

MINUTES OF THE JANUARY 12, 2022 REGULAR COUNCIL MEETING

The following are the Minutes of the January 12, 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 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, Erik DeLine and Ekamon Venin, and Councilwoman Maria Kent.

Also present were Borough Attorney, Mark J. Semeraro, Borough Administrator, Kevin Boyle and Borough Clerk, Elizabeth Brandsness.

MAYOR PRESENTATION AND UPDATES:

Mayor Serra began his yearly address to the residents and commented on the COVID pandemic and challenges the Governing Body, residents and businesses have experienced this past year. Mayor Serra thanked First Responders - Police, Fire, First Aid and CERT members along with the Department of Public Works, Town Hall Employees and the Health Department for their commitment and dedication during difficult times.

Mayor Serra provided an update for COVID and offered condolences to those who lost their fight to Covid. Mayor Serra urged the public to continue to take the necessary precautions to help end this pandemic.

Mayor Serra stated a number of approved and planned projects are underway and he is pleased with the growth of Redevelopment throughout the Downtown area. Mayor Serra provided some input as to the benefits Redevelopment provides and stated it gives a positive boost to the economy as well as additional funding to the tax base.

Mayor Serra acknowledged the efforts of the Recreation Department, the Business Improvement District and the volunteers who assisted with Borough sponsored events throughout the year. The annual Pompton Day, Firework Display and Holiday Stroll were well attended and successful in continuing Pompton traditions.

Mayor Serra assured residents, Council worked diligently this past year to keep the tax base stable without losing any services despite the rising costs for health care and pensions. Taxes are always a major concern and the Governing Body is committed to stabilizing taxes and continues to promote economic growth.

Over the past year, parks have been upgraded to include a new sidewalk dock at Lakeside Park along with all-inclusive playground apparatus for children. Mayor Serra stated the Borough continues to address flooding and the removal of debris from local rivers within the Borough.

Mayor Serra believes 2022 will bring more prosperity and wished everyone a Happy New Year!

MEETING OPEN FOR PUBLIC COMMENTS:

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

No one from the public wished to make a comment.

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

MINUTES:

Motion moved by Councilman DeLine, second by Councilwoman Kent to approve the Regular Meeting Minutes of December 8, 2021. All voted in favor of the motion.

Motion moved by Councilman DeLine, second by Councilwoman Kent to approve the Reorganization Meeting Minutes of January 5, 2022. All voted in favor of the motion.

BILL LISTS: None

| | |
|---------------------|--------|
| Current Fund | \$ -0- |
| Capital Fund | \$ -0- |
| Recreation Trust | \$ -0- |
| Unemployment | \$ -0- |
| Dog Trust Account | \$ -0- |
| Other Trust Account | \$ -0- |
| Clerk's Account | \$ -0- |
| Open Space Trust | \$ -0- |

PETITIONS: None**CONSENT AGENDA:**

(Council Members Required Resolution 22-51 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 any Resolution 22-51 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 22-27 Resolution Authorizing The Execution Of An Agreement Confirming Clarifications To A Mutual Easement Over Block 7400 Lots 10 And 11
2. Resolution 22-28 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 Per Season
3. Resolution 22-29 Resolution Authorizing The Proper Borough Officials To Apply For The Recycling Tonnage Grant
4. Resolution 22-30 Appointing A Fund Commissioner And Safety Delegate To Represent The Borough Of Pompton Lakes In The Morris County Municipal Joint Insurance Fund
5. Resolution 22-31 Authorizing Retainer Agreement For Cable Television Station Maintenance Services With Video Plus In An Amount Not To Exceed \$4,000.00
6. Resolution 22-32 Authorizing Retainer Agreement For Cable Television Consulting Services With Graphic Detail, Inc. In An Amount Not To Exceed \$4,000.00
7. Resolution 22-33 Authorizing The Execution Of Licensing Agreement With ASCAP
8. Resolution 22-34 Authorizing Nicholas Agnoli, P.E., Agnoli Engineering, LLC To Provide Professional Consulting Services Necessary For The Continuance Of Community Rating System (CRS) Program
9. Resolution 22-35 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
10. Resolution 22-36 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 Melick-Tully & Associates, P.C.
11. Resolution 22-37 Resolution Authorizing The Award Of A Contract To Gaeta Recycling Co., Inc. For Marketing Recyclable Materials
12. Resolution 22-38 A Resolution Authorizing The Execution Of A Shared Services Agreement With The Borough Of Ringwood For Storm Water System Cleaning Services Through December 31, 2022

13. Resolution 22-39 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or 19:44A-20.5 With James P. Cutillo & Associates
14. Resolution 22-40 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 Darmofalski Engineering Associates, Inc.
15. Resolution 22-41 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 DMK Services, LLC
16. Resolution 22-42 Appointment Of John Heinrich To The Position Of Laborer 1 With The Department Of Public Works
17. Resolution 22-43 Accepting The Retirement Of Matthew J. Giller From The Pompton Lakes Department Of Public Works
18. Resolution 22-44 Appointment Of Carmelina K. Fusaro To The Position Of Secretary To The Board Of Adjustment And Planning Board
19. Resolution 22-45 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or 19:44A-20.5 With NW Financial Group, LLC
20. Resolution 22-46 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:44 A-20.5 With Solitude Lakes Management
21. Resolution 22-47 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:444A-20.5 And Pursuant To NJSA 40A:11-4.1(h) With Apruzzese, McDermott, Mastro & Murphy, P.C.
22. Resolution 22-48 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 Mitchell Humphrey & Co.
23. Resolution 22-49 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 Triad Associates
24. Resolution 22-50 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 Phoenix Advisors, LLC
25. Resolution 22-51 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or 19:44A-20.5 With EcolSciences, Inc.
26. Resolution 22-52 Authorizing Agreement With Jobs 4 Blue To Provide Administrative Services Related To Off-Duty Employment For The Pompton Lakes Police Department
27. Resolution 22-53 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 H2M Associates, Inc.
28. Resolution 22-54 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:44A-20.4 And/Or NJSA 19:44A-20.5 With Stormwater Compliance Solutions, LLC
29. Resolution 22-55 Authorizing Harriet's Lawn Service To Undertake Emergency Property Maintenance On Property Deemed Vacant Or Abandoned By The Borough's Property Maintenance Officer
30. Resolution 22-56 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 Millennium Strategies, LLC
31. Resolution 22-57 Resolution Authorizing The Settlement Of A Tax Appeal Valbruna Stainless, Inc. v. Borough Of Pompton Lakes Block 100, Lot 3.01
32. Resolution 22-58 Authorizing Payment In Lieu Of Health Benefits To Qualified Borough Employees
33. Resolution 22-59 Authorizing The Execution Of A Shared Services Agreement With The Borough Of Riverdale For Construction Code Services Through December 31, 2025
34. Resolution 22-60 Appointing Bernadette Chillemi As Secretary To The Open Space And Environmental Protection Committees
35. Resolution 22-61 Resolution Authorizing The Settlement Of A Tax Appeal 525 Wanaque Avenue Associates v Borough Of Pompton Lakes Block 7400, Lot 11
36. Resolution 21-62 Awarding The Bid And Authorization To Execute a Contract For Electrical System Work At Borough Facilities To TSUJ Corp. For A Two Year Period Commencing January 1, 2022
37. Resolution 22-63 Authorizing The Execution Of A Shared Services Agreement With The Borough Of Wanaque For Payroll Administration And Processing Services Effective January 1, 2022 Through December 31, 2022

