

MINUTES OF THE APRIL 24, 2019 REGULAR COUNCIL MEETING

The following are the Minutes of the April 24, 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 and Ekamon Venin. Councilwoman Jennifer Polidori and Councilman Erik DeLine were excused from the meeting.

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

MAYOR PRESENTATIONS AND UPDATES:

Shade Tree Arbor Day Contest

Mayor Serra stated the Pompton Lakes Shade Tree Commission sponsored an Arbor Day Essay Contest and invited Anne Tacinelli, Chair of the Commission to present awards. Ms. Tacinelli stated the Shade Tree Commission sponsors the contest in an effort to increase the student's knowledge about the benefits of trees in our community. Ms. Tacinelli stated fifth grade students submit essays in conjunction with celebrating Arbor Day acknowledging the importance of trees and the environment. Ms. Tacinelli announced the contest winners and requested they come forward to read their essays: Arber Beriajolli of Lincoln School, Jaidyn Watson of St. Mary's School and Gloria Kang of Lenox School.

Ms. Tacinelli reported the Borough was awarded a grant through the efforts of the Pompton Lakes Shade Tree Commission. The grant allows for the planting of 150 trees in the right of way, parks and open spaces throughout the Borough of Pompton Lakes. The Borough meets the criteria for the grant by retaining the Tree City USA status.

Ms. Tacinelli thanked her fellow Commissioners, the Governing Body, Administrator, Arborist, and the DPW for all their efforts. Ms. Tacinelli announced the Borough has achieved Tree City USA status for the eleventh-year.

Mayor Serra congratulated the winners, thanked the school principals for attending the award presentation and the Shade Tree Commission for their commitment and support.

Mayor Update

Mayor Serra stated the Governing Body would not be voting on Ordinance 19-13 during this meeting and the Ordinance would be carried over until the next council meeting that is scheduled for May 8, 2019; proper notification to be given. Mayor Serra commented on the importance of the Ordinance and stated two Council members were excused from this meeting so therefore the Ordinance would be presented during the next meeting to give all Council Members the opportunity to vote on this matter.

Mayor Serra stated the Environmental Protection Agency plans to mail and/or e-mail a newsletter to residents. Mayor Serra urged the residents to read the newsletter and stated he found it to be helpful and informative.

Mayor Serra commented on a meeting he recently attended with Commissioner McCabe, NJ Department of Environmental Protection (DEP) and the State Attorney General, Gurbir Grewal. Also in attendance during the meeting, were Councilwoman Reicher, Senator Corrado,

Assemblyman DePhillips, a representative from Assemblyman Rooney's office and a representative from the NJ State Governor's Office. The duration of the meeting was approximately one hour and the topic discussed with the Attorney General was specific to the press conference regarding the announcement for a lawsuit requesting Natural Resource Damage Assessment funds from Chemours/DuPont. The meeting was originally scheduled to be held in Pompton Lakes and was moved to another location.

During the meeting, Mayor Serra stated he and Councilwoman Reicher requested an explanation as to why a meeting had been slated to take place in Pompton Lakes when there were five other communities that have experienced contamination and will be involved with the lawsuit. Mayor Serra stated he requested some input as to the scheduling of the press conference and the reasoning that no notification was provided to the Pompton Lakes Governing Body prior to the meeting. Senator Corrado, Assemblyman DePhillips and the representative from Assemblyman Rooney's office also voiced their concerns with the meeting and requested a response as to why they were not informed of the press conference, as they are the State and Legislative representatives for Pompton Lakes.

Mayor Serra stated the Attorney General's response as to why there was no communication or announcement of the press conference was that no one from the Governing Body was considered to be a stakeholder, was inappropriate. Mayor Serra stated the Attorney General recognized the lack of communication as being an error and moving forward Governing Officials would be included. Mayor Serra and Councilwoman Reicher were emphatic in stating that it was irresponsible for the Attorney General to have viewed the community activists as the primary stakeholders in matters involving our borough, while ignoring the municipalities duly elected representatives. We received assurances that in the future, when the Attorney General or any other representatives of the Governor's office are defining stakeholders, the primary stakeholders are the duly elected representatives for the community including the Mayor, Council, State Senator and our Assemblymen. If it is appropriate, others may be added to the "stakeholder" list.

