

MINUTES OF THE MAY 25, 2022 REGULAR COUNCIL MEETING

The following are the Minutes of the May 25, 2022 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 commented on the horrific incident that recently occurred in Texas and requested a moment of silence for the families.

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

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

Also present were Borough Attorney, Mark Semeraro, Borough Administrator, Paula Cozzarelli and Borough Clerk, Elizabeth Brandsness.

MAYOR PRESENTATION AND UPDATES:

Mayor Serra presented a Proclamation to Ms. Diane Gelok, founding President of the Pompton Lakes Education Foundation (PLEF). Ms. Gelok organized and promoted fundraising events to achieve the objectives set forth within the PLEF to provide students the opportunity to successfully reach academic achievements. Mayor Serra declared May 25, 2022 as *Diane Gelok Day* in the Borough of Pompton Lakes.

Mr. NJ Wazaney thanked Ms. Gelok for her service to the students and teachers in the community. Mr. Wazaney stated through the efforts of Ms. Gelok, the Pompton Lakes Education Foundation has raised close to \$300,000.00. Ms. Gelok has become an inspiration and a role model to other school districts trying to provide similar objectives for their students.

Dr. Amoroso thanked the Governing Body for recognizing Ms. Gelok this evening and stated she has worked diligently to accomplish the goals of the Foundation by providing monetary support to students and teachers. Dr. Amoroso gave testament to Ms. Gelok's dedication and stated she continued to volunteer and remained involved after her children graduated from the school system. Dr. Amoroso offered his gratitude for the service Ms. Gelok provided for the community and wished her well.

Ms. Gelok thanked the community for their support and stated she appreciated the honor given to her this evening. Ms. Gelok stated she looks forward to supporting the Foundation even as she moves on to the next chapter in her life.

MEETING OPEN FOR PUBLIC COMMENTS:

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

DAVID FARANICK, Federal Hill Road

Mr. Faranick questioned how many apartments are being constructed on Montclair Avenue. Mayor Serra replied and stated the project will include fifty-four apartments. Mr. Faranick questioned the time of day when trash could be placed at the curb. Mayor Serra replied trash can be placed at curbside 6:00pm the night before the scheduled day of pick up and advised residents to contact the Building Department if a resident places garbage out prior to the allotted time.

RANDY HINTON, Montclair Avenue

Mr. Hinton commented on the proposed plans to build apartments on Montclair Avenue and requested clarification as to the area the apartments would be built. Mayor Serra provided the

area and stated the Montclair Project Apartments will be located on Montclair Avenue/Broad Street area.

Mr. Hinton requested an update as to the removal of logs located at Joe Grill Field. Ms. Cozzarelli stated Power Tree Service would be contacted to remove the logs.

Mr. Hinton commented on the removal of ash trees located on the south end of Lincoln Avenue (by JCP&L) and thanked Mr. Boyle for the completion of the project which included paving.

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

MINUTES:

Motion moved by Councilwoman Kent, second by Councilman Baig to approve the Regular Meeting Minutes of May 11, 2022. All voted in favor of the motion.

BILL LISTS:

RESOLUTION 22-166

Resolution 22-166 Authorizing Payment Of Bills In The Amount Of \$3,781,393.47

BE IT RESOLVED, by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey that the summary of bills in the total amount of \$3,781,393.47 having been duly audited and found to be correct, are hereby ordered paid and that warrants be drawn for the necessary obligations by the Chief Finance Officer (CFO) prior to the next regularly scheduled Council Meeting.

BE IT FURTHER RESOLVED, that in the event of the CFO’s absence, the Governing Body authorizes the Business Administrator and Treasurer to carry out the duties and responsibilities of the CFO.

BE IT FURTHER RESOLVED, that the CFO has certified that sufficient uncommitted funds are available in the 2022 Borough of Pompton Lakes to fund the payment of the following bills attached hereto and made a part of this resolution.

Motion moved by Councilwoman Polidori, second by Councilman Baig to approve the following Bill Lists.

