

COUNCIL MEETING

April 20, 2022

A REGULAR SCHEDULED 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, April 20, 2022 at 8:05 P.M.

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

Joseph Crifasi, Borough Administrator 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, 2022 and the Herald News on January 6, 2022 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.

CORRESPONDENCE

Mayor Zimmermann mentioned the Borough received two letters, one was the retirement of Dennis Monks from the Carlstadt Fire Safety as a Fire Inspector and the second letter was from Jeffrey Miller interested in serving as a Fire Inspector.

Mayor Zimmermann entertained a motion to appoint Jeffrey Miller to the Carlstadt Bureau of Fire Safety as a Fire Inspector.

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

SPECIAL REPORTS

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

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

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

REPORT OF THE MAYOR

None

STANDING COMMITTEES

FINANCE – Councilman Emerson reported progress.

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

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FIRE/OEM – Councilwoman DeBiase in the absence of Councilman Stoltz read the reports. These reports will be filed.

PUBLIC WORKS/PUBLIC PROPERTY – Councilwoman DeBiase in the absence of Councilman Lenoy reported progress.

PLANNING/BUILDING – Councilwoman Fonseca in the absence of Councilman Roseman read the report. This report will be filed.

ZONING – Councilwoman DeBiase in the absence of Councilman Lenoy read the report. This report 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 – Councilwoman DeBiase read her report. This report will be filed.

RECYCLING – Councilman Stoltz read his report. This report will be filed.

PROJECTS – Councilwoman DeBiase read her report. This report will be filed.

HUMAN RESOURCES – Councilwoman Fonseca reported progress.

REPORTS OF SPECIAL COMMITTEES

None

READING OF BILLS

RESOLUTION NO. 2022-134

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:

<u>CAPITAL ACCOUNT</u>	
Neglia Engineering Associates	\$ 40,979.32
Adamo Brothers Construction	96,708.36
Liberty Harley Davidson	39,008.36
Fire and Safety Services	4,138.04
Garbarini & Co.	5,000.00
Your-Way Construction	279,950.54
Edge Innovations	52,700.17
Serv-US LLC	3,850.00
Tide Water Fleet Supply	7,188.48
GTBM	8,437.00

TRUST ACCOUNT

Neglia Engineering Associates	285.00
Current Account	101,294.58
Holiday Inn Express & Suites	118.00
Treasurer State of NJ	9,670.00
Treasurer State of NJ	200.00

DOG WARDEN TRUST

NJ Department of Health & Senior Services	71.40
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CURRENT ACCOUNT

ABSOLUTELY FISH INC.	559.94
ACE AUTO SALVAGE	160.00
AGGRESSIVE ENERGY LLC	5,707.93
ALLEGIANCE TRUCK PARTS	85.53
AM CONSULTANTS	4,560.00
AMAZON CAPITAL SERVICES	2,545.98
AMERICAN PAPER & SUPPLY	1,245.85
APPRAISAL SYSTEMS INC.	2,100.00
ARAMARK UNIFORM SERVICES	475.70
ARROW ELEVATOR INC.	1,213.00
ASPEN TREE SERVICE INC.	1,750.00
A.T. EMBLEM CO.	429.00
ATLANTIC COAST FIBERS	1,606.80
AT&T MOBILITY COMMUNICATION	380.53
BALCO INDUSTRIES	750.00
BELLAQUA INC.	351.96
BERGEN CO. UTILITIES AUTHORITY	234,481.00
BILL O'SHEA'S	156.95
BLUE STAR OF NEW JERSEY INC.	422.00
BOROUGH OF E. RUTHERFORD	17,720.74
BRACH EICHLER, LLC	10,960.21
BRUNO ASSOCIATES INC.	2,750.00
CARLSTADT FIRE DEPT.	6,350.00
CARLSTADT AMBULANCE CORP.	12,500.00
CARLSTADT/E.RUTHERFORD	2,600.00
CARLSTADT BOARD OF EDUCATION	1,063,866.41
C & C TIRE	380.18
CERTIFIED LABORATORIES	402.75
CHASEN, LAMPARELLO, MALLON	10,024.10
CHEEMA OIL CORPORATION	90.61

