

MINUTES OF THE MARCH 27, 2019 REGULAR COUNCIL MEETING

The following are the Minutes of the March 27, 2019 Regular Meeting of the Mayor and Council of the Borough of Pompton Lakes that was held in the Council Meeting room of the Municipal Building, 25 Lenox Avenue, Pompton Lakes, New Jersey and was called to order at 7:30 P.M.

Mayor Michael Serra opened the Meeting and led participants in saluting the flag.

Mayor Serra then read the Open Public Meeting Law Statement of Compliance.

A Roll Call indicated the following members were present: Mayor Michael Serra, Council President Terri Reicher, Councilmen William Baig, Frank Jaconetta, Ekamon Venin and Councilwoman Jennifer Polidori. Councilman Erik DeLine was excused from the meeting.

Also present were Borough Attorney, Joseph McMahon, Borough Administrator, Kevin Boyle and Borough Clerk, Elizabeth Brandsness.

MAYOR PRESENTATIONS AND UPDATES:

2019 SPECIAL IMPROVEMENT DISTRICT BUDGET

Second Reading And Final Adoption Of The 2019 Special Improvement District Budget

Clerk to read Special Improvement District (S.I.D.) Budget by Title for Second Reading and Final Adoption:

AUTHORIZING ADOPTION OF A BUDGET IN THE AMOUNT OF \$622,987.33 FOR THE SPECIAL IMPROVEMENT DISTRICT IN THE BOROUGH OF POMPTON LAKES FOR THE YEAR 2019

Motion moved by Councilwoman Reicher, second by Councilman Jaconetta to open the Meeting for public comments on the 2019 Special Improvement District (S.I.D.) Budget. All voted in favor of the motion.

WALTER BOUDREAUX, Iron Forge Village

Mr. Boudreaux questioned whether lighting for the Pond Hole was included in the proposed budget for the Business Improvement District. Mayor Serra replied and stated there were no funds in the Business Improvement District Budget for lighting. Mayor Serra stated the Borough intends to address the lighting in the Pond Hole along with repairing the drainage system and repaving the parking lot.

Motion moved by Councilman Venin, second by Councilman Jaconetta to close the Meeting for public comments. All voted in favor of the motion.

Motion moved by Councilman Baig, second by Councilwoman Polidori to approve the 2019 Special Improvement District (S.I.D.) Budget for Second Reading And Final Adoption.

Mayor Serra stated the Business Improvement District is a special imposed tax for business/commercial owners to stimulate growth within the downtown area. Mayor Serra stated the funds generated through the Business Improvement District are specifically used to improve and enhance the downtown area. Councilwoman Reicher also commented and stated the Business Improvement District has been very supportive of community events and provides economic growth within our community. Councilman Baig added the Business Improvement District has contributed to the Pond Hole parking lot study and offers grant funding to business owners for building facades and signage. Mayor Serra stated the Business Improvement District will provide half the funding for the proposed upgrades within the Pond Hole parking area.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin, Yes.

PUBLIC HEARING ON THE 2019 MUNICIPAL BUDGET 2019 MUNICIPAL BUDGET

Opening Statements

BOROUGH AUDITOR, JAMES CERULLI

Mr. Cerullo commented on the budget review process and stated this year the Budget would not be reviewed by the Division of Local Government Services and the Borough would need to adopt a Resolution for a Self-Examination Certification. Mr. Cerullo stated the Borough is in compliance with two Cap Laws; one being the 1977 Spending Cap Law and the other being the 2010 Tax Levy Cap Law. Mr. Cerullo concluded by stating the Borough tax increase is approximately one point which is the Municipal Portion of the tax levy.

Clerk to read 2019 Municipal Budget for Second Reading and Final Adoption:

ADOPTION OF THE 2019 MUNICIPAL BUDGET RESOLUTION

Be It Resolved by the Borough Council of the Borough of Pompton Lakes of the County of Passaic that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purpose stated of the sums therein set forth as appropriations, and authorization of the amount of (a) \$10,178,670.20 for Municipal purposes and (b) \$120,275.00 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy and (c) \$406,865.36 minimum Library Tax.

