

OATH OF OFFICE

ADMINISTERED BY Congressman Bill Pascrell

MAYOR DENNIS VACCARO

BIBLE HELD BY Destiny and Dillon Vaccaro

COUNCILMAN ROBERT J. BAUER SR. BIBLE HELD BY Jennifer and Priscilla Bauer

COUNCILWOMAN KATHLEEN M. KINSELLA BIBLE HELD BY Ryan and Sean Jones

Congressman Pascrell spoke about the Constitution, and its importance. Wished everyone a great new year.

Mayor Vaccaro thanked Congressman Pascrell for coming to the meeting.

REORGANIZATION MEETING called to order, Mayor Dennis Vaccaro in the chair, at the Municipal Building on Sunday, January 1<sup>st</sup> 2023 at 1:18 P.M.

Mayor called for Pledge of Allegiance to the Flag.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez,-present, Surak, Wende- not present

Borough Clerk Stated that Borough Clerk stated that notice of the meeting was announced in accordance with the Open Public Meeting Act and published in the Record on December 16, 2022.

Motion by C/Bauer and second by C/Cirillo to waive the regular order of business.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.

All ayes. So ordered.

Motion by C/Cirillo and second by C/Martinez to elect C/Kinsella as Council President.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.

All ayes. So ordered.

**RESOLUTIONS:**

Motion by C/Kinsella and second by C/Bauer to approve following Resolutions:

**RESOLUTION #23-01**

BE IT RESOLVED by the Mayor and Council that Frank Migliorino be and is hereby appointed as Borough Attorney for the year 2023.

**RESOLUTION #23-02**

BE IT RESOLVED by the Mayor and Council that Kevin Boswell be and is hereby appointed as Borough Engineer for the year 2023.

**RESOLUTION #23-03**

BE IT RESOLVED by the Mayor and Council that Paul Lerch of Lerch, Vinci and Bliss, be and is hereby appointed as Borough Auditor for the year 2023.

**RESOLUTION #23-04**

BE IT RESOLVED, that Helene Herbert be and is hereby appointed as Special Attorney for the purpose of negotiating all tax appeals against the Borough, for the year 2023.

## RESOLUTION #23-05

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the By-laws of the Mayor and Council be adopted for the year 2023.

## RESOLUTION #23-06

WHEREAS, Section 13 of the Open Public Meeting Act, Chapter 231, P. L. 1975 requires that a public body post and maintain posted throughout the year, a schedule of the Regular Meetings of the public body to be held during the year.

WHEREAS, the Mayor and Council intend that formal action be taken at the reorganization meeting, executive meeting sessions, regular monthly meeting sessions and/or special meeting sessions of the Borough Council. The denomination of a particular meeting as the reorganization meeting, an executive meeting session, a regular monthly meeting session and/or a special meeting session shall have no significance with respect to the type of action which the Governing Body may take at such meetings. Specifically, whether a reorganization meeting, an executive meeting session, a regular monthly meeting session and/or special meeting session occurs, the Mayor and Council intend that formal action by formal vote will or may occur at any of such meetings and/or sessions.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the following meetings will constitute the Executive Session and the Regular Meetings of the Mayor and Council of the Borough of Moonachie for the year 2023:

1. Executive Sessions will be at the Municipal Building, 70 Moonachie Road, Moonachie, at 7:00 P.M., Prevailing Time on the following dates:

January 12	*July (No Meeting)
February 9	*August (No Meeting)
March 9	September 14
April 13	October 12
May 11	November 9
June 8	* December (No Meeting)

2. Executive Sessions prior to the Regular Meeting will be held at the Municipal Building, 70 Moonachie Road, Moonachie beginning at 6:30 P.M., Prevailing Time and immediately following the Regular Meeting will be held at the Municipal Building, 70 Moonachie Road, Moonachie, on the following dates at 7:00 P.M.

January 26	July 19 (Wednesday)
February 23	August 22 (Tuesday)
March 23	September 28
April 27	October 26
May 25	November 28 (Tuesday)
June 22	December 21

## RESOLUTION#23-07

BE IT RESOLVED that the law firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP, be and is hereby appointed for Specialized legal services in connection with the authorization and the

issuance of bonds, notes and bond anticipation notes in the Borough of Moonachie, for the year 2023.

RESOLUTION #23-08

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Joshua H. Reinitz be and is hereby appointed as a Public Defender at a fee of \$100.00 per Court Case.

RESOLUTION #23-09

BE IT RESOLVED, that DKL Consulting be and is hereby appointed for as Financial Consultant for the year 2023.

RESOLUTION #23-10

BE IT RESOLVED by the Mayor and Council that James V. Gardella, P.I.A. Security Programs, A Division of World Insurance Associates, LLC be and is hereby appointed as an insurance Consultant/Benefits Coordinator for the year 2023.

RESOLUTION #23-11

BE IT RESOLVED by the Mayor and Council that James V. Gardella, P.I.A. Security Programs, A Division of World Insurance Associates, LLC be and is hereby appointed as a Risk Management Consultant for the year 2023.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

**APPOINTMENTS:**

The Mayor made the following appointments:

**Borough Administrator:**

Anthony Ciannamea term to expire 12/31/2023

**Affirmative Action Officer:**

Anthony Ciannamea term to expire 12/31/2023

**Assessment Search Officer:**

Supriya Sanyal term to expire 12/31/2023

**Tax Search Officer:**

Lisa Ciannamea term to expire 12/31/2023

**Deputy Borough Clerk**

Jennifer Cooney term to expire 12/31/2023

**Prosecutor:**

Linda H. Schwager term to expire 12/31/2023

**Alternate Prosecutor:**

Brian Eyerman term to expire 12/31/2023

**Borough Physician:**

Occupational Medicine term to expire 12/31/2023

**Compcare Representative:**

Terri Campbell term to expire 12/31/2023

**Property Maintenance Official:**

William G. Hunt, Jr. term to expire 12/31/2023

**Ombudsman:**

Joseph Licata term to expire 12/31/2023

**Clerk to Ombudsman:**

term to expire 12/31/2023

**Planning Board:****Class I**Mayor Dennis Vaccaro

term to expire 12/31/2026

**Class II**Gino Tessaro

term to expire 12/31/2023

(no confirmation)

**terms to expire 12/31/2026****Class IV**1. Arnaldo Arroyo2. James Campbell3. Joyce Molinari4. Michael Meehan5. Vivian Drozd**Board of Health:**Mary Ann Cinque

term to expire 12/31/2025

**Historical Committee:**Anthony Ciannamea

term to expire 12/31/2023

Frederick J. Dressel

term to expire 12/31/2023

**Recycling Coordinator:**Jennifer Cooney

term to expire 12/31/2023

**Safety Committee:**Anthony Ciannamea, Administrator - Delegate term to expire 12/31/2023Richard Behrens, Police ChiefFrank Smith, Captain of First Aid & Rescue SquadJustin Derevyanyk, Chief Fire DepartmentDennis Williams (DPW)Frank Covelli,PIA**Municipal Alliance Coordinator:**Philip Facendola

term to expire 12/31/2023

Motion by C/Cirillo and second by C/Kinsella to confirm appointments.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.

All ayes. So ordered.

Motion by C/Bauer and second by C/Martinez to appoint Councilman Wende as a **Class 3** member of the Planning Board term to expire 12/31/2023.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.

All ayes. So ordered.

Motion by C/Bauer and second by C/Cirillo to approve the following Resolutions:

## RESOLUTION#23- 12

WHEREAS, that the Mayor appointed Councilwoman Karen Surak and Councilman Manuel Martinez as representatives of Borough of Moonachie for Teterboro Aircraft Noise Abatement Advisory Committee (TANAAC) at the Reorganization Meeting on January 1, 2023, term to expire 12/31/2023, and

BE IT FURTHER RESOLVED, by the Governing Body that the appointments of Representatives for Teterboro Aircraft Noise Abatement Advisory Committee (TANAAC) be and is hereby confirmed.

## RESOLUTION #23-13

WHEREAS, that the Mayor appointed Councilman Antonio Cirillo as 1<sup>st</sup> alternate representative and Administrator Anthony Ciannamea as 2<sup>nd</sup> alternate representative for the Hackensack Meadowlands Municipal Committee at the Reorganization Meeting on January 1, 2023, term to expire 12/31/2023, and

BE IT FURTHER RESOLVED, by the Governing Body that the appointments of representatives for the Hackensack Meadowlands Municipal Committee be and is hereby confirmed.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

**CONSENT RESOLUTIONS:**

All matters listed bellows are considered to be routine in nature and will be enacted by one motion and second.

Motion by C/Bauer and second by C/Kinsella to approve consent Resolutions.

**RESOLUTION #23-14**

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the following are considered the official newspapers of the Borough.

The Record  
Passaic Herald News  
The Star Ledger

**RESOLUTION #23-15**

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the following depositories or any N. J. Depositories doing business in Bergen County are designated as the official Borough Depositories:

Valley National Bank – Moonachie  
Wells Fargo Bank –Little Ferry  
N. J. Cash Management

**RESOLUTION #23-16**

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the following officers be and are hereby authorized to sign checks for the Borough of Moonachie, for the Borough of Moonachie accounts:

Mayor- Dennis Vaccaro  
Borough Clerk- Supriya Sanyal  
Administrator/CFO – Anthony Ciannamea

**RESOLUTION #23-17**

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the proper officers are hereby authorized and directed to issue a Petty Cash check in the amount of \$100.00 to Borough Clerk, Supriya Sanyal.

**RESOLUTION #23-18**

BE IT RESOLVED, by the Mayor and Council that the following list of 2023 Official Holiday Schedule be and is hereby approved:

2023 New Year's Day – observed	Monday	January 2, 2023
Martin Luther King Jr Day	Monday	January 16, 2023
Presidents' Day	Monday	February 20, 2023
Good Friday	Friday	April 7, 2023
Memorial Day	Monday	May 29, 2023
Juneteenth	Friday	June 16, 2023

Day Before Independence Day (in lieu of Veteran’s Day)	Monday	July 3, 2023
Independence Day	Tuesday	July 4, 2023
Labor Day	Monday	September 4, 2023
Columbus Day/ Indigenous Peoples’ Day	Monday	October 9, 2023
Thanksgiving Day	Thursday	November 23, 2023
Day After Thanksgiving	Friday	November 24, 2023
Christmas Day	Monday	December 25, 2023
Day After Christmas (in lieu of General Election Day)	Tuesday	December 26, 2023

RESOLUTION #23-19

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the Group Hospitalization Premiums for Retired Police Lieutenant, Russell Beideman and his family be paid by the Borough for the calendar year 2023.

