable to:
485 Barell SG LLC

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-198

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell 472 SG, LLC for property located at 472 Barell Avenue, Carlstadt, NJ 07072, Block129 Lot 4 as per Docket No. 004190-2017 dated 06/8/2021 reducing the 2017 property tax assessment from \$3,386,500.00 to \$3,186,600.00; and

WHEREAS, the reduction in the 2017 property tax assessment is \$ 199,900.00 or \$ 3,810.09 in 2017 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 \$ 3,810.09 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.

The refund shall be made payable to:
Barell 472 SG, LLC

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-199

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Barell 482 SG, LLC for property located at 485 Barell Avenue., Carlstadt, New Jersey for Block 129 Lot 5 as per Docket No. 004191-2017 dated 6/8/2021 reducing the 2017 property tax assessment; and

WHEREAS, the reduction in the 2017 property tax assessment is \$294,400.00 or \$5,611.26 in 2017 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$ 5,611.26 and the Tax Collector shall adjust his books accordingly.

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.

The refund shall be made payable to:
Barell 482 SG, LLC

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
C/o: Peter Zipp
280 Raritan Center Parkway
Edison, New Jersey 08837

RESOLUTION NO. 2021-200

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Klatskin, Charles for property located at 440 Meadow Lane, Carlstadt, NJ 07072, Block 131 Lot 2 as per Docket No. 004987-2020 dated 06/1/2021 reducing the 2020 property tax assessment from \$ 1,621,400.00 to \$ 1,026,750.00; and

WHEREAS, the reduction in the 2020 property tax assessment is \$ 594,650.00 or \$10,555.04 in 2017 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$10,555.04 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

The refund shall be made payable to:
Charles Klatskin

The refund shall be mailed to:
Zipp & Tannenbaum, LLC
280 Raritan Center Parkway
Edison, NJ 08837

RESOLUTION NO. 2021-201

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Bonanno Real Estate Group II for property located at 33 Commerce Road, Block 127 Lot 8 as per Docket No. 008069-2013 dated 6/30/2021 reducing the 2013 property tax assessment from \$3,661,500.00 to \$ 3,450,000.00 and as per Docket No. 008872-2014 dated 6/30/2021 reducing the 2014 property tax assessment from \$3,661,500.00 to \$3,450,000.00 and as per Docket No. 005764-2015 dated 6/30/2021 reducing the 2015 property tax assessment from \$3,661,500.00 to \$3,450,000.00 and as per Docket No. 004004-2016 dated 6/30/2021 reducing the 2016 property tax assessment from \$3,661,500.00 to \$3,250,000.00 and as per Docket No. 006656-2017 reducing the 2017 property tax assessment from \$4,433,200.00 to \$4,250,000.00; and

WHEREAS, the reduction in the 2013 property tax assessment is \$211,500.00 or \$4,191.93 in 2013 property tax and the reduction in the 2014 property tax assessment is \$211,500.00 or \$4,210.96 in 2014 property tax and the reduction in the 2015 property tax assessment is \$211,500.00 or \$4,378.05 in 2015 property tax and the reduction in the 2016 property tax assessment is \$411,500.00 or \$8,748.49 in 2016 property tax and the reduction in the 2017 property tax assessment is \$183,200.00 or \$3,491.79 in 2017 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 \$25,021.22 and the Tax Collector shall adjust his books accordingly. (2013: \$4,191.93; 2014: \$4,210.96; 2015: \$4,378.05 2016: \$ 8,748.49; 2017: \$3,491.79).

It is noted that the Judgments for 2018, 2019 and 2020 have been dismissed.

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. and John Bang, Esq. have 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:

Bruce J. Stavitsky, Esq., for the benefit of "Bonanno Real Estate Group II"

The refund shall be mailed to:

Stavitsky & Associates, LLC

350 Passaic Avenue

Fairfield, NJ 07004

RESOLUTION NO. 2021-202

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, Carlstadt, New Jersey for Block 99 Lot 2 as per Docket No. 007915-2020 dated 7/29/2021 reducing the 2020 property tax assessment from \$1,555,400.00 to \$1,300,000.00; and

WHEREAS, the reduction in the 2020 property tax assessment is \$255,400.00 or \$4,533.35 in 2020 property tax.