Motion moved by Councilman Baig, second by Councilwoman Polidori to open the Meeting for public comments on the 2019 Municipal Budget. All voted in Favor of the motion.

No one from the public wished to comment on the 2019 Municipal Budget Resolution.

Motion moved by Councilman Venin, second by Councilman Jaconetta to close the Meeting for public comments on the 2019 Municipal Budget. All voted in favor of the motion.

Motion moved by Councilwoman Polidori, second by Councilman Venin to adopt the 2019 Municipal Budget.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin, Yes.

PUBLIC COMMENTS:

Motion moved by Councilman Baig, second by Councilwoman Reicher to open the Meeting for Public Comments. All voted in favor of the motion.

RUSSELL AND GREGORY COCKEFAIR, Albert Street

Mr. Gregory Cockefair thanked the Governing Body for all they have done for the community. Mr. Cockefair also announced his brother Russell participated in a bowling tournament and he received an award for bowling. The Governing Body congratulated Russell on his award.

WALTER BOUDREAUX, Iron Forge Square

Mr. Boudreaux commented on the new Lakeside Middle School Sports Field and expressed his satisfaction with the new field. Mr. Boudreaux commented on the usage and risks associated with marijuana and stated he has concerns with the legalization of the substance. Mayor Serra stated the Governing Body has indicated they prefer to take no action until the State makes a decision on the legalization of marijuana. Mayor Serra assured the public the matter would be addressed.

Motion moved by Councilman Venin, second by Councilman Jaconetta to close the Meeting for public comments. All voted in favor of the motion.

MINUTES:

Motion moved by Councilman Jaconetta, second by Councilman Venin to approve the Special Meeting Minutes of March 13, 2019, the Closed Session Meeting Minutes of March 13, 2019 and the Regular Meeting Minutes of March 13, 2019. All voted in favor of the motion.

BILL LISTS:

Current Fund	\$ 3,202,167.06
Capital Fund	\$ 15,772.72
Recreation Trust	\$ 387.88
Unemployment	\$ -0-
Dog Trust Account	\$ 299.40
Other Trust Account	\$ 8,673.75
Clerk’s Account	\$ -0-
Open Space Trust	\$ -0-

Motion moved by Councilman Baig, second by Councilman Venin to approve the Bill Lists. All voted in favor of the motion.

PETITIONS: None

CONSENT AGENDA:

(Council Members Required Resolution 19-82 To Be Pulled from The Consent Agenda for Separate Action)

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 desire to remove Resolution 19-82 for individual action from that Agenda,

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

1. Resolution 19-80 Authorizing Refund Of Tax Overpayment Block 9515 Lot 4
2. Resolution 19-81 Authorizing Refund Of Tax Overpayment Block 9514 Lot 4
3. Resolution 19-82 Authorizing The Person To Person And Place To Place Liquor License Transfer S&A Liquors, Inc. 714 Hamburg Turnpike, Pompton Lakes To Samay Liquors, LLC T/A Krauzers Liquor Wine And Spirit Located At 714-716 Hamburg Turnpike, Pompton Lakes, NJ (Extension Of Premises – 1st Floor Of 716 Hamburg Turnpike) Effective Date April 4, 2019
4. Resolution 19-83 Extending Grace Period For BUSINESS IMPROVEMENT DISTRICT Bills
5. Resolution 19-84 Authorizing Harriet’s Lawn Service To Undertake Emergency Property Maintenance On Property Deemed Vacant Or Abandoned By The Borough’s Property Maintenance Office
6. Resolution 19-85 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:44A-20.5 With Rini O’Neil, PC
7. Resolution 19-86 Borough Of Pompton Lakes Self Examination 2019 Annual Budget
8. Resolution 19-87 A Resolution Authorizing The Execution Of A Shared Services Agreement With The County Of Passaic For Hi-Speed Internet Services Through March 31, 2024
9. Resolution 19-88 Resolution Authorizing The Award And Execution Of A Contract For The Provision Of Community Fireworks With Garden State Fireworks, Inc. At A Cost Of \$10,000

10. Resolution 19-89 Award Of RFQ's For 2019 Spring Tree Planting Project Motion moved by Councilwoman Reicher, second by Councilwoman Polidori to approve the Consent Agenda. All voted in favor of the motion.