Current Fund	\$3,436,687.73
Capital Fund	\$ 127,919.92
Recreation Trust	\$ 5,081.40
Unemployment	\$ 96.72
Dog Trust Account	\$ 163.20
Other Trust Account	\$ 211,444.50
Clerk’s Account	\$ -0-
Open Space Trust	\$ -0-

PETITIONS: None

CONSENT AGENDA:

(Council Members Required Resolution 22-171 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 22-271 for individual action from that Agenda, and

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

1. Resolution 22-162 Appointing The Public Agency Compliance Officer Paula Cozzarelli
2. Resolution 22-163 Appointing Paula Cozzarelli As Treasurer
3. Resolution 22-164 Appointing A Fund Commissioner And Safety Delegate To Represent The Borough Of Pompton Lakes In The Morris County Municipal Joint Insurance Fund – Paula Cozzarelli
4. Resolution 22-165 Authorizing Refund Of Outside Lien Block 6300 Lot 34
5. Resolution 22-167 Approving Change Order #1 For The Lincoln Avenue Roadway Improvements Project In The Amount Of \$8,731.00
6. Resolution 22-168 Resolution Authorizing The Borough To Purchase A Drinking Fountain For Lakeside Park From Ben Shaffer Recreation, Inc. Under State Contract #16-FLEET-00135 In The Amount Of \$3,553.90
7. Resolution 22-169 Authorizing The Borough To Purchase A Xerox C-7020 Copier For The Pompton Lakes Library From American Document Solutions Under N.J. State Contract #G-2075 In The Amount Of \$5,989.00
8. Resolution 22-170 Liquor License Renewals 2022-2023
9. Resolution 22-171 Resolution Authorizing An Extraordinary Unspecifiable Services Contract Between The Borough Of Pompton Lakes And Delisle Consulting, LLC., To Provide Technical Redevelopment Assistance For Redevelopment Projects Carried Out Through The Borough's Redevelopment Agency

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

RESOLUTION 22-162

WHEREAS, N.J.A.C. 17:27-3.5 requires the Borough of Pompton Lakes to appoint a Public Agency Compliance Officer (hereinafter referred to as a P.A.C.O.); and

WHEREAS, the P.A.C.O. is the liaison between the Department of the Treasury, Division of Contract Compliance and the contract vendor, and

WHEREAS, the P.A.C.O. also serves as the Borough's point of contact for all matters concerning the implementation and administration of Department of the Treasury regulations and statutes including but not limited to contract procedures pertaining to equal opportunity in connection with contract vendors and construction contractors; and

WHEREAS, the Mayor and Council desire to comply with applicable laws and regulations in this matter; and

WHEREAS, per Resolution No. 22-09, Kevin Boyle was appointed the P.A.C.O. whose responsibilities shall terminate effective May 16, 2022 due to retirement; and

WHEREAS, the Borough of Pompton Lakes desires to appoint Paula Cozzarelli as the P.A.C.O. effective May 16, 2022 through December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POMPTON LAKES THAT Paula Cozzarelli shall be and is hereby appointed to be the Public Agency Compliance Officer (P.A.C.O.) for the Borough of Pompton Lakes.

RESOLUTION 22-163

BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, a municipal corporation of the State of New Jersey that Paula Cozzarelli be appointed as Treasurer effective May 16, 2022 and is hereby authorized to disburse such sums of money as may be required from time to time to meet the Borough's payroll, hospitalization, surgical and other medical benefit premiums, pension contributions, social security taxes and such other tax

levies or other payments as may be required by laws or regulation to be paid on date prior to regular meetings of the Mayor and Council.

BE IT FURTHER RESOLVED that the Treasurer, in the event it is necessary to make such a disbursement under the conditions specified above, will obtain and hereby directed to obtain, approval and confirmation of any such disbursements at the next succeeding meeting of the Mayor and Council.

