

REGULAR MEETING called to order, Mayor Vaccaro in the chair, at the Municipal Building on Thursday June 22, 2023 7:02 P.M.

Mayor called for Pledge of Allegiance to the Flag.

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

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

Motion by C/Bauer and second by C/Cirillo to waive the Regular Order of Business.

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

All ayes. So ordered.

Presentation:

Mayor Vaccaro thanked C/Kinsella for the past 25 years of service to the Borough.

Presentation of plaque on behalf of the Governing Body.

C/Bauer congratulated C/Kinsella on her retirement.

C/Cirillo congratulated C/Kinsella and thanked her for her service, and wished her the best and will miss her.

C/Surak wished C/Kinsella the best and to enjoy her retirement.

C/Martinez congratulated C/Kinsella on her retirement and thanked her for her service.

C/Wende wished C/Kinsella the best in her retirement, and he will miss her.

Administrator Ciannanea thanked C/Kinsella for her service to the Borough and helping create a good relationship with the school.

Attorney Migliorino thanked her for being an advocate for the residents and children in the Borough, and she will be missed.

C/Kinsella spoke about making the decision to retire, and thanked the residents for their support, her family, the Police Department, Fire Department and EMS, and spoke about plans to get involved in the Scholarship Fund.

FORMAL ACTION TAKEN AT EXECUTIVE MEETING OF JUNE 8<sup>TH</sup> 2023:

RESOLUTION #23-147

Approval of a contract with All Bergen Locksmiths to install (6) Grade 1 Entry Function Lever Locks for the Municipal Court Room Area in the amount of \$3,177.00.

RESOLUTION #23-148

Approval of a contract with Ben Shaffer Recreation for the Joseph Street Tennis Courts including installation and equipment in the amount of \$101,637.50 through the Bergen County Cooperative Bid #21-24.

RESOLUTION #23-149

Approval of emergency repairs of Fire Department Truck #800 for Rear Differential with Age's Auto in the amount of \$3,182.00.

RESOLUTION #23-150

Approval of Renewal of Plenary Retail Consumption License of Graycliff Catering Inc./ The Graycliff.

REGULAR MEETING OF JUNE 22, 2023:

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

RESOLUTION#23-151

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Nicholas J. Fugnitti be and is hereby appointed as Police Officer, upon completion of required psychological examination, , effective July 10<sup>th</sup> 2023, at the annual salary of \$42, 451.00.

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

All ayes. So ordered.

OATH OF OFFICE

ADMINISTERED BY Mayor Dennis Vaccaro

Police Officer Nicholas J. Fugnitti

Bible Held by Anthony and Lenore Fugnitti

Mayor Vaccaro congratulated Nicholas Fugnitti, and mentioned that his father served in the Police Department, and wished him the best.

Mayor Vaccaro turned over the meeting to C/Kinsella.

Motion by C/Cirillo and second by C/Bauer to approve Minutes of Regular Meeting of May 25, 2023.

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

All ayes. So ordered.

#### COMMUNICATIONS:

Bergen County Board of Commissioners- Resolution in recognition of LGBTQ+ Pride Month.

Thomas J. O'Connor, Attorney for Prologis, LP- three public hearing Notices for variance applications for Block 126, Lots 76, 79 & 80 in the Planning Board of Carlstadt for proposed minor façade improvements to the existing buildings.

Bergen County Utilities Authority- notice of submission of Flood Hazard Area Individual Permit applications to NJDEP for Block 106.01, Lots 1,4,5,6,7,8,9,10,11,13.01 & 13.04 in the Borough of Little Ferry.

Borough of Old Tappan- supporting S3906 , which would provide \$1.9 million of State Funds to repay debt, advance capital projects and provide property tax relief.

Motion by C/Wende and second by C/Surak to file communications.

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

All ayes. So ordered.

#### 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 12 months

George A. Koteen Associates, Inc.

290 Queen Anne Rd.

Teaneck, NJ 07666 - Payment of 40% of each refund, credit or adjustment.