RESOLUTION 19-80

WHEREAS, there appears on the tax records overpayments as shown below, and

WHEREAS, the overpayments were created by the reasons indicated below, and the Collector of Taxes recommends the refund of such overpayments, and

NOW, THEREFORE, BE IT RESOLVED, that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayments as listed below:

Reason:	1. Duplicate Payment	5. Payment made in error
	2. Appeal State	6. NJ Saver Rebate
	3. Vet Allowed	7. 100% Disabled Vet Exemption
	4. Senior Allowed	8. Exempt Status
		9. Homestead Rebate Credit on Borough Property

BLOCK /LOT	NAME	AMOUNT	REASON
9515/ 4 304 DAWES HWY	LSL PROPERTIES LLC 124 CENTER ST POMPTON LAKES NJ 07442	\$ 785.89	2
Resolution Total		\$ 785.89	

RESOLUTION 19-81

WHEREAS, there appears on the tax records overpayments as shown below, and

WHEREAS, the overpayments were created by the reasons indicated below, and the Collector of Taxes recommends the refund of such overpayments, and

NOW, THEREFORE, BE IT RESOLVED, that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayments as listed below:

Reason:	1. Duplicate Payment	5. Payment made in error
	2. Appeal State	6. NJ Saver Rebate
	3. Vet Allowed	7. 100% disabled Vet Exemption
	4. Senior Allowed	8. Exempt Status
		9. Homestead Rebate Credit on Borough Property

BLOCK /LOT	NAME	AMOUNT	REASON
9514 / 4 404 DAWES HIGHWAY	JG BOSS PROPERTIES LLC PO BOX 32 RIVERDALE, NJ 07457	\$ 865.20	2018/ Q4
			2

RESOLUTION 19-83

WHEREAS, The 2019 Business Improvement District Budget will be approved on March 27, 2019; and

WHEREAS, The Tax Collector requires time to prepare and mail the tax bills; and

WHEREAS, State law requires the grace period to extend at least 25 days after the bills are postmarked.

NOW, THEREFORE, BE IT RESOLVED, that the grace period for the April 1, 2019 BUSINESS IMPROVEMENT DISTRICT Tax be extended to April 26, 2019.

RESOLUTION 19-84

WHEREAS, John Lindberg serves as the Borough's Property Maintenance Officer; and

WHEREAS, in his capacity has determined various properties within the Borough are either vacant or have been abandoned by the property owner; and

WHEREAS, the lack of exterior property maintenance has lead to health concerns and violation of the Borough's Ordinance; and

WHEREAS, given that lack of maintenance has impacted the quality of life in various neighborhoods throughout the community the Borough Administrator acting on the recommendation of the Property Maintenance Officer has solicited quotes from local landscaping firms to undertake the exterior property maintenance; and

WHEREAS, three local landscaping firms returned quotes to the Department of Public Works with Harriet's Lawn Service providing the lowest per property quote; and

WHEREAS, Chapter 79 of the Borough Code provides a mechanism by which this work may be performed and the cost of same placed as a lien upon the property in question; and

WHEREAS, it has been estimated that the cost to maintain properties through October, 2019 will not exceed \$17,500; and

WHEREAS, the Treasurer has certified funds are available for the emergency property maintenance project.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Pompton Lakes, in the County of Passaic, State of New Jersey that it hereby authorizes Harriet's Lawn Service to undertake the emergency property maintenance project under the direction of the Property Maintenance Officer and Borough Administrator at a cost not to exceed \$17,500.

BE IT FURTHER RESOLVED, that any and all costs associated with said maintenance be itemized and placed as a lien upon the property in question pursuant to Chapter 79 of the Borough Code and applicable State Law.