RESOLUTION#23-20

A RESOLUTION AUTHORIZING THE RE-AFFIRMATION  
OF THE POLICY & PROCEDURES MANUAL OF THE MUNICIPALITY

**WHEREAS**, the Municipality has a Policies & Procedures Manual which has been established to ensure Employees and prospective Employees are treated in a manner consistent with all applicable employment laws, regulations and protocols; and

**WHEREAS**, the Borough places great value and consideration in relation to the health, well-being and safety of its Employees.

**WHEREAS**, said Manual is also in accordance with the requirements promulgated by the South Bergen Municipal Joint Insurance Fund and under the auspices of the New Jersey Municipal Excess Liability Fund; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Moonachie, County of Bergen, State of New Jersey the Manual previously adopted by Resolution is hereby reaffirmed to serve as the Borough’s Policies and Procedures serving and applying to every Employee, Volunteer, Elected & Appointed Official and Independent Contractor(s) serving the Municipality; and

**BE IT FURTHER RESOLVED**, the Borough will continue to monitor changes in Federal and State Statutes and Regulations to ensure continued compliance with applicable laws, regulations and policies that impact the employment practices of the Municipality; and

**BE IT FURTHER RESOLVED**, a certified copy of this Resolution shall be maintained on file in the Clerk’s office and shall also be forwarded to Professional Insurance Associates, 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ 07072, Risk Management Consultant to the Municipality.

RESOLUTION #23-21

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that that the Policies and Procedures for Department of Public Works as more particularly set forth on Schedule “A” annexed hereto be and is hereby adopted effective January 1<sup>st</sup> , 2023.

RESOLUTION #23-22

**Resolutions Re: Establishing Temporary Budget Appropriations for 2023**

WHEREAS, N.J.S. 40:4-19 provides that where contracts, commitments or payments are to be made prior to final adoption of the 2023 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty (30) days of January , 2023, and

WHEREAS, said total temporary appropriations are limited to 26.25% of the total appropriations in the 2022 Budget exclusive of any appropriations made for debt service, capital improvement fund and public assistance in the 2022 Budget.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie, that the following temporary appropriations be made and certified copy of this resolution be transmitted to the Treasurer of Records.

#### CURRENT FUND

##### General Government

##### General Administration

Salaries and Wages	\$	53,600
Other Expenses		31,000
Grant Consultant		13,100

##### Municipal Clerk

Salaries and Wages	23,700
Other Expenses	6,400

##### Mayor and Council

Salaries and Wages	11,400
Other Expenses	1,300

##### Financial Administration

Salaries and Wages	3,800
Other Expenses	39,400
Audit Services	11,800

##### Assessment of Taxes

Salaries and Wages	3,900
Other Expenses	11,300

##### Revenue Administration

Salaries and Wages	5,300
Other Expenses	5,000

##### Legal Services and Costs

Salaries and Wages	10,800
Other Expenses	7,700

##### Engineering Services and Costs

Other Expenses	5,500
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##### Municipal Land Use Law (NJS 40:55D-1)

##### Planning Board

Salaries and Wages	1,000
Other Expenses	2,700

##### Insurance

Unemployment	2,600
Surety Bond Premium	1,100
Group Insurance for Employees	341,000
Health Benefit Waiver	10,000
General Liability and Workers Compensation	95,000

##### Current Fund (Continued)

##### Public Safety Functions

##### Fire

Other Expenses	\$	30,200
Fire Hydrant		16,600

##### Uniform Fire Safety Act

Salaries and Wages	4,900
Other Expenses	3,400

##### Life Hazard Use Fee Payments

Salaries and Wages	6,800
Other Expenses	1,700

Police		
Salaries and Wages-Uniformed	468,000	
Salaries and Wages- Crossing Guards	17,300	
Other Expenses	41,600	
Police Dispatch/911		
Salaries and Wages	59,600	
Other Expenses	800	
First Aid		
Contribution	4,500	
Other Expenses	4,200	
Emergency Management Services		
Salaries and Wages	700	
Other Expenses	900	
Municipal Court		
Salaries and Wages	16,400	
Other Expenses	3,100	
Public Defender	500	
Prosecutor		
Contractual	1,800	
Public Works Function		
Road Repairs and Maintenance		
Salaries and Wages	119,200	
Other Expenses	16,000	
Solid Waste Collection		
Salaries and Wages	1,700	
Other Expenses	21,700	
Other Expenses- Contractual	30,200	
Public Buildings and Grounds		
Salary and Wages	6,000	
Other Expenses	31,000	
Vehicle Maintenance		
Other Expenses	34,700	
Health and Human Services		
Public Health Services		
Salaries and Wages	1,200	
Other Expenses	10,100	
Occupational Safety and Health Act		
Hepatitis "B" Inoculations	800	
Fire Equipment	2,200	
First Aid Equipment	1,200	
South Bergen Mental Health		
Other Expenses- Contractual	300	
Current Fund (Continued)		
Park and Recreation Functions		
Recreations Services and Programs		
Salaries and Wages	\$ 11,800	
Other Expenses	4,800	
Community Affairs		
Salaries and Wages	4,500	
Other Expenses	3,800	
Other Common Operating Functions		
Celebration of Public Events		
Other Expenses	5,200	
Code Enforcement and Administration		
Construction Code Official		
Salaries and Wages	14,300	
Other Expenses	1,200	
Building Inspector		
Salaries and Wages	3,800	
Plumbing Inspector		