Mayor Serra stated the Governing Body supports the lawsuit and referenced a resolution that was adopted two years ago by the Mayor and Council in support of Natural Resource Damage Assessment monies. The resolution requested Natural Resource Damage Assessment collected funds through the lawsuit be used in Pompton Lakes.

Mayor Serra stated Commissioner McCabe informed everyone attending the meeting that she feels the remediation and cleanup process is on track and she has no real concerns on how it is progressing. Mayor Serra stated that Commissioner McCabe has accepted an invitation to come to town and discuss DuPont/Chemours contamination and cleanup process. Mayor Serra stated once a date is determined, a limited number of residents and representatives will be notified of the time and place of the meeting.

PUBLIC COMMENTS:

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

ED MEAKEM, Howard Street

LISA RIGGIOLA, Ryerson Road, Lincoln Park

GEORGE POPOV, Colfax Avenue

HELEN MARTENS, White Way

CHERYL RUBINO, Perrin Avenue

ANN TACINELLI, Lambert Street

JOYCE FERN, Mandeville Street

RICHARD ORFICE, Poplar Street

The above-mentioned members of the public voiced their opposition with the Master Plan and the proposed land use changes within 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)" included on the Agenda for second reading. The above-mentioned members of the public commented on the various methods of

mitigation and opposed the capping of the contamination. The above-mentioned members of the public voiced their opinion and stated the Master Plan, along with the zone change, would allow for reduced regulatory standards for the mitigation process and conveyed their disapproval.

The above-mentioned members of the public questioned if there would be testing done north of Lakeside Avenue, stating they believe there is reason for concern as the contamination could have migrated to this area.

The above-mentioned members of the public expressed their frustration with the remediation process and commented on illnesses they believe are related to the contamination.

BILL PENDEXTER, Hilltop Court

Dr. Pendexter referenced his 25 years of experience as an Environmental Specialist and Consultant within the field of Industrial/Commercial and Residential Environmental Contamination. Dr. Pendexter stated any cleanup on a contaminated property is done for the projected use of the property. Dr. Pendexter stated in New Jersey there are two standards, and the standards are based on the exposure people will have while on the property whether the property is zoned for residential, commercial or industrial. Dr. Pendexter offered a scientific and technical explanation regarding the differences between contaminants found on the DuPont property; the lead and mercury; the other being vapor intrusion. Dr. Pendexter stated the contamination on the tract of land outlined in Ordinance 19-13 is lead and mercury. Dr. Pendexter went on to say it is not an irregular procedure to either cap, burn or remove this type of contaminated soil whether the property is zoned for residential or industrial as all of these types of technologies are permitted by State Agencies; Environmental Protection Agency and the NJ Department of Environmental Protection or any other regulatory agency. Dr. Pendexter stated the Vapor Intrusion that occurred decades ago is being addressed and is being overseen by the Environmental Protection Agency and the NJ Department of Environmental Protection.

Mayor Serra stated the Environmental Protection Agency (EPA) and the NJ Department of Environmental Protection (NJDEP) are the lead agencies responsible for the remediation process. Mayor Serra urged the members of the public to reach out to the EPA with their concerns and questions. Mayor Serra stated he would contact the NJDEP with questions or concerns residents may have with the mitigation process. Mayor Serra stated he has encouraged the DEP to provide residents the opportunity to meet with them to discuss the contamination and the process for the clean-up.

Mayor Serra commented on the discussions by the public and cited there are two different contaminants; lead and/or mercury as well as vapor intrusion. Mayor Serra stated the contamination in the tract of land outlined in the Ordinance 19-13 is lead and mercury. Mayor Serra gave a brief description of the types of methods that could be used to clean the site and stated the State agencies would select the scientific approach for the clean-up.

Mayor Serra stated the vapor intrusion contamination is a new science and the lead agencies (EPA and NJDEP) have determined the installation of the vapor intrusion system is at the present time the best method to address the contamination.

HELENE ZABLOCKI, Butler Street

Ms. Zablocki commented on remarks made by Councilman DeLine during the April 10, 2019 Council Meeting and expressed her concerns with adhering to the Open Public Meetings Act. Mayor Serra stated that he could not speak on behalf of Councilman DeLine and advised Ms. Zablocki to address her concerns with Councilman DeLine during the next Council Meeting.

GREGORY COCKEFAIR, Albert Street

Mr. Cockefair commented on the future of our children and hoped the decisions made were in the best interest for their future.

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

MINUTES:

Motion moved by Councilwoman Reicher, second by Councilman Venin to approve the Regular Meeting Minutes of April 10, 2019. All voted in favor of the motion.

BILL LISTS:

Current Fund	\$ 2,393,023.32
Capital Fund	\$ 61,820.16
Recreation Trust	\$ 1,868.98
Unemployment	\$ -0-
Dog Trust Account	\$ 114.00
Other Trust Account	\$ -0-
Clerk's Account	\$ 50.00
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:

(No Council Members Required Any Resolutions 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 not desire to remove any 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 19-97 Authorizing The Approval Of Pay Estimate #1 To 4 Clean-Up, Inc. In Connection With The Grant Avenue New Project In The Amount Of \$59,870.16
2. Resolution 19-98 Authorizing The Award Of Bid And Execution Of A Contract For The Montclair Avenue Improvement Project, Phase 1 To Cifelli And Sons In An Amount Not To Exceed \$99,370.00
3. Resolution 19-99 Awarding The Bid And Authorization To Execute A Contract For Electrical System Work At Borough Facilities To Sal Electric Co., Inc. For A Two Year Period Commencing May 1, 2019
4. Resolution 19-100 Award Of Bid For Guard Rail And Safety Ends To J. Fletcher Creamer & Son, Inc. In The Amount Of \$740.00 Under Morris County Co-Op Contract #26
5. Resolution 19-101 Authorizing Refund Of Other Lien Block 9516 Lot 1
6. Resolution 19-102 Authorizing The Adjustment To The Hourly Rate For Code Enforcement Inspectors On Properties That Have Been Deemed In Need Of Re-Development By The Borough Of Pompton Lakes
7. Resolution 19-103 Authorizing The Appointment Of Joseph Albanese To Perform Plumbing Inspections To The Lakeside Commons Re-Development Project

Motion moved by Councilman Jaconetta, second by Councilman Venin to approve the Consent Agenda. All voted in favor of the motion.

RESOLUTION 19-97

WHEREAS, 4 Clean-Up, Inc. was the contract for the Grant Avenue Roadway Project in the amount of \$283,334.00; and

WHEREAS, pay estimate #1 has been approved by Ferriero Engineering in the amount of \$59,870.16 for the work completed to date; and

WHEREAS, the Treasurer has certified that funds are available in Capital Budget Account # C-04-55-851-901.

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 approves pay estimate #1 from 4 Clean-Up, Inc. in the amount of \$59,870.16.

RESOLUTION 19-98

WHEREAS, on April 5, 2019, the Borough of Pompton Lakes received bids for the Montclair Avenue Improvements Project, Phase 1: and

WHEREAS, 6 General Contractors provided bids for said improvements; and

WHEREAS, based upon review of the bids submitted it has been determined that Cifelli & Sons General Contracting, Inc. was the “lowest responsible bidder” for said improvements; and

WHEREAS, Ferriero Engineering, Inc. and the Borough Administrator has recommended award to Cifelli & Sons General Contracting, Inc.; and

WHEREAS, the Treasurer has certified funds are available in the Capital Budget for said 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 bid for the Montclair Avenue Improvements Project, Phase 1 to Cifelli and Sons General Contracting, Inc. located at 81 Franklin Avenue, Nutley, N.J. 07110 in an amount not to exceed \$99,370.00.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute a contract with Cifelli & Sons General Contracting, Inc. with the terms and conditions noted in the bid document.