RESOLUTION 22-164

WHEREAS, the Borough of Pompton Lakes is a member of the Morris County Municipal Joint Insurance Fund; and

WHEREAS, the Borough of Pompton Lakes is responsible to appoint a Fund Commissioner and Safety Delegate to represent the Borough at Fund related activities; and

WHEREAS, per Resolution No. 22-30, Kevin Boyle, Borough Administrator, was appointed to serve as Fund Commissioner and Safety Delegate whose said responsibilities shall terminate due to retirement effective May 16, 2022; and

WHEREAS, the Borough of Pompton Lakes desires to appoint Paula Cozzarelli, Borough Administrator, as the Fund Commissioner and Safety Delegate to fulfill said responsibilities effective May 16, 2022 through December 31, 2022.

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 following appointments be made effective May 16, 2022 through December 31, 2022:

- Fund Commissioner – Paula Cozzarelli, Borough Administrator
- Safety Delegate – Paula Cozzarelli, Borough Administrator

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Morris County Municipal Joint Insurance Fund.

RESOLUTION 22-165

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 lien(s), 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 certificate(s) as hereinafter shown below:

	LC#	DOS	B/L	Amount	Pay to the Lien Holder
POMPTON FIVE ASSOCIATES 12 FRANKLIN ST MAHWAH, NJ 07430	19-00011	10/02/19	223 Wanaque Ave 6300/34	\$397,622.68	US BANK CUST/PC8Firsttrust Bank US BANK GLOBAL CORP TRUST SVCS TLGS- 50 S. 16 TH ST, STE 2050 PHILADELPHIA, PA 19102
			PREMIUM	\$193,000.00	
			TOTAL	\$590,622.68	

BE IT FURTHER RESOLVED that the Chief Financial Officer (CFO) has certified that sufficient uncommitted funds in the amount of \$590,622.68 are available in the 2022 Borough of Pompton Lakes Budget for the purposes set forth herein.

RESOLUTION 22-167

WHEREAS, American Asphalt and Trucking, LLC was awarded the contract for the Lincoln Avenue Improvements Project in the amount of \$242,295.27; and

WHEREAS, payment #2 has been recommended by Ferriero Engineering in the amount of \$140,007.25 in connection with this project; and

WHEREAS, the Treasurer has certified funds are available in the Capital Budget account #C-04-55-855-902.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey hereby authorizes payment #2 to American Asphalt and Trucking LLC in the amount of \$140,007.25 for the Lincoln Avenue Improvements Project.

BE IT FURTHER RESOLVED, that the Treasurer has certified that sufficient uncommitted funds are available in the Capital Budget account #C-04-55-855-902 to fund the above contract obligation.

RESOLUTION 22-168

WHEREAS, the Borough of Pompton Lakes seeks to provide a safe play environment at our park facilities: and

WHEREAS, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.1 et seq., the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, a bid was awarded to Ben Shaffer Recreation, Inc. for playground parts and accessories under N.J. State Contract #16-FLEET-00135; and

WHEREAS, the Borough of Pompton Lakes wishes to purchase a drinking fountain under N.J. State Contract #16-FLEET-00135 in the amount of \$3,553.90; and

WHEREAS, the Treasurer has certified funds are available in the account # 2-01-28-375-133.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey that, pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7.1 et seq., the Borough is authorized to purchase from Ben Shaffer Recreation, Inc. for a drinking fountain under N.J. State Contract #16-FLEET-00135 in the amount of \$3,553.90.

BE IT FURTHER RESOLVED, that the Treasurer has certified sufficient uncommitted funds are available in the account # 2-01-28-375-133 to fund the above purchase of goods.

RESOLUTION 22-169

WHEREAS, the Borough of Pompton Lakes Library is in need of a new copier; and

WHEREAS, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.1 et seq., the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, a bid was awarded to American Document Solutions for copier equipment under N.J. State Contract # G-2075; and

WHEREAS, the Borough of Pompton Lakes wishes to purchase a Xerox C-7020 copier for the Pompton Lakes Library under State Contract #G-2075 in the amount of \$5,989.00; and

WHEREAS, the Treasurer has certified funds are available in the in Capital Account # C-01-55-854-905.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey that, pursuant to N.J.S.A. 40A:11-12 and N.J.A.C. 5:34-7.1 et seq., the Borough is authorized to purchase from American Document Solutions a Xerox C-7020 copier from the Pompton Lakes Library under N.J. State Contract #G-2075 in the amount of \$5,989.00

BE IT FURTHER RESOLVED, that the Treasurer has certified that sufficient uncommitted funds are available in the Capital Budget account #C-04-55-854-905.

