

1. Regular Council Meeting Documents March 9, 2022

Documents:

[MARCH 9, 2022.PDF](#)

1.1. Ordinance 22-07

Documents:

[22-07 AMEND ROAD OPENING PERMITS.PDF](#)

**AGENDA
REGULAR MEETING
March 9, 2022**

The following is the Agenda for the Regular Council Meeting of the Borough of Pompton Lakes Mayor and Council, a Municipal Corporation in the County of Passaic. The Meeting will begin at 7:30pm on March 9, 2022 in the Municipal Building. Consistent with the New Jersey Open Public Meetings Act, the Meeting will be opened for public comments. Public comments may be made at designated times during the meeting and may be submitted in writing to be read aloud during the meeting. Comments to be read at the meeting must be submitted at least 24 hours prior to the meeting by email or to the Clerk's office at 25 Lenox Avenue, Pompton Lakes, NJ and must be of a length that can reasonably be read within the time limit for public comment.

1. CALL TO ORDER – Mayor Michael Serra

PRAYER

SALUTE TO FLAG

STATEMENT OF COMPLIANCE: “In conformance with the Open Public Meetings Law, Public Law 1975, Chapter 231, adequate notice of this Meeting setting forth the time, date, place and purpose of this regular Meeting through notice posted on the Bulletin Board in the Municipal Building, mailed to all who had requested and paid for same, and published in the Suburban Trends.

ROLL CALL:

Mayor Michael Serra
Council President Jennifer Polidori
Councilman William Baig
Councilman Bobby Cruz
Councilman Erik DeLine
Councilwoman Maria Kent
Councilman Ekamon Venin

Borough Officers:
Mark J. Semeraro, Borough Attorney
Kevin Boyle, Borough Administrator
Elizabeth Brandsness, Municipal Clerk

MAYOR PRESENTATIONS AND UPDATES:

SPECIAL IMPROVEMENT DISTRICT BUDGET 2022

Resolution 22-113

RESOLUTION AUTHORIZING ADOPTION OF A BUDGET IN THE AMOUNT OF \$285,000.00 FOR THE SPECIAL IMPROVEMENT DISTRICT IN THE BOROUGH OF POMPTON LAKES FOR THE YEAR 2022

Motion to introduce the Special Improvement District Budget in the amount of \$285,000.00 for the year 2022___Second___.

Roll Call:

WHEREAS, a Special Improvement District has been duly constituted in the Borough of Pompton Lakes; and

WHEREAS, the Special Improvement District has forwarded a budget to the Municipal Council for adoption; and

IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POMPTON LAKES THAT:

The annexed statements of Revenues and Appropriations totaling \$285,000.00 shall constitute the year 2022 Budget for the Special Improvement District of the Borough of Pompton Lakes in the County of Passaic, New Jersey.

Clerk to Read Notice:

Notice is hereby given Special Improvement District Budget and Tax Resolution was approved by the Governing Body of the Borough of Pompton Lakes, County of Passaic on March 9, 2022 and advertised in the Suburban Trends.

A Public Hearing And Final Adoption For The Foregoing Special Improvement District Budget Will Be Held On Wednesday, April 13, 2022 At 7:30 P.M. In The Municipal Council Chambers, 25 Lenox Avenue, Pompton Lakes, New Jersey.

Copies of the Budget are available in the office of the Borough Clerk at the Municipal Building, 25 Lenox Avenue, Pompton Lakes, New Jersey, Phone #973-835-0143 ext. 238 during the hours of 9:00A.M. to 4:30 P.M. or on the Borough’s website – pomptonlakes-nj.gov.

INTRODUCTION OF THE 2022 MUNICIPAL BUDGET

ORDINANCE 22-09

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Motion to Approve Ordinance No. 22-09 for Introduction____, Second____.

Roll Call:

2022 MUNICIPAL BUDGET RESOLUTION

Motion to introduce the 2022 Municipal Budget of the Borough of Pompton Lakes ____Second____.

