

BOROUGH OF BERGENFIELD
MAYOR & COUNCIL REGULAR MEETING
8:00 P.M.
January 15, 2019

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		
Council Pres. Kornbluth		
Councilman Rivera		
Councilman Marte		
Mayor Schmelz		

4. Salute to the Flag was led by _____.

5. Agenda Changes – additions or revisions

6. Approval of Minutes

MOTION OFFERED by Council _____, **SECOND** by Council _____, to approve minutes of the 2018 Sine Die Meeting and 2019 Reorganization Meeting. All present voting in favor _____.

7. Presentations

A. Church of the Good Shepard (*Mayor Schmelz*)

B. Police Department Hires (*Police Chief Madalone*)

1. Oath of Office to SLEO III – Francis Guanci

❖ Biography of Francis Guanci

❖ **Resolution 19-020**/To Hire Francis Guanci as SLEO III in the Bergenfield Police Department.

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

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

2. Oath of Office to SLEO III – Mark Criscuolo

- ❖ Biography of Mark Criscuolo
- ❖ **Resolution 19-021/To Hire Mark Criscuolo as SLEO III in the Bergenfield Police Department.**

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

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

3. Oath of Office to SLEO III – Frank DaCosta

- ❖ Biography of Frank DaCosta
- ❖ **Resolution 19-022/To Hire Frank DaCosta as SLEO III in the Bergenfield Police Department.**

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

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

4. Oath of Office to SLEO III – John Kennedy

- ❖ Biography of John Kennedy
- ❖ **Resolution 19-023/To John Kennedy as SLEO III in the Bergenfield Police Department.**

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

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

C. Department Hires and Appointments

19-024/To Hire Part-Time Laborer – Timothy Dillon (Borough Administrator)

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

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

19-025/To Hire Per Diem Crossing Guard – David Lee (Police Officer Mader)

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

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

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. Merlo/Bergenfield Municipal Alliance

RE: Request to Reserve Memorial Park and Field for Fundraiser Softball Game/Saturday, May 4, 2019/8:00 a.m. to 3:00 p.m./Rain Date 5/11/19

B. Delarche/Lincoln School Parents'

RE: Request to Reserve Memorial Park and Field for 5th Grade Picnic/Friday, June 14, 2019/ 8:00 a.m. – 4:00 p.m./Rain Date 6/17/19

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

10. Ordinances

A. Introduction of Ordinances

Motion that the following ordinance be introduced and passed on first reading and setting Tuesday, February 5, 2019 at 8:00 p.m. or as soon thereafter as the matter can be heard as the date and time and the Executive Council Chambers of the Bergenfield Borough Hall as the place for a hearing on said ordinance.

19-2539- AN ORDINANCE TO ESTABLISH THE SALARY RANGE OF EMPLOYEES NOT SUBJECTED TO UNIONIZED CONTRACTURAL UNITS OF THE BOROUGH OF BERGENFIELD

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

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

11. Consent Agenda

CONSENT RESOLUTION 19-026. 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. **19-027/**To Approve Bill List
- b. **19-028/**To Approve Transfer of Appropriation Reserves *(CFO)*
- c. **19-029/**To Approve Tax Refund – 136 N. Washington Avenue *(Tax Collector)*
- d. **19-030/**To Authorize Refund of Redemption Monies to Outside Lien Holder for TTL #18-00002 *(Tax Collector)*
- e. **19-031/**To Authorize Refund of Redemption Monies to Outside Lien Holder for TTL #18-00001 *(Tax Collector)*
- f. **19-032/**To Authorize Tax Refund – 42 Portland Avenue *(Borough Administrator)*
- g. **19-033/**To Authorize Bid Specifications for Garbage Carts *(Borough Clerk)*
- h. **19-034/**To Approve Service Agreement for a Certified Recycling Professional (CRP) – Bergen County Utilities Authority *(Borough Administrator)*
- i. **19-035/**To Approve Memorandum of Understanding – The American Red Cross *(Emergency Management Coordinator)*
- j. **19-036/**To Approve Borough Attorney Contract – John L. Schettino *(Borough Administrator)*
- k. **19-037/**To Approve Borough Engineer Contract – Remington & Vernick *(Borough Administrator)*
- l. **19-038/**To Approve Borough Engineer Contract – T&M Associates *(Borough Administrator)*
- m. **19-039/**To Approve Bond Counsel Contract – Rogut McCarthy LLC *(Borough Administrator)*
- n. **19-040/**To Approve Labor Counsel Contract – Chasan Lamparello Mallon & Cappuzzo PC *(Borough Administrator)*
- o. **19-041/**To Approve Tax Appeal Counsel Contract – Gloria Oh Law Group LLC *(Borough Administrator)*