RESOLUTION 22-170

WHEREAS, the following Liquor Licenses are due for 2022-2023 renewal; and

WHEREAS, the Clerk is in receipt of all necessary fees for the following licenses; and

WHEREAS, all inspecting agencies have presented approval for renewal of said Licenses.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Pompton Lakes do hereby renew the following Liquor Licenses for 2022-2023:

Owner/Location	License number
HMP, INC. T/A Shoppers Discount Liquors 744 Hamburg Turnpike	1609-44-005-010
John Hand Tri County Post 2906 Veterans of Foreign Wars 260 D Wanaque Avenue	Club License 1609-31-017-001
Priya General Store T/A George’s Market 766 Hamburg Turnpike	1609-44-003-013
Samay Liquor, LLC 716 Hamburg Turnpike	1609-44-006-010
A & A Café Limited Liability Co T/A Monica’s 1 Lakeside Avenue	1609-33-008-012 *Special Condition

***Special Condition**

BE IT FURTHER RESOLVED, all liquor license establishments granted an extension of premises in a place to place transfer shall provide and maintain security barrier(s) to separate the extended premises from public areas. Such barrier(s) shall be in compliance with the New Jersey Division of Alcoholic Beverage Control and Borough of Pompton Lakes Chapter 59 Alcoholic Beverages Section 59-11 Visibility of Interiors.

SEPARATE ACTION RESOLUTIONS:

RESOLUTION 22-171

WHEREAS, the Borough wishes to obtain services to provide specialized redevelopment expertise to help with real estate development implementation associated with redevelopment projects carried out through the Borough’s Redevelopment Agency while

playing a key intermediary role in handling redevelopment projects, and furthering the development and policies related thereto (the “Redevelopment Services”); and

WHEREAS, the Borough attempted to locate someone that can perform the Redevelopment Services that are specialized and qualitative in nature requiring expertise, extensive training and a proven reputation in the field of endeavor; and

WHEREAS, it is critical to ensure that developers adhere to building design and implementation and other important policy goals of the Borough’s Redevelopment Agency, and that all projects proceed in a timely manner, and within prescribed budgets and pursuant to specifications; and

WHEREAS, after considerable efforts, the Borough identified only one (1) individual, Benjamin Delisle, now working through a solely owned limited liability company known as Delisle Consulting, LLC, located at 63 South Maple Avenue, East Orange, New Jersey 07018 (“Delisle”) who has the required specialized expertise and training to perform the Redevelopment Services; and

WHEREAS, on April 13, 2022, the Mayor and Council of the Borough of Pompton Lakes (the “Borough”) adopted Resolution 22-144 authorizing the Borough to engage Redevelopment Consulting Services with Benjamin Delisle for the period of April 13, 2022, through December 31, 2022; and

WHEREAS, Resolution 22-144 authorized the agreement to be entered into with Delisle in his individual capacity; and

WHEREAS, Mr. Delisle wishes to enter into this agreement with the Borough as an LLC created by him after the adoption of Resolution 22-144; and

WHEREAS, the Mayor and Council of the Borough now wish to rescind Resolution 22-144 and adopt a new resolution to retain the services of Benjamin Delisle through his newly formed limited liability company known as Delisle Consulting, LLC; and

WHEREAS, under the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. (the “LPCL”), a municipality may enter into a contract for the performance of services without competitive public bidding if the services being procured qualify as extraordinary unspecifiable services; and

WHEREAS, the nature of the Redevelopment Services are such that the award of a contract for them is exempt from public bidding requirements as “Extraordinary Unspecified Services,” pursuant to N.J.S.A. 40A:11-5(1)(a)(ii) (hereinafter referred to as “EUS”) because the services to be procured are of a specialized and qualitative nature requiring expertise, extensive training and proven reputation in the field of endeavor, and the services cannot be reasonable described in detailed written specifications; and