RESOLUTION 19-85

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Rini O'Neil, PC; and

WHEREAS, the Treasurer has certified that funds are available for this purpose; and

WHEREAS, Pompton Lakes desires to enter into contract with Rini O'Neil, PC pursuant to the provisions of NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5; and

WHEREAS, the Treasurer has certified that the value of the contract will not exceed \$17,500.00; and

WHEREAS, the term of the contract will be from March 27, 2019 through December 31, 2019; and

WHEREAS, Rini O'Neil, PC has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 27th day of March, 2019, by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Borough of Pompton Lakes is authorized to engage Rini O'Neil, PC for the purpose of providing legal services in connection with WGHT.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the contract with Rini O'Neil, PC.

Said Rini O'Neil, PC shall be engaged pursuant to contract to be entered by and between Rini O'Neil, PC and the Borough and for such periods of time as permitted by law and for such compensation as agreed.

This appointment is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because these services are rendered by members of recognized professions.

A copy of this Resolution shall be published in the Suburban Trends by the Borough Clerk as required by law within ten (10) days of its passage and a true copy of same shall be available for inspection in the office of the Borough Clerk.

A copy of the Business Entity Disclosure Certification and the Certification of Value shall be filed with this Resolution.

This Resolution shall take effect immediately upon adoption according to law.

RESOLUTION 19-86

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Pompton Lakes has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough of Pompton Lakes meets the necessary conditions to participate in the program for the 2019 budget year, so now therefore

BE IT RESOLVED, by the Borough Council of the Borough of Pompton Lakes that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A.

40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (complies with the "CAP" law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated.
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO THE Director of the Division of Local Government Services.

RESOLUTION 19-87

WHEREAS, the County of Passaic has installed a private fiber optic network throughout the County; and

WHEREAS, the Borough of Pompton Lakes would like to utilize such a network through a connection in the Police Department pursuant to N.J.S.A. 4:19-15.15; and

WHEREAS, the County of Passaic has agreed to provide said service to Pompton Lakes by way of a shared service agreement as permitted by N.J.S.A. 40A:65-1 et. seq.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached five year Shared Services Agreement with the County of Passaic for Hi-Speed Internet Service in the amount of \$6,000 per year.
2. A copy of the agreement shall be filed with the Borough Clerk and shall be open for public inspection at the Borough Municipal Building upon adoption of this resolution.
3. The agreement shall take effect upon the lawful adoption of the requisite resolutions by all parties thereto.
4. A copy of the Agreement shall be sent to the State of New Jersey, Division of Local Government Services in the Department of Community Affairs.
5. This resolution shall take effect immediately upon adoption according to law.

RESOLUTION 19-88

WHEREAS, the Mayor and Council, in cooperation with the Recreation Commission, are desirous of providing a community fireworks display during the annual Pompton Day event; and

WHEREAS, the Borough had advertised a request for proposals for the provisions of community fireworks for Pompton Day 2019; and

WHEREAS, five vendors responded to the RFP with Garden State Fireworks, Inc. providing the best response to the Borough's request in the amount of \$10,000 for the fireworks display; and

WHEREAS, funds for this purpose have been included in the 2019 Budget, and the Treasurer has so certified;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey, that the request for proposals for Pompton Day 2019, in the amount of \$10,000 per year, for the provision of community fireworks displays, is awarded to Garden State Fireworks, Inc. of Millington, New Jersey.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to contract with Garden State Fireworks, Inc.

RESOLUTION 19-89

WHEREAS, the Borough of Pompton Lakes was awarded a CSIP Grant (FS18-0924) in 2017; and

WHEREAS, the Borough received RFQ's in the Fall of 2018 and rejected same due to budgeting constraints; and

WHEREAS, the Borough Forester, John Linson, amended the Tree Planting and Maintenance Plan over the winter to provide new specifications for the receipt of RFQ's; and

WHEREAS, the updated specifications were released and RFQ's received on March 22, 2019; and

WHEREAS, based upon review of these RFQ's received it is the recommendation of the Forester, Shade Tree Commission and Borough Administrator that Boltzer Landscaping, Inc. has been deemed the "lowest responsible and responsive bidder" and funds are available in the Capital Budget for such purpose.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey, that it hereby awards the 2019 Spring Tree Planting Program to Boltzer Landscaping, Inc. located at 342 Ridge Road, West Milford, NJ 07480 for \$39,381.00.

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk be hereby authorized to execute contracts resulting from the award.