Salaries and Wages	1,700
Electrical Inspector	
Salaries and Wages	1,600
Fire Protection Inspector	
Salaries and Wages	2,000
Property Maintenance Official	
Salaries and Wages	1,600
Rent Monitoring	
Other Expenses	2,700
Utility Expenses and Bulk Purchases	
Street Lighting	16,300
Gasoline	21,800
Telephone	23,100
Natural Gas	15,000
Water	4,700
Electricity	24,300
Landfill/Solid Waste Disposal Costs	
Sanitary Landfill - Tipping Fees	22,400
Contingent	300
Deferred Charges and Statutory Expenditures	
Contribution to Social Security System (OASI)	83,500
Police and Fireman's Retirement Systems of NJ	875,830
Public Employees Retirement System	220,206
DCRP	1,300
LOSAP	
Fire	46,042
First Aid	45,000
Current Fund (Continued)	
Recycling Tax	\$ 3,100
"911" Telecommunications Agreement	500
Shooting Range Agreement- Wood Ridge	1,100
Borough of Teterboro- Municipal Court	31,000
Borough of Teterboro- Police	<u>236,000</u>
Sub-Total	<u>3,388,178</u>
Capital Improvement Fund	\$ 50,000
Debt Service	
Bond Principal	-
Bond Interest	<u>132,100</u>
Sub-Total	<u>182,100</u>
Total Current Fund General Appropriations	<u><u>\$ 3,570,278</u></u>

Sewer Utility		
Operating		
Salary and Wages	\$	93,800
Other Expenses		122,700
Bergen County Utilities Authority- Annual Charge		173,600
Debt Service		
Bond Principal		-
Bond Interest		8,545
Statutory Expenditures		
Social Security		8,800
Total Sewer Utility Appropriations	\$	407,445

**RESOLUTION #23-23**

WHEREAS, the Mayor and Council of the Borough of Moonachie deems it advisable and in the public interest to keep surplus monies invested in interest bearing accounts and securities;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie, New Jersey, that the Chief Financial Officer and/or the Chairperson of the Finance Committee and/or other Borough official designated by the Chairperson of the Finance Committee are hereby authorized to invest Borough funds from time to time, when available, for such investments and not required for normal use by the Municipality; and

BE IT FURTHER RESOLVED that a report of such investments be submitted to the Mayor and Council of the Borough of Moonachie for ratification at the next succeeding Council meeting following the date of investment of funds.

**RESOLUTION #23-24**

**CASH MANAGEMENT PLAN**

This plan is established to comply with the requirements of N.J.S.A. 40A: 5-14 and to provide a guide to municipal officials and employees in carrying out their duties concerning the receipt and disbursement and investment of Borough of Moonachie funds.

The following requirements shall be adhered to:

- A. The Mayor and Council shall, at the first reorganization meeting, designate the legal depositories for all municipal funds. The resolution may be amended or supplemented from time to time as the Mayor and Council deems necessary. Such resolution(s) shall be deemed a part of the Cash Management Plan.
- B. The Mayor and Council shall, at the first reorganization meeting of the newly elected Governing Body designate by resolution the required signatories to all municipal bank accounts. The resolution may be amended or supplemented from time to time as the Mayor and Council deems necessary.
- C. All municipal funds received by an official or employee shall be deposited within 48 hours to an account in the name of the Borough of Moonachie.
- D. The Borough’s Chief Financial Officer shall be charged with administering the Cash Management Plan.
- E. The following funds shall not be required to be maintained in interest bearing accounts:
  - 1. Change Funds
  - 2. Petty Cash Funds
  - 3. Community Development Account
- F. It shall be the responsibility of the Chief Financial Officer, to analyze the Borough’s cash flow and identify funds that are not needed for the Borough’s immediate needs.

Such funds identified shall be invested after obtaining documented quotations and reviewing all investment options, and with the approval of the Chief Financial Officer, in

the authorized investment(s) offering the highest effective rate of return, that meets the cash flow needs of the Borough unless otherwise restricted by the Mayor and Council. The following are the authorized investments approved by the Mayor and Council and are permitted for Local Government units by N.J.S.A. 40A: 5-15 1(a).

1. Interest-bearing bank accounts and certificates of deposits in authorized banks for deposit of local funds (GUDPA approved) as listed in resolution(s) authorizing depositories.
  2. Government money market mutual funds as comply with N.J.S.A. 40A: 5-15 1(e).
  3. Any federal agency or instrumentality obligation authorized by the United States Congress that matures with 397 days from the date of purchase, and has a fixed rate of return not dependent on any index or external factors.
  4. Bonds or obligations of the Borough of Moonachie or the Moonachie School District.
  5. Any other obligations with maturities not exceeding 397 days as permitted by the New Jersey Division of Investments.
  6. Local Government Investment pools which comply with N.J.S.A. 40A:5-15.1(e) and conditions set the Division of Local Government Services.
  7. New Jersey Cash Management Plan.
  8. Repurchase agreements (repo's) of fully collateralized securities, which comply with N.J.S.A. 40A:5-15.1(a).
- G. The Chief Financial Officer shall report monthly all investment transactions as required by N.J.S.A.40A: 5-15.2 to the Mayor and Council.