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CINTAS	9.76
CLIFFSIDE BODY CORP.	148.13
CLIFFHANGER PRODUCTIONS INC.	24,300.00
COMCAST	40.88
COMPLETE SAW & GARDEN EQUIP.	318.00
CONNELL CONSULTING LLC	149.00
COPYTEXT I LLC	3,750.00
COUNTY OF BERGEN	1,593,148.80
COUNTY OPEN SPACE TRUST FUND	66,439.00
CREATIVE BUS SALES	545.75
DAVID F. CORRIGAN	5,884.00
DENISE OEHLMANN	36.00
DENISE MURRAY	100.00
DIRECT ENERGY BUSINESS	1,858.58
DOWNES TREE SERVICE INC.	1,100.00
D S MEYER ENTERPRISES LLC	1,350.00
EAGLE EQUIPMENT INC.	198.87
E&M AUTO REPAIRS INC.	406.00
ENVIRONMENTAL RENEWAL L.L.C.	598.50
ESPOS LAW ENFORCEMENT LLC	2,200.00
THE CHOI LAW GROUP LLC	1,375.00
FEDEX	91.13
FELDMAN BROTHERS ELECTRICAL	1,564.53
FIESTA	4,991.25
FIRE & SAFETY SERVICES	9,523.03
MARTIN J. FRONTIN	1,569.31
GALLUCCI DESIGNS LLC	490.00
GATES FLAGS AND BANNER INC.	792.00
GREATAMERICA FINANCIAL SVCS.	425.00
G.T.B.M. INC.	2,068.47
HACKENSACK AUTO SPRING CO. INC.	148.00
HACKENSACK MERIDIAN HEALTH	9,545.00
HADDAD ELECTRIC LLC	251.16
HOMETOWN AUTO PARTS	3,815.50
HUDSON TIRE EXCHANGE	1,501.62
I.D.A.	69,351.84
IKEN MEDIA	378.04
IMPRESSIVE PRINTING INC.	3,069.57
INTERSTATE BATTERY SYSTEM	85.00
INTERSTATE WASTE SERVICES INC.	34,669.82
JOSEPH CRIFASI	676.25
JON PALSI	120.00
JOSEPH R. DONAHUE LLC	8,144.16

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JPMONZO MUNICIPAL CONSULTING	50.00
KIMBERLY KOZIEL	100.00
RICHARD KIRK	1,125.00
KORSEN'S CARPET CLEANING	4,673.00
KYLE MCMANUS ASSOCIATES LLC	3,737.50
LANGUAGE LINE SERVICE	36.75
LENOY, MICHAEL	120.00
LEXISNEXIS RISK SOLUTIONS	87.50
LIFESAVERS INC.	587.00
LINDE GAS & EQUIPMENT INC.	206.69
LUKE PALSI	120.00
MARIO'S LOCKSMITH	143.00
MATERA'S NURSERY	2,373.20
MEADOWLANDS HARDWARE	359.76
MEADOWLANDS AREA YMCA	560.00
METRO FIRE & SAFETY EQUIP.	2,464.00
METRO DONUTS LLC	643.20
MGL PRINTING SOLUTIONS	691.00
MONTANA CONSTRUCTION CORP.	43,903.60
MSI TECHNOLOGIES LLC	1,816.09
MUNICIPAL EMERGENCY SERVICES	358.41
NASSOR ELECTRICAL SUPPLY	79.24
NEGLIA ENGINEERING ASSOCIATES	5,451.00
NFPA	1,345.50
NJLBHA	95.00
NJSACOP	1,800.00
NORTH JERSEY MEDIA GROUP INC.	2,337.65
NW FINANCIAL GROUP LLC	618.75
OCCHIUZZO, JOHN	3,265.20
PAC TOOL & SUPPLY CO.	80.94
PANORAMA TOURS INC.	2,195.00
PARTAC PEAT CORP.	361.00
PASQUALE & DELEASA LLC	975.00
ESS, INC.	2,448.90
PRESTI, ROSARIO JR., ESQ.	1,254.99
RCM CEBERIO LLC	3,500.00
REDICARE LLC	244.48
REGAL STAMP CO	381.75
REGIONAL BOARD OF EDUCATION	611,012.42
REMINGTON AND VERNICK	1,275.00
RICHARD MILLER ELECTRICAL CONT.	1,875.00
RIEDEL SIGN CO. INC.	1,780.00
ROBERT T. REGAN, ESQ.	266.40