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

#### RESOLUTION #23-152

WHEREAS, two proposals were received on March 7<sup>th</sup>, 2023, for Utility Bill Audit to include the Borough's Water, Electric and Gas bills for the prior 14 months; and

WHEREAS, at which time proposals were received from the following:

George A. Koteen Associates, Inc. 290 Queen Anne Road Teaneck, NJ 07074	40% of each refund, credit or adjustment which are secured for the prior period reviewed and future costs savings of 40% for a 24-month period
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Troy & Banks, Inc. 2216 Kensington Avenue Buffalo, NY 14226	22% of each refund, credit or rebate obtained by for prior overcharges, billing errors or costs in excess of those permitted by applicable contracts, tariffs, statutes, rules or negotiations, and future costs savings of 22% for a 12- month period.
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WHEREAS, the Borough's financial consultant reviewed the proposals and submitted a review to the Mayor and Council; and

WHEREAS, after review by the Mayor and Council, it is in the best interest of the Borough of Moonachie to approve and accept the lower of (2) proposals received; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the proposal of Troy & Banks, Inc. is hereby accepted; and

BE IT FURTHER RESOLVED, that the Borough Clerk and the Mayor be and are hereby authorized to enter into a contract with Troy & Banks, Inc. for the purposes of a Utility Bill Audit.

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

NEW BUSINESS:

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/Cirillo and second by C/Bauer to approve the following Resolutions:  
RESOLUTION #23-153

WHEREAS, the Borough's Police Department IT provider Dart Computer Service has provided a quote for the 2023 File Server Off-Site Back-up Service for the Police Department's computer network in the amount of \$2,880.00; and

WHEREAS, the Borough has not solicited multiple quotes due to the service being provided requires security clearance/training and has been determined to be proprietary in nature; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie be and is hereby approve the contract with Dart Computer Service for the 2023 File Server Off-Site Back-up Service for the Police Department's computer network in the amount of \$2,880.00.

#### RESOLUTION #23-154

WHEREAS, the Borough's Finance Software provider Edmunds GovTech has provided the Borough with a quote for Hosting Services in the amount of \$4,400.00; and

WHEREAS, this would include all updates to the software and expansive data storage with redundant data backups at off-site locations which would enable the Borough to maintain workflow during and after a crisis; and

WHEREAS, the Borough has solicited a quote from their current IT provider to provide off-site data storage and based upon their review Edmunds appears to be the lowest responsible quoter; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie the contract with Edmunds GovTech for their Hosting Services of the Borough's Finance Software in the amount of \$4,400.00 be and is hereby approved.

#### RESOLUTION #23-155

WHEREAS, Moonachie Liquor LLC trading as Moonachie Liquors, 46 Moonachie Road, Moonachie, New Jersey, has applied for a renewal of their PLENARY RETAIL DISTRIBUTION LICENSE for 2023-2024; and

WHEREAS, no objections have been filed with the Borough Clerk to date and Moonachie Liquor LLC has complied with all legal requirements;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail Distribution License 0237-44-001-003, be and is hereby approved.

#### RESOLUTION #23-156

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Improvements to Empire Blvd – Phase 2 project.

NOW, THEREFORE, BE IT RESOLVED that Council of the Borough of Moonachie formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2024 - Improvements to Empire Blvd- Phase 3 – 00070 to the New Jersey Department of Transportation on behalf of the Borough of Moonachie.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Moonachie and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION #23-157

WHEREAS, Borough of Moonachie and Board of Education of Borough of Moonachie desire under the authority of the Uniform Shared Services and Consolidation Act, N.J.S.A.40A: 65-1 et seq., to enter into an agreement with each other for the Service of Special Law Enforcement Officer III for the purpose of school security; and

WHEREAS, it is in the best interest of the Borough of Moonachie, to enter into a Shared Service Agreement to provide services of Special Law Enforcement Officer III for the purpose of school security; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Moonachie that the Mayor and the Borough Clerk are hereby authorized to sign a Shared Services Agreement for a period of three (3) years.

RESOLUTION #23-158

WHEREAS, BAZZARELLI PIZZERIA & RESTAURANT, INC. trading as BAZZARELLI’S PIZZERIA AND RESTAURANT INC. 117 Moonachie Road, Moonachie, New Jersey has applied for a renewal of their PLENARY RETAIL CONSUMPTION LICENSE for 2023-2024; and

WHEREAS, no objection have been filed with the Borough Clerk to date, and BAZZARELLI PIZZERIA & RESTAURANT, INC. has complied with all legal requirements;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail consumption License 0237-33-007-002, be and is hereby approved.

RESOLUTION #23-159

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the Mayor is hereby authorized to sign an agreement with Police Chief Richard Behrens, subject to the approval of the Police Committee and Borough Attorney.

RESOLUTION #23-160

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Sean Sabato be and is hereby appointed as part-time Police Communication Clerk, at the hourly rate of \$21.51.

RESOLUTION #23-161

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the Mayor is hereby authorized to sign an agreement (DPW) with International Brotherhood of Teamsters Local Union 11, subject to approval of the DPW Committee and Borough Attorney.

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

BILLS:

CHECK	CURRENT ACCOUNT	AMOUNT
10581	IIA FIRE DEPARTMENT TESTING	2,500.75
10582	VERIZON	1,495.50

10583	VERIZON	45.55
10584	LOWE'S HOME CENTER INC.	75.96
10585	HOMETOWN AUTO PARTS	47.99
10586	RICHFIELD FARMS & GARDEN CENT	743.49
10587	HARRIS UNIFORMS	420.00
10588	ULINE, INC.	1,271.49
10589	DKL CONSULTING	756.00
10590	FIRE & SAFETY SERVICES LTD.	153.46
10591	READY REFRESH	69.00
10592	LOWE'S HOME CENTER INC.	114.74
10593	ASSOCIATED APPRAISAL GROUP	1,250.00
10594	MILLENIUM STRATEGIES	1,500.00
10595	AXON ENTERPRISE INC.	3,510.26
10596	LOWE'S HOME CENTER INC.	290.48
10597	ZEP SALES & SERVICE	245.93
10598	HOMETOWN AUTO PARTS	406.75
10599	C&C TIRE	507.56
10600	GO2GUIDES,LLC	95.45
10601	DART COMPUTER SERVICES INC.	300.00
10602	DART COMPUTER SERVICES INC.	362.50
10603	ANDREW FINCH	320.00
10604	GATES FLAG & BANNER CO. INC.	258.28
10605	C&C TIRE	507.56
10606	SIGNALSCAPE, INC.	1,470.56
10607	LINDE GAS & EQUIPMENT INC.	136.02
10608	LINDE GAS & EQUIPMENT INC.	93.15
10609	TROPHY KING	60.00
10610	LEXIS NEXIS RISK SOLUTIONS	30.50
10611	SOME'S UNIFORMS	121.50
10612	C&C TIRE	494.72
10613	RIO VISTA LANDSCAPING LLC	3,910.00
10614	ALTONA CUSTOM METAL LLC	1,320.00
10615	ROBIN'S QUALITY LANDSCAPING	2,000.00
10616	W.E. TIMMERMAN	36.32
10617	SWINTEC EAST	200.00
10618	SHRED IT USA	119.99
10619	MARLIN BUSINESS BANK	150.49
10620	NATIONAL FIRE PROTECTION ASSOC	1,552.50
10621	ANJR	184.00
10622	BOSWELL ENGINEERING	307.50
10623	VEOLIA WATER NEW JERSEY	370.32
10624	VEOLIA WATER NEW JERSEY	68.38
10625	VEOLIA WATER NEW JERSEY	205.09
10626	KONICA MINOLTA BUSINESS SOL.	1,063.00
10627	IRON MOUNTAIN	1,817.13
10628	REDICARE LLC	75.00
10629	REDICARE LLC	75.00
10630	DOMESTIC UNIFORM RENTAL	273.55
10631	HOMETOWN AUTO PARTS	325.65
10632	HOMETOWN AUTO PARTS	86.09
10633	HOMETOWN AUTO PARTS	307.41
10634	HOMETOWN AUTO PARTS	116.88
10635	DAVID WEBER OIL COMPANY	2,095.10
10636	JOSEPH SMENTKOWSKI	9,170.91
10637	LIFESAVERS INC.	89.50
10638	JOSEPH SMENTKOWSKI	6,234.38
10639	GET A CAN INC.	3,150.33

10641	IIA FIRE DEPARTMENT TESTING	1,023.73
10642	BOSWELL ENGINEERING	205.00
10643	BOARD OF EDUCATION	792,572.50
10644	DKL CONSULTING	1,318.50
10645	VERIZON	594.65
10646	VERIZON	259.99
10647	VEOLIA WATER NEW JERSEY	183.80
10648	VEOLIA WATER NEW JERSEY	205.65
10649	BERGEN MUNICIPAL EMPLOYEE BENE	129,279.00
10650	PALISADES SALES CORPORATION	585.00
10651	REYNWOOD COMMUNICATIONS	728.64
10652	MANSFIELD OIL COMPANY	6,224.80
10653	HOMETOWN AUTO PARTS	208.77
10654	DELAGÉ LANDEN FINANCIAL SERVIC	199.99
10655	NORTH JERSEY MEDIA GROUP	172.08
10656	VIP CAR WASH	198.00
10657	AGE'S AUTO LLC.	3,182.00
10658	SOL RIVERA-VILLON	210.00
10659	LORCO PETROLEUM SERVICES	600.00
10660	DELAGÉ LANDEN FINANCIAL SERVIC	260.00
10661	FEDEX TECH CONNECT REVENUE SER	23.53
10662	W.B.MASON'S COMPANY INC.	61.68
10663	BERGEN COUNTY FIRE PREVENTION	200.00
10664	HOME DEPOT CREDIT SERVICES	86.92
10665	BERGEN COUNTY UTILITIES AUTHOR	5,767.09
10666	BERGEN COUNTY UTILITIES AUTHOR	8,733.05
10667	VERIZON	269.68
10668	MODERN PROPANE	12.98
10669	DELAGÉ LANDEN FINANCIAL SERVIC	199.99
10670	DELAGÉ LANDEN FINANCIAL SERVIC	199.99
10671	AGE'S AUTO LLC.	731.00
10672	NORTH JERSEY MEDIA GROUP	119.28
10673	SHRED IT USA	120.18
10674	W.B.MASON'S COMPANY INC.	400.78
10675	DKL CONSULTING	756.00
10676	NJ ADVANCE MEDIA	201.48
10677	AQUA FRESCA AND JAVA LLC	150.00
10678	FIRE & SAFETY SERVICES LTD.	675.51
10679	READY REFRESH	126.90
10680	READY REFRESH	53.32
10681	READY REFRESH	96.75
10682	WORLD INSURANCE ASSOCIATES LLC	300.00
10683	MCI COMM SERVICE	170.02
10684	VEOLIA WATER NEW JERSEY	57.50
10685	VERIZON	150.64
10686	VERIZON	624.30
10687	VERIZON	993.53
10688	VERIZON	269.68
10689	VERIZON WIRELESS	1,090.11
10690	PHILIP A. FACENDOLA	78.95
10691	BOROUGH OF MOONACHIE TRUST ESC	523.35
10692	VERIZON	704.83
10693	VERIZON	44.56
10694	BERGEN COUNTY UTILITIES AUTHOR	11,161.93
10695	READY REFRESH	69.00
10696	NATIONAL FIRE PROTECTION ASSOC	175.00
10697	MATADOR TOURS	400.00