SEPARATE ACTION RESOLUTIONS:

1. Resolution 19-82 Authorizing The Person To Person And Place To Place Liquor License Transfer S&A Liquors, Inc. 714 Hamburg Turnpike, Pompton Lakes To Samay Liquors, LLC T/A Krauzers Liquor Wine And Spirit Located At 714-716 Hamburg Turnpike, Pompton Lakes, NJ (Extension Of Premises – 1st Floor Of 716 Hamburg Turnpike) Effective Date April 4, 2019
2. Resolution 19-90 A Resolution Authorizing And Directing The Mayor And Clerk To Execute Asset Purchase Agreement With FST II Broadcasting Corporation For The Operation Of WGHT On Behalf Of The Borough
3. Resolution 19-91 A Resolution Authorizing And Directing The Mayor And Clerk To Execute A Local Marketing Agreement With FST II Broadcasting Corporation For The Operation Of WGHT On Behalf Of The Borough

RESOLUTION 19-82

WHEREAS, The Mayor and Council of the Borough of Pompton Lakes are in receipt of a request for a *Person-to-Person and Place-to-Place* transfer of Liquor License Number 1609-44-006-008 from S&A Liquor Inc., 714 Hamburg Turnpike, Pompton Lakes NJ 07442 to Samay Liquor L.L.C. T/A Krauzers Liquor Wine and Spirit, 714-716 Hamburg Turnpike, Pompton Lakes, NJ 07442 (*Extension of Premises/1st floor of 716 Hamburg Turnpike*), effective date April 4, 2019.

WHEREAS, the Borough Clerk is in receipt of an application for a *Person to Person and Place to Place* transfer, fees for same, proof of notification advertised in the local papers, consent to transfer, notification letter for the closing date of license purchase, and alcoholic beverage

retail licensee clearance certificate (transfer) provided by Samay Liquor, L.L.C. T/A Krauzers Liquor Wine and Spirit as required by ABC license transfer guidelines; and

WHEREAS, the *Person to Person and Place to Place* application and supporting documents have been reviewed by the Police, Fire, Health and Building Departments, found to be compliant and no objections to the issuance of a *Person to Person and Place to Place* transfer of said liquor license; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes approves the transfer of the *Person to Person and Place to Place* application as follows:

TRANSFER

1. Liquor License Number 1609-44-006-008 from S&A Liquor Inc., 714 Hamburg Turnpike, Pompton Lakes NJ to
2. Liquor License Number 1609-44-006-009, Samay Liquor LLC T/A Krauzers Liquor Wine and Spirit, 714-716 Hamburg Turnpike, Pompton Lakes, NJ effective April 4, 2019

Motion moved by Councilman Baig, second by Councilman Jaconetta to approve Resolution 19-82.

Councilwoman Reicher commented on the stringent regulations for Liquor Licensing and requested the resolution be pulled from the Agenda for clarification. Ms. Brandsness responded and provided some input for the sale and transfer of a liquor license. Ms. Brandsness stated this transfer includes the sale of the license along with the expansion of where the liquor would be displayed or kept making this license transfer a Person to Person and a Place to Place transfer. Ms. Brandsness went on to explain the investigation is through and an extensive process that involves background checks and compliance verification mainly thorough the Police Department as well as the Fire, Health and Building Departments. Ms. Brandsness stated ABC regulates all Liquor Licenses and requires certain documentation to be in place along with the application and floor plans showing where the liquor will be positioned or stored. Ms. Brandsness explained the different types and uses for Liquor Licenses and stated this particular license is a retail liquor license.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin.

RESOLUTION 19-90

WHEREFORE, the Borough is the owner of WGHT, a radio station that was gifted to the Borough; and

WHEREAS, the Borough seeks to resume full operation of the station for the benefit of the Borough, its residents and municipalities previously served by WGHT; and

WHEREAS, the operation of a radio station requires expertise that the Borough does not have; and

WHEREAS, FST II Broadcasting Corporation has such expertise and is successfully affiliated with the operation of WTBQ, Warwick, NY:

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are authorized and directed to execute a Local Marketing Agreement with FST II Broadcasting Corporation for the operation of WGHT, a copy of which is attached hereto and made a part hereto,

This Resolution shall take effect immediately upon adoption according to law.

