

**BOROUGH OF BERGENFIELD
MAYOR & COUNCIL REGULAR MEETING
8:00 P.M.
JANUARY 17, 2017**

1. Meeting called to order at _____ p.m.

2. **OPEN PUBLIC MEETINGS ACT STATEMENT – Mayor Schmelz**

In compliance with the Open Public Meetings Act, the notice requirements have been satisfied. Meeting dates for the year are confirmed at the Annual Meeting. The Annual Notice is sent to the Record, Star Ledger, Twin Boro News, and Cablevision, placed on two Municipal Bulletin Boards and is on file in the Office of the Borough Clerk. In case of an emergency, exits are to the rear and your left. Please turn off all cell phones.

3. Roll Call:

Roll Call	Present	Absent
Councilman Lodato		
Councilman Deauna		
Councilman Amatorio		
Councilwoman Kornbluth		
Councilman Rivera		
Vacancy		
Mayor Schmelz		

4. Salute to the Flag

5. Agenda Changes – additions or revisions

6. Approval of Minutes

MOTION OFFERED by Council _____, **SECOND** by Council _____, to approve minutes of the January 1, 2017 Sine Die 2016 Meeting and January 1, 2017 Reorganization Meeting. All present voting in favor _____.

7. Presentations

- A. Proclamation – Charles K. Steinel (*Mayor & Council*)
- B. Proclamation – P. Christopher Tully (*Mayor & Council*)
- C. Councilmember Appointment (*Council President Amatorio*)
- D. Top Cop of the Year Award (*Police Chief Madalone*)
- E. Proclamation in honor of Martin Luther King Jr. Day (*Mayor & Council*)
- F. Proclamation in honor of Human Trafficking Awareness Month (*Mayor & Council*)

8. Verbal Communications I

Mayor Schmelz opens the meeting and invites the public for comments on agenda items only and asks if anyone present wishes to be heard. Please be advised there will be a limit of five (5) minutes per speaker.

There being no one else who wishes to be heard, Mayor Schmelz closes Verbal Communications I.

9. Correspondence

- | | |
|---|---|
| A. Inglis/BHS Boys Soccer | RE: Coin Toss Request – April 1 st from 9:00 a.m. to 2:00 p.m. |
| B. Kradenski/Bergenfield Little League | RE: Coin Toss Request – March 25 th , April 8 th , April 29 th , and May 6 th from 10:00 a.m. to 1:00 p.m. |
| C. Quinn/Council of Irish Associations of Greater Bergen County | RE: Request to hold 36 th Annual Saint Patrick's Day Parade – March 12 th at 1:30 p.m. |
| D. Tavitian/Shade Tree Committee | RE: Request to Use Cooper's Pond – July 10 th at 7:30 p.m. |
| E. Lodato/Board of Fire Directors | RE: Personnel Action dated January 10, 2017 |

MOTION OFFERED by Council _____, **SECOND** by Council _____, to approve correspondence Items A through E. All present voting in favor _____.

10. Consent Agenda

CONSENT RESOLUTION 17-/. All matters listed below are considered by the Governing Body to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Governing Body, that item will be removed from the Consent Agenda and considered separately.