Roll Call:

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2022; and

Be It Further Resolved that said budget be published in the Suburban Trends in the issue of March 13, 2022, and

The Governing Body of the Borough of Pompton Lakes does hereby approve the following as the Budget for the year 2022:

Summary of Revenues	Anticipated	
	2022	2021
1. Surplus	1,750,000.00	1,600,000.00
2. Total Miscellaneous Revenues	2,233,060.80	2,424,933.60
3. Receipts from Delinquent Taxes	317,069.12	430,000.00
4. a) Local Tax for Municipal Purposes	10,383,998.00	10,295,375.00
b) Addition to Local District School Tax		
c) Minimum Library Tax	452,513.00	426,030.00
Tot Amt to be Rsd by Taxes for Sup of Mun. Bud	10,836,511.00	14,621,405.00
Total General Revenues	15,136,640.92	19,076,338.60

Summary of Appropriations	2022 Budget	Final 2021 Budget
1. Operating Expenses: Salaries & Wages	5,683,276.00	5,375,512.00
Other Expenses	6,263,863.92	6,654,725.60
2. Deferred Charges & Other Appropriations	1,321,381.00	1,337,086.00
3. Capital Improvements	180,000.00	180,000.00
4. Debt Service (Include for School Purposes)	898,120.00	849,015.00
5. Reserve for Uncollected Taxes	790,000.00	780,000.00
Total General Appropriations	15,136,640.92	15,176,338.60
Total Number of Employees	83	83

Balance of Outstanding Debt		
	General	Water Utility
Interest Budgeted	113,120.00	
Principal Budgeted	785,000.00	
Outstanding Balance	10,542,900.00	

Clerk to Read Notice:

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Pompton Lakes, County of Passaic on March 9, 2022 and advertised in the Suburban Trends.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building, on April 13, 2022 at 7:30 P.M. at which time and place objections to the Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested persons.

Copies of the Budget are available in the office of the Borough Clerk at the Municipal Building, 25 Lenox Avenue, Pompton Lakes, New Jersey, Phone #973-835-0143 ext. 238 during the hours of 9:00A.M. to 4:30 P.M. or on the Borough’s website – pomptonlakes-nj.gov.

2. MEETING OPEN FOR PUBLIC COMMENTS:

Motion to open the Meeting for Public Comments ___Second___ All in favor___Nays___
 Motion to close the Meeting for Public Comments ___Second___ All in favor___Nays___

3. APPROVAL OF MINUTES:

Motion to approve the following Minutes __Second__. All in favor___, Nays___.

Regular Meeting Minutes February 23, 2022

4. AUTHORIZED BILLS AND CLAIMS: Motion to approve the following Bill Lists ___Second___. All in favor___Nays___.

Current Fund	\$
Capital Fund	\$
Recreation Trust	\$
Unemployment	\$
Dog Trust Account	\$
Other Trust Account	\$
Clerk’s Account	\$
Open Space Trust	\$

5. PRESENTATION OF PETITIONS:

6. CONSENT AGENDA – RESOLUTIONS:

(Does Any Councilperson Require Any Consent Agenda Item To Be Pulled For Separate Actions?)

WHEREAS, the Mayor and Council of the Borough of Pompton Lakes has reviewed the Consent Agenda consisting of various proposed Resolutions; and

WHEREAS, the Mayor and Council of the Borough of Pompton Lakes (*does / does not*) desire to remove Resolutions for individual action from that Agenda.

NOW, THEREFORE, BE IT RESOLVED that the following resolutions on the Consent Agenda are hereby approved:

1. Resolution 22-110 Accepting The Resignation Of Nexhip Sabani From The Pompton Lakes Police Department
2. Resolution 22-111 Authorizing Retainer Agreement For Cable Television Consulting Services With Francis X. Sheehan III In An Amount Not To Exceed \$4,000.00
3. Resolution 22-112 Authorizing The Cancellation Of General Capital Ordinances
4. Resolution 22-114 Extending Grace Period For Bid Bills

- 5. Resolution 22-115 Appointment Of Tricia Davis To The Position Of Police Records Clerk Assistant

Motion to approve the Resolutions____, Second____. All in favor____, Nays____.

7. RESOLUTIONS FOR SEPARATE ACTION (ROLL CALL)

8. INTRODUCTION OF ORDINANCES–FIRST READING AND INTRODUCTION:
(Ordinance will be presented for second reading and final adoption on March 23, 2022)

ORDINANCE 22-08

ORDINANCE REVISING ORDINANCE 00-08, AN ORDINANCE PROVIDING FOR A MUTUAL EASEMENT BY AND BETWEEN THE 525 GROUP AND THE BOROUGH OF POMPTON LAKES, CLARIFYING CERTAIN ASPECTS OF THE IMPLEMENTATION OF THE MUTUAL EASEMENT, SPECIFICALLY THE PARTIES MUTUALLY AGREE TO CLARIFY THE MUTUAL EASEMENT BETWEEN THE 525 GROUP AND BOROUGH OF POMPTON LAKES RELATIVE TO THE PROPERTY COMMONLY KNOWN AS 525 WANAQUE AVENUE, BEARING LOT 10 AND 11 OF BLOCK 7400 ON THE BOROUGH’S OFFICIAL TAX MAP