Motion moved by Councilman Baig, second by Councilwoman Reicher to approve Resolution 19-90.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin.

RESOLUTION 19-91

WHEREFORE, the Borough is the owner of WGHT, a radio station that was gifted to the Borough; and

WHEREAS, the Borough seeks to resume full operation of the station for the benefit of the Borough, its residents and municipalities previously served by WGHT; and

WHEREAS, the operation of a radio station requires expertise that the Borough does not have; and

WHEREAS, FST II Broadcasting Corporation has such expertise and is successfully affiliated with the operation of WTBQ, Warwick, NY:

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk are authorized and directed to execute a Local Marketing Agreement with FST II Broadcasting Corporation for the operation of WGHT, a copy of which is attached hereto and made a part hereto,

This Resolution shall take effect immediately upon adoption according to law.

Motion moved by Councilman Baig, second by Councilman Venin to approve Resolution 19-91.

Mayor Serra provided some input and stated the Borough was gifted radio station WGHT and Resolutions 19-90 and 19-91 provide for an agreement and allows FST II Broadcasting Corporation to operate and broadcast WGHT radio station. Mayor Serra stated the station should begin to broadcast shortly and FST II Broadcasting Corporation has agreed to retain the same local essence that existed with the former WGHT radio station. Mayor Serra stated FST II Broadcasting has agreed to pay the taxes on the property for the next three years so therefore the payment schedule would be forthcoming.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin.

ORDINANCES:

INTRODUCTION OF ORDINANCES—FIRST READING AND INTRODUCTION:

(This Ordinance will be presented for second reading and final adoption on April 10, 2019)

ORDINANCE 19-13

AN ORDINANCE AMENDING, DELETING AND ADDING CERTAIN PROVISIONS OF THE BOROUGH LAND USE CODE DEALING WITH ZONING CHANGES FOR THE DUPONT (CHEMOURS) TRACT (BLOCK 100 LOTS 3, 6.01 AND 7)

Motion moved by Councilman Venin, second by Councilman Baig to Approve Ordinance No. 19-13 for Introduction.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin.

ORDINANCES FOR SECOND READING AND FINAL ADOPTION:

(These ordinances have been advertised and posted on the Municipal Bulletin Board)

ORDINANCE 19-12

BOND ORDINANCE APPROPRIATING \$1,600,000 AND AUTHORIZING THE ISSUANCE OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF POMPTON LAKES, IN THE COUNTY OF PASSAIC, NEW JERESY

Motion moved by Councilwoman Reicher, second by Councilman Venin to open the Meeting for public comments on Ordinance 19-12. All voted in favor of the motion.

No one from the public wished to comment on Ordinance. 19-12.

Motion moved by Councilwoman Polidori, second by Councilman Jaconetta to close the Meeting for public comments on Ordinance 19-12. All voted in favor of the motion.

Motion moved by Councilman Jaconetta, second by Councilman Baig to approve Ordinance 19-12 for Final Adoption.

Mr. Boyle stated the Bond Ordinance provides for 1.6 million in capital projects which allows for additional funding for legal and engineering services, etc. Mr. Boyle detailed the projects included in the Bond; First Aid Squad (various projects); Police Department (equipment); OEM (generator for the operation of traffic lights during power outages). Mr. Boyle stated the generator would eliminate the need for a police officer to direct traffic during emergency. The Borough Bond would also allow for the purchase of heavy equipment, a backhoe and a larger dump truck/plow for the Department of Public Works.

Mr. Boyle then commented on the repaving of roadways within the Borough and stated the Borough Engineer provided a survey of roadways in need of maintenance in the south end of town and a report of the north end would be forthcoming. Mr. Boyle stated the Borough budget includes funding for road maintenance and hopefully most of the roadways in need of repair would be addressed within ten years.

Roll Call: Councilman Baig, Yes, Councilman DeLine, Excused, Councilman Jaconetta Yes, Councilwoman Polidori Yes, Councilwoman Reicher, Yes, Councilman Venin, Yes.

MAYOR SERRA

Mayor Serra reported on the following.