- a. 17-/To Pay Bills
- b. 17-/To Approve Raffle Applications 1311 & 1312 (*Borough Clerk*)
- c. 17-/To Approve Transfer of Appropriation Reserves (*CFO*)
- d. 17-/To Approve 2017 Duty Tow Companies (*Borough Administrator*)
- e. 17-/To Accept Resignation – Jose Verona (*Borough Administrator*)
- f. 17-/To Approve Amending Resolution #16-318 (*Borough Administrator*)
- g. 17-/To Approve Part-time Hires – DPW Laborers (*Borough Administrator*)
- h. 17-/To Approve NJDOT Grant Application and Execute a Grant Contract – West Central Avenue Roadway Improvement Project (*Borough Administrator*)
- i. 17-/To Authorize Entering Cooperative Pricing System - Riverside Cooperative with lead agency Borough of Northvale (*Borough Administrator*)
- j. 17-/To Accept Proposal and Execute Contract – New Wave Car Wash (*Borough Administrator*)
- k. 17-/To Authorize Tax Refund – 41-45 South Washington Avenue (*Tax Collector*)
- l. 17-/To Authorize Tax Refund – 207 North Washington Avenue (*Tax Collector*)
- m. 17-/To Authorize Refund of Redemption Monies to Outside Lien Holder for TTL#14-00013 (*Tax Collector*)
- n. 17-/To Authorize Tax Refunds – 87 Dudley Drive & 34 Thames Boulevard (*Tax Collector*)
- o. 17-/To Approve Borough Attorney Contract – John L. Schettino, Esq. (*Borough Administrator*)
- p. 17-/To Approve Borough Auditor Contract – Lerch, Vinci, & Higgins LLP – Paul Lerch, RMA (*Borough Administrator*)
- q. 17-/To Approve Bond Counsel Contract – Rogut, McCarthy, LLC – Steven Rogut, Esq. (*Borough Administrator*)
- r. 17-/To Approve Risk Manager Contract – GJEM Insurance Agency, Inc., Division of Otterstedt Agency (*Borough Administrator*)
- s. 17-/To Approve Labor Counsel Contract – Chasen, Leyner & Lamparello, PC – John L. Shahdanian II, Esq. (*Borough Administrator*)

- t. **17-/**To Approve Borough Engineer Contract – Remington, Vernick & Arango – Richard Arango (*Borough Administrator*)
- u. **17-/**To Approve Tax Appeal Counsel Contract – The Choi Law Group LLC – John H. Bang, Esq. (*Borough Administrator*)
- v. **17-/**To Approve Borough Appraiser Contract – Associated Appraisal Group (*Borough Administrator*)
- w. **17-/**To Accept Proposal and Award Contract – Contract Inspection and Contract Administration Services – FY 2015 Safe Route to School Bikeway Extension Project – Omsum Engineering LLC (*Borough Administrator*)

OFFERED by Council _____ **SECOND** by Council _____

Roll Call	Yes	No	Abstain	Absent	Recuse
LODATO					
DEAUNA					
AMATORIO					
KORNBLUTH					
RIVERA					
VACANCY					
SCHMELZ (tie)					

11. Unfinished Business

A. Resolutions

- 1. 17-006/Adopt By-Laws for 2017 (**Tabled 1-1-17**)

OFFERED by Council _____ **SECOND** by Council _____

Roll Call	Yes	No	Abstain	Absent	Recuse
LODATO					
DEAUNA					
AMATORIO					
KORNBLUTH					
RIVERA					
VACANCY					
SCHMELZ (tie)					

B. Recommendations and Nominations for Professionals

Mayor recommends and nominates Bruno Associates, Inc., as the Grant Writer and Consultant for a one-year term, term expiring 12/31/17. (**Tabled 1-1-17**)

MOTION by _____, seconded by _____, that the nomination be confirmed. All in favor _____

Mayor recommends and nominates Linda Schwager, Esq. as the Borough Prosecutor for a one-year term, term expiring 12/31/17. (**Tabled 1-1-17**)

MOTION by _____, seconded by _____, that the nomination be confirmed. All in favor _____

Mayor recommends and nominates _____ as the Alternate Borough Prosecutor for a one-year term, term expiring 12/31/17.

MOTION by _____, seconded by _____, that the nomination be confirmed. All in favor _____

Mayor recommends and nominates _____ as the Public Defender for a one- year term, term expiring 12/31/17.

MOTION by _____, seconded by _____, that the nomination be confirmed. All in favor _____

RESOLUTION 17-/To Confirm Professional Nominations and Authorize Execution of Contracts.

C. Recommendations and Nominations for Administrative Positions

Mayor recommends and nominates Robert Gillman as Director of Recreation for a one-year term, term expiring 12/31/17. **(Tabled 1-1-17)**

MOTION by _____, seconded by _____, that the nomination be confirmed. All in favor _____

RESOLUTION 17-/To Ratify the Director of Recreation Appointment for 2017.

D. Recommendations and Nominations for Boards and Committees

STIGMA FREE COMMITTEE

Mayor appoints the following to serve on the Stigma Free Committee for a one-year term, term expiring December 31, 2017. **(Tabled 1-1-17)**

Irina Cytowicz Tesoriero
Donna Flannery
Wendy Loszynski
Myrna Guzman
Nelson Reynoso
Carolyn Schmelz
Evy Stein
Meredith Yager
Anthony Cortes

MOTION by _____, seconded by _____, that the nominations be confirmed. R.C. All in favor _____

VETERANS ADVISORY COMMITTEE

Mayor recommends and nominates the following to serve on the Veterans Advisory Committee for a one-year term, expiring December 31, 2017. **(Tabled 1-1-17)**

Kevin Clancy
John Hickey
Thomas Lang
Martin Marquez
Ralph Ritter

Al Roberts
Richard Shimmel
James Stewart
Amos White

MOTION by _____, seconded by _____, that the nominations be confirmed. R.C. All in favor _____

ZONING BOARD OF ADJUSTMENT

_____ recommends and nominates the following to serve as members of the Zoning Board of Adjustment: **(Tabled 1-1-17)**

Charles Steinel	Member, 4-year term exp. 12/31/20
Amnon Wenger	Member, term exp. 12/31/17 (unexp. Daly)
Rene Palma	Member, term exp. 12/31/17 (unexp. Pfannen)
_____	Alternate #1, 2-year term exp. 12/31/17 (unexp. Wenger)
_____	Alternate #2, 2-year term exp. 12/31/18

MOTION by _____, seconded by _____, that the nominations be confirmed. R.C. All in favor _____

- 12. New Business
 - A. Introduction of Ordinances

Motion that the following ordinance be introduced and passed on first reading and setting Tuesday, February 7, 2017 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Executive Chambers of the Bergenfield Borough as the place for a hearing on said ordinances.

ORDINANCE 17-2500 - AN ORDINANCE AMENDING CHAPTER 299 OF THE CODE OF THE BOROUGH OF BERGENFIELD, ENTITLED "VEHICLES AND TRAFFIC"

OFFERED by Council _____ **SECOND** by Council _____

Roll Call	Yes	No	Abstain	Absent	Recuse
LODATO					
AMATORIO					
STEINEL					
KORNBLUTH					
TULLY					
RIVERA					
SCHMELZ (tie)					

ORDINANCE 17-2501 - AN ORDINANCE AMENDING CHAPTER 186 OF THE CODE OF THE BOROUGH OF BERGENFIELD, ENTITLED "LAND DEVELOPMENT"

Motion that the following ordinance be introduced and passed on first reading and setting Tuesday, March 7, 2017 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Executive Chambers of the Bergenfield Borough as the place for a hearing on said ordinances.

OFFERED by Council _____ **SECOND** by Council _____

Roll Call	Yes	No	Abstain	Absent	Recuse
LODATO					
AMATORIO					
STEINEL					
KORNBLUTH					
TULLY					
RIVERA					
SCHMELZ (tie)					

13. Committee/Department Reports

MOTION offered by Council President Amatorio that the Committee/Department Reports be spread upon the minutes in full and filed. **SECOND** by _____. All in favor_____.

14. Verbal Communications II

Mayor Schmelz opens the meeting to Verbal Communications II and invites the public to comment on any subject, limited to five (minutes) per speaker.

There being no one else who wishes to be heard, Mayor Schmelz closes Verbal Communications II.

15. Council Comments

16. Closed Session

RESOLUTION **17-**/Authorizing the Governing Body to Enter into Closed Executive Session to discuss:

- A. Litigation/Attorney-Client Privilege
 - 1. Swim Club Update (*Borough Administrator*)
 - 2. George Reggo v. Borough of Bergenfield (*Borough Administrator*)
- B. Confidential
 - 1. Resident Health Services Matter (*Borough Administrator*)

17. Return To Open Session

Motion Offered by Council_____ **Second** by Council_____ All in favor_____.

18. Adjournment

There being no further business before the Mayor and Council a **MOTION** offered by _____, **SECOND** by _____, to adjourn the meeting at _____ p.m. All in favor_____.