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SANITATION EQUIP. CORP.	2,529.50
SENIOR FRIENDSHIP CLUB	400.00
SETCOM	316.07
SHERWIN WILLIAMS INC.	319.79
SMITH, FRANKLIN	1,782.00
SO. BER. MUNC. JT. INS FD	156,535.00
SOLIMINE, JOHN	130.00
SPATIAL DATA LOGIC, INC.	1,875.00
STAN'S SPORT CENTER	1,485.30
STATE LINE FIRE & SAFETY	1,032.00
QUALITY AUTO MALL	139.00
STAN'S AUTO BODY	3,000.00
STAPLES ADVANTAGE	1,946.10
TCTANJ	235.00
THE TERRE CO.	439.43
THE BADGE COMPANY OF NJ INC.	1,950.00
TMF CORP/T.M. FITZGERALD ASSOC.	4,365.00
T&R ALARM SYSTEMS INC.	865.66
TRANSUNION RISK & ALTERNATIVE	900.00
TRAFFIC SAFETY & EQUIPMENT INC.	350.00
TREASURER, STATE OF NJ	258.00
TREASURER, STATE OF NJ	2,000.00
TURN OUT UNIFORMS	2,114.66
UNITED SITE SERVICES	1,002.02
SUEZ WATER NEW JERSEY	996.61
UNION AUTO WREAKERS	350.00
ADPP ENTERPRISES INC	1,997.13
VALTEK INC.	11,230.27
VENTURA GLASS CO., INC.	475.00
VERIZON	139.00
VIP CAR WASH & LUBE LLC	81.00
W.B MASON COMPANY INC.	552.44
WESTERN PEST SERVICES	500.00
WHITE CAP	1,399.00
WILDCO PES	945.00
VERIZON	1,198.53
VERIZON	129.99
BILLY OEHLMAN	220.00
SARA OEHLMAN	360.00
RYAN REID	120.00
CARLSTADT LITTLE LEAGUE	4,000.00
MEDICAL BENEFITS ACCT	110,200.00
PAYROLL ACCOUNT	407,726.22

PAYROLL ACCOUNT	19,304.64
VERIZON	85.32
PSE&G	1,413.02
SUEZ WATER NEW JERSEY	60.95
MEDICAL BENEFITS ACCT	125,700.00
MIRNA LOPEZ	210.90
VERIZON	1,182.13
PSE&G	41.44
SUEZ WATER NEW JERSEY	30.79
MEDICAL BENEFITS ACCT	20,000.00
US POSTAL SERVICE (CMRS-FP)	3,400.00
PSE&G	19,705.73
VERIZON BUSINESS	43.55
PAYROLL ACCOUNT	361,403.85
PAYROLL ACCOUNT	19,304.64

TOTAL \$ 5,251,129.72

TOTAL BILLS FOR THE MONTH \$ 5,900,728.97

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

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

UNFINISHED BUSINESS

Mayor Zimmermann entertained a motion to ratify two Special Police Officers for the Spring Festival on April 2, 2022.

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

HEARING OF CITIZENS

None

CONSIDERATION OF ORDINANCES

Mayor Zimmermann entertained a motion to carry over Ordinance No. 22-5 (Affordable Housing) to next month's meeting. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

NEW BUSINESS

Mayor Zimmermann read a proclamation for the Woman's Club of Carlstadt's 95th Anniversary.

#####SURFOD P D WIRQ#

THE WOMAN’S CLUB OF CARLSTADT CELEBRATES ITS 95TH ANNIVERSARY

WHEREAS, the character and definition of a community is defined by the quality of its residents; and

WHEREAS, throughout the State of New Jersey, the Borough of Carlstadt has distinguished itself through the efforts, deeds and accomplishments of dedicated individuals who call the Borough of Carlstadt their home; and

WHEREAS, The Woman’s Club of Carlstadt, Inc., a member of the New Jersey State Federation of Women’s Clubs, was organized and federated in 1927, incorporated in 1974, and is a recognized center for social and mental development; and

WHEREAS, The Woman’s Club of Carlstadt has engaged in assisting movements which have for their objectives the civic, philanthropic and social betterment for the citizens of the Borough of Carlstadt including efforts to benefit battered women, abused children, safety issues, school programs, local volunteer emergency service groups, veterans, and the needy; and

WHEREAS, The Woman’s Club of Carlstadt is on May 10, 2022 marking its 95th Anniversary serving the public interest and residents of the Borough of Carlstadt; and

NOW, THEREFORE BE IT PROCLAIMED that the Governing Body of the Borough of Carlstadt is desirous of recognizing and honoring the members of The Woman’s Club of Carlstadt, Inc. on this momentous occasion for their conscientious and long-standing service to our community.