38. Resolution 22-64 Declaring An Emergency – For Purposes Of Awarding A Contract For Repair To Truck #1 2012 International Garbage Truck
39. Resolution 22-65 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 Skyline Cleaning Services, LLC
40. Resolution 22-74 Authorizing The Approval Of Pay Estimate #4 To 4 Clean Up, Inc. In Connection With The Pond Hole Parking Lot Improvement Project In The Amount Of \$215,617.98
41. Resolution 22-75 Appointing Part Time Telecommunication Officers For Employment In Pompton Lakes Police Department
42. Resolution 22-76 Authorizing Transfer Of Appropriation In The 2021 Budget

Motion moved by Councilman Baig, second by Councilwoman Kent to approve the Consent Agenda. All voted in favor of the motion.

RESOLUTION 22-27

WHEREAS, 525 Wanaque Ave. Associates, LLC is the owner of 525 Wanaque Avenue (Block 7400, Lot 11) and the Borough of Pompton Lakes (“Borough”) is the owner of Block 7400 Lot 10, and

WHEREAS, 525 Group, A Partnership of the State of New Jersey (“525 Group”), the former owner of 525 Wanaque Avenue, and the Borough entered into a mutual easement for parking which was recorded on October 16, 2001 with the Passaic County Register in Book D-307 at Page 283 after being authorized pursuant to Ordinance 00-08 adopted on April 26, 2000; and

WHEREAS, 525 Wanaque Ave. Associates, LLC and the Borough desire to clarify certain aspects of the implementation of the mutual easement.

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

1. The Borough Council authorizes the execution of the Agreement with 525 Wanaque Ave. Associates, LLC clarifying the Mutual Easement for parking on Block 7400, Lots 10 and 11.
2. The following clarifications shall be included in the Agreement:
 - (a) The 3 parking spaces next to the fire department on the west side closest to Passaic Avenue will be for the exclusive use of the fire department at all times.
 - (b) To the north of the fire house, the 2 parking spaces farthest to the east on Block 11 will not be used for overnight parking so that the fire truck has clearance to get in and out.
 - (c) All parking spaces immediately next to the building on the south side and east side of Lot 11 (including those on the east side that are intersected by the property line and hence not completely on Lot 11) may be used by the residential tenants for overnight parking.
3. This Resolution shall take effect immediately

RESOLUTION 22-28

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 2022; 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 2022 Temporary 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 2022, 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 22-29

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection and Energy is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, the Mayor and Council desire to designate an individual authorized to ensure that accurate and verifiable records of materials recycled by the municipality are maintained.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes that *Daniel O'Rourke* is hereby designated as the Recycling Coordinator for the Borough of Pompton Lakes and is to prepare the annual Recycling Report for the Borough and submit the recycling tonnage grant application to the New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED that any monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION 22-30

WHEREAS, the Borough of Pompton Lakes is now 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.

NOW, THEREFORE, IT IS 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:

Fund Commissioner – Kevin Boyle, Borough Administrator

Safety Delegate – Kevin Boyle, Borough Administrator

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

RESOLUTION 22-31

WHEREAS, the Borough of Pompton Lakes requires cable television station maintenance services; and

WHEREAS, the Borough has contracted in the past with Steven Milano d/b/a Video Plus for the provision of cable television station maintenance services and the Borough Administrator has recommended the contract be renewed for 2022; and

WHEREAS, funds for this purpose shall be provided in the 2022 Temporary Budget and in the 2022 Borough Budget, when finally adopted;

NOW, THEREFORE, IT IS RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POMPTON LAKES the Mayor and Borough Clerk are hereby authorized to execute retainer agreement with Video Plus for the provision of cable television station maintenance services, in an amount not to exceed \$4,000.00

RESOLUTION 21-32

WHEREAS, the Borough of Pompton Lakes requires cable television station management services; and

WHEREAS, the Borough has contracted in the past with Tracey Lawrence of Graphic Detail, Inc. for the provision of cable television station management services and the Borough Administrator has recommended the contract be renewed for 2022; and

WHEREAS, funds for this purpose shall be provided in the 2022 Temporary Budget and in the 2022 Borough Budget, when finally adopted;

NOW, THEREFORE, IT IS RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POMPTON LAKES the Mayor and Borough Clerk are hereby authorized to execute retainer agreement with Graphic Detail, Inc. for the provision of cable television station management services, in an amount not to exceed \$4,000.00

RESOLUTION 22-33

WHEREAS, the Borough Administrator has authorized the licensing agreement with ASCAP under his authority pursuant to the bid threshold; and

WHEREAS, the total one year cost for said agreement is \$390.00; and

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 Borough Administrator is hereby authorized and directed to execute the attached one-year licensing agreement with ASCAP.
2. This Resolution shall take effect immediately upon adoption according to law.

RESOLUTION 22-34

WHEREAS, the Borough has submitted a community rating system application to the National Flood Insurance Program and received notification of the acceptance into the program and that continual periodic reviews need to be maintained; and

WHEREAS, the process to maintain the current status will necessitate the appointment of an engineer to provide professional consulting services to assist in the process; and

WHEREAS, the Mayor and Council desire to engage Nicholas Agnoli, P.E., Agnoli Engineering, LLC., to provide the needed professional consulting services; and

WHEREAS, funds are available for this purpose in Capital Budget and the Treasurer has so certified, in writing, the availability of funds for this purpose;

NOW, THEREFORE, IT IS RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POMPTON LAKES as follows:

1. An Agreement with Nicholas Agnoli, P.E., Agnoli Engineering, LLC to continue to provide professional consulting services for the CRS Program in an amount not

to exceed \$8,000.00, on a time and material basis to be billed at \$125.00 per hour, is approved and the Mayor and Borough Clerk are hereby authorized to execute said Agreement.