The parties having agreed that there has been no change in value or municipal-wide revaluation or reassessment adopted for the tax year(s) 2021 (Freeze Act Year) 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. No Freeze Act Year shall be the basis for application of the Freeze Act for any subsequent year.

It is noted that the Freeze Act Year assessment, 2021, has been changed on the MOD IV File for 2021. Should any credit or charge be due it will be adjusted onto the fourth quarter (November) 2021 property tax installment. As of the passing of this Resolution the 2021 Final tax rate has not been approved by the County of Bergen. (8/18/2021).

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$4,533.35 and the Tax Collector shall adjust his books accordingly.

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, Edna J. Jordan, 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.

The refund shall be made payable to:
Jennifer R. Jacobus, Trustee for R&R Realty Co.

The refund shall be mailed to:
Jacobus & Associates, LLC
201 Littleton Road
Suite 100
Morris Plains, NJ 07950

RESOLUTION NO. 2021-203

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of 40 Broad St., Assoc./Mandelbaum for property located at 40 Broad Street, Block 120 Lot 19 as per Docket No. 002981-2019 dated 7/30/2021 reducing the 2019 property tax assessment from \$9,581,900.00 to \$9,210,000.00; and

WHEREAS, the reduction in the 2019 property tax assessment is \$371,900.00 or \$6,824.37 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$6,824.37 and the Tax Collector shall adjust his books.

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.

The refund shall be made payable to:
Irwin & Heinze, P.A. Attorney Trust Account

The payment shall be mailed to:
Irwin & Heinze, Esq.
C/o: Amber N. Heinze, Esq.
383 Main Street, Suite 101
Chatham, New Jersey 07928

RESOLUTION NO. 2021-204

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that permission is granted to the following for the use of facilities on the specified date:

Community Center:

1. WERC Warriors – Wednesday, August 4, 2021 at 7:00 P.M to have a meeting.
2. Carlstadt Girl Scouts – Wednesday, August 25, 2021 from 7:30 P.M. to 8:30 P.M.
Tuesdays, September 28, October 12 and 26, November 9 and 30 and December 14 and 21, 2021 from 4:00 P.M. to 5:00 P.M. to have meetings.

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

CORRESPONDENCE

A letter was received from Christopher Assenheimer, Borough Tax Collector asking permission to attend the New Jersey Firemen’s Convention on Friday, September 17, 2021 in Wildwood, New Jersey.

Mayor Zimmermann entertained a motion to grant the request. On motion by Roseman, seconded by Emerson, unanimous on call of roll of those present.

A letter was received from the Carlstadt Soccer League asking for the Borough to help them pay the referee fees for the 2021 Soccer Season totaling \$3,000.

Mayor Zimmermann entertained a motion to grant the request. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

STANDING COMMITTEES

POLICE – Councilman Emerson read his report. This report will be filed.

FIRE/ AMBULANCE/OEM – Councilman Roseman read his reports. These reports will be filed.

PUBLIC WORKS/PUBLIC PROPERTY – Councilman Lenoy reported progress.

PLANNING/BUILDING – Councilman Roseman reported progress.

ZONING – Councilman Lenoy read his reports. These reports will be filed.

HEALTH – Councilwoman Fonseca read her report. This report will be filed.

RECREATION – Councilman Emerson read his report. This report will be filed.

BOROUGH EQUIPMENT – In the absence of Councilwoman DeBiase, Councilman Lenoy reported progress.

RECYCLING – In the absence of Councilman Stoltz, Councilman Lenoy read the report. This report will be filed.

PROJECTS – In the absence of Councilwoman DeBiase, Councilman Roseman had no report.

HUMAN RESOURCES – Councilwoman Fonseca reported progress.

REPORTS OF SPECIAL COMMITTEES

None.

READING OF BILLS

RESOLUTION NO. 2021-205

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

Beyer Chrysler Dodge Jeep Ram	\$	108,396.64
Neglia Engineering Associates		12,303.04
Beyer Ford		115,148.39
Witmer Public Safety Group		30,823.10
Key Tech		1,620.00

TRUST ACCOUNT

Current Account		144,920.10
Neglia Engineering Associates		623.00

DOG WARDEN TRUST

Tyco Animal Control Services		816.66
NJ Dept. of Health & Senior Services		12.60

CURRENT ACCOUNT

BARELL 482 SG LLC		5,611.26
485 BARELL SG LLC		5,361.58
495 BARELL SG LLC		4,461.94
650 WASHINGTON AVE SC LLC		4,312.25
760 WASHINGTON AVE LLC		22,609.95
AGGRESSIVE ENERGY LLC		4,464.13
AMAZON CAPITAL SERVICES		74.27
AMB		13,381.04
AMB		2,702.95

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AMB PARTNERS II L.P.	7,603.10
AMB PARTNERS CORP.	25,711.01
AMB BY PROLOGIS TARGETED	14,437.67
AMB BY PROLOGIS INSTITUTIONAL	2,775.37
AMB BY PROLOGIS A MARYLAND	3,073.94
AMB BY PROLOGIS 2 L.P. OWNER	19,927.13
AMB BY PROLOGIS INSTITUTIONAL	2,775.37
AMB BY PROLOGIS INSTITUTIONAL	16,165.11
AMERICAN PAPER & SUPPLY	1,449.37
ARAMARK UNIFORM SERVICES	307.25
ARROW ELEVATOR INC.	223.00
ATLANTIC COAST FIBERS	882.60
AT&T MOBILITY	382.20
AVENUE REAL EST., LLC	6,632.44
BALCO INDUSTRIES	700.00
BARELL 472 SG LLC	3,810.09
BELLAQUA INC	493.90
BERGEN COUNTY FIRE PREVENTION	700.00
BERGEN FENCE	1,598.00
BERGEN MUNICIPAL EMPLOYEE	16,906.00
BILL O'SHEA'S	106.95
BLUE 360 MEDIA LLC	455.76
BLUE STAR OF NEW JERSEY INC.	480.00
BOROUGH OF RUTHERFORD	7,285.15
BRUCE J. STAVITSKY ESQ.	25,021.22
BUSINESS INFORMATION SYS. INC.	200.10
CAPITAL ACCOUNT	349,185.25
CARLSTADT AMBULANCE CORP.	12,500.00
CARLSTADT SOCCER LEAGUE	3,000.00
CARLSTADT BOARD OF EDUCATION	1,063,866.41
CHASEN, LAMPARELLO, MALLON	20,460.35
CHARLES KLATSKIN	10,555.04
CHEEMA OIL CORPORATION	174.85
CINTAS	258.12
CLEAN AIR COMPANY INC	1,050.59
CLEANHARBORS ENVIRONMENTAL INC	7,928.90
COMPLETE SAW & GARDEN EQUIP.	110.00
PIZZA 2021	1,230.00
CONTINENTAL FIRE & SAFETY INC	1,974.00
COPYTEXT I LLC	275.00
COUNTY OF BERGEN	1,529,829.00
COUNTY OPEN SPACE TRUST FUND	64,354.00
CURRENT ACCOUNT	20,000.00