AND, BE IT FURTHER PROCLAIMED, that the Governing Body of the Borough of Carlstadt does hereby recognize and honor The Woman’s Club of Carlstadt., Inc. for its contributions and accomplishments on this its 95th Anniversary. The Borough of Carlstadt hereby extends our heartfelt thanks and congratulations and best wishes for continued success to its members in their civic-minded mission and all future endeavors.

I, Robert Zimmermann set my hand to this Proclamation on May 10, 2022 as Mayor of the Borough of Carlstadt and declare that this day shall heretofore be known as Woman’s Club of Carlstadt Day and set this proclamation as a permanent record of the minutes of the Borough of Carlstadt.

EXECUTIVE SESSION MEETINGACT

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.

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, BE IT FURTHER RESOLVED 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 8:45 P.M. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present

Mayor Zimmermann entertained a motion to open and adjourn the meeting at 9:37 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

CAUCUS MEETING

April 20, 2022

A REGULAR SCHEDULED CAUCUS 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, April 20, 2022 at 7:00P.M.

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

Joseph Crifasi, Borough Administrator 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, 2022 and the Herald News on January 6, 2022 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.

HEARING OF CITIZENS

Mayor Zimmermann entertained a motion to open the floor to the hearing of citizens on the Zimmermann Park Open Space Application – Phase II

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

Mayor Robert J. Zimmermann read the following published Notice:

PUBLIC HEARING ON THE SUBMISSION OF A 2022 BERGEN COUNTY TRUST FUND GRANT APPLICATION

Application of the Borough of Carlstadt for Bergen County Trust Fund Municipal Program for Park Development grant funding for 2022.

TAKE NOTICE: that the Borough of Carlstadt will hold a Public Hearing on submitting the following application to the 2022 funding round of the Bergen County Trust Fund Municipal Program for Park Development:

Zimmermann Park – Phase II, Block 54, Lot 1, Carlstadt, NJ 07072

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This proposed project represents Phase II improvements to Zimmermann Park. Phase I consists of the construction of an ADS-compliant concrete walkway, modular block wall, and landscaping improvements. Improvements within Phase II will include a lower terrace area, and ADA-compliant ramp with railing that connects the existing concrete walkway and lower terrace area, modular block wall, site seating, decorative railing, fencing, drainage improvements, landscaping improvements, and lighting improvements.

Date of Public Hearing: April 20, 2022

Time: 7:00 P.M.

Location: Carlstadt Borough Hall, 500 Madison Street, Carlstadt, NJ 07072

Formal action may be taken.

In accordance with the regulations governing the submission of Bergen County Trust Fund Municipal Program for Park Development applications, the Borough of Carlstadt Mayor and Council will conduct a public hearing to obtain citizen input concerning this grant application.

No citizens commented on this grant application.

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

Mayor Zimmermann entertained a motion to open the floor to the hearing of citizens on the 2022 Municipal Budget.
On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

No citizens commented.

Mayor Zimmermann entertained a motion to close the hearing of citizens.
On motion by DeBiase, seconded by Fonseca, unanimous on call of roll of those present.

CONSENT AGENDA

RESOLUTION NO. 2022-117
BOROUGH OF CARLSTADT
TRUST FUND APPLICATION
MUNICIPAL ENDORSING RESOLUTION

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal

governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and

WHEREAS, the Borough of Carlstadt desires to further the public interest by obtaining a matching grant of \$855,876.00 (\$427,938.00 to be provided by the County and \$427,938.00, which exceeds the matching grant amount, to be funded via Borough of Carlstadt Capital Funds) from the County Trust Fund to fund the following project: **Zimmermann Park Improvements Project – Phase II**; and

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of the application process, the governing body/board received held the required Public Hearing to receive public comments on the proposed park improvements in the application on To Be Completed Upon Scheduling of Public Hearing, 2022; and

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above-named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE BE IT RESOLVED by the Borough of Carlstadt Mayor and Council:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of May 6, 2022, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough of Carlstadt Mayor and Council has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Borough of Carlstadt Mayor and Council is committed to providing a dollar-for-dollar cash match for the project; and
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Borough of Carlstadt Mayor and Council agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,