10698	STATE TOXICOLOGY LABORATORY	90.00
10699	W.B.MASON'S COMPANY INC.	17.90
10700	AXON ENTERPRISE INC.	990.00
10701	DESIGN-N-STITCH	95.00
10702	METRO FIRE & SAFETY EQUIPMENT	235.00
10703	W.B.MASON'S COMPANY INC.	195.36
10704	BLUE 360 MEDIA, LLC	165.75
10705	W.B.MASON'S COMPANY INC.	19.96
10706	BOSWELL ENGINEERING	205.00
10707	NFIP DIRECT SERVICING AGENT	8,893.00
10708	STANDARD INSURANCE	1,814.66
10709	BOROUGH OF MOONACHIE UNEMPLOYM	10,000.00
10710	BOROUGH OF MOON. GEN CAP ACCT	329,000.00
10711	MERIT TROPHIES	168.45
10712	VERIZON	1,491.91
10713	DKL CONSULTING	810.00
10714	BOROUGH OF MOON. GEN CAP ACCT	890,000.00
60993	FRANK CARDONE	1,600.00
60994	VALLEY NATIONAL BANK	100.00
60995	VALLEY NATIONAL BANK	100.00
60996	VALLEY NATIONAL BANK	250.00
60997	VALLEY NATIONAL BANK	100.00
<b>TOTAL</b>		<b>2,275,313.27</b>
CHECK	CURRENT ACCOUNT	AMOUNT
10554	FRANK CARDONE	VOID
10640	IIA FIRE DEPARTMENT TESTING	VOID
NON-CHECK PAYMENT	CURRENT ACCOUNT	AMOUNT
NON-CHECK PAYMENT	BOROUGH OF MOONACHIE PAYROLL A	201,950.39
NON-CHECK PAYMENT	BOROUGH OF MOONACHIE PAYROLL A	185,709.83
NON-CHECK PAYMENT	PRIMEPAY, LLC	126.16
NON-CHECK PAYMENT	BOROUGH OF MOONACHIE PAYROLL A	206,319.37
<b>TOTAL</b>		<b>594,105.75</b>
CHECK	TRUST ACCOUNT	AMOUNT
1722	THE CENTER FOR ALCOHOL & DRUG	750.00
1723	BOSWELL ENGINEERING	368.00
<b>TOTAL</b>		<b>1,118.00</b>
CHECK	CAPITAL ACCOUNT	AMOUNT
467	BOSWELL ENGINEERING	176.00
468	BOSWELL ENGINEERING	42.50
469	BOSWELL ENGINEERING	692.00
470	BOSWELL ENGINEERING	205.00
471	NORTH JERSEY MEDIA GROUP	150.96

472	DAIMON SOUNDPROOFING LLC	3,300.00
473	ULINE, INC.	752.39
<b>TOTAL</b>		<b>5,318.85</b>
CHECK	SEWER OPERATING ACCOUNT	AMOUNT
1195	DKL CONSULTING	324.00
1196	VERIZON	44.56
1197	LOWE'S HOME CENTER INC.	402.54
1198	LOWE'S HOME CENTER INC.	377.38
1199	DKL CONSULTING	526.50
1200	VERIZON	44.56
1201	VEOLIA WATER NEW JERSEY	114.90
1202	BERGEN MUNICIPAL EMPLOYEE BENE	8,747.00
1203	UNIVERSAL ELECTRIC MOTOR	2,394.00
1204	VIPERJET LLC	11,500.00
1205	EDWARD J.ALBERT & SON INC.	1,391.88
1206	DKL CONSULTING	324.00
1207	VERIZON	44.56
1208	VEOLIA WATER NEW JERSEY	114.90
1209	VERIZON	58.68
1210	BOROUGH OF MOONACHIE	75,000.00
1211	DKL CONSULTING	360.00
1212	VERIZON	44.56
<b>TOTAL</b>		<b>101,814.02</b>
CHECK	SEWER OPERATING ACCOUNT	AMOUNT
1190	EDWARD J.ALBERT & SON INC.	VOID
NON-CHECK PAYMENT	SEWER OPERATING ACCOUNT	AMOUNT
NON-CHECK PAYMENT	BOROUGH OF MOONACHIE PAYROLL A	8,273.66
NON-CHECK PAYMENT	BOROUGH OF MOONACHIE PAYROLL A	9,271.71
NON-CHECK PAYMENT	BOROUGH OF MOONACHIE PAYROLL A	7,992.33
<b>TOTAL</b>		<b>25,537.70</b>
CHECK	DOG ACCOUNT	AMOUNT
85	N.J. DEPT. OF HEALTH AND SENIO	10.80
<b>TOTAL</b>		<b>10.80</b>
CHECK	SUMMER RECREATION ACCOUNT	AMOUNT
180	PHILIP A. FACENDOLA	130.19
<b>TOTAL</b>		<b>130.19</b>

Motion by C/Surak and second by C/Cirillo to approve the payment of bills.

