

EXECUTIVE MEETING called to order, Mayor Vaccaro in the chair, at the Municipal Building on Thursday, September 8, 2022 at 7:00 P.M.

Mayor called for Pledge of Allegiance to the Flag.

ROLL CALL: Bauer, Cirillo, Kinsella-present, Martinez-not present,  
Surak, Wende-present.  
Administrator- T. Ciannamea, Attorney- F. Migliorino  
Engineer-

Borough Clerk stated that notice of the meeting was announced in accordance with the Open Public Meeting Act.

Motion by C/Kinsella and second by C/Bauer to approve Minutes of Executive Meeting of May 26 and June 9, 2022.

ROLL CALL: Bauer, Cirillo, Kinsella, Wende, Surak.

All ayes. So ordered.

#### COMMUNICATIONS:

Bergen County Board of Commissioners- notice of introduction of an Ordinance to amend Park Rules and Regulations.

Bergen County Board of Commissioners- notice of adoption of bond ordinance providing for various Dept. of Administration and Finance improvements, appropriating the aggregate amount of \$3,517,500 and authorizing the issuance of \$3,350,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Dept. of Health improvements, appropriating the aggregate amount of \$1,123,500 and authorizing the issuance of \$1,070,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Dept. of Human Services improvements, appropriating the aggregate amount of \$119,700 and authorizing the issuance of \$114,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Dept. of Public Safety improvements, appropriating the aggregate amount of \$1,649,704 and authorizing the issuance of \$1,571,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Dept. of Public Works improvements, appropriating the aggregate amount of \$49,552,167, including grant funds in the amount of \$13,724,200 expected to be received from NJDOT and authorizing the issuance of \$34,247,943 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Dept. of Parks & Golf improvements, appropriating the aggregate amount of \$19,629,750, including an Open Space Trust Fund Grant in the amount of \$10,550,000 to be received from County of Bergen and authorizing the issuance of \$8,892,500 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Bergen County Community College Capital improvements, appropriating the aggregate amount of \$1,011,000 and authorizing the issuance of \$1,011,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Dept. of Planning and Engineering improvements, appropriating the aggregate amount of \$4,732,697, including grant funds in the amount of \$2,777,330 expected to be received from NJDOT, and authorizing the issuance of \$1,918,867 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Special Services Schools Capital improvements, appropriating the aggregate amount of \$1,160,000 and authorizing the issuance of \$1,150,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Vocational Schools Capital improvements, appropriating the aggregate amount of \$3,925,000 and authorizing the issuance of \$3,925,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Prosecutor's Office improvements, appropriating the aggregate amount of \$3,313,800 and authorizing the issuance of \$3,156,000 bonds or notes.

Bergen County Board of Commissioners- notice of adoption of a bond ordinance providing for various Sheriff's Office improvements, appropriating the aggregate amount of \$2,234,925 and authorizing the issuance of \$2,128,500 bonds or notes

Public Service Electric and Gas Company- notice of filing and notice of public hearing in the matter of PSE&G 's 2022/2023 Annual BGSS Commodity Charge filing for its residential gas customers under its periodic Pricing management and for changes 8n its Balancing Charge.

Public Service Electric and Gas Company- notice of filing and notice of public hearing in the matter of Basic Generation Service (BGS) Charges procured by PSE&G on behalf of its BGS Customers and notice of proposed recovery through its BGS Charges of costs resulting from Statewide Auction for BGS.

New Jersey Sports & Exposition Authority- notice of filing of an application by Carlstadt Partners, LLC for three bulk variances for the premises located at 284 Washington Ave.

Bergen County Dept. of Planning & Engineering- notification of NJDOT Minor Bridge Inspection Reports- Cycle 1 for Borough of Moonachie.

Mayor Vaccaro asked about the location of the bridge on the inspection report from the County. Borough Clerk mentioned that she has the report on file in the office.

#### REPORTS:

#### FORMAL ACTION:

Motion by R. Bauer and second by J. Wende to approve following Resolutions:

#### RESOLUTION#22-186

WHEREAS, DPIF3 NJ 7 Knickerbocker Road LLC c/o Dermody Properties, 5500 Equity Ave Reno, NV 89502, questioned their commercial sewer bill account #158-0 for the billing period of 2<sup>nd</sup> quarter 2022 (consumption period of 1/1/2022-3/31/2022) for a total usage of 3898cft resulting in a billing of \$42,702.60 based on the consumptions amounts provided by SUEZ; and

WHEREAS, the property owner/property management provided the Borough with their SUEZ water usage bills for the consumption period of 1/1/22-3/31/22 and that reflected a water usage of 2cft. It appears that the 3898cft consumption usage provided by SUEZ was incorrect when compared to the actual water bills from SUEZ for that same consumption period in question (actual water bills attached for your review). The amount of the consumption based on the SUEZ water usage bills would fall within the flat rate for commercial sewer customers 25cft and below for a billing of \$278.33; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council that the Tax Collector be and is hereby authorized to issue a refund check in the amount of \$42,424.27 which is the difference between the original billing of \$42,702.60 and the revised billing in the amount of \$278.33.