WHEREAS, Delisle Consulting, LLC., through its sole principal Benjamin Delisle, has demonstrated that it is qualified and has agreed to provide the specialized expertise and services needed to perform the Redevelopment Services; and

WHEREAS, the Local Public Contracts Law (specifically, N.J.S.A. 40A:11-5(1)(a)(ii).) requires that a notice of the award of contracts for “Extraordinary Unspecifiable Services” without competitive bidding must be published in a local newspaper; and

WHEREAS, this contract is anticipated to exceed \$17,500.00; and

WHEREAS, the actions contemplated by this Resolution shall result in the award of a Non-Fair and Open contract in accordance with N.J.S.A. 19:44A-20.5; and

WHEREAS, Delisle Consulting, LLC. has completed and submitted to the Business Entity Disclosure Certification certifying that Delisle Consulting, LLC. has not made any reportable contributions to a political or candidate committee in the Borough of Pompton Lakes in the previous one (1) year, that during the term of the contract with the Borough of Pompton

Lakes will not make any prohibited contributions, and the contract shall specifically prohibit Delisle Consulting, LLC. from making any reportable contributions through the term of the contract; and

WHEREAS, due to the unique nature of the work and the qualifications and experiences that Delisle Consulting, LLC. possesses, the Mayor and Council of the Borough of Pompton Lakes wish to enter into an Extraordinary Unspecifiable Services (EUS) Contract with Delisle Consulting, LLC., located at 63 South Maple Avenue, East Orange, New Jersey 07018, to work for ten (10) hours a week or less, at a rate of \$150.00 per hour, to provide technical redevelopment assistance to help with real estate development implementation services associated with redevelopment projects carried out through its Borough's Redevelopment Agency, in an amount not to exceed \$44,000.00, commencing on the issuance of a Notice to Proceed and terminating on December 31, 2022; and

WHEREAS, the Mayor and Council to the extent possible wish to offset the cost of this contract through the use of escrow moneys deposited with the Borough by developers that intend to carry out Redevelopment projects in the Borough.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF POMPTON LAKES, NEW JERSEY, THAT:

1. The Mayor and Council of the Borough wish to rescind Resolution 22-144 and adopt this resolution to retain the services of Benjamin Delisle through his newly formed limited liability company known as Delisle Consulting, LLC; and
2. The Mayor is hereby authorized and directed on behalf of the Municipal Council of the Borough of Pompton Lakes to execute an Extraordinary Unspecifiable Service Contract with Delisle Consulting, LLC., located at 63 South Maple Avenue, East Orange, New Jersey 07018, to work for ten (10) hours a week or less, at the rate of \$150.00 per hour, to provide technical redevelopment assistance to help with real estate development implementation services associated with redevelopment projects carried out through its Borough's Redevelopment Agency, in an amount not to exceed \$44,000.00, commencing on the issuance of a Notice to Proceed and terminating on December 31, 2022.
3. The Treasurer certifies that there are available sufficient legally appropriated funds in the amount \$44,000.00 for the purposes set forth herein. A copy of the Certification of Funds issued shall be filed in the Office of the City Clerk by the together with this resolution.
4. This Contract is being awarded pursuant to the non-fair and open procedures of the State Pay to Play Law N.J.S.A 19:44A-20.5 and pursuant to the provisions of the State Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)(ii)).
5. The Certification of Extraordinary Unspecifiable Service, as required by State Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)(ii)), is attached hereto and shall be filed in the Office of the City Clerk with the original resolution.
6. The Determination of Value is attached hereto and shall be filed with the Office of the City Clerk with the original resolution.
7. This Extraordinary Unspecifiable Service Contract with Delisle Consulting, LLC. Is ratified back from April 13, 2022, until the date of adoption of this authorizing resolution.
8. A copy of the executed agreement herein authorized shall be filed in the Office of the City Clerk by the Business Administrator.
9. A notice of this action shall be published in the newspaper authorized by law to publish a legal advertisement and as required by law within 10 days of its passage.
10. This resolution shall take effect upon adoption and publication as permitted under the Laws of the State of New Jersey.