Motion to Approve Ordinance No. 22-08 for Introduction____, Second____.
Roll Call:

9. ORDINANCES FOR SECOND READING AND FINAL ADOPTION:
(These Ordinances have been advertised and posted on the Municipal Bulletin Board)

ORDINANCE 22-07

ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF POMPTON LAKES AND REGULATING ROAD OPENING PERMITS (§ 13-2 and § 13-3)

Motion to open the Meeting for public comments on Ordinance #22-07 ____ , Second____.
All in favor____, Nays____.

Motion to close the Meeting for public comments on Ordinance #22-07____, Second____.
All in favor____, Nays____.

Motion to approve Ordinance #22-07 for Final Adoption____, Second____.

Roll Call:

10. MAYOR REPORT:

11. COUNCIL COMMITTEE REPORTS:

Council President Polidori:

Councilman Venin:

Councilman Baig:

Councilman Cruz:

Motion to approve request for Pompton Lakes/Riverdale Little League (PLRLL) to conduct the annual parade that leaves the Pompton Lakes High School parking lot and marches through the business district to the Joe Grill Little League complex near the south end of town for Opening Ceremonies scheduled for Saturday April 9, 2022 starting at 12pm. During the parade, the Police Department will temporarily close the route; portions of this route include county roads. (notify Police/Fire/First Aid) ____Second____. All in favor____Nays____.

Councilman DeLine

Councilwoman Kent:

Professional Reports:

12. TABLED ITEMS: None

13. MEETING OPEN FOR PUBLIC COMMENTS:

Motion to Open Meeting for Public Comments__Second__All in favor ____Nays____.

Motion to Close Meeting for Public Comments__Second__All in favor____ Nays____.

14. PRIVILEGE OF THE FLOOR:

15. ADJOURN TO EXECUTIVE SESSION WHEN REQUIRED:

Motion to Adjourn____Second____. All in favor____Nays____.

Closed Session Time _____ **Open Session Time** _____

Motion to Open____Second____. All in favor____Nays____.

16. ADJOURNMENT: Motion to Adjourn____Second____. All in favor____Nays____.
Adjourn Time ____.

ORDINANCE NO.: 22-07

**ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE
BOROUGH OF POMPTON LAKES AND REGULATING ROAD OPENING PERMITS**
(§ 13-2 and § 13-3)

WHEREAS, § 13-2 of the Municipal Code PERMITS REQUIRED has been reviewed; and

WHEREAS, upon advice of the Borough Engineer and the Administration, certain changes to sections of this portion of the Code are warranted, such as:

1. § 13-2.5, changing the custodian of permits from the Municipal Clerk to the Construction Code Official; and
2. reducing the fees set forth in § 13-3.1, Paragraph A from \$400.00 to \$250.00, and striking public utilities and authorities having a different billing option; and
3. § 13-3.1B striking language of an alternative minimum \$1,000.00 fee; and
4. § 13-3.1C deleting Paragraph C in its entirety and removing the necessity of escrow balances; and
5. § 13-3.2, removing the requirement to post a surety bond and replace it with a cash guaranty deposit equivalent to the cost of the application fee, \$100.00 per square yard of disturbance

NOW, THEREFORE BE IT ORDAINED that § 13-2.5, § 13-3.1, and § 13-3.2A be amended to read as follows:

§13-2.5 – Contents of Permit; Filing.

Each permit shall state the identity, address and telephone number of the applicant, the name of the street, the location where the work, excavation or tunnel is to be made, the dimensions of the opening, and the period during which the permit shall be valid. The original of each permit shall remain on file with the Construction Code Official and shall be conspicuously displayed at the work site.

§ 13-3.1 – Fees.

- A. The applicant shall pay a fee of \$250.00 to the Borough for each application.
- B. The applicant shall pay a fee per application of \$100.00 per square yard to cover the cost of maintenance by the Borough.
- C. Repealed.

§ 13-3.2 – Bond; Restoration Guaranty; Waiver for Public Utilities.

- A. No permit shall be issued until the applicant has furnished surety in cash and a restoration guaranty in the amount equivalent to the permit fee set forth in §13-3.1B, \$100.00 per square yard of road opening surface area.

NOTICE

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 23rd day of February, 2022, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 9th day of March, 2022, at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

APPROVED:

MICHAEL SERRA, MAYOR

ATTEST:

ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK