

**BOROUGH OF MIDLAND PARK
45 WITTE DRIVE
MIDLAND PARK NJ 07432
JANUARY 6, 2022**

7:30 P.M. REORGANIZATION MEETING MINUTES

On January 6, 2022 at 7:30 P.M., the Mayor and Council of Midland Park conducted a meeting in the Midland Park Social Hall located at 45 Witte Drive. Agenda items for this meeting were listed on the Borough website. There was also an option for the public to access the meeting electronically by dialing this Toll-Free number 1-866-899-4679, Access Code: 766-030-917.

Mayor Shortway called the meeting to order, noting the date as January 6, 2022, and that there was a 3-minute limit to each individual addressing the Governing Body during the Open Public portions of the meeting.

The **Mayor** called upon Pastor Karen Popjes, of the Midland Park Faith Reformed Church, who gave the evening's Invocation.

Boy Scout Honor Guard Troop #157 opened the Reorganization Meeting by leading all present in the Pledge of Allegiance.

Mayor Shortway read the Sunshine Law Statement - This meeting was held in accordance with the Sunshine Law, notice was published according to law with a copy on file in the Borough Clerk's Office and a copy posted on the bulletin board in the Municipal Building.

The Ceremonial Oath of Office was administered to **Council-Elect Kenneth Kruis** and **Council-Elect Keith DeBlasio** by **Judge James DeLuca**.

Mayor Shortway gave his opening remarks, thanked everyone for their continued dedication during these undefined times. He especially thanked out-going **Councilman Sansone** for his commitment to the Borough and Council these past years and look forward to his continued involvement in the community. The **Mayor** welcomed in-coming **Councilman Keith DeBlasio** and congratulated **Councilman Kenneth Kruis** on his third term in office.

Council President Iannone, Councilwoman DeLuca, Councilman Damiano, Councilwoman Peet, and Councilman Kruis thanked out-going **Councilman Sansone** and his family for all they have done for the Borough in the past six years and wished them well for the future. The Council looks forward to serving with **Councilman DeBlasio**.

2022

Roll Call:	Mayor Shortway	Present
	Councilman DeBlasio	Present
	Councilman Damiano	Present
	Councilman Kruis	Present
	Councilwoman DeLuca	Present
	Councilwoman Peet	Present
	Council President Iannone	Present

Also Present – Borough Administrator and Borough Clerk Wendy Martin

SELECTION OF 2022 COUNCIL PRESIDENT:

Nomination by: Councilman Iannone Seconded by: Councilwoman DeLuca
Name: Councilwoman Nancy Peet
Roll Call Vote:

Councilman DeBlasio	Aye
Councilman Damiano	Aye
Councilman Iannone	Aye
Councilman Kruis	Aye
Councilwoman DeLuca	Aye
Councilwoman Peet	Aye

APPOINTMENT OF 2022 FIRE DEPARTMENT:

Mayor Shortway will now administer the Oath of Office to the 2022 Elected Fire Department Board of Fire Officers.

	<u>Term</u>	<u>Expiring</u>
Chief Matthew Tauber	2 year	December 31, 2023
Assistant Chief Peter Hook	2 year	December 31, 2022 (filling balance of unexpired term)
Captain Chad Miller	2 year	December 31, 2023
Lieutenant Steven Rau	2 year	December 31, 2023
Lieutenant Griffin Kutcha	2 year	December 31, 2023

Captain Chad Miller and Lieutenant Steven Rau were not present. Their Oaths of Office will be administered at a later date. (February 23, 2022)

MOTIONS:

1. A Motion of the Governing Body acknowledging the Midland Park 2022 Volunteer Ambulance Corps Line Officers as:

Captain – John Lazzari
1st Lieutenant – Cathy Warbrick
2nd Lieutenant – Joseph Rector

Introduced by: Councilwoman DeLuca Seconded by: Council President Peet

Roll Call Vote:

Councilman DeBlasio	Aye
Councilman Damiano	Aye
Councilman Iannone	Aye
Councilman Kruis	Aye
Councilwoman DeLuca	Aye
Council President Peet	Aye

PROCLAMATIONS:

Councilman Iannone presented to the Midland Park Police Department
Councilman Damiano presented to the Midland Park Fire Department
Councilwoman DeLuca presented to the Midland Park Ambulance Corps

SELECTION OF 2022 COUNCIL REPRESENTATIVE TO PLANNING BOARD:

Nomination by: Councilman Iannone Seconded by: Council President Peet
Name: Councilman Kruis

Roll Call Vote: Councilman DeBlasio Aye
Councilman Damiano Aye
Councilman Iannone Aye
Councilman Kruis Aye
Councilwoman DeLuca Aye
Council President Peet Aye