2. Said Agreement was made without competitive bidding as a “Professional Services Contract” under the appropriate provisions of the Local Public Contracts Law of the State of New Jersey N.J.S.A. 40A:11-5(1)(a).
3. The Municipal Clerk shall publish a copy of this Resolution in an official newspaper of the Borough of Pompton Lakes which Notice shall provide that the Contract and Resolution are available for inspection in the office of the Clerk.
4. This Resolution shall take effect immediately upon adoption according to law

RESOLUTION 22-35

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 January 1, 2022 through December 31, 2022; and

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

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022, 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 22-36

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Melick-Tully & Associates, P.C.; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Melick-Tully & Associates, P.C., 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 January 1, 2022 through December 31, 2022; and

WHEREAS, Melick-Tully & Associates, P.C. has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage Melick-Tully & Associates, P.C. to perform a preliminary assessment of 322 Wanaque Avenue (Block 3000 Lot 35) in connection with a possible foreclosure action.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said Melick-Tully & Associates, P.C. shall be engaged pursuant to contract to be entered by and between Melick-Tully & Associates, P.C. 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 22-37

WHEREAS, the Borough of Pompton Lakes has need to obtain the services for the marketing of recyclable materials recovered through a recycling program; and

WHEREAS, Gaeta Recycling Co., Inc. has responsibly provided such services to the Borough of Pompton Lakes and has offered such services to the Borough of Pompton Lakes upon reasonable terms; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, contracts for the marketing of recyclable materials are exempt from public bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(s); and

WHEREAS, Gaeta Recycling Co., Inc. has completed and submitted a Business Registration and Business Entity Disclosure Certification which certifies that it has not made any reportable contributions to a political or candidate committee in the Borough of Pompton Lakes for the previous one year and that the contract will prohibit it from making any reportable contributions through the term of the contract; and

WHEREAS, the Treasurer has certified that funds are available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Pompton Lakes, in the County of Passaic and State of New Jersey, that the Borough of Pompton Lakes hereby awards the contract with Gaeta Recycling Co., Inc. and further

authorizes the Mayor's execution of the contract, in accordance with the terms and conditions set forth therein and which is appended hereto as Schedule A; and

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification of determination of value associated with this contract be placed on file with this Resolution.

RESOLUTION 22-38

WHEREAS, the Borough of Ringwood presently provides Storm Water System Cleaning Services for the Borough; and

WHEREAS, the Borough of Pompton Lakes has a need for the continued Storm Water System Cleaning Services pursuant to N.J.S.A. 4:19-15.15; and

WHEREAS, the Borough of Ringwood has agreed to provide said services to Pompton Lakes by way of a Shared Services Agreement as permitted by NJSA 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 one year Shared Services Agreement with the Borough of Ringwood for Storm Water System Cleaning Services in the amount of \$1,500 per day for Jet/Vacuum truck and operators on an as need basis in accordance with the terms and provisions set forth.
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 22-39

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from James P. Cutillo & Associates; and

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

WHEREAS, Pompton Lakes desires to enter into contract with James P. Cutillo & Associates, 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 January 1, 2022 through December 31, 2022; and

WHEREAS, James P. Cutillo & Associates has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage James P. Cutillo & Associates to provide design & construction documents for a barrier free toilet at the Pompton Lakes Library.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said James P. Cutillo & Associates shall be engaged pursuant to contract to be entered by and between James P. Cutillo & Associates 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 22-40

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Darmofalski Engineering Associates, Inc.; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Darmofalski Engineering Associates, Inc. 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 January 1, 2022 through December 31, 2022; and

WHEREAS, Darmofalski Engineering Associates, Inc. has submitted a Business Entity Disclosure Certification in compliance with law.

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 Borough of Pompton Lakes is authorized to engage Darmofalski Engineering Associates, Inc. for the purpose of providing a data base in support of Stream Cleaning Oversight.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Darmofalski Engineering Associates.

Said Darmofalski Engineering Associates, Inc. shall be engaged pursuant to contract to be entered by and between Darmofalski Engineering Associates, Inc. and the Borough 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 22-41

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from DMK Services, LLC; and

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

WHEREAS, Pompton Lakes desires to enter into contract with DMK Services, LLC, 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 January 1, 2022 through December 31, 2022; and

WHEREAS, DMK Services, LLC. has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage DMK Services, LLC to perform river de-snagging as approved by N.J.D.E.P.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said DMK Services, LLC shall be engaged pursuant to contract to be entered by and between DMK Services, LLC 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 22-42

WHEREAS, due to a number of vacancies within the Department of Public Works the position of Laborer 1 was advertised; and

WHEREAS, several candidates were interviewed by the Superintendent of Public Works and Borough Administrator; and

WHEREAS, John Heinrich was chosen for the full-time position of Laborer 1 at a starting salary of \$36,234.00; and

WHEREAS, a request has been made by Daniel O’Rourke, Superintendent of Public Works to confirm said recommended appointment.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey, that John Heinrich be hereby appointed to the full-time position of Laborer 1.

RESOLUTION 22-43

WHEREAS, Matthew J. Giller notified the DPW Superintendent that he would be retiring from his position of Laborer effective December 31, 2021; and

WHEREAS, his formal letter dated December 6, 2021 is on file with the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey that it hereby accepts this letter of retirement and thanks Matthew for his service to the Borough and wishes him well in his future endeavors.

RESOLUTION 22-44

WHEREAS, due to a vacancy within the Planning and Zoning Department the position of secretary to the Board of Adjustment & Planning Board was advertised; and

WHEREAS, several candidates were interviewed by the Construction Official and Borough Administrator; and

WHEREAS, Carmelina K. Fusaro was chosen for the full-time position of Secretary to the Board of Adjustment & Planning Board for \$36,234 per year as noted in the current PLBEA contract; and

WHEREAS, a request has been made by Sal Poli, Construction Official to confirm said recommended appointment.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey, that Carmelina K. Fusaro be hereby appointed to the full-time position of Secretary to the Board of Adjustment & Planning Board effective January 4, 2022 for \$36,234 per year.

RESOLUTION 22-45

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from NW Financial Group, LLC; and

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

WHEREAS, Pompton Lakes desires to enter into contract with NW Financial Group, LLC 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, NW Financial Group, LLC has submitted a Business Entity Disclosure Certification in compliance with law.

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 Borough of Pompton Lakes is authorized to engage NW Financial Group, LLC for the purpose of providing financial services in connection with The American Rescue Fund Act.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with NW Financial Group, LLC.

Said NW Financial Group, LLC shall be engaged pursuant to contract to be entered by and between NW Financial Group, LLC 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 22-46

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Solitude Lake Management; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Solitude Lake Management 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 12, 2022 through December 31, 2022; and

WHEREAS, Solitude Lake Management has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022, 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 Solitude Lake Management for the purpose of providing aquatic vegetation management for Pompton & Twin Lakes.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Solitude Lake Management.

