

EXECUTIVE MEETING called to order, Mayor Vaccaro in the chair, at the Municipal Building on Thursday March 9, 2023 7:01 P.M.

Mayor called for Pledge of Allegiance to the Flag.

ROLL CALL: Bauer, Cirillo-present, Kinsella-not present, Martinez, Surak,
Wende-present,
Administrator- T. Ciannamea-present,
Attorney- F. Migliorino-present
Engineer- none

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

Motion by C/Wende and second by C/Bauer to approve Minutes of Executive Meeting of February 9, 2023.

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

COMMUNICATIONS:

Impact Environmental- notification of submission of Initial Receptor Evaluation to NJDEP for Content Initial Solutions, Inc. at 121 Moonachie Avenue.
Bergen County Bd. of Commissioners- notice of introduction of an ordinance authorizing and adoption an assessment on certain services furnished by hospitals located within the County's borders for the purpose of increasing funding to support the provision of necessary services by such hospitals to low-income citizens and provide new Fiscal resources to the County.
Bergen County Bd. of Commissioners- notice of adoption of an ordinance amending Ordinances 21-9 and 07-53 , establishing the salaries of the County Executive, Board of Commissioners, Dept. Directors, and County Administrator setting a range for County Administrator.
Bergen County Bd. of Commissioners- notice of adoption of an ordinance to modify, by amendment to the Bergen County District Solid Waste Management Plan.

REQUEST FOR PROPOSAL FOR UTILITY BILL AUDIT SERVICES- MARCH 7, 2023:

Two proposals were received on March 7, 2023:

Troy & Banks, Inc.
2216 Kensington Ave.
Buffalo, NY 14226 -Payment of 22% of the amount saved each month for 112 months

George A. Koteen Associates, Inc.
290 Queen Anne Rd.
Teaneck, NJ 07666 - Payment of 40% of each refund, credit or adjustment.

Mayor Vaccaro asked to review the proposals, asked the utility committee, C/Wende and C/Martinez to meet with the financial consultant and review the proposals. The financial consultant will be back in a week from next Tuesday.

REPORTS:

FORMAL ACTION:

Administrator Ciannamea mentioned that the property is one of the properties that is being consolidated.

Mayor Vaccaro mentioned about a demolition on Anderson Avenue, and will speak to Dennis Williams to see if that property was inspected and capped. Spoke about the floors and lights being done at the Civic Center and someone is needed to clean there on a regular basis. Mentioned that the individual worked for the DPW over the summer, and is available during the week.

Motion by C/Bauer and second by C/Cirillo to approve following Resolutions:
RESOLUTION#23-93

WHEREAS, the Tax Collector of the Borough of Moonachie billed 2023 residential sewer taxes for 34 Grand Street, Block 69 Lot 11; and

WHEREAS, e-mail dated 2/24/2023 from the Assistant Public Works Superintendent reported that “the sewer line is capped and no longer in service at 34 Grand Street” (copy of e-mail attached); and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council that the Tax Collector is hereby authorized to process a prorated refund for 1st quarter 2023 and a full refund for the 2nd quarter 2023 residential sewer tax and cancellation for 3rd and 4th quarters 2023; and

BE IT FURTHER RESOLVED, that the Tax Collector is authorized to omit any future residential sewer bills of said property as long as sewer remains disconnected.

RESOLUTION#23-94

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Nicholas Anastasio, as Part-time Laborer for DPW is hereby employed at an hourly rate of \$16.89 up to 16 hours per week.

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

NEW BUSINESS:

The following items will be acted upon at the Regular Meeting on March 23, 2023.

1. Approval of Payment Application No. 4 of T.M. Brennan Contractors, Inc. in the amount of \$35,387.50 for installation of Senior center HVAC.
Mayor Vaccaro mentioned that the vents for the roof still need to be put in.
2. Approval of payment to Arcari +Iovino Architects P.C. in the amount of \$405.00 for installation of Senior Center HVAC.
3. Authorize Mayor to sign an agreement with Kevin Boswell of Boswell Engineering for the service of Borough engineer.
4. Approval of membership of Emilia J. Coleman for Moonachie Fire Department.
5. Recognizing the community needs and continues to support the efforts of the County of Bergen in continuing to be a Stigma Free zone.
6. Authorize Mayor to sign an agreement with Decotiis, FitzPatrick, Cole & Giblin LLP for the service of Bond Counsel.

FINAL PASSAGE OF ORDINANCE:

ORDINANCE #2023-2

**AN ORDINANCE OF THE BOROUGH OF
MOONACHIE, IN THE COUNTY OF BERGEN,
NEW JERSEY, APPROPRIATING \$25,000 FOR THE
PUMP REPLACEMENT AT THE BURGER KING
STORMWATER PUMP STATION**

Mayor Vaccaro mentioned that the work was done in 2014 and PSEG recently sent a bill.

DISCUSSION:

1. New DPW Building Construction.

Attorney Migliorino mentioned speaking with the representative from the Bonding company, and needing to schedule another meeting with her.
Mayor Vaccaro asked if the money can be put into escrow and to advise the bonding company and contractor via letter. Any work that still needs to be done can come from escrow. Repairs are not being done because subcontractors were not paid by the contractor. Mentioned that the Borough was supposed to receive a maintenance bond, and the work has been done over a year and one would not be issued. Spoke about using the money due in escrow in lieu of a maintenance bond so repairs can be completed.

2. Traffic Light between Moonachie Road and Moonachie Avenue.

Mayor Vaccaro mentioned that he needs to speak to the County.

C/Bauer mentioned email from Boswell in their February report regarding the project.

Mayor Vaccaro asked about scheduling a meeting with Boswell regarding the Road Program, and which streets need to be done or included with the Grand Street project.

Administrator Ciannamea mentioned the streets discussed in Boswell's report.

Mayor Vaccaro mentioned there is a grant for Empire Boulevard. Asked C/Bauer and C/Wende to meet with Boswell and Dennis Williams and discuss the roads.

Mayor Vaccaro spoke about the grant available through Congressman Pascrell's office for the Civic Center. They applied last year but did not receive the grant and it is available again, and will be resubmitted this year. Discussed the process, and needing letters of recommendation from the Senior Club.

3. Moving Court to Municipal Building.

Mayor Vaccaro mentioned that the Court Administrator was back from maternity leave this week and re-starting moving court to the building.

C/Bauer mentioned Dennis Williams getting an estimate for soundproofing the courtroom for \$21,760 for the walls and ceiling. Spoke about acoustics of the room, and to have the work done before Municipal Court is back in the Municipal Building.

C/Martinez asked about buying the panels and having the DPW install.

C/Bauer spoke about the pricing included in the estimate.

C/Wende mentioned working on just the walls.

Mayor Vaccaro asked to get the costs of the material and get the price broken down for just the walls without the ceiling.

4. Ordinance for "Access Restrictions to Designated Municipal Facilities and Offices to protect and safeguard Public Records containing Personally Identifiable information".

Mayor Vaccaro mentioned email from Attorney Migliorino reviewing ordinance.

Attorney Migliorino mentioned that there can be signage to prohibit access regarding personal information.

Mayor and Council discussed location of signage and what areas would be considered restricted and common areas.

5. Labor Counsel.

Administrator Ciannamea spoke about the ongoing contract negotiations and the State Comptroller's report regarding the sick time law, and how many towns were not in compliance in the report. Mentioned it came up at the Borough's audit report that the Borough may not be in compliance. Spoke about applicability based on hiring dates and titles.

C/Bauer asked to get a copy of the law.

Administrator Ciannamea mentioned that the labor counsel was recommended by the Auditor's office.

C/Bauer asked about the hourly rate and if there was a cap.