2022 COUNCIL COMMITTEE LIAISONS:

Finance	Councilman Damiano/Councilman DeBlasio
Public Safety - Police	Councilman Iannone/Councilman Damiano
Public Safety – Fire/Ambulance	Councilwoman DeLuca/Councilman Kruis
Fire Prevention	Councilman Kruis/Councilman DeBlasio
Office of Emergency Management	Councilman Kruis/Councilman DeBlasio
Property Maintenance	Councilman Iannone/Councilman Damiano
Public Works	Councilman Damiano/Councilwoman DeLuca
Personnel	Councilman Iannone/Councilwoman DeLuca
Recreation	Councilman DeBlasio/Councilwoman DeLuca
Information Technology	Councilman DeBlasio/Councilman Iannone
Planning Board/Building Dept.	Councilman Kruis/Council President Peet
Ridgewood Water	Council President Peet/Councilman Kruis
Municipal Alliance Committee	Councilman DeBlasio/Council President Peet
Community Development	Mayor Shortway/Councilman Iannone
Board of Education	Council President Peet/Councilman Damiano
Board of Health	Council President Peet/Councilman Iannone
Chamber of Commerce	Councilman Damiano/Councilman Iannone
Economic Development	Mayor Shortway & Councilman Damiano
Library Board	Councilwoman DeLuca/Council President Peet

Roll Call Vote: Councilman DeBlasio Aye
Councilman Damiano Aye
Councilman Iannone Aye
Councilman Kruis Aye
Councilwoman DeLuca Aye
Council President Peet Aye

J.L.F. FUND COMMISSIONER: Council President Peet

Roll Call Vote: Councilman DeBlasio Aye
Councilman Damiano Aye
Councilman Iannone Aye
Councilman Kruis Aye
Councilwoman DeLuca Aye
Council President Peet Aye

APPOINTMENT OF THE 2022 STANDING COMMITTEES/BOARDS

Planning Board:

Mayor Harry Shortway Jr.	12/31/2022 Class I
Councilman Kenneth Kruis	12/31/2022 Class III
Michael Rau	12/31/2022 Class II
Stephanie Pantale	12/31/2024 Class IV

Robert Mulder	12/31/2022 Alternate #1
Isabel Duffy	12/31/2022 Alternate #2

Board Of Adjustment:

Mark Braunius	12/31/2025
Mark Divak	12/31/2023 Alternate #1

Board Of Recreation:

Alissa Leegwater	12/31/2024
Ashlee Riden	12/31/2024
Laurie Ten Kate	12/31/2024

Library Board:	Lorraine DeLuca, Mayor's Representative	12/31/2022
	Nancy Peet	Alternate
	Erin Ortandl	12/31/2026

Board Of Health:	Debra Dziubinsky	12/31/2025
	Miguel Garcia	12/31/2025
	Alexandra Zubok	12/31/2025

Economic Development Committee:

Mayor Shortway	12/31/2023
Councilman Damiano	12/31/2022
Russell Kamp (3 year)	12/31/2023
Joseph Angiello (3 year)	12/31/2023
Anthony Sikora (2 year)	12/31/2022
Denise Spell (2 year)	12/31/2022
Michael Libretta (1 year)	12/31/2022

Municipal Alliance Committee:	All One Year Appointments	
Susan Hartmann, Chairperson	Mayor Harry Shortway Jr.	Kathy LaMonte, Rec Coor.
Craig Rush, Superintendent Rep.	Maryalice Hagerty	Police Chief Mike Powderley
Officer Jason Tillson	Lt. Greg Kasbarian	Colleen Monahan
Jayne Burke, Treasurer		

Office Of Emergency Management:

Michael Rau, Coordinator – 3 year
Matthew Tauber, Deputy – 1 year
Officer Joseph Gaeta, Deputy – 1 year
Officer Thomas Bedoe, Deputy – 1 year

Local Emergency Planning Committee:	All 1 Year Appointments
John Lazzari, Ambulance Captain	Marie Cirasella, School Superintendent
Gina Behre, Board of Health	Wendy Martin, Borough Administrator
Carol Tyler, Tyco Animal Control	Mayor Harry Shortway Jr.
Fire Chief and DPW Superintendent	Police Chief Mike Powderley
Matthew Tauber	Mark Berninger, Construction Official
Michael Rau, Office of Emergency Mgt.	

Citizens Emergency Response Team (C.E.R.T.)

Kevin Topp, Coordinator	Nicholas Papapietro	Susan Hartmann
John Kiernan	Jay Goemat	Jackie Streelman
Donald DiCorcia	Paul Mensing	George Schmidt
Daniel J. Fischer	George Thompson Jr.	Daniel C. Fischer
Orrie Smith	Patricia McGlade	Kathy Marrazzo
Toni Carrea	Colleen Keegan	
Donald Allan	Cynthia Mahoney	

Special Officers:

Special Officer Glen Biswurm

Special Officer Robert Buono

Matrons:

Matron Lynn Ver Hage
Matron Sherri Gusta

Matron Cheryl Biswurm
Matron Diane Cebulsk

Roll Call:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

CONSENT AGENDA

All matters listed below are considered by the Borough Council to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Borough Council, that item will be removed from the Consent Agenda and considered separately:

Resolutions:

#001-2022 Delinquent Tax “Late Charge”

WHEREAS, the Governing Body may, pursuant to Chapter 75 of the Laws of 1991, fix the rate of interest to be charged for the non-payment of taxes, assessments, and municipal charges and to prescribe penalties for delinquencies;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Midland Park as follows:

1. All prior resolutions concerning the rate of interest to be charged for the Non-payment of taxes, assessments, or municipal charges are hereby rescinded.
2. The grace period is 10 calendar days.
3. The rate of interest to be charged for the non-payment of taxes, assessments, or municipal charges is hereby fixed, pursuant to statute, as follows: eight (8%) percent per annum on the first \$1,500.00 of the delinquency, and eighteen (18%) percent per annum on any amount in excess of \$1,500.00, to be calculated from the date the tax, assessment and municipal charges were payable until the date of actual payment.
4. In connection with any delinquency of taxes, assessments, or municipal charges in excess of \$10,000.00 which has not been paid prior to the end of a calendar year, there shall be imposed a penalty in a sum equal to six (6%) percent of the delinquency.
5. With respect to tax certificates held by the municipality, the following additional penalties shall be charged; two (2%) percent on the amount due over \$200.00 up to

\$5,000.00; four (4%) percent of the amount due over \$5,000.00 up to \$10,000.00; and six (6%) percent on the amount in excess of \$10,000.00.

#002-2022 Authorize Official Depositories

BE IT RESOLVED, by the Council of the Borough of Midland Park that the following banking institutions be and are hereby designated as official Borough Depositories for the year 2022.

Valley National Bank

T D Bank

New Jersey Cash Management Fund

#003-2022 Designation of Official Newspapers

BE IT RESOLVED, by the Council of the Borough of Midland Park, that the following be and are hereby designated as Official Borough Publications to be used throughout the year 2022 for advertising and notification of Borough Business:

THE RIDGEWOOD NEWSPAPERS, INC.

THE RECORD

THE STAR LEDGER

HAWTHORNE PRESS

HERALD NEWS

#004-2022 Authorizing Signatures on Borough Checks

BE IT RESOLVED, by the Council of the Borough of Midland Park, New Jersey that the following Borough Officials are hereby authorized to sign checks for the calendar year 2022.

Mayor	-	Harry Shortway Jr.
Council President	-	Nancy Peet
Chief Financial Officer	-	Laurie O'Hanlon
Borough Administrator	-	Wendy Martin

BE IT FURTHER RESOLVED, that all checks except payroll shall require two (2) signatures, Payroll checks shall require only one (1) signature. Signature cards with the signatures of the persons authorized to sign will be forwarded to all Borough Depositories.

#005-2022 Temporary Appropriations for 2022 Budget

WHEREAS, N.J.S.A. 40A:4-19, provides that where contracts, commitments, or payments are to be made prior to the final adoption of the 2022 budget, temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and,

WHEREAS, the date of this resolution is within the first ninety days of 2022; and,

WHEREAS, said temporary appropriations are limited to 26.25% of the total appropriations in the 2021 budget (\$11,603,195.25), exclusive of any appropriations made for Debt Service (\$111,692.02), and Capital Improvement Funds (\$350,000.00) in the said 2021 budget; that amount is \$2,924,644.59.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park, County of Bergen, State of New Jersey, that the following temporary appropriations are made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his or her records:

Administrative & Executive	Salaries & Wages	\$ 47,500.00
	Other Expenses	15,000.00
Financial Administration	Salaries and Wages	\$ 30,000.00
	Other Expenses	1,000.00
Assessment of Taxes	Salaries and Wages	\$ 15,000.00

	Other Expenses	1,500.00
Collection of Taxes	Salaries and Wages	\$ 23,000.00
	Other Expenses	500.00
Legal Services and Costs	Other Expenses	\$ 18,500.00
Engineering Services and Costs	Other Expenses	\$ 500.00
Public Building and Grounds	Salaries and Wages	\$ 15,750.00
	Other Expenses	10,000.00
Board of Adjustment	Salaries and Wages	\$ 2,500.00
	Other Expenses	500.00
Planning Board	Salaries and Wages	\$ 2,500.00
	Other Expenses	500.00
Insurance	Other Expenses	\$ 295,000.00
Other Insurance	Other Expenses	\$ 75,000.00
Fire Department	Other Expenses	\$ 2,000.00
Police Department	Salaries and Wages	\$ 800,000.00
	Other Expenses	30,000.00
	Dispatch	34,425.00
Uniform Fire	Salaries and Wages	\$ 9,000.00
	Other Expenses	250.00
Emergency Mgt Svc	Salaries and Wages	\$ 3,500.00
	Other Expenses	250.00
Department of Public Works	Salaries and Wages	\$ 160,000.00
	Other Expenses	25,451.60
Department of Public Works	Snow Storms	\$ 25,000.00
Recycling	Salaries and Wages	\$ 7,680.00
	Other Expenses	\$ 115,000.00
Sewer System	Other Expenses	\$ 1,000.00
NW Regional Health Commission	Other Expenses	\$ 20,100.00
Recreation	Salaries and Wages	\$ 25,750.00
	Other Expenses	\$ 7,300.00
Parks	Other Expenses	\$ 2,000.00
Property Maintenance	Salaries and Wages	\$ 2,000.00
Uniform Construction Code	Salaries and Wages	\$ 55,200.00
	Other Expenses	\$ 1,000.00
Utilities	Other Expenses	\$ 110,000.00
Statutory Expenditures	Other Expenses	\$ 324,272.00
Mayor and Council	Salaries and Wages	\$ 6,500.00
Municipal Clerk	Salaries and Wages	\$ 50,000.00
	Other Expenses	\$ 1,500.00
Vehicle Maintenance	Other Expenses	\$ 7,500.00
Animal Control	Other Expenses	\$ 3,420.00
Prosecutor	Salaries and Wages	\$ 2,212.00
I.T. Services	Salaries and Wages	\$ 25,000.00
	Other Expenses	\$ 750.00
Municipal Court	Salaries and Wages	\$ 36,500.00
	Other Expenses	\$ 500.00
	Public Defender	\$ 500.00
Memorial Public Library	Salaries and Wages	\$ 85,000.00
	Other Expenses	\$ 31,502.43