That this resolution shall take effect immediately.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

RESOLUTION NO. 2022-118

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 of Bergen 2 nd Quarter of Taxes	1,593,148.80
County Open Space Trust Fund	66,439.00
South Bergen Municipal Joint Insurance Fund 2 nd Quarter	156,535.00

RESOLUTION NO. 2022-119

BE IT RESOLVED that the following payments made by the Chief Financial Officer from Valley Bank during the month of March, 2022 be ratified:

<u>Date</u>	<u>Ck#</u>	<u>Account</u>	<u>Payee</u>	<u>Amount</u>
03/17/22	502837	Current	Medical	\$ 42,000.00
03/18/22	502838	Current	Suez Water	773.37
03/18/22	502839	Current	Verizon	139.00
03/18/22	502840	Current	AT&T Mobility	380.93
03/21/22	502841	Current	Great Am. Finance	425.00
03/21/22	502842	Current	Comcast	42.06
03/21/22	502843	Current	PSE&G	19,017.83
03/22/22	502844	Current	Comcast	38.10
03/22/22	502845	Current	Lowes	1,571.38
03/23/22	502846	Current	Payroll	19,369.83
03/23/22	502847	Current	Payroll	398,492.50
03/24/22	502848	Current	NJ DMV	60.00
03/24/22	502849	Current	Breaking News Comm.	504.40
03/25/22	502850	Current	Medical	124,000.00
03/25/22	502851	Current	Comcast	115.99
03/25/22	502852	Current	MCI Comm.	392.58

03/28/22	502853	Current	PSE&G	78.37
03/28/22	502854	Current	Verizon	1,811.68
03/28/22	502855	Current	Verizon	24.17
03/29/22	502856	Current	Verizon	403.02
03/30/22	502857	Current	Claire Foy (Petty Cash)	727.67

RESOLUTION NO. 2022-120

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the Carlstadt Firefighters Foundation, Inc. be granted permission to hold a raffle on Wednesday, December 7, 2022 at 8:00 P.M. at the Carlstadt Borough Hall, 500 Madison Street, Carlstadt, NJ 07072 for which the application, fee and findings and determination sheet shall be forwarded to the Legalized Games of Chance Control Commission.

RESOLUTION NO. 2022-121

WHEREAS, Richard Kirk, retired employee of the Carlstadt Department of Public Works has filed a request for reimbursement for the purchase of a Medicare supplement; and

WHEREAS, pursuant to the CDPWBA Contract Article XVII D 1.the amount of said reimbursement for the year 2021 is \$1,125.00.

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 \$1,125.00 representing reimbursement for his Medicare supplement for the year 2021, pursuant to Article XVII D 1. of the Contract between the Borough of Carlstadt and the CDPWBA.

RESOLUTION NO. 2022-122

WHEREAS, John Occhiuzzo Jr., retired Police Chief, has filed a request for reimbursement for Medicare Part B premiums on behalf of himself for January 2010 through December, 2021 consistent with the Carlstadt SOA Contract and the Carlstadt PBA Local #312 following the filing of a formal grievance and the matter having proceeded to Arbitration with a finding in favor of the Carlstadt PBA Local #312; and

WHEREAS, the Opinion and Award of the Public Employment Relations Commission, PERC Docket No. AR 2009-98 provides for a reimbursement to be made from the date of the Opinion and thereafter.

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 representing reimbursement to John Occhiuzzo Jr. for January 2010 through December, 2021 in the amount of \$3,265.20 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 John Occhiuzzo Jr.

RESOLUTION NO. 2022-123

WHEREAS, Franklin Smith retired Police Captain has filed a request for reimbursement for Medicare Part B premiums for the year 2021 consistent with the Carlstadt SOA Contract and the Carlstadt PBA Local #312 following the filing a formal grievance and the matter having proceeded to Arbitration with a finding in favor of the Carlstadt PBA Local #312; and

WHEREAS, the Opinion and Award of the Public Employment Relations Commission, PERC Docket No. AR 2009-98 provides for a reimbursement to be made from the date of the Opinion and thereafter.

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 representing reimbursement to Franklin Smith for the year 2021 in the amount of \$1,782.00 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 Franklin Smith.