#### RESOLUTION#22-187

WHEREAS, Fantastex Realty is requesting consideration of waiving interest on their 3<sup>rd</sup> Quarter 2022 property tax for Block 70 Lot 6.01, located at 2 Anderson Avenue; and

WHEREAS, the taxpayer is a victim of grand larceny. When their outgoing mail was comprised and their property tax check made payable to "Borough of Moonachie" was altered by perpetrator and deposited in their personal account. Copies of documentation are available for review, including letter from property owner, police report, front and back of cancelled check, copy of delinquent notice from Borough of Moonachie, Tax Collector and receipt of on-line payment made including the interest due of \$154.34; and

WHEREAS, the property owner has paid the amount due including the interest of \$154.34; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council that the Tax Collector be and is hereby authorized to refund the interest penalty of \$154.34 payable to the property owner.

RESOLUTION#22-188

Re: Cancellation of Old Outstanding Current Fund Checks

WHEREAS, there are certain outstanding Current Fund checks that remain on the Current Fund bank reconciliation and;

WHEREAS, these checks are no longer valid and it is necessary to formally cancel said checks;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie, County of Bergen, New Jersey, that the following old outstanding Current Fund checks be cancelled:

	Balance Cancelled
Check #60977, February 14, 2020	\$378.42
Check #5425, August 25, 2020	\$4,201.46
Check #5767, November 2, 2020	\$287.00
Check #5890, November 23, 2020	\$111.04
Check #5891 November 23, 2020	\$149.00

RESOLUTION#22-189

Re: Cancellation of Added County Taxes Payable in Current Fund

WHEREAS, an Added County Tax Payable balance remains outstanding, and

WHEREAS, it has been determined that this balance dates back prior to 2017 and the Borough has made payment on all the current Added County Taxes and desires to cancel the remaining balance,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie, County of Bergen, New Jersey, that the following balance are canceled of record:

Added County Taxes Payable Balance – Current Fund	Balance Cancelled <u>To Operations</u>
Added County Taxes Payable	\$ 21,314

RESOLUTION#22-190

WHEREAS, Tricon Enterprises, Inc. submitted Change Order No. 18 for reduction of \$4,930.00 for Moonachie DPW Topography and DPW Building; and

WHEREAS, Arcari+Iovino Architects, P.C. has approved Change Order No. 18 as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that Change Order No. 18 be and is hereby approved.

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

Mayor Vaccaro mentioned that some of the items were not completed and the Borough is getting a credit for. Also, mentioned that the Borough is still waiting for the release of liens, and did not hear back on a status update from their bond company.  
NEW BUSINESS:

1. Approval of payment to Arcari+Iovino in the amount of \$2,770.00 for Senior Center HVAC installation.

Will be acted upon at the Regular Meeting on September 22, 2022.

Mayor Vaccaro spoke about the project and there is no start date yet.

2. Amendment to Capital Budget.

Will be acted upon at the Regular Meeting on September 22, 2022.

3. Authorizing convention expenses to life members of the Fire Dept, pending confirmation of attendance in the amount of \$175.00.  
Will be acted upon at the Regular Meeting on September 22, 2022.

INTRODUCTION OF ORDINANCE:  
ORDINANCE#2022- 4

AN ORDINANCE OF THE BOROUGH OF  
MOONACHIE, IN THE COUNTY OF BERGEN, NEW  
JERSEY, APPROPRIATING \$490,000 FOR THE  
IMPROVEMENTS TO GRAND STREET SECTIONS  
1&2

Administrator Ciannamea spoke about Boswell's proposal for \$57,000 for the Grand Street NJDOT project.

- Will be introduced on September 22, 2022.

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

RESOLUTION#22-191

WHEREAS, Borough Engineer Kevin Boswell was requested to and has submitted to the Borough a proposal for the preparation of construction plans and specifications and providing construction inspection services for New Jersey Department of Transportation Fiscal Year 2021 & 2022 Municipal Aid Program for Grand Street; and

WHEREAS, the Borough of Moonachie has the funding available in the Capital Improvement fund; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie has accepted the "Proposal" and authorizes Boswell Engineering to perform the work outlined in the "Proposal" at a cost not to exceed \$60,000.00 (\$20,000.00 for the design phase and \$37,000 for the construction phase); and

BE IT FURTHER RESOLVED, that an executed copy of this Resolution be forwarded to Boswell Engineering.

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

DISCUSSION:

1. New DPW Building Construction.- see Resolution #22-190 for Change Order of Tricon.
2. Traffic Light between Moonachie Road and Moonachie Avenue.

Mayor Vaccaro spoke about conversation with NJSEA and the Mayor's Committee about \$10,000.00 grant for the light for Moonachie Road and Moonachie Avenue. Mentioned that the Mayor's Committee will be sending a letter to the NJSEA about the portion of money for the towns from the American Dream Mall. Mayor Vaccaro spoke about NJSEA application for a 7 Eleven by the Sunoco Gas Station, and they have to have a curb cut onto the main road. He expressed his concern about the application.

3. Energy efficiency for Municipal Building (No RFP received on June 17, 2022). Mayor Vaccaro mentioned that he will speak to C/Martinez.

4. Moving Court to Municipal Building.  
Mayor mentioned that the Court is almost ready and will find out about the status of what is left to do. Spoke about the TVs and furniture.

5. Backflow Preventor Site Access Agreements.  
Mayor Vaccaro mentioned that the County was given all the information and will find out what else is needed from the County.

C/Bauer asked about the DPW contract meeting dates.

Mayor Vaccaro mentioned either the 14<sup>th</sup>, 15<sup>th</sup>, or 21<sup>st</sup>.

C/Cirillo spoke about the Seniors and on Saturday is opening day for soccer at the Wood-

Ridge Complex at 9:30 am.

C/Kinsella thanked the Police for their support with working out the traffic issues over at the school.

Mayor Vaccaro thanked the Police Department for being at the school at dismissal and mentioned that they are trying to make it safe for the residents that live in that area and the school.

C/Surak mentioned that next Monday is the Board of Health meeting over Zoom. Asked if C/Martinez had reached out to the individual was interested.

Mayor Vaccaro mentioned that the 9/11 Memorial Service is at 11 A.M.

**PUBLIC HEARING:**

Amy Reinhart, 32 Henry Street- asked about Noise Ordinance and if it would be changed from 11P.M. to 9P.M. and asked about having an Ordinance against private pool rentals. Mentioned that her neighbor at 36 Henry Street has had parties with loud music over the summer that she can hear from inside her home. Spoke about her aunt who lives behind the home and is having the same issue. She is unable to enjoy her backyard and has called the Police Department regarding the problem.

Shelia King, 32A Henry Street- spoke about speaking with the owner of the home about the noise problem.

Mayor Vaccaro mentioned that the Ordinances regarding noise levels and certain day and time restrictions will be look into.

Mrs. King spoke about drinking and parking issues on Henry Street.

Joanne VanSaders, 69 Bruno Street- asked the mayor to attend the next Senior Meeting and asked about the use of the building during the HVAC project.

Mayor Vaccaro mentioned he will attend the meeting and will let them know about when the project is starting.

Motion by C/Kinsella and second by C/Cirillo to close Public Hearing.

ROLL CALL: Bauer, Cirillo, Kinsella, Wende, Surak.

All ayes. So ordered.

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

**RESOLUTION#22-192**

WHEREAS, N.J. S.A. 10:4-12 allow for a public body to go into closed session during a public meeting, and

WHEREAS, the Mayor and Council of the Borough of Moonachie has deemed it necessary to go into closed session to discuss certain matters which are exempt from the public, and

WHEREAS, the regular meeting of this governing body will reconvene,

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Moonachie will go into closed session for the following reason as outlined in N.J.S.A. 10:4-12:

- Any matter involving the employment, appointment, termination of employment, disciplinary action unless individual requests a public meeting.

ROLL CALL: Bauer, Cirillo, Kinsella, Wende, Surak.

All ayes. So ordered.

Motion by C/Bauer and second by C/Cirillo to close Closed Session.

ROLL CALL: Bauer, Cirillo, Kinsella, Wende, Surak.

All ayes. So ordered.

Mayor Vaccaro mentioned that in Closed Session a directive to Administrator Ciannanea for a personnel matter was discussed.

Motion by C/Bauer and second by C/Cirillo to adjourn meeting at 8:14 P.M.

ROLL CALL: Bauer, Cirillo, Kinsella, Wende, Surak.

All ayes. So ordered.

ATTEST:

Supriya Sanyal  
Borough Clerk