NW Bergen Utilities Authority	Other Expenses	\$ 286,675.00
Waldwick Pistol Range	Other Expenses	\$ 6,056.00
Ho-Ho-Kus Interlocal	Salaries	\$ 28,000.00
NJEIT/Fire Truck Loan/Bond	Other Expenses	<u>\$ 37,600.56</u>
TOTAL		\$ 2,924,644.59

#006-2022 Appointments for Professional Services for 2022 - Non Pay to Play

WHEREAS, a need exists for professional services for the Borough of Midland Park for the calendar year 2022 and

WHEREAS, funds are available for such services and have been properly appropriated in the temporary Local Municipal Budget; and

WHEREAS, N.J.S.A. 40A:11-1, (Local Public Contracts Law) allows municipalities to contract for such professional services without the drawing of specifications for the receipt of competitive bids,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park that the following appointments for professional services for the year 2022 be and are hereby approved.

The appointment of the following professionals is hereby authorized and directed:

Stephen Puntasecca	-	Municipal Risk Manager
N.W.B.C.U.A.	-	Licensed Sewer Operator Services
Steve Rogut, Esq.	-	Bond Counsel
(Rogut McCarthy Troy LLC)		
Northwest Regional	-	Health Services (Board of Health)
Health Commission		
BBG	-	Borough Appraiser
The Canning Group LLC	-	Qualified Purchasing Agent

BE IT FURTHER RESOLVED, by the Council of the Borough of Midland Park that aforementioned appointments for professional services be published in accordance with the Local Public Contracts Law.

#007-2022 Authorization for Tax Lien Sale by Tax Collector

BE IT RESOLVED, by the Council of the Borough of Midland Park that the Collector of Taxes for the Borough of Midland Park is hereby authorized to conduct the annual sale of delinquent taxes for the Calendar Year 2021.

#008-2022 Order of Business

BE IT RESOLVED, by the Council of the Borough of Midland Park, New Jersey that the following Order of Business will be adopted and performed at all Open Public Meetings of the Midland Park Borough Council for the year 2022:

1. Invocation
2. Flag Salute
3. Call to Order
4. Reading of Sunshine Law
5. Roll Call
6. Approval of Minutes
7. Public Comment (Open to the Public)
8. Liaison Reports and Comments
9. Administrator's Report
10. Ordinance on Final (when appropriate)
Public Hearing

11. Consent Agenda
12. Resolutions (Individual votes)
13. Ordinance on Introduction (when appropriate)
14. Motions
15. Old Business Discussed
16. New Business Discussed
17. Public Comment (Open to the Public)
18. Adjournment

#009-2022 Safe Deposit Box Signatures

BE IT RESOLVED, by the Council of the Borough of Midland Park, County of Bergen, State of New Jersey that the following Borough Officials and employees are hereby authorized to have access to the Borough of Midland Park's safety deposit box located at Valley National Bank, 67 Franklin Tpk., Waldwick, New Jersey, 07463:

Chief Financial Officer	-	Laurie O'Hanlon
Borough Administrator/Clerk	-	Wendy Martin
Council Representative	-	Nancy Peet
Mayor	-	Harry Shortway Jr.

BE IT FURTHER RESOLVED, that signature cards of the persons authorized to have access to the safety deposit box will be forwarded to Valley National Bank.

#010-2022 Tax Sale Advertising Fee

WHEREAS, N.J.S.A. 54:5-26 sets rules that govern the advertisement of tax sales; and

WHEREAS, N.J.S.A. 54:5-38 allows a "not to exceed" fee of \$25.00 for each mailing in lieu of advertisement to be charged in addition to the cost of the sale.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Midland Park, that the Collector of Taxes for the Borough of Midland Park is hereby authorized to charge the \$25.00 fee as per N.J.S.A. 54:5-38 for each set of notices mailed for a particular property. This is in addition to the cost of the sale.

#011-2022 Purchasing System

WHEREAS, the Code of the Borough of Midland Park, Section 2-29.3, creates the position of the Borough Purchasing Agent and establishes a Centralized Purchasing System; and

WHEREAS, The Borough's Qualified Purchasing Agent has prepared and updated the purchasing procedures manual in accord with the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1) and associated laws and rules to be utilized in the public bidding and procurement process; and

WHEREAS, Sean P. Canning, QPA has recommended the use of these documents and has requested the Borough Council approve same at no cost to the Borough; and

WHEREAS, the Borough of Midland Park governing body has determined the manual's accuracy in the use of procurement under the New Jersey Local Publics Contract Law (N.J.S.A 40A:11-1 et. Seq.), the Code of Federal regulations (2 C.F.R. § 200), and other associated guiding laws and documents; and

WHEREAS, the attached Purchasing Manual details rules and regulations for all Borough Officials, Department Heads, and Boards and Committee members,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park, County of Bergen, State of New Jersey, that it approves the purchasing procedures manual as attached, to be used in the public bidding and procurement process and hereby directs all procurement in the Borough to be in accord with said regulations, laws and authorizes the same be used to conduct bid openings and procurement in accord with New Jersey law.

#012-2022 New Jersey Tort Claim Act

WHEREAS, the New Jersey Tort Claims Act N.J.S.A. 59:8-6 provides that a public entity may adopt a form to be completed by claimants seeking to file a Notice of Tort Claim against the public entity; and

WHEREAS, the Borough of Midland Park is a public entity covered by the provisions of the New Jersey Tort Claims Act; and

WHEREAS, the Borough of Midland Park deems it advisable, necessary, and in the public interests to adopt a Notice of Tort Claim form in the form set forth in paragraphs 1 and 2 herein.

1. NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Midland Park, that the attached Notice of Tort Claim form be and hereby is adopted as the official Notice of Tort Claim form for the Borough of Midland Park; and

2. BE IT FURTHER RESOLVED, that all persons making claims against the Borough of Midland Park, pursuant to the New Jersey Tort Claims Act, N.J.S.A. 59:8-1 et seq., be required to complete the form herein adopted as a condition of compliance with the notice requirement of the New Jersey Tort Claims Act.

#013-2022 MetLife Dental Plan

BE IT RESOLVED, by the Council of the Borough of Midland Park that Gallagher Benefit Services, Inc. of 200 Jefferson Park, Whippany, New Jersey 07981 is designated agent of record and shall service the account at no additional cost to the Borough of Midland Park.

BE IT RESOLVED, by the Council of the Borough of Midland Park that the Borough will continue to contribute \$200.00 per year for each employee who is eligible to receive the Health Benefits offered by the NJ State Health Benefits Program.

BE IT RESOLVED, by the Council of the Borough of Midland Park that the following rates would be in effect for the optional dental benefits program offered through Met Life for the year 2022:

<u>COVERAGE LEVEL</u>	<u>PER PAY EMPLOYEE DEDUCTION</u>	<u>BOROUGH CONTRIBUTION</u>	<u>MONTHLY COST</u>
Employee Only (1-Party)	\$ 37.94	\$16.66	\$ 92.54
Employee & Spouse (2-Party)	\$ 70.77	\$16.66	\$ 158.20
Family Coverage (3-Party)	\$ 124.16	\$16.66	\$ 264.98

BE IT FURTHER RESOLVED, that this Resolution is for the year 2022, expiring on December 31, 2022.

#014-2022 Public Agency Compliance Officer

WHEREAS, the New Jersey Department of Treasury Affirmative Action Office has notified the Borough of its requirement to designate a Public Agency Compliance Officer (PACO); and,

WHEREAS, Wendy Martin, Borough Administrator/Clerk, is hereby recommended to serve as the Borough of Midland Park's PACO.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Midland Park as follows:

1. Wendy Martin is hereby designated Public Agency Compliance Officer for the Borough of Midland Park for the year 2022.
2. A certified copy of this Resolution shall be forwarded to New Jersey Department of Treasury, Affirmative Action Office.

#015-2022 Cash Management Plan

WHEREAS, it is in the best interest of the Borough of Midland Park to earn additional revenue through the investment and prudent management of its cash receipts; and

WHEREAS, N.J.S.A. 40A:5-14 requires the Borough of Midland Park to adopt a cash management plan on an annual basis; and

WHEREAS, the Cash Management Plan shall be designated to assure to the extent practicable, the investment of local funds in interest bearing accounts and may be modified from time to time in order to reflect changes in Federal and State law or regulations; and

WHEREAS, the Chief Financial Officer shall make and be responsible for municipal deposits and investments, in the designated borough depositories, as outlined in a separate resolution; and

WHEREAS, pursuant to N.J.S.A. 40A:5-15, Chief Financial Officer shall deposit all funds, including moneys collected by taxation, within 48 hours after the receipt, to the credit of the local unit, in its designated legal depository; and

WHEREAS, the Chief Financial Officer is authorized and directed to invest surplus funds of the Borough of Midland Park, as the availability of the funds permit, to minimize the possibility of idle cash, without affecting the daily cash flow; and

WHEREAS, the Chief Financial Officer shall ensure that funds are borrowed for Capital projects in a timely manner, with terms minimizing the interest expense and other costs; and

WHEREAS, the Chief Financial Officer shall ensure that the accounting system provides regular information concerning the cash position and investment performance.

#016-2022 City Wide Towing License

WHEREAS, City Wide Towing, Inc. has applied to the Borough Clerk for a license to tow within the Borough of Midland Park; and

WHEREAS, a review by the Midland Park Police Department into the qualifications and merit of the applicant and its drivers was conducted and has uncovered no reason to disqualify the applicant.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park that the Borough Clerk be and is hereby authorized to issue a license to City Wide Towing, Inc. to tow within the Borough of Midland Park for the year 2022.