RESOLUTION 19-99

WHEREAS, on April 12, 2019, the Borough of Pompton Lakes received bids for Electrical System Work at Borough Facilities; and

WHEREAS, 3 Electrical Contractors provided bids for said work; and

WHEREAS, based upon the review of the bids submitted it has been determined that SAL Electric Co., was the “lowest responsible bidder” for said work; and

WHEREAS, the Borough Administrator recommends the award to SAL Electric Co., Inc.: and

WHEREAS, the Treasurer has certified funds are available in the 2019 Current Budget for said 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 bid for Electrical System Work at Borough Facilities to SAL Electric, Co., Inc. located at 83 Fleet Street, Jersey City, N.J. 07306 as follows:

2019

2020

Foreman	\$94.50 per hour	\$97.50 per hour
Journeyman	\$83.50 per hour	\$86.50 per hour

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute a contract with Sal Electric Co., Inc. with the terms and conditions noted in the bid documents.

RESOLUTION 19-100

WHEREAS, there is a need to install a guard rail in the area of 343 Poplar Avenue due to safety concerns for both pedestrians and motor vehicles; and

WHEREAS, Ferriero Engineering has recommended this work with an eye toward public safety; and

WHEREAS, funding for this work is in the 2019 Capital Budget.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey that a bid be awarded to J. Fletcher Creamer & Son, Inc. for installation of a guard rail in the amount of \$740.00 under Morris County Co-Op Contract #26

RESOLUTION 19-101

Pursuant to the facts as stated therein, I respectfully request the adoption of the following resolution:

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the redemption of the respective liens, and

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and they are hereby authorized and directed to pay the indicated amount to the holder of the lien certificates as hereinafter shown below:

	<u>LC#</u>	<u>DOS</u>	<u>B/L</u>	<u>Amount</u>	<u>Pay to the Lien Holder</u>
HAYTER JOYCE 1 MOUNTAIN RIDGE RD POMPTON PLAINS, NJ 07444	18-00006	10/19/2019	9516/1 214 DAWES HIGHWAY	\$18,835.96	CHRISTIANA T C/F CE1/FIRSTTRUST PO BOX 5021 PHILADELPHIA, PA 19111- 5021
			Premium	\$0.00	
			TOTAL	\$18,835.96	

RESOLUTION 19-102

WHEREAS, the Borough of Pompton Lakes has approved a number of properties in need of re-development; and

WHEREAS, currently, at least two of these properties are experiencing some sort of construction; and

WHEREAS, our current staff of part time inspectors have agreed to provide additional inspections on those properties outside the normal scope of their work day in Pompton Lakes; and

WHEREAS, based upon the size and scope of current and future projects the hourly rate to provide inspections for all disciplines will be \$40.00 per hour which will be offset by the fees generated for those inspections; and

WHEREAS, those positions are Construction Official, Building Inspector, Electrical Inspector, Plumbing Inspector and Fire Sub-Code Inspector.

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 authorizes the \$40.00 per hour rate for Code Enforcement Inspectors on properties designated for re-development by the Borough of Pompton Lakes.

RESOLUTION 19-103

WHEREAS, Michael Baker the Plumbing Inspector for the Borough of Pompton Lakes will not be available to provide inspection coverage for the Lakeside Commons Re-Development Project; and

WHEREAS, Joseph Albanese has provided coverage for plumbing inspections in the past and is willing to provide said coverage for the project.

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 appoints Joseph Albanese to provide plumbing inspection services for the Lakeside Commons Re-Development Project at the hourly rate established for such inspections.

SEPARATE ACTION RESOLUTIONS: None

ORDINANCES:

INTRODUCTION OF ORDINANCES—FIRST READING AND INTRODUCTION:

(Ordinance will be presented for second reading and final adoption on May 8, 2019)

ORDINANCE No. 19-15

AN ORDINANCE AMENDING SECTION 8-2 OF CHAPTER 8, NOISE, OF THE BOROUGH ADMINISTRATIVE CODE

Mr. Ragno stated this Ordinance provides for State regulatory and noise restrictions within the Borough.

Motion moved by Councilman Baig, second by Councilman Jaconetta to Approve Ordinance No. 19-15 for Introduction.

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

ORDINANCE No. 19-16

AN ORDINANCE AMENDING §2-56 OPEN SPACE, PARKLAND AND RECREATIONAL FACILITIES ADVISORY COMMITTEE

Mr. Ragno stated the purpose of this Ordinance is to change the format for the membership of the Open Space Committee. Mr. Ragno stated the Ordinance provides for members and ex officio members and all members would have the right to participate in discussions and vote on matters. A quorum shall consist of a simple majority of regular members.

Motion moved by Councilman Venin, second by Councilman Baig to Approve Ordinance No. 19-16 for Introduction.

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

ORDINANCES FOR SECOND READING AND FINAL ADOPTION:

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

ORDINANCE No. 19-13 (To Be Carried)

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 Councilwoman Reicher, second by Councilman Baig to carry Ordinance No. 19-13 to the May 8, 2019 Council Meeting. All voted in favor of the motion.

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

ORDINANCE No. 19-14

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND CLERK TO EXECUTE THE SECOND AMENDMENT TO THE LEASE BY AND BETWEEN THE BOROUGH AND OCEAN LAKE REALTY, LLC FOR THE POMPTON LAKES TEEN CENTER

Mayor Serra stated this Ordinance amends the current lease agreement for the Teen Center.

Motion moved by Councilwoman Reicher, second by Councilman Venin to open the Meeting for public comments on Ordinance No. 19-14. All voted in favor of the motion.

No one from the public wished to make a comment.

Motion moved by Councilman Baig, second by Councilman Jaconetta to close the Meeting for public comments on Ordinance No. 19-14. All voted in favor of the motion.

Motion moved by Councilman Jaconetta, second by Councilwoman Reicher to approve Ordinance No. 19-14 for Final Adoption.

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

MAYOR SERRA

Mayor Serra reported on the following.

- commented on the well-attended Egg Hunt at Hershfield Park and thanked the members of the Recreation Commission for organizing the event
- attended the meeting with the State Attorney General and the NJDEP Commissioner
- attended the Planning and Zoning Board meetings
- attended the Recreation Commission meeting; classes for the Get Fit program will end May 1st, 2019.
- the Recreation Commission is in need of additional camp counselors for the Summer Day Camp program
- parents have the opportunity to sign up their children for Recreation summer camp on the Borough website
- the Borough Department of Public Works is in need of part-time seasonal summer help. Anyone interested in the position may contact the DPW or go online for an employment application.
- Grand Opening for the Cardinal Café will be held on Friday, April 26, 2019 at 6:00pm

- commented on the redevelopment process and the construction of a 52-unit apartment building located at the former Salvation Army site

COUNCILWOMAN REICHER:

Councilwoman Reicher reported on the following.

- announced that the Summit Avenue road project has been completed. Councilwoman Reicher voiced her frustration with the project, the contractor and the extended timeframe to complete the project. Councilwoman Reicher questioned the process and requirements with the hiring of a contractor. Mr. Boyle responded and stated the process includes bidding and specific documents prior to awarding the bid. Mr. Boyle stated it is difficult to circumvent the lowest bidder unless there are specific deficiencies with the lowest bidding contractor. Mr. Boyle stated that the lowest bids sometimes produce obstacles.
- the Future Business Leaders of America (FBLA) are sponsoring a “Spring Cleaning” fundraiser on April 27, 2019 in the high school parking lot
- paper shredding will be held on June 1, 2019 in the Pond Hole parking lot
- the BID Bucks sale will be held on May 4, 2019 from 11:00am to 1:00pm
- WGHT radio station is on the air and operational. Councilwoman Reicher stated she has received favorable feedback from other communities.
- wished everyone a happy holiday

COUNCILMAN JACONETTA:

Councilman Jaconetta reported on the following.