Said Solitude Lake Management shall be engaged pursuant to contract to be entered by and between Solitude Lake Management 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 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 22-47

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Apruzzese, McDermott, Mastro & Murphy, P.C.; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Apruzzese, McDermott, Mastro & Murphy, P.C. pursuant to the provisions of NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 and NJSA 40A:11-4.1(h); and

WHEREAS, the Treasurer has certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the term of the contract will be January 12, 2022 through December 31, 2022; and

WHEREAS, Apruzzese, McDermott, Mastro & Murphy, P.C. has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Borough is authorized to engage Apruzzese, McDermott, Mastro & Murphy, P.C. for the purpose of providing for Police Department labor related matters.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the contract with Apruzzese, McDermott, Mastro & Murphy, P.C.

Said Apruzzese, McDermott, Mastro & Murphy, P.C. shall be engaged pursuant to contract to be entered by and between Apruzzese, McDermott, Mastro & Murphy, P.C. 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 22-48

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Mitchell Humphrey & Co.; and

WHEREAS, the Treasurer has certified that funds are available in the 2022 Budget for this purpose; and

WHEREAS, Pompton Lakes desires to enter into contract with Mitchell Humphrey & Co., 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 January 1, 2022 through December 31, 2022; and

WHEREAS, Mitchell Humphrey & Co. has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage Mitchell Humphrey & Co. to provide products and support for Building, Construction and Zoning Modules.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said Mitchell Humphrey & Co. shall be engaged pursuant to contract to be entered by and between Mitchell Humphrey & Co. 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 22-49

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Triad Associates; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Triad Associates, 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 January 12, 2022 through December 31, 2022; and

WHEREAS, Triad Associates has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage Triad Associates to perform administrative agent services in connection with the Fair Housing Act.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said Triad Associates shall be engaged pursuant to contract to be entered by and between Triad Associates 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 22-50

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Phoenix Advisors, LLC, to serve as a Consultant in regards to the SEC's Municipalities Continuing Disclosure Cooperation; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Phoenix Advisors, LLC 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 January 12, 2022 through December 31, 2022; and

WHEREAS, Phoenix Advisors, LLC has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage Phoenix Advisors, LLC to serve as a Consultant in regards to the SEC's Municipalities Continuing Disclosure Cooperation.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said contract.

Said Phoenix Advisors, LLC shall be engaged pursuant to contract to be entered by and between Phoenix Advisors, LLC 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 22-52

WHEREAS, pursuant to Section 4-13.7 the Borough of Pompton Lakes is permitted to utilize a secondary service provider to administrate and perform the actions set for the Section 4-13 of the Borough Code related to Off-Duty employment of member of the Pompton Lakes Police Department; and

WHEREAS, Jobs 4 Blue has provided a proposal for serving as secondary service provider to provide oversight of the provisions of Section 4-13 "Off-Duty Schedule of Fees" under the terms and conditions as set forth in the attachment Professional Services Agreement; and

WHEREAS, the Mayor and Council have determined that use of a secondary service provider for this purpose will be both efficient and cost effective and can be accomplished with no budgetary impact on the Borough; and

WHEREAS, pursuant to attached Agreement, the Borough agrees to allow Jobs 4 Blue to impose a 6% administrative fee to contractors requesting Off-Duty services, which fee shall be

applied to an Off-Duty revenue including officer pay, cruiser fees, K9 fees, flare fees, vehicle fees, etc.; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A-11-1, et seq.) requires that a Resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract be made available for public inspection.

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

1. The Mayor and Council hereby authorizes and approves the retention of Jobs 4 Blue, 4400 US Highway 9, Freehold, NJ 07728, consistent with the terms and conditions of the attached Professional Services Agreement to provide the administrative services related to the provisions of Section 4-13 “Off-Duty Schedule of Fees” for the Pompton Lakes Police Department.
2. This contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law because the contract is for professional services.
3. A Business Disclosure Entity Certification and the Determination of Value are to be placed on file with this resolution.
4. The Mayor hereby is authorized to sign the Professional Services Agreement with Jobs 4 Blue in the form attached hereto as approved by the Borough Attorney.
5. A notice of this action shall be printed once in the official newspaper of the Borough of Pompton Lakes in accordance with N.J.S.A. 40A:11-5(1) (a) (I).

RESOLUTION 22-53

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from H2M Associates, Inc.; and

WHEREAS, the Treasurer has certified that funds are available for this purpose in account #2-01-20-165-110; and

WHEREAS, Pompton Lakes desires to enter into contract with H2M Associates, Inc., 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 January 12, 2022 through December 31, 2022; and

WHEREAS, H2M Associates, Inc. has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage H2M Associates, Inc. to provide consulting services in connection with COAH.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said H2M Associates, Inc. shall be engaged pursuant to contract to be entered by and between H2M Associates, Inc. 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 22-54

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Stormwater Compliance Solutions, LLC; and

WHEREAS, the Treasurer has certified that funds are available in the 2021 Capital Budget for this purpose; and

WHEREAS, Pompton Lakes desires to enter into contract with Stormwater Compliance Solutions, 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 January 12, 2022 through December 31, 2022; and

WHEREAS, Stormwater Compliance Solutions, LLC has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Council hereby engage Stormwater Compliance Solutions, LLC for site inspection of catch basins and outfalls with the Borough.
2. The Mayor and Borough Clerk is hereby authorized and directed to execute said proposal.

Said Stormwater Compliance Solutions, LLC shall be engaged pursuant to contract to be entered by and between Stormwater Compliance Solutions, LLC 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 22-55

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 led 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, 2022 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 22-56

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Millennium Strategies, LLC; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Millennium Strategies, LLC 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, Millennium Strategies, LLC has submitted a Business Entity Disclosure Certification in compliance with law.

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 Borough of Pompton Lakes is authorized to engage Millennium Strategies, LLC for the purpose of providing grant consultant services.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Millennium Strategies, LLC.

Said Millennium Strategies, LLC shall be engaged pursuant to contract to be entered by and between Millennium Strategies, LLC 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 22-57

WHEREAS, three tax appeals have been filed in the Tax Court of New Jersey captioned “Valbruna Stainless Inc. v. Borough of Pompton Lakes” challenging the 2019, 2020 and 2021 tax assessments on Block 100, Lot 3.01 (1000 Cannonball Road); and

WHEREAS, the Plaintiff and the Tax Assessor have agreed to a settlement of these tax appeals as set forth in a proposed Stipulation of Settlement attached hereto; and

WHEREAS, the Borough Council finds that it is in the best interest of the Borough to approve the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Pompton Lakes, in the County of Passaic and State of New Jersey, that the Borough Attorney is authorized to execute a Stipulation of Settlement in settlement of the pending tax appeals captioned “Valbruna Stainless Inc. v. Borough of Pompton Lakes”; and be it further

RESOLVED that the Tax Collector is hereby authorized to process any refund required as a result of the settlement of this tax appeal.