RESOLUTION NO. 2022-124 (Amended by Resolution No. 2022-137)

WHEREAS, the Tax Court of New Jersey, County of Bergen issued a Civil Action Judgment in the tax appeal of Zorm 2009 LLC for property located at 301 Hoboken Road, Block 106 Lot 14 as per Docket No. 005866-2018 dated 3/8/2022 reducing the 2018 property tax assessment from \$ 1,016,100.00 to \$700,000.00 and as per Docket No. 012911-2019 dated 3/8/2022 reducing the 2019 property tax assessment from \$966,200.00 to \$700,000.00; and

WHEREAS, the reduction in the 2018 property tax assessment is \$316,100.00 or \$6,075.44 in 2018 property tax and the reduction in the 2019 property tax assessment is \$266,200.00 or \$4,884.77 in 2019 property tax.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Carlstadt authorize the refund of \$10,960.21 and the Tax Collector shall adjust his books accordingly. (2018: \$6,074.44, 2019: \$4,884.77).

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

The refund shall be made payable to:

“Brach Eichler, L.L.C. and Zorm 2009 LLC”

The refund shall be mailed to:

Schneck Law Group, L.L.C.
Attn.: Daniel J. Pollak
301 South Livingston Avenue, Suite 105
Livingston, New Jersey 07039

RESOLUTION NO. 2022-125

WHEREAS, the Carlstadt Governing Body adopted Ordinance Numbers 97-19 and 98-6 in 1997 and 1998 for a Special Assessment for streets and curbs; and

WHEREAS, due to bankruptcies, change of ownership, and/or class action law suits no funds have been collected on this property, Block 91 Lot 1, since 2007 and are uncollectable; and

WHEREAS, on the advice of the Chief Financial Officer and the Borough Auditor the amount of \$1,194.07, less interest, shall be adjusted and removed.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Carlstadt that the Special Assessment amount of \$1,194.07 is approved to be adjusted and removed and the Tax Collector shall adjust his books accordingly.

RESOLUTION NO. 2022-126

WHEREAS, notification has been received by the Borough of Carlstadt Building Department that the road opening work has been completed and inspected at the location of 542 Hackensack Street, Carlstadt, NJ 07072 by Sama Construction LLC, 21 Lake Road, Upper Saddle River, NJ 07458; and

WHEREAS, Sama Construction LLC has requested the \$5,000.00 refund that was provided for the Bond.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that a refund of \$5,000.00 be forwarded to Sama Construction LLC, 21 Lake Road, Upper Saddle River, NJ 07458.

RESOLUTION NO. 2022-127
BOROUGH OF CARLSTADT
COUNTY OF BERGEN

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the contract for the **Garden Orchard Recreation Complex Phase I Development** is currently in construction by **Your Way Construction, 404 Coit Street, Irvington, NJ 07111** in accordance with the Plans and Specifications, as directed by the Project Engineer. The said construction is hereby accepted for Payment No. 5 in the amount of **Two Hundred Seventy-Nine Thousand Nine Hundred Fifty Dollars and Fifty Four Cents (\$279,950.54)**, is hereby approved.

RESOLUTION NO. 2022-128

WHEREAS, notification was received that the following handicapped parking space is no longer needed and should be removed from this location:

1. 425 Second Street

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt that the Borough Clerk notify the DPW to remove the above-mentioned handicapped parking space and that the Deputy Police Chief remove same from the certified list of handicapped parking spaces.

RESOLUTION NO. 2022-129

RESOLUTION DESIGNATING THE MONTH OF MAY AS “BAG UP NJ” MONTH

WHEREAS, P.L.202, c.117, signed into law on November 4, 2020 is the most progressive disposable bag law in the country, with the goal of phasing out single-use plastic and paper bags and encouraging the use of reusable bags throughout New Jersey; and

WHEREAS, New Jersey is working to reduce reliance on single-use products to ensure that future generations have a clean and healthy environment to live, work, and recreate in; and

WHEREAS, banning or limiting the use of single-use plastic and paper carryout bags is a significant step in this effort; and

WHEREAS, the New Jersey Clean Communities Council, the New Jersey Department of Environmental Protection, the New Jersey Department of State, policymakers, environmental and business groups, as well as other stakeholders, are working together to educate consumers, businesses, and communities about the new law and encouraging residents to "Bag Up" before the ban on single-use plastic bags goes into effect on May 4, 2022; and

WHEREAS, the comprehensive "Bag Up NJ" campaign will include educational programs, public and media engagement and reusable bag distribution programs throughout the state, with an emphasis on underserved communities; and

WHEREAS, this statewide public education campaign will provide residents, businesses and visitors with information about the types of reusable and sustainable bags and containers that they may use and where to access these products.