Mayor Vaccaro mentioned that it is \$150/hour, and other counsel hourly rates that were received were \$195/hour.

Administrator Ciannamea spoke about data that needs to be collected for employees and pension inclusion for judges and lawyers and receiving questionnaire from the state.

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

RESOLUTION#23-95

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Raymond R. Wiss, Esq. is appointed as Labor Counsel at a rate of \$150.00 per hour for an amount not to exceed \$5,000.00 for the matter of Sick Time Law compliance and response to State Pension letter.

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

All ayes. So ordered.

6. NJ League of Municipalities Convention

Administrator Ciannamea mentioned adding this to the agenda.

C/Wende mentioned that the hotel expense should be paid by the Borough.

Mayor Vaccaro mentioned the existing cap and to get an idea of costs and present to the Council. Currently the Borough pays the registration fees for those that attend. Added

that the classes are helpful and beneficial.

Administrator Ciannamea mentioned to keep the item on the agenda until final.

Mayor Vaccaro spoke about the Open Space Grant for the tennis courts for \$160,000.00, but the grant application was for both the tennis and basketball courts and included the pricing for both. The contract from the County only mentions the tennis courts, the County needs to change the language to reflect both tennis and basketball courts. He needs to discuss with the DPW Superintendent about the pricing. Spoke about open Open Space grants, one for about \$24,000.00 for the park at Municipal Building.

C/Bauer mentioned that the electric was never set up for vehicle lifts at the DPW garage. Mayor Vaccaro mentioned that Dennis Williams needed to get prices from an electrician. C/Bauer mentioned that the equipment is not being used, and has been there since October.

Mayor Vaccaro mentioned that they needed quotes.

C/Bauer spoke about the price for a salt shed is \$65,000.00 and the fencing price was \$42,000.00, and a few trucks are needed for the DPW. Mentioned that Dennis Williams received prices for the trucks, and leveling is needed at the DPW property for the salt shed.

Mayor Vaccaro spoke about a Capital Ordinance, and that the Port Authority may not allow a salt shed there, and keeping the shed at Willow Street.

C/Bauer spoke about shared service agreement with South Hackensack, there was \$16,000.000 damage done to the sweeper and has not been used in Moonachie in 3 months.

Mayor Vaccaro spoke about personnel changes that have occurred since the agreement went into effect, and that the equipment is aging.

C/Bauer asked what was going to be done with the DPW property.

Mayor Vaccaro mentioned that there have been people interested, and Rebuild by Design wanted to do a cleanup, but the cost was high. Asked Attorney Migliorino to look into how the town could sell the property, and if they could sell it as-is.

C/Cirillo mentioned about the sound system at the Senior Center, it was discussed before COVID and the Club requested the status. The Senior Club also wants to start 2 times a year bus trips, with the bus being paid by the Borough.

Mayor Vaccaro mentioned the town did pay for the buses, and the people going on the trip paid a fee. Asked if the trips were for Club members only, or any seniors.

C/Bauer mentioned having 1 bus, on a first come first served basis and priority for Moonachie residents.

Mayor mentioned that there is money in the budget for the seniors, and bus trips were fine.

C/Kinsella mentioned needing to schedule a meeting with C/Martinez and the Fire Department.

Mayor Vaccaro mentioned the Fire Department discussed with him needing radios, and he asked the grant consultant to see if there were grants available. Mentioned that Charlie Pallas turned 100.

C/Kinsella mentioned giving Mr. Pallas a proclamation.

Administrator Ciannamea mentioned having a meeting at the Civic Center.

C/Kinsella mentioned presenting a proclamation to Mr. Pallas at the next Board of Education meeting.

PUBLIC HEARING: No one wished to be heard.

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

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

All ayes. So ordered.

Motion by C/Bauer and second by C/Cirillo to adjourn the meeting at 8:09 P.M.

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

All ayes. So ordered.

ATTEST:

Jennifer Cooney
Deputy Borough Clerk