Discussion

Mr. Semeraro commented on the hiring of a consultant for the Redevelopment Agency and stated the Governing Body recently adopted Resolution 22-144 and retained the services of Benjamin Delisle. Mr. Semeraro continued and stated the structure for the company has since changed so therefore Resolution 22-171 addresses the newly formed limited liability company known as Delisle Consulting, LLC. Mr. Semeraro noted the same hourly rates as previously discussed along with the number of hours not to exceed a specific amount would remain the same. Mr. Semeraro stated the funds have been certified and Mr. Delisle has chosen to change from an individual capacity to an LLC.

Councilwoman Polidori questioned what “*extraordinary unspecified services*” entailed. Mr. Semeraro responded and stated the regulation of contracts and purchasing for a Borough would differ. Mr. Semeraro provided some input as to the procedure for the hiring of Delisle Consulting, LLC and stated Mr. Delisle would provide Technical Redevelopment Assistance for Redevelopment Projects. Mr. Semeraro further commented and stated the services which are specialized and qualitative in nature requiring expertise, extensive training and proven reputation in the field of the service.

Councilwoman Polidori commented on the job responsibilities and hiring of the former Director and requested some background as to the hiring process for the current open position for an Executive Director. Mr. Semeraro responded the position of Executive Director has specialty intricacies that limits the number of viable candidates for the position. Mr. Semeraro commented on the vetting process for the position and stated two applicants applied for the position and during the interview process Mr. Delisle displayed his knowledge and understanding for the position of Executive Director of Redevelopment.

Councilwoman Kent requested some input for the Entity Disclosure documents and Mr. Semeraro responded and stated prior to paying the professional fees a Political Contribution Discloser Form is required to be completed.

Mayor and Council discussed funding for the position and consultant fees would be funded through escrow for redevelopment projects as well as the Borough. The number of hours would be capped at 10 hours per week.

Mayor Serra stated Mr. Delisle is familiar with redevelopment strategies along with his knowledge for communicating and interacting with developers.

Mr. Semeraro further explained the contract process, as well as guidelines for solicitation / competitive quotations and stated this contract is a non-fair and non-open process with the disclosure of campaign contributions.

ORDINANCE FOR FIRST READING AND INTRODUCTION:

(Ordinances will be presented for second reading and final adoption on June 8, 2022)

ORDINANCE 22-15**AN ORDINANCE AMENDING CHAPTER 7, “TRAFFIC,” SECTION 7-44.1, “POND HOLE PARKING LOT REGULATIONS,” OF THE MUNICIPAL CODE OF THE BOROUGH OF POMPTON LAKES**

Motion moved by Councilman Venin, second by Councilman Baig to approve Ordinance No. 22-15 for Introduction.

Discussion:

Ms. Cozzarelli stated the Ordinance sets parking regulations and fees in the Pond Hole parking lot. Ms. Cozzarelli noted it was a coordinated effort to determine fees and regulations.

Roll Call: Councilman DeLine, Excused. Councilwoman Kent, Yes, Councilwoman Polidori, Yes, Councilman Venin, Yes, Councilman Baig, Yes, Councilman Cruz, Yes.

ORDINANCE FOR SECOND READING AND FINAL ADOPTION: None

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

MAYOR MICHAEL SERRA:

Motion moved by Mayor Serra, second by Councilwoman Kent to appoint Michael Sciacchetano to the Environmental Committee to fill an un-expired term through December 31, 2022 All voted in favor of the motion.

Mayor Serra reported on the following.

- attended a meeting with the Passaic County Administrator to discuss future projects Mayor Serra stated Mr. DeNova, Passaic County Administrator, would be retiring
- met with Mayor of Little Falls and discussed redevelopment
- attended a dedication ceremony
- welcomed the new Borough Administrator, Paula Cozzarelli

COUNCIL PRESIDENT POLIDORI:

Councilwoman Polidori reported on the following.