#### **RESOLUTION #23-25**

WHEREAS, NJAC 5:30-9A.6 and 5:31-4.1 allows greater flexibility for local in implementing the claimant certification requirement set forth in NJSA 40A:5-16(a)

WHEREAS, certain changes now permitted would accelerate the Borough's bill paying process

WHEREAS, after review with the Borough's accountants the following changes were recommended:

1. The Borough should give consideration to using the threshold allowed by the boards of education which is 15% of the bid threshold for required claimant signatures. For the Borough the amount would be \$2,625.00 which is 15% of the Borough's bid threshold of \$17,500.00. Therefore, claimant signatures would only be required for all purchases over \$2,625.00 excluding advances, employee reimbursement for expenses, professional fees and payments made for services provided exclusively and entirely by an individual (eg sole proprietor) which would require signature regardless of the amount.
2. The Borough may elect not to require claimant certification for transactions where the payment is made through standard EFT technologies.

WHEREAS, after careful consideration and review the Governing Body of the Borough of Moonachie has agreed with both recommendations.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Moonachie that claimant certifications (signatures) will no longer be required for purchase orders of \$2,625.00 or less except for advances, employee reimbursement for expenses, professional fees and payments made for services provided exclusively and entirely by an individual (eg sole proprietor) which would require signature regardless of the amount. In addition, claimant certifications would not be required for any transaction where the payment is made through standard EFT technologies.

This resolution is retroactive to January 1, 2023 and should be renewed annually at the Governing Body's Annual Reorganizational Meeting.

#### **RESOLUTION #23-26**

WHEREAS, the Borough of Moonachie recognizes that the daily procurement requirements of its various departments could be constrained by the time restraints of having to get a purchase order prior to acquiring even routine items costing less than \$2,625.00 which is 15% of the Borough's bid threshold of \$17,500.00; and

WHEREAS, the Borough of Moonachie is seeking to make its all Departments more efficient; and

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Moonachie that purchases costing less than \$2,625.00 do not require a purchase order prior to being purchased.

This resolution is retroactive to January 1, 2023 and should be renewed annually at the Governing Body's Annual Reorganization Meeting.

#### RESOLUTION #23-27

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie, County of Bergen, State of New Jersey, that the penalty upon delinquent taxes and sewer utility charges be fixed at the rate of Eight (8) per centum per annum on the first \$1,500.00 of the delinquency and Eighteen (18) per centum per annum on any account in excess of \$1,500.00 and that no penalty be imposed if payment upon taxes or sewer utility charges be made before the expiration of Ten (10) days after each quarterly payment of taxes or sewer utility charges become due and payable and the collector is hereby authorized and empowered to waive any penalty for interest provided said taxes and sewer utility charges are paid before the expiration of Ten (10) days after each quarterly payment of taxes and sewer utility charges become due.

BE IT FURTHER RESOLVED, that this shall not apply where there is a specific rate or prohibition of grace period; and

BE IT FURTHER RESOLVED, that this resolution shall be effective and apply after February 1, 2023 quarter taxes are due, and that no penalty rate herein for assessments shall apply where there is a specific ordinance fixing a penalty rate for specific assessment.

#### RESOLUTION#23-28

WHEREAS, N.J.S.A. 54:4-91.1 requires that on or before May 1<sup>st</sup> of each year, the Tax Collector file the Mayor and Council a list of delinquent taxes which she believes are not collectible for reason enumerated in the statute; and

WHEREAS, the Mayor and Council on being satisfied that any of the taxes are not collectible, shall by resolution release the Tax Collector from the collection thereof and order the same canceled; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that action pursuant to N.J.S.A. 54:4-91.2 is not required for the above reason.

#### RESOLUTION #23-29

WHEREAS, recently enacted Assembly Bill No. 4425 and Senate Bill No. 2579 have been signed into law effective March 29, 1991 and April 14, 1991 respectively amending NJSA 54:4-67 and

WHEREAS, the Mayor and Council of the Borough of Moonachie are desirous of enacting the following changes with respect to the aforementioned bills:

- interest charges on a property tax delinquency shall be calculated on the sum of all taxes from year to year and not calculated on a yearly basis.

- An additional penalty of 6% will be added on the amount of a property tax and sewer delinquency in excess of \$10,000.00

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Moonachie, County of Bergen, State of New Jersey, hereby authorize the Tax Collector to implement the above stated changes; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be given to the Tax Collector.

#### RESOLUTION#23-30

WHEREAS, N.J.S.A. 40A:5-17.1 provides that a municipality may authorize the processing of tax refunds of less than Ten (\$10.00) Dollars and the cancellation of tax delinquencies of less than Ten (\$10.00) Dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the Tax Collector is hereby authorized to process, without any further action on the part of Mayor and Council, any property tax refund of less than (\$10.00) Dollars; and

BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to process, without further action on the part of Mayor and Council, the cancellation of any property tax delinquency of less than (\$10.00) Dollars; and

BE IT FURTHER RESOLVED, that a Certified Copy of this Resolution be provided by the Borough Clerk to the Tax Collector and the Chief Financial Officer.