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DENISE OEHLMANN	36.00
DIRECT ENERGY BUSINESS	141.93
DOG WARDEN TRUST ACCOUNT	17,000.00
D S MEYER ENTERPRISES LLC	3,150.00
DUX PAINT LLC	1,200.00
EAGLE EQUIPMENT INC.	4,893.34
EAGLE POINT GUN	8,136.76
EAGLE REALTY OF NJ LLC	15,740.49
ELITE IRRIGATION & DRAINAGE	260.00
E&M AUTO REPAIRS INC	5,211.00
ENVIRONMENTAL RENEWAL L.L.C.	4,484.00
THE CHOI LAW GROUP LLC	906.25
FIRE HOUSE MAGAZINE	31.00
GADALETA HEATING & COOLING LLC	200.00
GARBARINI & CO.	14,750.00
GATES FLAGS AND BANNER INC	230.00
GOLDEN CATS ELITE	1,000.00
G.T.B.M. INC	197.12
HADDAD ELECTRIC LLC	1,805.00
HOMETOWN AUTO PARTS	2,478.38
HUDSON TIRE EXCHANGE	1,492.50
ICON IPV CIMMARON NJ OWNER	15,267.20
ICON IPV CIMMARON NJ OWNER I.D.A.	27,463.56 136,971.20
IMPRESSIVE PRINTING INC	571.24
IRWIN & HEINZE, P.A.	6,824.37
INTERSTATE WASTE SERVICES INC	20,553.27
JENNIFER R. JACOBUS TRUSTEE	4,533.35
J. KEANE ELECTRIC COMPANY	358.55
JORY ENGRAVERS INC.	300.00
JOSEPH R. DONAHUE LLC	9,044.16
KYLE MCMANUS ASSOCIATES LLC	862.50
RUTHERFORD APPLIANCE CENTER	599.00
LEXISNEXIS RISK SOLUTIONS	42.00
LIFESAVERS INC	134.00
LO GATTO BOOKBINDING, INC.	510.00
MARIO'S LOCKSMITH	56.00
MATERA'S NURSERY	989.30
MCAA OF NJ	100.00
MCNERNEY & ASSOCIATE	5,500.00
MEADOWLANDS HARDWARE	776.11
METRO FIRE & SAFETY EQUIPMENT	860.00
MGL PRINTING SOLUTIONS	996.50

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MONTANA CONSTRUCTION CORP.	20,646.28
MUNICIPAL EMERGENCY SERVICES	7,565.81
NEGLIA ENGINEERING ASSOCIATES	3,918.53
NFPA	175.00
NFPA	637.25
NICK'S TOWING SERVICE	10,068.19
NJ FIRE EQUIPMENT CO	2,496.17
NORTH JERSEY MEDIA GROUP INC	507.95
NORTHEAST SWEEPERS INC	5,655.05
OPENTEXT INC.	320.00
PALMER SG LLC	108,830.05
PANORAMA TOURS INC	725.00
PAYROLL ACCOUNT	18,561.77
P.I.A.	12,546.00
PLAID MOTORS	433.51
PRESTI, ROSARIO JR., ESQ.	518.33
PROLOGIS BY PROLOGIS	4,745.23
PROGRESSIVE BRICK CO.	278.50
PROLOGIS TRUST	3,237.53
RANONE, JOYCE	3,078.00
RAPID PUMP & METER SERVICE CO.	410.26
RCM CEBERIO LLC	3,000.00
REGAL STAMP CO	301.00
REGIONAL BOARD OF EDUCATION	611,012.42
REMINGTON AND VERNICK	2,060.00
ROBERT T. REGAN ESQ.	355.20
SALOMONE REDI MIX LLC	1,490.00
SBI MATERIALS LLC	89.59
QUALITY AUTO MALL	217.00
STAPLES ADVANTAGE	5,428.87
STATE TREASURER	50.00
STATE TOXICOLOGY LABORATORY	135.00
TILCON NEW YORK INC	101.53
TRANSUNION RISK & ATERNATIVE	125.00
TRAFFIC SAFETY & EQUIPMENT INC	62.50
UNITED SITE SERVICES	308.00
SUEZ WATER NEW JERSEY	1,622.45
VENTURA GLASS CO., INC	975.00
V.E. RALPH & SON	590.88
VIKING PEST CONTROL	96.00
VIP CAR WASH & LUBE LLC	121.00
W.B. MASON COMPANY, INC.	299.99
921-PRAXAIR DIST MID-ATLANTIC	192.02