- commented on a recent press conference sponsored by the State Attorney General and the DEP Commissioner. Mayor Serra provided some details from the press conference and the plans for the filing of a lawsuit by the State naming DuPont/Chemours and other corporations responsible for previous contamination within the State of NJ. Mayor Serra commented on the Natural Resource Damages (NRDs) program and explained how the funding is generated. Mayor Serra voiced his dismay in which the funding is disbursed and stated the Borough passed a Resolution that stipulated the funds generated through Natural Resource Damage program are provided to the community where the contamination occurred.
- commented on the Flood Advisory Seminar and thanked Mr. Evangelista for providing the seminar. Mayor Serra stated the seminar was recorded and urged residents to view the seminar on PLTV Channel 77. Mayor Serra stated the seminar provides strategies on how to prepare for an emergency.
- Mayor Serra commented on river maintenance and reassured residents the continued maintenance to the rivers has made a positive impact with flooding in the Borough.
- will be meeting with Congresswoman Sherrill this week and intends to provide a tour of the on-going river work and maintenance within the Borough and to familiarize her with operation of the flood gates
- the Borough was officially notified that it will remain a Class 5 rating status for the CRS program. Mayor Serra stated residents currently receive a discounted rate on their insurance premium and acknowledged those involved with the program.
- attended the Stigma Free Committee meeting and reported training would be provided for first responders
- commented on CTO Day and stated the students were enthusiastic and creative. Mayor Serra thanked the students for their involvement and participation.
- the Borough is currently replacing curbs and sidewalks on Grant Avenue
- the County is in the process of road repairs and the portion of Lakeside Avenue that is now closed will reopen in four weeks. The County will continue onto the Lakeside Avenue Bridge which will be partially closed when repaving begins in that area.

Motion moved by Councilman Venin, second by Councilwoman Reicher to appoint Andrew Krinsky to the Historical Commission, Class IV.

COUNCILWOMAN REICHER:

Councilwoman Reicher reported on the following.

- commented on the Municipal Budget and stated it has been an intensive effort and thanked all those involved for their diligence in preparing the budget
- the Redevelopment Agency provided a presentation for redevelopment plans for the Washington Building (Jimmy the Shoe Doctor)
- the Cardinal Café is in the process of their move to the new location on Wanaque Avenue
- commented on the Emergency Awareness presentation provided by OEM Coordinator, Al Evangelista, and stated every year the seminar provides a wealth of information. Councilwoman Reicher also urged residents to view the presentation on PLTV Channel 77 in an effort to prepare for an emergency.
- the Pompton Lakes High School will be collecting gently worn prom dresses to distribute to students needing a dress

COUNCILMAN BAIG:

Councilman Baig reported on the following.

- commented on the Police Department report for the month of February
- the Business Improvement District is considering a marketing proposal named “the Red Carpet Neighbors” (a marketing program for new homeowners) and a welcome package for new merchants
- the Business Improvement District has received two proposals for the clearing of tree grates throughout the Business District
- the Business Improvement District discussed repairs within the Pond Hole parking lot and once the drainage issue is resolved repairs will be made
- commented on CTO Day and commended the students who participated for their efforts
- offered condolences to the family of former First Aid Squad President, Al Slack, who recently passed away

COUNCILMAN DELINE:

Councilman DeLine was excused.

COUNCILMAN JACONETTA:

Councilman Jaconetta reported on the following.

- congratulated everyone for the hard work with the Municipal Budget process and preparation
- commented on the new radio station and the benefits the radio station will provide for the Borough
- acknowledged the CRS certification and thanked the office staff for their work on the CRS program
- thanked all the participants involved with the CTO program
- the Passaic County Hazardous collection will be held on April 7, June 8, September 8 and November 9, 2019. This information can be found on the Borough website and Facebook.

COUNCILWOMAN POLIDORI:

Motion moved by Councilwoman Polidori, second by Councilman Venin to approve request for Pompton Lakes/Riverdale Little League (PLRL) 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 6, 2019 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).

Councilwoman Polidori reported on the following.