#### **RESOLUTION #23-31**

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Policy 2023-01 is hereby approved and shall take effect immediately

#### **Policy 2023-01**

The Borough Tax Assessor shall notify the Chief Financial Officer and the Governing Body of all tax appeals by June 1<sup>st</sup> of each year. The Assessor's report shall contain at a minimum a break down by property class the number of pending appeals, the current assessed value and the reduction in assessed value if all appeals were successful. If there are appeals for which complete information is unavailable as of June 1<sup>st</sup>, those appeals should be reported as information becomes available.

#### **RESOLUTION #23-32**

WHEREAS, the Borough of Moonachie is a member of the South Bergen Municipal Joint Insurance Fund, the Bergen Municipal Employee Benefits Fund and the Bergen County Municipal Energy Joint Purchasing System; and

WHEREAS, the by-laws of said Funds require that a Commissioner to each fund be appointed by the Mayor and Council; and

WHEREAS, the Borough has recommended the appointment of Administrator Anthony Ciannamea as Commissioner to said Funds;

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Moonachie, that Administrator Anthony Ciannamea is hereby appointed Commissioner to the South Bergen Municipal Joint Insurance Fund, the Bergen Municipal Employee Benefits Fund and the Bergen County Municipal Energy Joint Purchasing System.

#### **RESOLUTION #23-33**

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Anthony Ciannamea be and is hereby appointed as the Purchasing Agent, effective January 1, 2023.

#### **RESOLUTION#23-34**

**WHEREAS**, the Borough of Moonachie ("Borough") is required pursuant to State law P.L. 2017, Chapter 331 to appoint a Municipal Humane Law Enforcement Officer (MHLEO) within the Moonachie Police Department; and

**WHEREAS**, the MHLEO shall serve as liaison between the municipality and the Bergen County Prosecutor's Office and shall have the power and authority within the municipality to enforce the animal cruelty laws of the State and animal cruelty ordinances of the municipality; and

**WHEREAS**, the Borough has received from Richard Behrens, Chief of the Police of the Moonachie Police Department, a recommendation to appointment Police Sergeant Victor A. Migliorino as MHLEO; and

**WHEREAS**, the Mayor and Council of the Borough are desirous of appointing Police Sergeant Victor Migliorino to serve as MHLEO for the Moonachie Police Department and the Borough of Moonachie in accordance with the requirements and procedures mandated in P.L. 2017, c.331 (C.4:22-14.4) et seq.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Moonachie, Bergen County, New Jersey, as follows:

1. That Police Sergeant Victor A. Migliorino of the Moonachie Police Department is hereby appointed to serve as the Municipal Humane Law Enforcement Officer for the Borough of Moonachie.
2. That Police Sergeant Victor A. Migliorino shall perform all such duties and carry out all of the responsibilities as set forth in accordance with the requirements and procedures mandated under P.L. 2017, c331 (C4:22-14.4), et seq.
3. That no further action of the Borough shall be required.

RESOLUTION #23-35

BE IT RESOLVED by the Mayor and Council that Acadia Financial Group Inc. be and is hereby appointed as Financial Advisory Services Consultant in connection with issuance of Bond Anticipation Notes, for the year 2023.

RESOLUTION #23-36

BE IT RESOLVED by the Mayor and Council that AM Consultants be and is hereby appointed as Fixed Asset Inventory Consultant for the year 2023.

RESOLUTION #23-37

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the fee be set at \$10.00 per copy, for certified copy of marriage, civil union, domestic partnership, death and birth certificates for the calendar year 2023.

RESOLUTION #23-38

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the fee be set at \$10.00 per copy, for any amendment of marriage, civil union, domestic partnership, death and birth certificates for the calendar year 2023.

RESOLUTION #23-39

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the fee be set at \$20.00 per each returned bank check for the year 2023.

RESOLUTION #23-40

**BE IT RESOLVED** by the Mayor and Council, Borough of Moonachie that the fee in the amount of \$32.50 per inspection for all temporary Sub-code officials be and hereby is established.

RESOLUTION #23-41

**BE IT RESOLVED** by the Mayor and Council, Borough of Moonachie that the fee in the amount of \$240.00 per Court Appearance for alternate prosecutors be and hereby is established.

RESOLUTION #23-42

**BE IT RESOLVED** by the Mayor and Council, Borough of Moonachie that the fee in the amount of \$100.00 per Court Appearance for Alternate Public Defender be and hereby is established.

## RESOLUTION #23-43

BE IT RESOLVED by the Mayor and Council, Borough of Moonachie that the fee in the amount of \$15.00 per hour for all temporary worker for Snow Removal be and is hereby established.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Moonachie that the fee in the amount of \$20.00 per hour for all temporary worker for Snow Plowing be and is hereby established.

## RESOLUTION #23-44

**BE IT RESOLVED** by the Mayor and Council, of the Borough of Moonachie that the fee in the amount of \$20.00 per hour for all temporary DPW workers for emergency call outs be and is hereby established.