- thoughts are with the families in Texas
- thanked Mr. Boyle for his years with the Borough and welcomed Ms. Cozzarelli as the new Borough Administrator
- follow-up to a presentation the Board of Education provided and stated there is a link for resources
- update for playground equipment. Gallo Park equipment expected delivery is mid-June. Dog Park equipment is expected to be delivered in July.
- attended a PTA Tricky Tray fundraiser. Event was successful with over 400 gift baskets.
- attended Armed Forces Day at the VFW – thanked all that have served our Country
- attended Coffee with the Council – next event scheduled for June 13, 2022 at Hug A Mug
- attended a meeting along with Councilwoman Kent and Superintendent, Dan O'Rourke at Lakeside Park and discussed the planting of a donated tree by Columbia Bank as well as some minor renovations in the park. Announced the boat dock has been repaired and is back in the water. Questioned whether the water rescue life preservers have been purchased – Ms. Cozzarelli to follow-up.

Mayor Serra stated he attended the Armed Forces Day and announced the Memorial Day Parade was scheduled for Sunday, May 29, 2022. Mayor Serra recognized all the US military services.

COUNCILMAN VENIN:

Councilman Venin reported on the following.

- attended the Historic Commission Meeting and commented on grant funding by the State. The Commission is in the process of completing the paperwork for the grant. Announced there is an Alternate 2 position open and anyone interested in becoming a member should contact him or Mayor Serra.
- congratulated Diane Gelok for her efforts in fundraising for the Pompton Lakes Educational Foundation
- attended the PTA Tricky Tray fundraiser and commented on the success of the event
- attended the 100th Anniversary for Kinnelon

COUNCILMAN BAIG:

Councilman Baig reported on the following.

- attended the Municipal Authorities meeting – Budget approved by the State. Reported on payment of vouchers for contractors.
- CERT report – 30 volunteer hours
- commented on the successful Business Improvement District *Art on the Avenue* and attended the Grand Opening for Empire Liquors
- announced the Business Improvement District Summer Concert Series will take place at the Library – dates to follow.

COUNCILMAN CRUZ:

Councilman Cruz reported on the following.

- attended the Recreation Commission Meeting. The Recreation Dance held for Middle School students at the VFW was a success.
- Summer Camp registration is ongoing
- Pompton Day events include a 5K Run and this year will mark the 40th year Barbara Jennings has planned the event
- Board of Education is seeking a part time custodian
- acknowledged Diane Gelok for all her efforts and announced an upcoming fundraiser – *baseball mania*
- upcoming events – Jr. Police Academy for grades 6-7-8 scheduled for the week of July 5, 2022. The fifth grade dance is scheduled for June.

Motion moved by Councilman Cruz, second by Councilman Venin to approve the request of Pompton Lakes High School to close Lakeside Avenue from the Pond Hole entrance to Adrian Street on Thursday, June 23, 2022 from 5:15pm to 9:00pm for the 2022 High School Graduation Ceremony that will commence at 6:30pm. Rain date Friday June 24, 2022 and Saturday June 25, 2022 with a time to be determined depending upon the weather. (Police, Fire and First Aid to be notified) All voted in favor of the motion.

COUNCILMAN DELINE:

Councilman DeLine was excused from the Meeting.

COUNCILWOMAN KENT:

Councilwoman Kent reported on the following.

- congratulated Diane Gelok for her years of service for the Pompton Lakes Education Foundation
- thanked Mr. Boyle for all his support during his tenure
- welcomed Ms. Cozzarelli and thanked her for the weekly updates she provided
- chaperoned at the Recreation dance and stated there were no issues during the event
- attended the Armed Forces Day event and thanked those who serve the military forces
- participated in the Coffee with Council
- Department of Public Works Superintendent Dan O'Rourke reported the Recycling Center will be closed on Memorial Day, Monday, May 30, 2022. Collection of brush will end in June – residents will be permitted to drop brush at the Recycling Center during normal business hours. The Department of Public Works is seeking full and part time employees for positions within the department.
- attended the Rotary Luncheon
- questioned whether there has been confirmation as to when the logs would be removed from the Pompton Lake Falls. Mayor Serra stated a letter has been sent requesting the logs and debris be removed.