- publicly thanked the State Attorney General, the DEP Commissioner and the Governor’s State Representative for hosting the meeting with Mayor Serra concerning the mitigation process for DuPont/Chemours
- congratulated the Arbor Day essay contest winners. Noted the number of hours the Shade Tree Commission members provide for the community and thanked the members for volunteering.
- attended the Egg Hunt and thanked the Recreation for all their efforts

Mayor Serra thanked the ZONTA Club for assisting during the Egg Hunt along with all the other service projects the club participates in that benefits the Borough.

COUNCILWOMAN POLIDORI:

Councilwoman Polidori was excused.

COUNCILMAN VENIN:

Councilman Venin reported on the following.

- congratulated the Arbor Day contest essay winners and remarked on the well written essays and their presentations
- the Historic Commission met to discuss the Schuyler House becoming the future home of the Pompton Lakes Museum
- Trail Maintenance Day is scheduled for May 11, 2019 beginning at 2:00pm
- Paint and Plant sponsored by the BID is scheduled for May 11, 2019
- the Pompton Lakes Library book sale will be held on May 10 and 11, 2019

Mayor Serra reminded the community the 125th Anniversary for the Borough will be celebrated next year, 2020. Mayor Serra commented on the Historic Commission and stated a museum would preserve the past history of the Borough.

COUNCILMAN BAIG:

Councilman Baig reported on the following.

- commented on the Police Department report for the month of March, 2019
- during the Community Partnership meeting a Stigma Free Initiative presentation was given; the BID is developing a new procedure for the sale of BID Bucks; the new WGHT proprietors discussed their station programming and introduced their advertising sales staff.
- commented on the cost of replacing the LED street lights
- the BID is preparing a report on the impact of new residents parking in the Pond Hole
- the Pompton Lakes Historic Commission is seeking financial assistance from the BID to purchase banners and signage for the upcoming 125th Anniversary of the Borough.
- the Prevention Coalition provided a presentation on “How to Talk to Youth About Marijuana Use”
- attended the successful Egg Hunt
- during the OEM meeting, the Supervisor for the NJDEP spoke about the procedure for applying for permits for a temporary debris management area
- attended the Planning Board meeting
- attended the Golden Agers meeting

COUNCILMAN DELINE:

Councilman DeLine was excused.

JOSEPH RAGNO, Borough Attorney

Mr. Ragno had no report.

KEVIN BOYLE, Borough Administrator

Mr. Boyle reported on the following.

- PD Monthly Report - March 2019
- Letter from Planning Board - Resolution of Consistency
- Borough & BID Shred It Program - June 1st 9-12
- ISO Rating - Building Code Classification 3
- FY 2020 Pedestrian Safety Grant – Submitted
- Memo from Borough Planner - DuPont Zone Change Analysis
- Memo from P.C. Tax Admin. - 2019 Prel – Equalization Tables
- Letter from Bond Counsel - \$2,520,000 Note Sale 6/6/19
- 2019 Inlet Program – Plans
- Vacation - April 24 – May 3
- Letter from Chemours - 1st Quarter Progress report

Mayor Serra requested some input as to the process for identifying catch basins in need of repairs. Mr. Boyle replied catch basins are evaluated through GPS to determine the need for cleaning, maintenance and/or repairs. Mr. Boyle also noted the DPW, Police and Storm Water Management also provide some input as to which catch basins are in need of maintenance. Mr. Boyle stated all flood prone catch basins are cleaned yearly. Mayor Serra requested the public contact the Borough if they notice a catch basin that is in need of maintenance.