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



## FINAL PASSAGE OF ORDINANCE:

**ORDINANCE #2023-6**  
**CALENDAR YEAR 2023**  
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION**  
**LIMITS AND TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Mayor and Council of the Borough of Moonachie in the County of Bergen finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Mayor and Council hereby determines that a 1% increase in the budget for said year, amounting to \$83,437 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the of the Borough of Moonachie, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Moonachie shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1%, amounting to \$83,437, and that the CY 2023 municipal budget for the Borough of Moonachie be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The Borough Clerk has presented an affidavit showing that advertisement had been made according to law.

PUBLIC HEARING ON ORDINANCE #2023-6: No one wished to be heard.

Motion by C/Cirillo and second by C/Martinez 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 adopt Ordinance#2023-6.

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

All ayes. So ordered.

## 2023 BUDGET:

Motion by C/Wende and second by C/Martinez to approve following Resolution:

**RESOLUTION#23-162**

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Moonachie has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2023 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Moonachie that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes.

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

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

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

RESOLUTION#23-163

Resolution Re: Waiver of Reading in Full of the 2023 Budget

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the public hearing, and

WHEREAS, the Borough of Moonachie has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2023.

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

Administrator Ciannamea mentioned that in the budget, the municipal portion tax increase is 1.5% or 55 for the average assessed house.  
Mayor Vaccaro spoke about budget planning for the future to minimize increases.

PUBLIC HEARING ON 2023 MUNICIPAL BUDGET: No one wished to be heard.

Motion by C/Cirillo and second by C/Bauer to close Public Hearing (Budget).  
ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Surak, Wende.  
All ayes. So ordered.

ADOPTION OF 2023 MUNICIPAL BUDGET:

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

**RESOLUTION #23-164**

Be it Resolved by the COUNCIL MEMBERS of the BOROUGH  
of MOONACHIE, County of BERGEN that the budget hereinbefore set forth is  
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and  
authorization of the amount of:

- (a) \$ 9,301,815.00 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ - (Item 5 Below) Minimum Library Tax

1. General Revenues				SUMMARY OF REVENUES	
Surplus Anticipated				08-100	\$ 1,740,000.00
Miscellaneous Revenues Anticipated				13-099	\$ 2,175,599.00
Receipts from Delinquent Taxes				15-499	\$ 100,000.00
AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11)				07-190	\$ 9,301,815.00
AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:					
Item 6, Sheet 42				07-195	\$ -
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)				07-191	\$ -
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY					\$ -
To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:					
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)				07-191	
AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX				07-192	\$ -
Total Revenues				13-299	\$ 13,317,414.00

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:		XXXXXX	XXXXXXXXXXXXXX
Within "CAPS"		XXXXXX	XXXXXXXXXXXXXX
	(a & b) Operations Including Contingent	34-201	\$ 7,276,545.00
	(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 1,405,823.00
	(g) Cash Deficit	46-885	\$ -
Excluded from "CAPS"		XXXXXX	XXXXXXXXXXXXXX
	(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 1,311,799.00
	(c) Capital Improvements	44-999	\$ 890,000.00
	(d) Municipal Debt Service	45-999	\$ 1,183,247.00
	(e) Deferred Charges - Municipal	46-999	\$ -
	(f) Judgments	37-480	\$ -
	(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	\$ -
	(g) Cash Deficit	46-885	\$ -
	(k) For Local District School Purposes	29-410	\$ -
	(m) Reserve for Uncollected Taxes	50-899	\$ 1,250,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)		07-195	
Total Appropriations		34-499	\$ 13,317,414.00

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

PUBLIC HEARING (Regular): No one wished to be heard.

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

RESOLUTION #23-165

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, Martinez, Surak, Wende.  
All ayes. So ordered.

Motion by C/Cirillo and second by C/Bauer to close Closed Session at 7:40 P.M.

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

All ayes. So ordered.

Mayor Vaccaro mentioned that in Closed Session there was discussion about personnel and an attorney's letter that will be sent to individual regarding health insurance payment.

Motion by C/Bauer and second by C/Kinsella to adjourn the meeting at 7:41 P.M.

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

All ayes. So ordered.

ATTEST:

Supriya Sanyal

Borough Clerk