PROFESSIONAL REPORTS:

Mayor Serra thanked Mr. Boyle for his years of service and for providing administrative guidance

and overseeing the various departments along with the day-to-day operations within the Borough.

Mayor Serra commented on the budget process and acknowledged Mr. Boyle for his assistance in preparing a fair and equitable yearly budget. Mayor Serra congratulated Mr. Boyle on his retirement.

MARK J. SEMERARO, Borough Attorney

Mr. Semeraro congratulated Mr. Boyle and wished him well.

Mr. Semeraro requested a Closed Session – Attorney Client Privilege to discuss public forum and clarification on a memo that addressed powers and duties for administration.

PAULA COZZARELLI, Borough Administrator

Ms. Cozzarelli reported on the following.

- Bond Sale to permanently finance was held on May 19, 2022 and resulted in an interest rate of 3.6%. Standard and Poors rating for the Borough changed from an AA stable to AA positive and stated this was due to good fiscal policy and management.
- CDBG – no action is required to continue to participate in the County Development Block Grant.
- School Budget - amount to be levied
- First Energy reported outages over the weekend. Addressing the issue at the sub-station in Riverdale.
- Correspondence – thank you note from the Journey Within for the American Relief Grant funding.
- The dock has been repaired and placed in the lake.
- Verizon and Optimum Cable – notification has been sent to utilities to reposition cables on poles and a work order has been generated.
- Department of Public Works – notice for part and full time employment will be posted on the League of Municipalities website.

Mayor Serra stated he has reached out to our elective leaders for assistance with funding for various projects.

MEETING OPEN FOR PUBLIC COMMENTS:

Motion moved by Councilwoman Polidori, second by Councilman Cruz to open the Meeting for public comments. All voted in favor of the motion.

RANDY HINTON, Montclair Avenue

Mr. Hinton thanked Mr. Boyle for his years of service and his continued assistance during his time as a Shade Tree Commissioner.

Mr. Hinton questioned whether there was an update on the number of COVID cases. Mayor Serra responded the number of cases has elevated.

Mr. Hinton commented on zoning for the DuPont area and requested an update as to whether the property had been rezoned. Mayor Serra replied and stated the property has been rezoned to a Hybrid and prior to development additional remediation would be required.

Mr. Hinton requested an update on repairs to the DuPont Bridge. Mayor Serra stated the Borough would provide the engineering fees and the County would assume ownership and the funding for the repairs. Mayor Serra noted the material for the renovations are back ordered.

DAVID FARANICK, Federal Hill Road

Congratulated Mr. Boyle on his retirement.

Mr. Boyle commented on his upcoming retirement and read a prepared letter thanking the Governing Body for allowing him to serve as the Borough Administrator. Mr. Boyle remarked on town events, volunteers and the residents who reside in the Borough and acknowledged how grateful he was for his past encounters along the way.

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

PRIVILEGE OF THE FLOOR:

RESOLUTION TO ADJOURN INTO CLOSED SESSION:

Motion moved by Councilman Baig, second by Councilwoman Kent to adjourn into Closed Session. All voted in favor of the motion.

BE IT HEREBY RESOLVED, pursuant to N.J.S.A.10:4-13 and 10:4-12, which the Mayor and Council of the Borough of Pompton Lakes hold Closed Session for the purpose of attorney client privilege, specifically to discuss public forum and clarification on a memo that addressed powers and duties for administration, as permitted under the Open Public Meetings Act. It is expected that the discussions undertaken in Closed Session on this date can be made public at the time official action is taken by the Mayor and Council to release same.

Motion moved by Councilwoman Polidori, seconded by Councilman Cruz to open the Meeting at 10:05am. All voted in favor.

Closed Session Discussions – Attorney Client Privilege

- Public Forum
- Administrative Duties and Regulations

ADJOURNMENT:

Motion moved by Councilwoman Polidori, second by Councilman Cruz to Adjourn the Meeting at 10:07pm. All voted in favor of the motion.

ATTEST:

APPROVED:

**ELIZABETH BRANDSNESS, RMC
MUNICIPAL CLERK**

**MICHAEL SERRA
MAYOR**

Dated: May 25, 2022