- information regarding the Recreation Commission programs can be viewed on the Recreation Facebook page
- the Recreation Commission is seeking an instructor for the tennis camp and walking club
- the Recreation Egg Hunt will be held on April 14, 2019 and the rain date is April 20, 2019
- commented on the special needs program and noted there are several upcoming events
- the MUA will conduct the spring hydrant flushing program beginning April 22, 2019 and reminded residents they may experience discoloration of water and a temporary drop in water pressure. Mayor Serra advised residents they should not call the Police Department with these concerns.

COUNCILMAN VENIN:

Councilman Venin reported on the following.

- attended the OEM Seminar and stressed the seminar offers information on emergency preparedness for any type of emergency
- commented on the excessive amount of accumulated rainfall the Borough experienced last year and stated river maintenance and home buyouts have helped reduce flooding issues in the Borough
- the Rain Garden Workshop was held last weekend and provided ways to reduce storm water runoff
- Trail Maintenance Day will be held on May 11, 2019 at 2:00pm
- congratulated Andrew Krinsley on becoming the newest member of the Historic Commission
- reminded the community that the 125th Anniversary of the Borough will be held in 2020
- commented on the possibility of utilizing the acquisition of the Schuyler/Colfax property as a Pompton Lakes museum
- the Historic Commission is seeking new members for a Class A (a background in historic architecture or engineering) an Alternate Member and a Full Member
- the Friends of the Library will sponsor a book sale on May 10 and 11, 2019 and will be accepting donations from April 1-30, 2019

Mayor Serra announced that the new car wash has been approved at the corner of Ringwood Avenue and Hamburg Turnpike and construction will begin shortly.

JOSEPH MCMAHON, Borough Attorney

Mr. McMahon had no report.

KEVIN BOYLE, Borough Administrator

Mr. Boyle reported on the following.

- Police Department Monthly Report - February 2019
- Grant Avenue Roadway Project - Notice to Proceed
- Grant Avenue Roadway Project - Work Schedule
- Irene/Hershfield Park FEMA Reimbursement -75% of \$244,324
- Test Results/NJ Civic Service Comm.- Police Lieut.
- NJ Civil Service Comm. - The Reporter News Letter
- Passaic County Solid Waste & Recycling -Various Programs
- Schuyler Avenue Rail Road Grade Crossing Rehab - Pre Construction Meeting
- Willow Field Pre App Meeting - 4/23/19 11am Trenton and will need DEP approval
- Pond Hole project- winter Business Improvement District and construction during the summer

- Summit Avenue – guard rail and repaving

TABLED ITEMS: None

MEETING OPEN FOR PUBLIC COMMENTS:

Motion moved by Councilwoman Reicher, second by Councilman Jaconetta open the Meeting for Public Comments. All voted in favor of the motion.

WALTER BOUDREAUX, Iron Forge Village

Mr. Boudreaux questioned the zoning changes proposed in Ordinance 19-13. Mayor Serra responded and stated the Ordinance specifies no residential housing on DuPont property. Mayor Serra stated businesses have expressed interest in purchasing this property which would help the Borough's tax base.

Mr. Boudreaux commented on the approval of the Municipal Budget and questioned why on the same day Ordinance 19-12 (Bond Ordinance) was approved for Final Adoption. Mr. Boyle replied and stated by adopting the Bond Ordinance on the same day it allows the Borough to proceed with the Capital Projects.

Motion moved by Councilman Venin, second by Councilman Jaconetta to close the Meeting for Public Comments. All voted in favor of the motion.

PRIVILEGE OF THE FLOOR:

Councilwoman Reicher thanked her CTO Day counterpart who was well prepared and contributed notable input during the mock meeting. Councilwoman Reicher commended and thanked all the other students for their participation.

Councilman Venin offered his condolences to the friends and family of former Haledon Police Chief Louis Mercuro.

RESOLUTION TO ADJOURN INTO CLOSED SESSION: None

ADJOURNMENT:

Motion moved by Councilman Venin, second by Councilman Jaconetta to Adjourn the Meeting at 8:51PM. All voted in favor of the motion.

ATTEST:

**ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK**

APPROVED

BY:

**MICHAEL SERRA
MAYOR**

March 27, 2019