NOW, THEREFORE BE IT RESOLVED by the Borough of Carlstadt that it is critical to begin educating the public about this new law; and

BE IT FURTHER RESOLVED that one way to gain important recognition is to deem the month of May each year as "Bag Up NJ" month in the Borough of Carlstadt, as a further reminder that all residents should bring their own reusable bags to the store; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be transmitted to the NJ Clean Communities Council, and the New Jersey State League of Municipalities.

RESOLUTION NO. 2022-130
RESOLUTION AUTHORIZING CHANGE ORDER N^o 4 FOR
Supplemental work for asphalt paving and concrete curb wall along
the 3rd Baselines

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: 10th Street Playground and ADA Ramp

CONTRACTOR: Adamo Brothers Construction Inc.

CHANGE ORDER No.: 4

AMOUNT OF CHANGE THIS RESOLUTION: \$45,390.00 Increase: 3.82%

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

RESOLUTION NO. 2022-131
BOROUGH OF CARLSTADT
COUNTY OF BERGEN

BE IT RESOLVED by the Mayor and Council of the Borough of Carlstadt, Bergen County, New Jersey that the contract for the **10th Street Playground and ADA Ramp** is currently in construction by **Adamo Brothers Construction, 1033 Alexander Avenue, Ridgefield, New Jersey 07657** in accordance with the Plans and Specifications, as directed by the Project Engineer. The said construction is hereby accepted for Payment No. 6 in the amount of **Ninety-Six Thousand Seven Hundred Eight Dollars and Thirty-Six Cents (\$96,708.36)** is hereby approved.

RESOLUTION NO. 2022-132
BOROUGH OF CARLSTADT
MUNICIPAL BUDGET 2022

BE IT RESOLVED, that the following statements of revenue and appropriations shall constitute the adopted Municipal Budget for the year 2022;

General Appropriations

Appropriations within "CAPS" - Municipal Purposes	\$19,496,699.03
Appropriations excluded from "CAPS" - Municipal Purposes	4,439,896.57
Reserve for Uncollected Taxes	440,000.00
Total General Appropriations	24,376,595.60
Less: Anticipated Revenues	3,164,389.64
Amount to be Raised by Taxes for Support of Municipal Budget	
Local Tax Municipal Purposes	\$20,367,338.09
Minimum Library Tax	\$844,867.87
Total to be Raised by Taxes	\$21,212,205.96

The Governing Body of the Borough of Carlstadt does hereby adopt the above as the Budget for the year 2022.

RESOLUTION NO. 2022-133
GRANTEE AUTHORIZING RESOLUTION

BE IT RESOLVED, that the Mayor and Council of the Borough of Carlstadt wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$69,668.00 matching grant award from the 2020 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled Garden/Orchard Street Park; Field, Drainage, Landscaping, Bleachers & Walkways located at Garden and Orchard, on the tax maps of the Borough of Carlstadt; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Mayor Robert J. Zimmermann to be a signatory to the aforesaid Contract; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about February 16, 2023; and

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment and other such documents as may be required by the County in accordance with the Trust Fund’s requirements; and

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible construction costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund’s requirements. Professional Services Costs may be reimbursed from grant award’s unexpended balance, should there be a balance.

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

Mayor Zimmermann entertained a motion to open the floor to the hearing of citizens. On motion by Fonseca, seconded by DeBiase, unanimous on call of roll of those present.

Mayor Zimmermann asked if there are any citizens here that wish to speak.

Mayor Zimmermann said to let the record note there are no citizens here to speak.

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

Mayor Zimmermann asked if any of the Council members had anything to discuss at this time. None of the Council members had anything 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 7:14 P.M. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

Mayor Zimmermann entertained a motion to go back into open session at 8:00 P.M. On motion by Emerson, seconded by Fonseca, unanimous on call of roll of those present.

Mayor Zimmermann entertained a motion to adjourn the meeting at 8:00 P.M. On motion by Emerson, seconded by DeBiase, unanimous on call of roll of those present.

APPROVED: _____
ROBERT J. ZIMMERMANN, MAYOR

ATTEST: _____
CLAIRE FOY, BOROUGH CLERK