- p. **19-042/**To Approve Tax Appeal Counsel Contract – John H. Bang., The Choi Law Group LLC *(Borough Administrator)*
- q. **19-043/**To Approve Tax Appeal Counsel Contract – William Betesh, Boggia & Boggia *(Borough Administrator)*
- r. **19-044/**To Approve Borough Auditor Contract – Lerch, Vinci, & Higgins LLP *(Borough Administrator)*
- s. **19-045/**To Approve Risk Consultant Contract – GJEM-Otterstedt Insurance Agency *(Borough Administrator)*
- t. **19-046/**To Approve Grants Consultant Contract – Millennium Strategies LLC *(Borough Administrator)*
- u. **19-047/**To Approve Borough Appraiser Contract – Associated Appraisal Group, Inc. *(Borough Administrator)*
- v. **19-048/**To Approve Borough Prosecutor Contract – Franklin S. Montero *(Borough Administrator)*
- w. **19-049/**To Approve Alternate Borough Prosecutor Contract – Giannantonio & Roth LLC *(Borough Administrator)*
- x. **19-050/**To Approve Municipal Advisor Services Contract – Phoenix Advisors LLC *(Borough Administrator)*
- y. **19-051/**To Authorize Submission of Strategic Plan for Bergenfield Municipal Alliance Grant for Fiscal Year 2020 Form 1A and Approve Fiscal Grant Cycle July 2014 – June 2019 Form 1B *(Municipal Alliance)*

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

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

B. Resolutions

19-052/ RESOLUTION COMBINING SEVERAL AUTHORIZATIONS OF BONDS INTO A SINGLE ISSUE AND PRESCRIBING THE DETAILS AND BOND FORM THEREOF FOR \$11,700,000 GENERAL IMPROVEMENT BONDS DATED FEBRUARY 15, 2019

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

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

19-053/RESOLUTION AUTHORIZING THE PUBLICATION, PRINTING AND DISTRIBUTION OF A NOTICE OF SALE AND THE PUBLICATION OF A SUMMARY NOTICE OF SALE AND

PRESCRIBING THE FORMS THEREOF FOR \$11,700,000 GENERAL IMPROVEMENT BONDS, DATED FEBRUARY 15, 2019, APPROVING THE PREPARATION, DISTRIBUTION AND EXECUTION OF A PRELIMINARY AND A FINAL OFFICIAL STATEMENT FOR SUCH BONDS, UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE OF FINANCIAL INFORMATION, COVENANTING TO COMPLY WITH THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, AND AUTHORIZING VARIOUS MATTERS IN CONNECTION WITH ELECTRONIC BIDDING FOR THE BONDS

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

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

19-054/To Approve Bergen County Trust Fund Project Contract – Barrier Free (ADA Accessible Playground) – Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund Grant (*Borough Administrator*)

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

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

12. Unfinished Business

13. New Business

A. Bergenfield Little League Request for Banner on Washington Avenue (*Mayor Schmelz*)

B. 2019 Bergenfield Special Improvement District Budget (*Mayor Schmelz*)

1. **19-055/**To Introduce 2019 Budget of the Bergenfield Special Improvement District

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

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

14. Committee/Department Reports

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

15. 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.

16. Council Comments

17. Closed Session

RESOLUTION **19-056**/Authorizing the Governing Body to Enter into Closed Executive Session to discuss:

A. Attorney-Client Privilege

1. NAACP Matter (*Borough Administrator*)
2. Bergenfield v. Hoffmeister Plumbing (*Borough Administrator*)
3. Update on Contractor for Utility Infrastructure Repairs Matter (*Borough Administrator*)
4. Update on 60 W. Main Street Matter (*Borough Administrator*)
5. Update on 230 N. Washington Matter (*Borough Administrator*)
6. Update on Engineering Matters (*Borough Administrator*)
7. Update on Municipal Building Construction (*Borough Administrator*)

B. Personnel

1. Police Department Personnel Matter (*Borough Administrator*)
2. Health Department Personnel Matters (*Borough Administrator*)

C. Collective Bargaining/Agreements

1. P.B.A. Local 309 Agreement (*Borough Administrator*)
2. DPW Superintendent Agreement (*Borough Administrator*)

18. Return To Open Session

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

19. 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_____.