#017-2022 All Points Towing License

WHEREAS, All Points Towing, Inc. has applied to the Borough Clerk for a license to tow within the Borough of Midland Park; and

WHEREAS, a review by the Midland Park Police Department into the qualifications and merit of the applicant and its drivers was conducted and has uncovered no reason to disqualify the applicant.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park that the Borough Clerk be and is hereby authorized to issue a license to All Points Towing, Inc. to tow within the Borough of Midland Park for the year 2022.

#018-2022 Authorize Participation in the Law Enforcement Support Office 1033 Program

WHEREAS, the Borough of Midland Park utilizes, State, County, regional and national contracts to obtain competitive pricing; and,

WHEREAS, the Midland Park Police Department has recommended the Borough participate in a surplus federal property program transformed to local law enforcement agencies administered through the New Jersey State Police as a procurement option; and,

WHEREAS, the Midland Park Borough Council shall have complete and full oversight of any equipment or vehicles acquired through the Law Enforcement Support Office 1033 Program.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park, County of Bergen, State of New Jersey that the Midland Park Police Department is allowed to participate in the Law Enforcement Support Office (LESO) 1033 program.

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Midland Park shall have complete oversight of the Law Enforcement Support Office 1033 program.

BE IT FURTHER RESOLVED, that the Midland Park Police Department is allowed to acquire property through the Law Enforcement Support Office program after prior review oversight and written permission from the Midland Park Borough Council.

BE IT FURTHER RESOLVED, that Lieutenant Gregory Kasbarian and Patrolman Joseph Gaeta, the Officers in Charge, are authorized to sign the Law Enforcement Support Office application.

Introduced by: Council President Peet **Seconded by:** Councilwoman DeLuca

Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

RESOLUTIONS:

Resolution #019-2022 Appoint Court Administrator – Allison Blau

BE IT RESOLVED, by the Council of the Borough of Midland Park that Allison Blau be appointed Administrator of the Municipal Court, at permanent employee status, who shall serve for a term of one year expiring December 31, 2022.

Introduced by: Councilman DeBlasio **Seconded by:** Councilman Iannone

Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #020-2022 Pay to Play – Robert T. Regan, Borough Attorney

WHEREAS, the Borough of Midland Park has a need to acquire Legal Counsel Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44a-20.4 or 20.5, as appropriate; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Robert T. Regan has completed and submitted a Business Entity Disclosure Certification which certifies that Robert T. Regan has not made any reportable contributions to a political or candidate committee in the Borough of Midland Park in the previous one year, and that the contract will prohibit Robert T. Regan from making any reportable contributions through the term of the contract; and

WHEREAS, Laurie O’Hanlon, Chief Financial Officer of the Borough of Midland Park, certifies that adequate funds have been appropriated in the goods or services named within; and

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Midland Park authorizes the Mayor to enter into a contract with Robert T. Regan as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that this Resolution will be published as the law requires.

Introduced by:	Council President Peet	Seconded by: Councilman Kruis
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #021-2022 Pay to Play – Burgis Associates, Borough Planner

WHEREAS, the Borough of Midland Park has a need to acquire Professional Planning Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44a-20.4 or 20.5, as appropriate; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Burgis Associates has completed and submitted a Business Entity Disclosure Certification which certifies that Burgis Associates has not made any reportable contributions to a political or candidate committee in the Borough of Midland Park in the previous one year, and that the contract will prohibit Burgis Associates from making any reportable contributions through the term of the contract, and

WHEREAS, Laurie O’Hanlon, Chief Financial Officer of the Borough of Midland Park, certifies that adequate funds have been appropriated in the goods or services named within.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Midland Park authorizes the Mayor to enter into a contract with Burgis Associates as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that this Resolution will be published as the law requires.

Introduced by:	Councilwoman DeLuca	Seconded by: Councilman Iannone
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #022-2022 Pay to Play – Donohue, Gironda, Doria, & Tomkins, Borough Auditor

WHEREAS, the Borough of Midland Park has a need to acquire Auditing Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44a-20.4 or 20.5, as appropriate; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Donohue, Gironda and Doria has completed and submitted a Business Entity Disclosure Certification which certifies that Donohue, Gironda and Doria has not made any reportable contributions to a political or candidate committee in the Borough of Midland Park in the previous one year, and that the contract will prohibit Donohue, Gironda and Doria from making any reportable contributions through the term of the contract, and

WHEREAS, Laurie O’Hanlon, Chief Financial Officer of the Borough of Midland Park, certifies that adequate funds have been appropriated in the goods or services named within.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Midland Park authorizes the Mayor to enter into a contract with Donohue, Gironda and Doria as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that this Resolution will be published as the law requires.

Introduced by:	Councilman Damiano	Seconded by: Councilwoman DeLuca
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #23-2022 Pay to Play – Schwanewede/Halls Engineering

WHEREAS, the Borough of Midland Park has a need to acquire Engineering Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44a-20.4 or 20.5, as appropriate; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, Schwanewede/Hals Engineering has completed and submitted a Business Entity Disclosure Certification which certifies that Schwanewede/Hals Engineering has not made any reportable contributions to a political or candidate committee in the Borough of Midland Park in the previous one year, and that the contract will prohibit Schwanewede/Hals Engineering from making any reportable contributions through the term of the contract, and

WHEREAS, Laurie O’Hanlon, Chief Financial Officer of the Borough of Midland Park, certifies that adequate funds have been appropriated in the goods or services named within.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Midland Park authorizes the Mayor to enter into a contract with Schwanewede/Hals Engineering as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that this Resolution will be published as the law requires.