## RESOLUTION #23-45

**BE IT RESOLVED** by the Mayor and Council, Borough of Moonachie that the fee in the amount of \$15.00 per hour for all temporary bus driver be and hereby is established.

## RESOLUTION #23-46

BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to issue a letter for the Wood-Ridge Memorial Library for membership of resident of the Borough of Moonachie after the Borough of Moonachie collects 50% of the cost for each membership of Wood-Ridge Library; and

BE IT RESOLVED, that the Borough Clerk be and is authorized to reimburse Wood-Ridge Memorial Library for membership of residents of the Borough of Moonachie, upon evidence presented by the Wood-Ridge Memorial Library; and

BE IT FURTHER RESOLVED that same be charged to Budget Item, Administrative and Executive, Other Expense.

## RESOLUTION #23-47

BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to issue a letter for the Johnson Library, Hackensack for membership of resident of the Borough of Moonachie after the Borough of Moonachie collects 50% of the cost for each membership of Johnson Library, Hackensack; and

BE IT RESOLVED that the Borough Clerk be and is hereby authorized to reimburse Johnson Library, Hackensack, for membership of residents of the Borough of Moonachie upon evidence presented by the Johnson Library, Hackensack; and

BE IT FURTHER RESOLVED that same be charged to Budget Item, Administrative & Executive, Other Expenses.

## RESOLUTION #23-48

BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to issue a letter for the Little Ferry Public Library for membership of resident of the Borough of Moonachie after the Borough of Moonachie collects 50% of the cost for each membership of Little Ferry Public Library from the resident;

BE IT RESOLVED that the Borough Clerk be and is hereby authorized to reimburse Little Ferry Public Library, Little Ferry, for membership of residents of the Borough of Moonachie upon evidence presented by the Little Ferry Public Library; and

BE IT FURTHER RESOLVED that same be charged to Budget Item, Administrative & Executive, Other Expenses.

## RESOLUTION #23-49

WHEREAS, Borough residents had problems in obtaining required reading books from Wood-Ridge Memorial Library, Little Ferry Public Library or Hackensack Johnson Public Library and the Borough does not have the privilege of obtaining books from other libraries;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that resident be reimbursed for the required reading books purchased by them upon submission of a list of the reading required by the Elementary School or High School, original purchase receipts and the book purchased and presentation of a valid Library card; and

BE IT FURTHER RESOLVED, that the Borough will donate the books to the Robert L. Craig School library.

RESOLUTION #23-50

BE IT RESOLVED, by the Mayor and Council of the Borough that the Borough Clerk is hereby authorized to issue a letter for an additional membership to a Library (Wood-Ridge Memorial Library/Little Ferry Public Library/Johnson Public Library) after the Borough of Moonachie collects 100% of the cost for each membership after the first membership; and

BE IT RESOLVED, that the Borough Clerk be and is authorized to reimburse Libraries (Wood-Ridge Memorial Library/Little Ferry Public Library/Johnson Public Library) for membership of residents of the Borough of Moonachie, upon evidence presented by the Library.

RESOLUTION #23-51

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

WHEREAS, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms etc., man-made causes, civil unrest, and civil disobedience such as riot, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, terrorist incidents and bombings, state and national emergencies; and

WHEREAS, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

WHEREAS this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4, and N.J.S.A. App. A:9-40.6; and

WHEREAS, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of emergency, riot or disorder in order to protect life and property; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Moonachie to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the Police Department of the Borough of Moonachie, Bergen County, New Jersey under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the County Executive, the County Board of Commissioners, the County Prosecutor, and all municipalities in the County of Bergen.

RESOLUTION #23-52

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Borough's participation be and is hereby affirmed in the followings:

- a) National Joint Powers Alliance
- b) Educational Services Commission of New Jersey Cooperative Pricing System
- c) County of Union Cooperative Pricing System
- d) Bergen County Cooperative Pricing System

RESOLUTION #23-53



BE IT RESOLVED that the annual contribution to the Comprehensive Behavioral Healthcare, Inc. for services to Moonachie residents, in the amount of \$1,200.00 be and is hereby approved.

RESOLUTION #23-54

**WHEREAS**, the Mayor and Council of the Borough of Moonachie with the advice of legal counsel, recommendations from the Chief Financial Officer and Tax Collector, has deemed it necessary to establish a no-cash policy restricting all taxes (Property and Sewer) collection payments to personal checks, bank checks, certified checks or money orders only; and

**WHEREAS**, it is in the best interest and safety of the general public, municipal staff at the Borough Hall and the fiscal security of the Borough itself, that the Borough of Moonachie will no longer accept cash for the payment of taxes (Property and Sewer); and

**WHEREAS**, the court has found the no-cash policy is appropriate, as the Honorable District Judge Peter Sheriden said in Newark on Wednesday, June 25, 2008, ruled the policy responds to concerns of safety and fiscal responsibility; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Moonachie does hereby approve and adopt a no-cash policy for the payment of taxes (Property and Sewer); and

**BE IT FURTHER RESOLVED**, that the only acceptable form of payment for taxes (Property and Sewer) will be in the form of personal, bank or certified check or money order by order of the governing body of the Borough of Moonachie.

RESOLUTION #23-55

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that No- Cash Policy for all payments for Borough's Offices be and is hereby approved.