TABLED ITEMS: None

MEETING OPEN FOR PUBLIC COMMENTS:

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

JOYCE FERN, Mandeville Street

HELEN MARTENS, White Way

LISA RIGGIOLA, Ryerson Road, Lincoln Park

CHERYL RUBINO, Howard Street

GEETA CURTIS, Ramapo Avenue

The above-mentioned members of the public expressed their frustrations and concerns regarding Ordinance 19-13 and questioned the urgency to pass this Ordinance. Several of the above mentioned members of the public requested the Mayor and Council table the Ordinance until the remediation process has been addressed and completed to residential standards. The above-mentioned members of the public voiced their opposition with capping the contamination and concerns should an event such as an earthquake disturb the soil. They also cited the need to maintain and monitor the soil if capped. The above members of the public stated from their past experience with the DEP, EPA and DuPont/Chemours, they do not trust them to provide accurate and timely information to the public. Some of the members from the above public strongly recommended the south end of town be tested and requested the Governing Body hire an independent company to ensure the testing. The above-mentioned members of the public stated they have dealt with the contamination issues for many years and have a comprehensive understanding of the remediation process so therefore they asked that their suggestions and recommendations be considered.

Mayor Serra stated this aspect of the Master Plan must be acted upon prior to moving forward with developing a remediation plan and managing the cleanup process. Mayor Serra assured the residents and those who spoke this evening the Council would consider the comments, concerns and suggestions that have been made prior to acting and voting on Ordinance 19-13.

ED MEAKEM, Howard Street

Mr. Meakem voiced his concerns regarding the notification and publication for the Master Plan prior to action during the Planning Board Reorganization Meeting that was held January 16, 2018.

Mr. Meakem stated he has experienced traffic and noise from the industrial area and requested relief from the situation. Mayor Serra responded and advised Mr. Meakem to address his issues with the Police Department and the Planning Board.

Mr. Meakem questioned the process for the 200 foot notification for the residents living in the Highlands Condominiums which borders the DuPont property. Mr. Meakem indicated the notice was forwarded to the Highlands Condominium Community Advisory Board and the residents did not receive a personal notification for Ordinance 19-13. Mr. Meakem stated although this is permissible by State Statute he requested the Borough send a personal notification to each individual resident who resides in the Highlands Condominium Community.

Mayor Serra thanked Mr. Meakem for his remarks.

HELENE ZABLOCKI, Butler Street

Ms. Zablocki questioned whether the meeting prior to the Council Meeting was in conformance with the Open Public Meetings Act. Mr. Ragno responded and stated the meeting was a Personnel Committee Meeting permitted by the provisions within the Open Public Meetings Act.

PETER CHAZOTTE, Woodlawn Avenue

Mr. Chazotte stated he attended the presentation "How to Speak to Your Kids About Marijuana" sponsored by the Presentation Coalition. Mr. Chazotte stated the presentation was enlightening and informative and was appreciative the Prevention Coalition provided the presentation.

RANDY HINTON, Montclair Avenue

Mr. Hinton questioned if notification would be sent to residents regarding parking restrictions prior to the paving of Montclair Avenue. Mr. Boyle replied additional traffic information would be forthcoming prior to the project. Mr. Boyle stated residents would receive a letter notifying of traffic and parking restrictions during the project.

Mr. Hinton stated he participated with the addling of over 100 geese eggs.

Mr. Hinton commented on the tennis courts and questioned if the cracks in the courts would be addressed. Mayor Serra replied and stated the Borough Engineer has surveyed the courts to determine how to address the issue. Mr. Boyle further explained new drainage was installed underneath the tennis courts but due to the heavy rains ground water has pushed up from the bottom. Mr. Boyle stated after repairs are made the courts will be repainted.

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 reminded parents as the warmer weather approaches and children ride their bicycles to instruct their children to wear helmets. Councilwoman Reicher stated as an incentive to wear a helmet while bicycling the Police will be providing an ice cream coupon that have been provided by local merchants.

**RESOLUTION TO ADJOURN INTO CLOSED SESSION: None
ADJOURNMENT:**

Motion moved by Councilman Jaconetta, second by Councilman Baig to Adjourn the Meeting at 9:43PM. All voted in favor of the motion.

ATTEST: _____ **APPROVED BY:**

**ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK**

**MICHAEL SERRA
MAYOR**

April 24, 2019