Introduced by:	Councilwoman DeLuca	Seconded by: Councilman Iannone
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #024-2022 Reappoint Michael Rau - Fire Prevention Official

WHEREAS, N.J.S.A.52:27D-126.2 et. Seq. provides that the term of office of the Fire Prevention Official shall be a one (1) year term and further prescribes the duties of such office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Midland Park that it does hereby reappoint Michael Rau as Fire Prevention Official of the Borough of Midland Park for an additional one (1) year term expiring December 31, 2022.

Introduced by:	Councilman Kruis	Seconded by: Council President Peet
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #025-2022 Reappoint Michael Rau - Emergency Telephone System Coordinator

WHEREAS, the Borough of Midland Park is required pursuant to State laws and the regulations of the State Department of Treasury to appoint a coordinator for the Borough's emergency telephone system ("9-1-1 System"); and

WHEREAS, the Municipal Coordinator of the 9-1-1 System is responsible for maintaining a plan for enhanced emergency services throughout the Borough and for developing such revisions to the plan as may be necessary for review by the Mayor and Council of the Borough; and

WHEREAS, the Borough is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

WHEREAS, the Borough has received a written recommendation from the Chief of Police of the Midland Park Police Department, requesting the appointment of Michael Rau as the Municipal Coordinator of the 9-1-1 System; and

WHEREAS, the Mayor and Council of the Borough are desirous of appointing Michael Rau to serve as Municipal Coordinator for the 9-1-1 System in accordance with the requirements and procedures mandated under N.J.S.A 52:17C-1 et seq. and N.J.A.C. 17:24-5.1 et seq.,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Midland Park as follows:

1. That Michael Rau of the Office of Emergency Management is hereby appointed to serve as the Municipal Coordinator for the Borough's 9-1-1 System.
2. That Michael Rau shall perform all such duties and carry out all of the responsibilities as set forth in the existing plan for enhanced emergency services throughout the Borough and in accordance with the requirements and procedures mandated under N.J.S.A. 52:17C-A et seq. and N.J.A.C. 17:24-51.1 et seq.
3. That no further action of the Borough shall be required.

Introduced by:	Councilman Kruis	Seconded by: Council President Peet
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #026-2022 Reappoint Michael Rau – Office of Emergency Management

Coordinator

WHEREAS, N.J.S.A. App.A:9-40.1 et. seq. provides that the term of the Office of Emergency Management Coordinator shall be a three (3) year term and further prescribes the duties of such office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Midland Park that it does hereby reappoint Michael Rau as Emergency Management Coordinator of the Borough of Midland Park for an additional three (3) year term-1 et. seq. effective January 1, 2022.

Introduced by:	Councilman DeBlasio	Seconded by: Councilman Kruis
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #027-2022 Appoint Professional Service – Phoenix Advisors, LLC

WHEREAS, the Borough of Midland Park requires the services of a Continuing Disclosure Agent and Independent Registered Municipal Advisor (IRMA); and

WHEREAS, such services are required to address issues pertaining to the issuance of a Municipal Bond, and to address specific financial requirements pertaining to such bond issues and to comply with requirements of the Securities and Exchange Commission; and

WHEREAS, Phoenix Advisors LLC, 625 Farnsworth Avenue, Bordentown New Jersey 08505 (Phoenix Advisors) has submitted a proposal for such services to Laurie O’Hanlon, Chief Financial Officer of the Borough of Midland Park; and

WHEREAS, such services constitute a Professional Service under the local public contract law.

BE IT FURTHER RESOLVED that the Governing Body hereby approves retroactively the services provided by Phoenix Advisors during the 2021 calendar year; and

NOW, THEREFORE, BE IT RESOLVED, that Phoenix Advisors is appointed as the Borough’s Continuing Disclosure Agent and IRMA for the calendar year 2022; and

BE IT FURTHER RESOLVED, that Mayor Harry Shortway, Jr., and Borough Clerk Wendy Martin are hereby authorized to execute such an agreement with Phoenix Advisors for such services.

Introduced by:	Councilman DeBlasio	Seconded by: Councilwoman DeLuca
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #028-2022 Appointment of Municipal Prosecutor – Joseph P. De Marco

WHEREAS, there exists a need to hire a Borough Prosecutor to fill the position in the Court System of the Borough of Midland Park; and

WHEREAS, the Borough Council and Mayor feel this candidate is suitable to administer the duties necessary for this position.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Midland Park, that Joseph P. De Marco, Esq., 109 Deerfield Terrace, Mahwah, N.J., be appointed as the Borough Prosecutor.

Introduced by:	Councilman Iannone	Seconded by: Councilwoman DeLuca
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #029-2022 Appointment of Public Defender - Peter A. Jeffer

WHEREAS, there exists a need to hire a Public Defender to fill the position in the Court System of the Borough of Midland Park; and

WHEREAS, the Borough Council and Mayor feel this candidate is suitable to administer the duties necessary for this position.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Midland Park, that Peter A. Jeffer, 212 Godwin Avenue, Midland Park, N.J., be appointed as the Public Defender for the year of 2022.