RESOLUTION 22-58

WHEREAS, the Borough has negotiated with both employee bargaining units’ contract language providing for an employee to opt out of receiving health benefits from the Borough when the employee is covered by a bona fide health plan from their spouse or other source, as provided by statute; and

WHEREAS, the Borough agrees to refund 25% of the premium of the N.J. Direct 15 plan or \$5,000.00, whichever is less, for which the employee is eligible to the opting out employee, payable in equal installments by pay period during the course of the plan year, as long as the employee is covered by such optional insurance; and

WHEREAS, an employee has provided the Borough Administrator with proof of such coverage and the documents have been found satisfactory by the Borough Administrator;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey that the following named employee shall not be provided health benefits, but shall receive a refund of premium payment as shown herein:

Carmelina Fusaro - \$4,999.92 annually.

RESOLUTION 22-59

WHEREAS, the Borough of Pompton Lakes has been requested to provide Construction Code Services to the Borough of Riverdale effective January 1, 2022; and

WHEREAS, the Borough of Riverdale has a need for such services pursuant to N.J.S.A. 4:19-15.15; and

WHEREAS, the Borough of Pompton Lakes has agreed to provide said services to the Borough of Riverdale by way of a Shared Services Agreement as permitted by NJSA 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 four year Shared Services Agreement with the Borough of Riverdale for Construction Code Services in the base amount of \$40,000 with additional fees as outlined in the terms and provisions set forth.
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 22-60

WHEREAS, Laura Henderson has resigned as Secretary to the Open Space and Environmental Protection Committees; and

WHEREAS, Bernadette Chillemi will be appointed as Secretary to the Open Space and Environmental Committees effective January 1, 2022.

WHEREAS, the salary resolution authorizes \$1,000.00 yearly per secretary position.

NOW, THEREFORE, IT IS RESOLVED by the Mayor and Council of the Borough of Pompton Lakes that Bernadette Chillemi shall be and is hereby appointed to the position Secretary to the Open Space and Environmental Protection Committees.

RESOLUTION 22-61

WHEREAS, three tax appeals have been filed in the Tax Court of New Jersey captioned “525 Wanaque Avenue Associates v. Borough of Pompton Lakes” challenging the 2020 and 2021 tax assessments on Block 7400, Lot 11 (525 Wanaque Avenue); and

WHEREAS, the Plaintiff and the Tax Assessor have agreed to a settlement of these tax appeals as set forth in a proposed Stipulation of Settlement attached hereto; and

WHEREAS, the Borough Council finds that it is in the best interest of the Borough to approve the proposed settlement.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Pompton Lakes, in the County of Passaic and State of New Jersey, that the Borough Attorney is authorized to execute a Stipulation of Settlement in settlement of the pending tax appeals captioned “525 Wanaque Avenue Associates v. Borough of Pompton Lakes”; and be it further

RESOLVED that the Tax Collector is hereby authorized to process any refund required as a result of the settlement of this tax appeal.

RESOLUTION 22-62

WHEREAS, on December 15, 2021, the Borough of Pompton Lakes received bids for Electrical System Work at Borough Facilities; and

WHEREAS, 2 Electrical Contractors provided bids for said work; and

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

WHEREAS, the Borough Administrator recommends the award to TSUJ Corp.: and

WHEREAS, the Treasurer has certified funds are available in the 2022 Temporary 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 TSUJ Corp. located at 48 Brush Hill Rd, Kinnelon, N.J. 07405 as follows:

| | <u>2022</u> | <u>2023</u> |
|------------|------------------|------------------|
| Foreman | \$88.00 per hour | \$88.00 per hour |
| Journeyman | \$82.00 per hour | \$82.00 per hour |

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

RESOLUTION 22-63

WHEREAS, the Borough of Pompton Lakes has a need for Payroll Administration and Processing Services as noted above pursuant to N.J.S.A. 4:19-15.15; and

WHEREAS, the Borough of Wanaque has agreed to provide said services to Pompton Lakes by way of a Shared Services Agreement as permitted by NJSA 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 three year Shared Services Agreement with the Borough of Wanaque for Payroll Administration and Processing Services in and amount of \$27,600.
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 22-64

WHEREAS, the Mayor and Council of the Borough of Pompton Lakes finds and declares an emergency situation has developed with repair to truck #1; and

WHEREAS, the Mayor and Council further finds and declares that this poses an imminent threat to the public health, safety and welfare of an emergent nature that warrants immediate remedial action; and

WHEREAS, the Mayor and Council further finds and declares that N.J.S.A. 40A:11-6 authorizes a municipality to negotiate and/or award a contract without public advertisement when an emergency affecting the public health, safety or welfare requires the immediate performance of services; and

WHEREAS, the Mayor and Council further finds and declares that the Public Works Department, acting in the reasonable belief that an emergency affecting the public health, safety and welfare requires immediate remedial action without public advertisement for services;

WHEREAS, the Mayor and Council further finds and declares that the Public Works Department, has correctly recommended that the aforementioned vehicle repairs be remedied through the award to the following:

Allegiance Trucks

WHEREAS, the emergency costs are not exceeding \$30,665.39 and the Treasurer has certified the availability of funds;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Pompton Lakes does hereby declare the existence of a public emergency warranting the completion of the repairs on truck #1 2012 International Garbage Truck as soon as possible and does hereby award said repairs to the entities mentioned above.

RESOLUTION 22-65

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Skyline Cleaning Services, LLC; and

WHEREAS, the Treasurer has certified that funds will be available in 2022 Temporary Budget for this purpose; and

WHEREAS, Pompton Lakes desires to enter into contract with Skyline Cleaning Services, LLC. 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, Skyline Cleaning Services, LLC. has submitted a Business Entity Disclosure Certification in compliance with law.

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 Borough of Pompton Lakes is authorized to engage Skyline Cleaning Services, LLC for Bi-Monthly Janitorial Services in Borough Hall.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Skyline Cleaning Services, LLC.

Said Skyline Cleaning Services, LLC shall be engaged pursuant to contract to be entered by and between Skyline Cleaning Services, LLC and the Borough 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 22-74

WHEREAS, 4 Clean Up, Inc. was awarded the contract for the Pond Hole Parking Lot Improvement Project in the amount of \$855,078.00; and

WHEREAS, pay estimate #4 has been approved by Ferriero Engineering in the amount of \$215,617.98 in connection with this project; and

WHEREAS, the Treasurer has certified that funds are available through various capital accounts.

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 #4 to 4 Clean Up, Inc. in the amount of \$215,617.98.

RESOLUTION 22-75

WHEREAS, there is a need to appoint and employ part time Telecommunication Officers in the Pompton Lakes Police Department; and

WHEREAS, Chief of Police Derek Clark has recommended to the Borough Administrator the appointment of

Tyler Aitchison,
Alison Fasouletos,
Nexhip Sabani
Caitlyn Jones.

NOW, THEREFORE, IT IS RESOLVED by the Mayor and Council of the Borough of Pompton Lakes that Tyler Aitchison, Alison Fasouletos, Nexhip Sabani and Caitlyn Jones shall be and are hereby appointed to the position of part time Telecommunication Officer for the Borough of Pompton Lakes Police Department; and

BE IT FURTHER RESOLVED, the hourly rate for the position of Telecommunication Officer shall be the hourly rate established for part-time public safety dispatcher in the PLBEA contract.

RESOLUTION 22-76

BE IT RESOLVED, by the Mayor and Council of the Borough of Pompton Lakes that the following 2021 Budget line item appropriation transfers be and are hereby approved

| | | | |
|-----------------|--------------|------------------------|--------------------|
| From: | | To: | |
| Health Benefits | \$165,000.00 | Police Department. S&W | \$161,000.00 |
| 1-01-23-220-101 | | 1-01-25-240-010 | |
| | | Vehicle Maintenance | \$4,000.00 |
| | | 1-01-26-315-100 | |
| | | | Total \$165,000.00 |

BE I FURTHER RESOLVED, that the proper official are hereby authorized to enter the forgoing transfers into the financial records.

SEPARATE ACTION RESOLUTIONS:

1. Resolution 22-66 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44-20.4 And/Or NJSA 19:44A-20.5 And Pursuant To NJSA 40A:11-4.1(h) With Atlantic Health System / Chilton Occupation Health Center
2. Resolution 22-67 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:44A-20.5 And Pursuant To NJSA 40A:11-4.1(h) Atlantic Health System/Chilton Medical Center (Nursing Services)
3. Resolution 22-68 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 Robert Beinfield, Esq. Of Hawkins, Delafield And Wood, LLP
4. Resolution 22-69 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 Wielkotz & Company, LLC (Cerullo)
5. Resolution 22-70 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 Hundertmark Agency
6. Resolution 22-71 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:44A-20.5 And Pursuant To NJSA 40A:11-4.1(h) Ferriero Engineering

7. Resolution 22-72 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:444A-20.4 And/Or NJSA 19:44A-20.5 With Mark J. Semeraro Of Decotiis, Fitzpatrick, Cole & Giblin, LLP, As Municipal Attorney
8. Resolution 22-73 Authorizing A Contract For The Acquisition Of Goods Or Services Pursuant To NJSA 19:44A-20.4 And/Or NJSA 19:44A-20.5 And Pursuant To NJSA 40A:11-4.1(h) With Atlantic Health System/Chilton Medical Center For Community Health Education

RESOLUTION 22-51

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from EcolSciences, Inc.; and

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

WHEREAS, Pompton Lakes desires to enter into contract with EcolSciences, Inc. 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 January 12, 2022 through December 31, 2022; and

WHEREAS, EcolSciences, Inc. has submitted a Business Entity Disclosure Certification in compliance with law.

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 Borough of Pompton Lakes is authorized to engage EcolSciences, Inc. for the purpose of providing wood turtle construction monitoring services.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with EcolSciences, Inc.

Said EcolSciences, Inc. shall be engaged pursuant to contract to be entered by and between EcolSciences, Inc. and the Borough 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.

DISCUSSION:

Mr. Boyle provided some input and explained the company, EcolSciences, Inc. provides wood turtle construction monitoring services during the clean-up of rivers. Mr. Boyle further explained the need for the services and stated this allows for compliance with environmental laws and regulations in obtaining permits and the project implementation. Councilwoman Kent expressed concerns with the fee and stated she thought the fees were excessive. Mr. Boyle stated the company has experience with other environmental agencies and these services are needed to proceed with cleaning of the rivers. Mr. Boyle assured Councilwoman Kent the funds would not exceed the contract.

Motion moved by Councilman DeLine, second by Councilman Cruz to approve Resolution No. 22-51. All voted in favor of the motion.

RESOLUTION 22-66

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Atlantic Health System / Chilton Occupational Health Center for medical/injury services; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Atlantic Health System / Chilton Occupational Health Center pursuant to the provisions of NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 and NJSA 40A:11-4.1(h); and

WHEREAS, the Treasurer has certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the term of the contract will be January 1, 2022 through December 31, 2022; and

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Borough is authorized to engage Chilton Occupational Health Center/Atlantic Health System for the purpose of providing medical/injury care as set forth in the agreement between the parties.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the contract with Chilton Occupational Health Center/Atlantic Health System.

Said Chilton Occupational Health Center/Atlantic Health System shall be engaged pursuant to contract to be entered by and between Chilton Occupational Health Center/Atlantic Health System and the Borough of Pompton Lakes 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 22-67

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Atlantic Health System/Chilton Medical Center; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Atlantic Health System/Chilton Medical Center pursuant to the provisions of NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 and NJSA 40A:11-4.1(h); and

WHEREAS, the Treasurer has certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the term of the contract will be January 1, 2022 through December 31, 2022; and

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Borough is authorized to engage Atlantic Health System/Chilton Medical Center for the purpose of providing Nursing Services as set forth in the agreement between the parties.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the contract with Atlantic Health System/Chilton Medical Center.

Said Atlantic Health System/Chilton Medical Center shall be engaged pursuant to contract to be entered by and between Atlantic Health System/Chilton Medical Center 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 22-68

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Robert Beinfield, Esq. of Hawkins, Delafield and Wood, LLP; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Robert Beinfield, Esq. of Hawkins, Delafield and Wood, LLP 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, Robert Beinfield, Esq. of Hawkins, Delafield and Wood, LLP, Esq. has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022, 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 Robert Beinfield, Esq. of Hawkins, Delafield and Wood, LLP for the purpose of Borough Bond Counsel.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Robert Beinfield, Esq. of Hawkins, Delafield and Wood, LLP.

Said Robert Beinfield, Esq. of Hawkins, Delafield and Wood, LLP shall be engaged pursuant to contract to be entered by and between Robert Beinfield, Esq. of Hawkins, Delafield and Wood,

LLP 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 22-69

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Wielkotz & Company, LLC; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Wielkotz & Company, LLC 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, Wielkotz & Company, LLC has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Wielkotz & Company, LLC for the purpose of Borough Auditor.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Wielkotz & Company, LLC.

Said Wielkotz & Company, LLC shall be engaged pursuant to contract to be entered by and between Wielkotz & Company, LLC 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 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 22-70

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Hundertmark Agency; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Hundertmark Agency 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, Hundertmark Agency has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 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 Hundertmark Agency for the purpose of Borough Risk Management Consultant.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Hundertmark Agency.

Said Hundertmark Agency shall be engaged pursuant to contract to be entered by and between Hundertmark Agency 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 22-71

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Ferriero Engineering; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Ferriero Engineering pursuant to the provisions of NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 and NJSA 40A:11-4.1(h); and

WHEREAS, the Treasurer has certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the term of the contract will be January 1, 2022 through December 31, 2022; and

WHEREAS, Ferriero Engineering has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Borough is authorized to engage Ferriero Engineering for the purpose of providing engineering services as set forth in the agreement between the parties.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the contract with Ferriero Engineering.

Said Ferriero Engineering shall be engaged pursuant to contract to be entered by and between Ferriero Engineering 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 22-72

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Decotiis, Fitzpatrick, Cole & Giblin, LLP.; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Mark J. Semeraro 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 exceed \$17,500.00; and

WHEREAS, the term of the contract will be from January 1, 2022 through December 31, 2022; and

WHEREAS, Decotiis, Fitzpatrick, Cole & Giblin, LLP has submitted a Business Entity Disclosure Certification in compliance with law.

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022, 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 Mark J. Semeraro for the purpose of Borough Attorney.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the Contract with Decotiss, Fitzpatrick, Cole & Giblin, LLP.

Said Decotiis, Fitzpatrick, Cole & Giblin, LLP shall be engaged pursuant to contract to be entered by and between Decotiis, Fitzpatrick, Cole & Giblin, LLP 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 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 22-73

WHEREAS, there exists a need for the procurement of goods or services for the Borough of Pompton Lakes from Atlantic Health System/Chilton Medical Center for Community Health Education; and

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

WHEREAS, Pompton Lakes desires to enter into contract with Atlantic Health System/Chilton Medical Center for Community Health Education pursuant to the provisions of NJSA 19:44A-20.4 and/or NJSA 19:44A-20.5 and NJSA 40A:11-4.1(h); and

WHEREAS, the Treasurer has certified that the value of the contract will exceed \$17,500.00; and

WHEREAS, the term of the contract will be January 1, 2022 through December 31, 2022; and

NOW THEREFORE BE IT RESOLVED, this 12th day of January, 2022 by the Mayor and Council of the Borough of Pompton Lakes, County of Passaic and State of New Jersey as follows:

1. The Borough is authorized to engage Atlantic Health System/Chilton Medical Center
 - a. for the purpose of providing Community Health Education as set forth in the agreement between the parties.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute the contract with Atlantic Health System/Chilton Medical Center.

Said Atlantic Health System/Chilton Medical Center shall be engaged pursuant to contract to be entered by and between Atlantic Health System/Chilton Medical Center 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.

These Resolutions shall take effect immediately upon adoption according to law.

Motion moved by Councilman Baig, second by Councilman DeLine to approve Resolutions 22-66, 22-67, 22-68, 22-69, 22-70, 22-71, 22-72 and 22-73.

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

ORDINANCE FOR FIRST READING AND INTRODUCTION:

(Ordinances will be presented for second reading and final adoption on January 26, 2022)

ORDINANCE 22-05

AN ORDINANCE AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE TOWER LEASE AGREEMENT AND REPEATER UTILIZATION AGREEMENT WITH NORTH JERSEY POLICE RADIO ASSOCIATION PURSUANT TO NJSA 40A:12-5 (a)(1)

Motion moved by Councilman Baig, second by Councilman DeLine to approve Ordinance No. 22-05 for Introduction.

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

ORDINANCE 22-06

AN ORDINANCE AMENDING CHAPTER 7, SECTION 7- 30, "TURN PROHIBITIONS," OF THE MUNICIPAL CODE OF THE BOROUGH OF POMPTON LAKES TO ADD A LEFT TURN PROHIBITION FROM BABCOCK PLACE ONTO WANAQUE AVENUE

Motion moved by Councilwoman Polidori, second by Councilman Baig to approve Ordinance No. 22-06 for Introduction.

Roll Call: Councilman Baig, Yes, Councilman Cruz, Yes, Councilman DeLine, Yes, Councilwoman Kent, Yes, Councilwoman Polidori, Yes, Councilman Venin, 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 Councilman Venin to appoint the following:

Norbert Wnuk as Alternate #1 to the Zoning Board of Adjustment (term 12/31/23)
Jared Luciani as Alternate #2 to the Zoning Board of Adjustment (unexpired term 12/31/22)

All voted in favor of the motion.

- reminded residents to remove their vehicles from roadways during snow events
- commented on the progress of Redevelopment in the Downtown area with the hope of attracting additional developers and businesses to the Borough
- commented on the numerous cases of COVID in the Borough and added there have not been many hospitalizations. Currently the schools remain open and that is contingent on staffing. Mayor Serra provided current COVID protocol for students.

COUNCIL PRESIDENT POLIDORI:

Councilwoman Polidori reported on the following.

- wished everyone Happy New Year
- congratulated Councilman DeLine on his reelection and welcomed Councilman Cruz to Council
- welcomed Attorney Mark Semeraro and stated she looks forward to working with him
- pleased to have been appointed to the position as Council President for the coming year
- looks forward to be working with Councilwoman Kent on Open Space and continuing to work on one Borough Park a year. Councilwoman Polidori stated she recently met with the Department Public Works Superintendent, Mr. O'Rourke, to explore which parks are in need of maintenance and/or renovations.

COUNCILMAN BAIG:

Councilman Baig reported on the following.

- congratulated Councilmen Cruz and DeLine on their election to Council
- wished everyone Happy New Year
- provided monthly reports for the Fire, Police and CERT Departments

COUNCILMAN CRUZ:

Councilman Cruz reported on the following.

- attended the Board of Education meeting and reported on a presentation that was provided for Board members and parents, *Start Strong Assessment*. The assessment details the impact of remote learning and testing during COVID and identified students in need of assistance.
- Board of Education is seeking substitute teachers
- Covid-19 vaccination and booster clinic will be held at Lenox School on January 14, 2022 from 4-6pm

Mayor Serra announced his daughter received “Teacher of the Year” this past year from Lakeside School.

COUNCILMAN DELINE:

Councilman DeLine reported on the following.

- the Pompton Lakes arborist, a member of the DEP and Randy Hinton, Shade Tree Commissioner did an inspection of the 150 tree plantings granted to the Borough through the CSIP (Community Stewardship Incentive Program) Tree Planting and Maintenance program. The program requires a tree maintenance period and the Borough has completed the time period. Councilman DeLine stated the Grant process funding has been finalized and the Borough will be reimbursed for the Grant funds. Councilman DeLine reported most of the trees were found to be in good condition. Chemours agreed to a five-year performance plan.
- announced the bid information for Tree Trimming Services is available and thanked Mr. Boyle for placing the advertisement
- members of the Shade Tree Commission removed wires and braces from trees that matured and were planted along the Morris Canal Greenway
- the new Trails Committee recently had a meeting and determined dates for trail maintenance. There will be approximately 6-8 maintenance days throughout the year along with a family hike series for 2022. More information can be found on Facebook and the Borough website.

COUNCILWOMAN KENT:

Councilwoman Kent reported on the following

- wished everyone Happy New Year
- welcomed new Councilmember Bobby Cruz as well as the newly appointed Borough Attorney, Mark Semeraro. Congratulated Councilman DeLine on his reelection to Council. Councilwoman Kent stated she looks forward to working with all.
- reminded residents to renew their dog and cat licenses prior to the due date of January 31, 2022. There is a \$10.00 late fee for those who do not comply with the January 31, 2022 date.
- during the Board of Health Meeting there were discussions on ways to promote information for COVID testing and vaccines sites/clinics. Councilmen Venin and DeLine to follow up and post to the website.
- as the Department of Public Works Liaison, she met with the Superintendent for the department, Mr. O’Rourke, to discuss any issues or concerns he may be experiencing. Mr. O’Rourke provided some input for the department and requested the removal of basketball nets from the curbs and roadways during snow events. Also noted, if there is a change to the trash/recycle schedule a notification will be sent. Residents should contact either the DPW or herself if there are pot holes in the roadways that need repair.
- the DPW is collecting Christmas trees – lights and ornaments must be removed

COUNCILMAN VENIN:

Councilman Venin reported on the following.

- wished everyone Happy New Year
- congratulated Councilman DeLine and Councilman Cruz on their success in winning the Election
- Girl Scout cookie season has arrived and urged residents to support the Girl Scouts

PROFESSIONAL REPORTS:**MARK J. SEMERARO, Borough Attorney**

- thanked the Governing Body and the Administration for selecting him as the Borough Attorney for the coming year
- commented on the status of COAH and stated he received copies of all pertinent documents

KEVIN BOYLE, Borough Administrator

Mr. Boyle reported on the following.

- N.J.D.CA. Rec Grant - Under Review
- PD - Dec Monthly Report -2021 Year End Report
- Millennium Strategies - Year End Report
- Passaic County CDBG Hearing- 2/11/22
- Passaic County CDBG Grant App - Due 3/4/22
- Craig Josephson (Hundertmark)- Renewal Overview
- N.J. BPU - Clean Energy Program
- VAX Matters- Dec 10-17, 2021
- Value Our Veterans Program- Award Requirements
- Passaic County Clerk - Passaic County Outreach Dates
- P.C. Open Space Applications- Due 3/18/2022 Letter of Intent
- P.C. Open Space - Willow Field Funding Extension and stated he received a copy of Counties Resolution approving the extension of the first round of funding from 2019
- P.C. Open Space - Hershfield Park Public Hearing 2/23/22
- Pond Hole – Feathering of manhole covers and catch basins are completed. Lights have been delivered and temporary stripping should occur over the next two weekends, temporary stripping cost of \$3,000
- Lincoln Ave Phase 1 & 2 – Phase 2 held to 2023. Engineering will begin presently; project will go out to bid early next year. Project cost is approximately \$700,000 and anticipated to begin early next spring.
- Willow Field – Update- the DEP acknowledges the Borough application and it is in review
- Hershfield Park- O/S Application
- CDBG ADA Curb Ramps - Howard Street Area Update \$60,000.00 was received from the Federal Government
- 2022 Budget – Update –almost complete - Update - early February a Finance meeting
- 2022 Capital Budget
- Hershfield Park –the state has a DCA Recreation Grant- apply for additional funding through Millennium for the park – Open Space funds- State DCA funds etc.
- PLTV 77 will be off the air for a while due to illness of the programs administrator - information from the Meeting can be viewed on the Borough website

Mayor Serra commented on the Pond Hole parking lot and stated the islands were designed in an effort to deter speeding in the area.

Councilman DeLine questioned whether the temporary striping in the Pond Hole would be completed in one day. Mr. Boyle responded and stated the entire Pond Hole would not be closed

during the painting of lines – portions will be closed at different times. Businesses will be notified prior to the painting/stripping of the lines.

MEETING OPEN FOR PUBLIC COMMENTS:

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

DAVE FARANICK, Federal Hill Road

Mr. Faranick congratulated both Councilmen DeLine and Cruz for their election wins. Mr. Faranick requested clarity for the collection of trash. Mayor Serra responded and explained the monthly schedules for the collection of trash. Mr. Faranick commented on the restrictions for a left hand turn on Babcock and Wanaque Avenue. Mayor Serra responded and stated it is the counties requirement that no left turn be made from Babcock Place onto Wanaque Avenue.

AL EVANGELISTA, Ringwood Court

Mr. Evangelista congratulated Councilman DeLine and Councilman Cruz on their election win as well as the appointment of Councilwoman Polidori as Council President. Mr. Evangelista thanked the Governing Body for their service to the community.

Mayor Serra recommended residents register for Emergency Notifications on the Borough website or contact Sharon Sonne in the Police Records Department. Mr. Evangelista stated when the Building Department issues a Certificate of Occupancy (CCO) new residents would receive instructions as to the registration process for Emergency Notifications.

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

PRIVILEGE OF THE FLOOR:

Councilman DeLine announced there would be a free COVID-19 clinic held at Lenox School on Friday, January 14, 2022 from 4-6pm - no appointment necessary.

Councilwoman Kent commented on a recent water main break on Wanaque Avenue and acknowledged the efforts by the Municipal Utility Authority (MUA) in repairing and restoring water service. Councilwoman Kent remarked on an incident the Police responded to that involved her neighbor and stated she wanted to recognize the Police Officer who was professional and supportive during the incident.

RESOLUTION TO ADJOURN INTO CLOSED SESSION: None

ADJOURNMENT:

Motion moved by Councilman DeLine, second by Councilwoman Polidori to Adjourn the Meeting at 8:26 PM. All voted in favor of the motion.

ATTEST:

APPROVED:

**ELIZABETH BRANDSNESS, RMC
 MUNICIPAL CLERK**

**MICHAEL SERRA
 MAYOR**

Dated: January 12, 2022