WILDCAT FOOTBALL SIDELINE CLUB	250.00
WILLIAM DERMODY PUBLIC LIBRARY	57,000.00
WILDCO PES	684.00
WTH TECHNOLOGY INC	1,000.00
JOE APPLETON	300.00
JOSEPH CRIFASI	100.00
PSE&G	1,803.82
VERIZON	1,421.63
NEW JERSEY MOTOR VEHICLE	180.00
PSE&G	827.86
MEDICAL BENEFITS ACCT	17,000.00
PAYROLL ACCOUNT	800.28
SUEZ WATER NEW JERSEY	24.32
VERIZON	891.99
MEDICAL BENEFITS ACCT	74,000.00
US POSTAL SERVICE (CMRS-FP)	2,400.00
SUEZ WATER NEW JERSEY	42.12
VERIZON	965.36
MEDICAL BENEFITS ACCT	53,000.00
SUEZ WATER NEW JERSEY	10,653.44
VFIS	5,639.14
PAYROLL ACCOUNT	424,200.78
PAYROLL ACCOUNT	19,235.24
PSE&G	19,825.25
VERIZON BUSINESS	43.67
TOTAL	\$ 5,152,766.45
TOTAL BILLS FOR THE MONTH	\$ 5,567,429.98

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

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

UNFINISHED BUSINESS

Claire Foy, Borough Clerk mentioned to the Council members the ratification of the voice poll that was done on August 9, 2021 for the following Full-time and Part-time dispatchers:

Full-time

Chelsea Marafelias

Anthony Rivezzi

Hunter Presutto

Kara Santoro

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Per Diem

Mark Dunn

Greg Dickman

Tammy Gil

Alyson Toman

Emma Gilaga

Anthony Hirujo

Anthony Ranne

Council members Stoltz, Emerson, Roseman, Fonseca and DeBiase voted yes. Councilman Lenoy abstained.

Mayor Zimmermann entertained a motion to ratify the voice poll. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

HEARING OF CITIZENS

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

On motion by Roseman, seconded by Fonseca, unanimous on call of roll of those present.

Donald Molzon, 530 Madison Street – he thanked the DPW for the quick response to get rid of a hornet’s nest by his house.

John Brislin, 440 Orchard Street – he asked the Mayor and Council if there is any time frame for the clean -up and the construction of the soccer field. The Mayor replied the project is going to start in the fall and throughout the spring.

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

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

CONSIDERATION OF ORDINANCES

FINAL READING

ORDINANCE NO. 21-9

AN ORDINANCE BY THE BOROUGH OF CARLSTADT, BERGEN COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION 21-21.13a OF THE BOROUGH OF CARLSTADT MUNICIPAL CODE

Mayor Zimmermann entertained a motion to open the floor to a hearing of citizens for Ordinance No. 21-9.

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

Mayor Zimmermann asked if anyone would like to be heard on this ordinance.

Mayor Zimmermann said to let the record note there was no one that wished to be heard.

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

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

RESOLUTION NO. 2021-206

BE IT RESOLVED that the ordinance entitled:

AN ORDINANCE BY THE BOROUGH OF CARLSTADT, BERGEN COUNTY, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING SECTION 21-21.13a OF THE BOROUGH OF CARLSTADT MUNICIPAL CODE

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

Mayor Zimmermann entertained a motion to approve Ordinance No. 21-9.

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

FINAL READING

ORDINANCE NO. 21-10

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 2021.

Mayor Zimmermann entertained a motion to open the floor to a hearing of citizens for Ordinance No. 21-10.

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

Mayor Zimmermann asked if anyone would like to be heard on this ordinance.

Mayor Zimmermann said to let the record note there was no one that wished to be heard.