Introduced by:	Councilman Damiano	Seconded by: Council President Peet
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #030-2022 Appointment of Alternate Public Defender - James Addis

WHEREAS, the Court System of the Borough of Midland Park must fill the position of an Alternate Public Defender; and

WHEREAS, the Borough Council and Mayor feel this candidate is suitable to administer the duties necessary for this position.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Midland Park, that James Addis, Esq., Court Plaza South - East Wing, 21 Main Street, Hackensack, NJ 07601, be appointed as the Alternate Public Defender.

Introduced by:	Councilman DeBlasio	Seconded by: Councilwoman DeLuca
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #031-2022 - Appointment of Alternate Public Defender - Robert Metzdorf

WHEREAS, the Court System of the Borough of Midland Park must fill the position of an Alternate, Alternate Public Defender; and

WHEREAS, the Borough Council and Mayor feel this candidate is suitable to administer the duties necessary for this position.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Midland Park, that Robert Metzdorf, Esq., 244 Grand Avenue, Englewood, NJ 07631, be appointed as the Alternate, Alternate Public Defender.

Introduced by:	Council President Peet	Seconded by: Councilman Iannone
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #032-2022 - Appointment of Municipal Humane Law Enforcement Officer – Carol Tyler

WHEREAS, the New Jersey Legislature has adopted a law establishing the position of Municipal Humane Law Enforcement Officer; and

WHEREAS, pursuant to law, an application for such appointment has been submitted to the Chief of Police; and

WHEREAS, the Chief, has recommended Carol Tyler of Tyco Animal Control, be appointed to such position for the reason set forth therein.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that it does hereby appoint Carol Tyler, Kimberly Nangle, and Kristen Gunderson as Municipal Humane Law Enforcement Officers, effective January 1, 2022 expiring December 31, 2022; and

BE IT FURTHER RESOLVED, that the Municipal Humane Law Enforcement Officer shall comply with all requirements of law, including any training requirements in respect thereto, and shall be authorized to investigate and sign complaints, arrest violators, and otherwise act as an Officer for detection, apprehension, and arrest of offenders against the Animal Welfare and Animal Cruelty Laws for the State and Ordinances of the Borough as the case may be.

Introduced by:	Councilman Iannone	Seconded by: Councilwoman DeLuca
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Resolution #033-2022 – Mutual Aid Plan/Rapid Deployment Force

WHEREAS, the Police Departments in Bergen County have a day-to-day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

WHEREAS, Law Enforcement officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, man-made causes, civil unrest, and civil disobediences such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, terrorists incidents and bombings, State and National emergencies; and

WHEREAS, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

WHEREAS, this plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. APP. A:9-40.6; and

WHEREAS, the plan will provide a uniform procedure for the coordination of the requesting, dispatching and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, BOTH contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property; and

WHEREAS, it is also recognized that the Midland Park Chief of Police, in accordance with the provisions of N.J.S.A. 40A:14-118 and under the authority of the Bergen County Prosecutor, has the authority to assign officers to a Task Force, Rapid Deployment Team, or Regional SWAT Team operated in conjunction with the Bergen County Prosecutor's Office, and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Midland Park to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Midland Park, that the Police Department of the Borough of Midland Park, under the direction of the Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen to put into place the Mutual Aid Plan and Rapid Deployment Force; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the County Executive, Board of Chosen Freeholders, the County Prosecutor, Police Chief, and all surrounding municipalities in the County of Bergen.

Introduced by:	Council President Peet	Seconded by: Councilman Iannone
Roll Call Vote:	Councilman DeBlasio	Aye
	Councilman Damiano	Aye
	Councilman Iannone	Aye
	Councilman Kruis	Aye
	Councilwoman DeLuca	Aye
	Council President Peet	Aye

Borough Administrator/Clerk Wendy Martin took the Roll Call and Public Comment:

Caller 1: No comment

Nicholas Papapietro, 152 Payne Avenue – thanked Councilman Robert Sansone for everything he has done for Midland Park.

Seeing no one wishing to be heard via phone or in person, the **Mayor** closed the public hearing.

Council President Peet stated for the month of December 2022, 297 new positive cases of COVID-19. The school district has been following the CDC guidelines. On January 4, 2022, there was a Board of Education meeting and they announced Peter Triolo as President and Brian McCourt as Vice President. The schools finance committee reported that there will be a special election on March 8, 2022 with regards to a turf field referendum.

8:20 P.M. – Congressman Josh Gottheimer entered the meeting.

Congressman Gottheimer spoke to the public. The **Congressman** thanked **Councilman Sansone** for his service and leadership in the Borough of Midland Park. Councilman Sansone was presented with a plaque and a flag that has been flown at the Capital in Washington, D.C.

Mayor Shortway called upon Reverend Rod Gorter, Midland Park Christian Reformed Church, who gave this evening's Benediction.

As there was no further business to discuss, **Mayor Shortway** adjourned the Reorganization Meeting at 8:35 P.M on a Motion by **Council President Peet**, Seconded by **Councilman Iannone**, and carried.

Respectfully submitted by,

Wendy Martin, RMC
Borough Clerk