RESOLUTION #23-56

WHEREAS, Police Chief determined that Nick's Towing Service, Inc. and A&D Towing and Recovery LLC will be approved towers for the Moonachie Police Department for the year 2023; and

BE IT RESOLVED, by the Mayor and Council that the Police Chief's determination on said approved towers be and is hereby confirmed.

RESOLUTION #23-57

BE IT RESOLVED, that the Borough Administrator is hereby authorized to issue a check to the Moonachie Fire Department as an annual Contribution in the amount of \$16,000.00.

RESOLUTION #23-58

BE IT RESOLVED, by the Mayor and Council that the Mayor is hereby authorized to sign a Software Maintenance agreement with Munidex, Inc. 216 Stelton Road, Suite A1, Piscataway, NJ 08854, for the period of January 1, 2023 thru December 31, 2023 for the annual fee of \$598.50 for Vital Statistics.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

BILLS: None

COMMITTEE APPOINTMENTS BY CONSENT

Motion by C/Kinsella and second by C/Cirillo:

2023 COUNCIL COMMITTEES

<u>COMMITTEE</u>	<u>CHAIR</u>	<u>MEMBER</u>
POLICE	<u>C/Kinsella</u>	<u>C/Cirillo</u>
FIRE & FIRST AID	<u>C/Martinez</u>	<u>C/Kinsella</u>
LAW & ORDINANCE	<u>C/Bauer</u>	<u>C/Wende</u>
DPW/ BUILDINGS & GROUNDS	<u>C/Bauer</u>	<u>C/Martinez</u>
UTILITIES & BCUA	<u>C/Wende</u>	<u>C/Martinez</u>
FINANCE & INSURANCE	<u>C/Cirillo</u>	<u>C/Bauer</u> <u>C/Surak</u>
RECREATION	<u>C/Kinsella</u>	<u>C/Wende</u>
COMMUNITY AFFAIRS, CIVIC CENTER & PUBLIC INFORMATION	<u>C/Cirillo</u>	<u>C/Kinsella</u>
HEALTH & ENVIRONMENT	<u>C/Surak</u>	<u>C/Bauer</u>
EMERGENCY MANAGEMENT	<u>C/Surak</u>	<u>C/Wende</u>
AIRPORT	<u>C/Surak</u>	<u>C/Martinez</u>
RENT LEVELING & MOBILE HOME PARK	<u>C/Martinez</u>	<u>C/Bauer</u>
PERSONNEL	<u>C/Bauer</u>	<u>C/Wende</u>
COMMERCE & INDUSTRY RELATIONS	<u>C/Martinez</u>	<u>C/Wende</u>
GRANTS	<u>C/Surak</u>	<u>C/Martinez</u>

## LIASONS:

BOARD OF EDUCATION	C/Cirillo & C/Kinsella
SCHOLARSHIP	C/Kinsella & C/Cirillo
SENIOR CITIZENS	C/Cirillo

## MEMBER:

PLANNING BOARD	<u>C/Wende</u>
MUNICIPAL ALLIANCE	<u>C/Kinsella</u>
MOONACHIE MUNICIPAL CRISIS RESPONSE TEAM	C/Bauer

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

INTRODUCTION OF ORDINANCE:

BE IT RESOLVED by C/Bauer and second by C/Kinsella to introduce following Ordinance:

# ORDINANCE #2023-1

**AN ORDINANCE TO AMEND CHAPTER XIII “UTILITIES” SECTION 13-14, OF THE  
REVISED GENERAL ORDINANCE OF THE BOROUGH OF MOONACHIE, COUNTY  
OF BERGEN, STATE OF NEW JERSEY**

heretofore introduced, do now pass on first reading, and said ordinance be further considered for final passage at a meeting to be held on the 26<sup>th</sup> day of January 26, 2023 at 7:00 P.M. or as soon thereafter as the matter can be reached, at the regular meeting of the Mayor and Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk be and hereby is, authorized and directed to publish said ordinances according to law with a notice of introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

C/Bauer wished everyone a happy and healthy new year.  
C/Cirillo congratulated C/Bauer, C/Kinsella and Mayor Vaccaro on their elections and wished everyone a Happy New Year.  
C/Kinsella thanked the voters and wished everyone a Happy New Year.  
C/Martinez congratulated C/Bauer, C/Kinsella and Mayor Vaccaro and wished everyone a Happy New Year.  
Administrator Ciannamea wished everyone a happy and healthy New Year.  
Attorney Migliorino spoke about his time living in Moonachie, and spoke about the Mayor's effort with getting the Municipal Building and new DPW Building completed.  
Mayor Vaccaro thanked everyone for their support, thanked Administrator Ciannamea and Borough Clerk Sanyal for their work. Congratulated C/Bauer and C/Kinsella.

**PUBLIC HEARING:**

David Vaccaro, Joseph Street-congratulated Mayor Vaccaro, C/Bauer and C/Kinsella. Thanked everyone for giving their time and wished everyone a Happy New Year.

Motion by C/Bauer and second by C/Martinez to close public hearing.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

Mayor Vaccaro wished everyone a happy, healthy and safe New Year.

Motion by C/Bauer and second by C/Kinsella to adjourn meeting at 1:33 P.M.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez.  
All ayes. So ordered.

ATTEST:

Supriya Sanyal  
Borough Clerk