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

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

RESOLUTION NO. 2021-207

BE IT RESOLVED that the ordinance 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 2021.

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

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Mayor Zimmermann entertained a motion to approve Ordinance No. 21-10.

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

FIRST READING

ORDINANCE NO. 21-11

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 AND TELECOMMUNICATIONS 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 \$3,161,500 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 and telecommunications 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 and telecommunications equipment and new automotive vehicles, including original apparatus and equipment, for the use of the Police Department consisting of (i) various computer and telecommunications equipment, (ii) SUVs and (iii) traffic safety equipment.

Appropriation and Estimated Cost	\$ 178,000
Down Payment Appropriated	\$ 9,380
Bonds and Notes Authorized	\$ 168,620
Period of Usefulness	5 years

B. Acquisition of new communication and signal systems equipment consisting of radio base station equipment for the use of the Police Department.

Appropriation and Estimated Cost	\$ 226,500
Down Payment Appropriated	\$ 10,800
Bonds and Notes Authorized	\$ 215,700
Period of Usefulness	10 years

C. Acquisition of new additional or replacement equipment and machinery for the use of the Fire Department consisting of (i) self-contained breathing apparatus equipment and (ii) turnout gear.

Appropriation and Estimated Cost	\$ 622,000
Down Payment Appropriated	\$ 29,620
Bonds and Notes Authorized	\$ 592,380
Period of Usefulness	10 years

D. Undertaking of various improvements to the 10th Street Playground.

Appropriation and Estimated Cost	\$1,450,000
Down Payment Appropriated	\$ 69,050
Bonds and Notes Authorized	\$1,380,950
Period of Usefulness	15 years

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E. Acquisition of new additional or replacement equipment and machinery for the use of the Department of Public Works ("DPW"), including, but not limited to, (i) a front-end loader and (ii) a hot patch machine.

Appropriation and Estimated Cost	\$ 300,000
Down Payment Appropriated	\$ 14,300
Bonds and Notes Authorized	\$ 285,700
Period of Usefulness	15 years

F. Installation of surveillance equipment at various locations.

Appropriation and Estimated Cost	\$ 295,000
Down Payment Appropriated	\$ 14,050
Bonds and Notes Authorized	\$ 280,950
Period of Usefulness	10 years

G. Installation of a salt shed at the DPW Yard.

Appropriation and Estimated Cost	\$ 90,000
Down Payment Appropriated	\$ 4,300
Bonds and Notes Authorized	\$ 85,700
Period of Usefulness	15 years

Aggregate Appropriation and Estimated Cost	\$3,161,500
Aggregate Down Payment Appropriated	\$ 151,500
Aggregate Amount of Bonds and Notes Authorized	\$3,010,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$50,000 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 (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding \$151,500, 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 \$151,500 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 \$3,010,000 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 \$3,010,000 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 12.63 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 \$3,010,000 and that the 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.

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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. 2021-208

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 AND TELECOMMUNICATIONS 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 \$3,161,500 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 1st day of September, 2021 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.

Mayor Zimmermann entertained a motion to approve Ordinance No. 21-11. On motion by Emerson, seconded by Lenoy, unanimous on call of roll of those present.

**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 7:36 P.M. On motion by Lenoy, seconded by Emerson, unanimous on call of roll of those present.

Mayor Zimmermann entertained a motion to go back to open session at 8:08 P.M. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

Claire Foy, Borough Clerk mentioned to the Mayor and Council members that she did not read the first two resolutions 2021-174 and 2021-175 on tonight's agenda and therefore needed to be approved.

Mayor Zimmermann entertained a motion to approve Resolution No. 2021-174 and Resolution No. 2021-175 which were part of the Consent Agenda. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

MISCELLANEOUS AND NEW BUSINESS

None.

Mayor Zimmermann entertained a motion to adjourn the meeting at 8:10 P.M. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

APPROVED: _____
ROBERT J. ZIMMERMANN, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK