

**BOROUGH OF MIDLAND PARK  
280 GODWIN AVENUE  
MIDLAND PARK, NJ 07432  
May 28, 2020**

**8:00 PM Open Public Meeting Agenda**

**On May 28, 2020 at 8:00 p.m., the Mayor and Council of Midland Park conducted an Electronic Public Meeting in lieu of its in-person regular Public Meeting previously advertised. Members of the public may access the meeting by dialing this Toll Free Dial in number (United States): [1 866 899 4679](tel:18668994679)**

Access Code: 184-699-117

**Questions, Comments or Concerns were emailed in advance to the Borough Clerk at [wmartin@midlandparknj.org](mailto:wmartin@midlandparknj.org) no later than May 28, 2020 4:00 pm.**

**Agenda items for the meeting were listed on the Borough website. The foregoing Electronic Public Meeting was recommended due to the current situation involving the COVID-19 Virus and directives of State and County governments.**

The **Mayor** called upon **Council President DeLuca** to give this evening's Invocation, and then the **Mayor** led all present in the Pledge of Allegiance.

**Mayor Shortway** called the meeting to order, noting the date as May 28, 2020, and that there will be a 3-minute limit to each individual addressing the Governing Body during the Open Public portions of the meeting.

**SUNSHINE LAW STATEMENT:** This meeting is being held in accordance with the Sunshine Law, notice having been 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.

<b>Roll Call:</b>	<b>Mayor Shortway</b>	<b>Present</b>
	<b>Councilman Kamp</b>	<b>Present</b>
	<b>Councilman Iannone</b>	<b>Present</b>
	<b>Councilman Kruis</b>	<b>Present</b>
	<b>Councilman Sansone</b>	<b>Present</b>
	<b>Councilwoman Peet</b>	<b>Present</b>
	<b>Council President DeLuca</b>	<b>Present</b>

**ALSO PRESENT:** Borough Attorney Regan, Borough Administrator Seemon and Borough Clerk Martin

**PUBLIC ROLL CALL:**

**Administrator Seemon** took a roll call of the public in attendance  
Ester Vierheilig – 333 Godwin Avenue  
Matt Henderson - 155 Irving Street

**APPROVAL OF MINUTES:**

A Motion to approve the Work Session and Open Public Meeting Minutes of April 9, 2020 and the Work Session, Closed Session and Open Public Meeting Minutes of April 23, 2020 as all Governing Body members have previously received copies of the Minutes and copies are available to the Public at the Borough Clerk's Office.

**Introduced by: Council President DeLuca**  
**Roll Call: Councilman Kamp**  
**Councilman Iannone**  
**Councilman Kruis**  
**Councilman Sansone**  
**Councilwoman Peet**  
**Council President DeLuca**

**Seconded by: Councilman Kamp**  
**Aye**  
**Aye**  
**Aye**  
**Aye**  
**Aye**  
**Aye**

**OPEN TO THE PUBLIC:**

The **Mayor** opened the meeting to the public for general concerns and comments.

At this time questions, concerns or comments emailed in advance to the Borough Clerk were addressed.

**Claudia Manfredi – 131 Millington Drive** – reported the path from Millington Drive to the high school has become overgrown with weeds and she asked if a public reminder sign about keeping dogs on a leash could be placed at the ends of the path. Administrator Seemon stated he will have the Department of Public Works address this.

**Administrator Seemon** asked individual members of the Public to speak at this time.

**Nick Papapietro – 152 Payne Avenue** - commented about the number of properties that are not being maintained as well as construction vehicles being parked at residents' homes and he feels it needs to be addressed. Administrator Seemon stated this is something that is being worked on internally and will be addressed and asked Mr. Papapietro to send him an email regarding the situation. Mr. Papapietro agreed.

There were no other comments from public at this time.

**LIAISON REPORTS:**

**Mayor Shortway**

**Mayor Shortway** reported on May 15<sup>th</sup>, he listened to the Governor's call with the Mayors; on May 19<sup>th</sup>, there was an electronic conference involving Bergen County mayors; on May 20<sup>th</sup>, he attended an electronic meeting with the County Executive and on May 16<sup>th</sup>, he, along with Borough Administrator Seemon, listened to a conference with the Governor.

**Councilman Sansone**

**Public Works/ Board of Education/ Chamber of Commerce**

**Councilman Sansone** reported the **Chamber of Commerce** President has been sending weekly emails regarding the economic development of small businesses and other information secured through the County Chamber of Commerce and from the local political representatives to help from an economic standpoint and a re-opening soon standpoint.

The **Councilman** reported the **Board of Education's** Administrator is staying on top of the ever-changing development as far as schools go. He noted a parade is scheduled for June 5<sup>th</sup> to honor the graduating class. **Councilman Kamp** reported there are plans to hold a virtual graduation on June 19<sup>th</sup> and an in-person graduation ceremony on July 16<sup>th</sup> with a rain date of July 17.

**Councilman Sansone** reported the **Department of Public Works** has been busy keeping up with their normal duties, including street cleaning. The **Councilman** noted the Erie Avenue project is almost done with the rumble strips and painting all that is left to do.

**Councilwoman Peet**

**Finance/Board of Health**

**Councilwoman Peet** reported progress with **Finance**.

The **Councilwoman** reported the **Board of Health** has interviewed several applicants for the position of Health Officer. Currently, there are 90 presumptive positive cases of COVID-19 cases in Midland Park with three demise and no recovery data available.

**Council President DeLuca                      Public Safety – Fire/Ambulance/ Personnel/Library**

**Council President DeLuca** reported the **Ambulance** meeting is coming up.

The **Council President** reported the **Fire Department** is not having meetings or drills but are continuing to respond to calls while adhering to the protocols currently in place.

**Council President DeLuca** reported the **Library Board** had a virtual meeting on May 19<sup>th</sup>: the Director spoke of re-opening plans and safety precautions. These include protective structures for the circulation desk, which have been priced out, self-checkout apps, curbside pick-ups, face shields for the staff with contactless pick-ups also being explored. The Bergen County Library System has set up a Safety and Operating task force to advise the membership regarding the opening of all the County's libraries at the same time. The staff continues to have weekly virtual meetings and they have started various projects at the building, going in groups of two. The Children's Department has sponsored a successful virtual magic show; they are working on a virtual animal show for next week; there is a virtual story time and they are brainstorming ways to have the summer reading program digitally. The director and the Board are attending free on-line training seminars and working with professional development media to resource and enhance programs and collections for the Library.

**Mayor Shortway** complimented **Council President DeLuca** on the Memorial Day service.

**Councilman Kamp                                      Recreation/Municipal Alliance/Ridgewood Water**

**Councilman Kamp** reported progress for the **Municipal Alliance**.

The **Councilman** reported **Ridgewood Water** is currently at water restrictions Stage 2; posted on their website is a comprehensive guideline for businesses and schools that have been closed showing how to properly flush the whole water system after an extended period of inactivity,

**Councilman Kamp** reported **Recreation** has opened the tennis courts and batting cages to the public with restrictions; summer camp is under review, but no decision has been made as of this time.

**Councilman Iannone                                      Public Safety – Police/ Information Technology**

**Councilman Iannone** reported the **Police Department** has gotten back one of the officers who has been out for an extended period due to an injury and there is progress.

The **Councilman** reported **Information Technology** has installed additional programs and protocols to be put in place for remote users to ensure employees' privacy; they will be reconfiguring the networks to accommodate the new phone system; the final quote for final stage of fiber installation has been received after a long manufacturer delay and having to go with another company and there have been increased malware attacks on the Borough's networks due to COVID-19.

**Councilman Kruis                                      Planning Board/Building Dept/ Fire Prevention/OEM/Property Maintenance**

**Councilman Kruis** reported the **Planning Board** virtual meeting went well and there is progress.

The **Councilman** reported progress for the **Building Dept**.

**Councilman Kruis** reported the **Fire Prevention/Office of Emergency Management/Property Maintenance Official** is making progress.

**ADMINISTRATOR'S REPORT**

Borough Administrator Seemon reported that despite COVID-19, the Borough has been able to make strong moves on some of the bigger projects, especially with the major clean energy upgrade. The process of gathering information has been completed and there will be an on-site inspection by the company that will be doing the actual installations. The process for making the building safer for re-

opening to public has been started and there will be more of a micro-managed schedule for the public, for such things as coming in for permits and licenses. The Administrator will be working on the resolutions for the Department of Public Works roof replacement, playground upgrades and technology upgrades.

**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:

**Resolution #083-20 Covid-19 Events Cancelled - Deposit Refunds**

**WHEREAS**, the State of New Jersey is implementing aggressive social distancing measures to mitigate further spread of COVID-19 at this time;

**WHEREAS**, all deposits for events that have been received are to be refunded due to the cancellation of gatherings in excess of 10 people.

**WHEREAS**, the following refund checks are being requested to be made out to the following:

JALO Consulting 44 Hickory Corner Rd, Milford, NJ 08848	\$ 54.00
(MPHS Food Truck Festival – code #29B)	
Jami Parker 26 Woodside Ave, Midland Park, NJ 07432	\$300.00
(Social Hall rental – code #T9)	

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland Park that the Certified Finance Officer will issue checks for the above refund amounts

**Resolution #084-20 Mental Health Awareness Month**

**WHEREAS**, The Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey recognizes that mental health sustains an individual's thought processes, relationships, productivity and the ability to change; and

**WHEREAS**, one in twenty-five adults live with mental illness, such as major depression, bipolar disorder, or schizophrenia; and

**WHEREAS**, roughly one half of chronic mental illness begin by the mid-teens and three fourths by the mid- 20s; and

**WHEREAS**, early identification and treatment can make a difference in the successful management of mental illness and recovery; and

**WHEREAS**, it is important to maintain mental health and to recognize the symptoms of mental illness and seek help when it is needed; and

**WHEREAS**, every citizen and community can help end the silence and stigma surrounding mental illness; and

**WHEREAS**, Mental Health Awareness Month is an opportunity to increase public understanding of the importance of mental health and to promote the identification and treatment of mental illness; and

**NOW THEREFORE BE IT RESOLVED**, The Mayor and Council of the Borough of Midland Park, County of Bergen, State of New Jersey do hereby recognize May 2020 as **MENTAL HEALTH AWARENESS MONTH** and call this observance to the attention of all citizens of the Borough of Midland Park.

**Resolution #085-20 Raffle License Application Refund**

**WHEREAS**, the Borough Clerk has received applications to Amend Raffle/Bingo Licenses from nonprofit organizations, as such events have been canceled indefinitely due to the current COVID-19 State of Emergency and Executive Orders in place by the Governor of New Jersey; and

**WHEREAS** a refund is required to the Organization's below who could no longer run their events; and

Midland Park HS PTA (RA#'s 15-20, 06-20 & 08-20) Acct. #12 \$30.00  
250 Prospect Street  
Midland Park NJ 07432

North Jersey Chorus Inc. (RA#'s 13-20 & 14-20) Acct. #12 \$20.00  
7-01 River Road  
Fair Lawn NJ 07410-1423

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland Park that the Chief Finance Officer issue checks to the above stated organizations, at the appropriate addresses on file with the Borough Clerk.

**Resolution #086-20 Support the Enactment of Assembly Bill No. 3971 and Senate Bill No. 2475 to Authorize the Issuance of Coronavirus Relief Bonds by Municipalities and Counties**

**WHEREAS**, municipalities and counties throughout New Jersey are facing unprecedented financial challenges, including significant loss of revenue and unanticipated spending, due to the ongoing COVID-19 State of Emergency and Public Health Emergency; and

**WHEREAS**, without relief, local government may have to significantly reduce services and layoff personnel; and

**WHEREAS**, in response to these conditions, Assemblymen Benson and Coughlin introduced A-3971 and Senator Singleton introduced S-2475, which authorizes local units to issue “coronavirus relief bonds” to allow them to borrow money, with a ten-year payback period, to cover shortfalls and unanticipated costs that are a direct result of the COVID-19 pandemic; and

**WHEREAS**, such bonds will provide local units with the flexibility to ensure continuation of essential services.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Midland Park, that it hereby affirms its support for the enactment of A-3971 and S-2475.

**BE IT FURTHER RESOLVED** that the Clerk shall be directed to transmit a copy of this Resolution to the Governor, Senate President, Assembly Speaker and the legislative delegation of the forty (40<sup>th</sup>) district.

**Introduced by: Councilman Sansone**

**Seconded by: Council President DeLuca**

<b>Roll Call:</b>	<b>Councilman Kamp</b>	<b>Aye</b>
	<b>Councilman Iannone</b>	<b>Aye</b>
	<b>Councilman Kruis</b>	<b>Aye</b>
	<b>Councilman Sansone</b>	<b>Aye</b>
	<b>Councilwoman Peet</b>	<b>Aye</b>
	<b>Council President DeLuca</b>	<b>Aye</b>

**RESOLUTIONS:**

**1. Resolution #082-20 – Bills List**

**WHEREAS**, claims have been submitted to the Borough of Midland Park in the following amounts:

Current Fund ('19)	\$ 375.00
Current Fund	\$ 97,205.94
Dog Fund	\$ 464.00
Unemployment Fund	\$ 2,260.52
Trust Fund	\$ 689.87
Capital Fund	\$ 12,390.00
<b>TOTAL:</b>	<b>\$ 113,385.33</b>

**WHEREAS**, such claims have been listed according to Department and account number with corresponding vouchers to be reviewed and approved by the Finance Committee; and,

**WHEREAS**, the CFO has determined that the funds have been properly appropriated for such purposes and are available, in the Borough of Midland Park and that the claims specified on the schedule attached hereto, following examination and approval by the Finance Committee, be paid and checks issued accordingly; and,

**WHEREAS**, claims have already been paid in the following accounts:

Current May 15<sup>th</sup> Payroll \$ 203,170.51

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Midland Park that the claims totaling **\$316,555.84** be approved and ratified respectively.

**Introduced by: Councilman Kamp**

**Seconded by: Councilwoman Peet**

<b>Roll Call:</b>	<b>Councilman Kamp</b>	<b>Aye</b>
	<b>Councilman Iannone</b>	<b>Aye</b>
	<b>Councilman Kruis</b>	<b>Aye</b>
	<b>Councilman Sansone</b>	<b>Aye</b>
	<b>Councilwoman Peet</b>	<b>Aye</b>
	<b>Council President DeLuca</b>	<b>Aye</b>

**ORDINANCES ON INTRODUCTION:**

**1. ORDINANCE #08-20**

**“A CAPITAL ORDINANCE TO AUTHORIZE ADDITIONAL FUNDS TO THE RESERVE FUND, FOR MUNICIPAL VEHICLES IN THE BOROUGH OF MIDLAND PARK, TO APPROPRIATE THE SUM OF \$15,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE FUTURE PURCHASE OF MUNICIPAL VEHICLES”**

**BE IT ORDAINED**, by the Borough Council of the Borough of Midland Park, in the County of Bergen, New Jersey as follows:

**Section 1.**

The acquisition of funding from the Capital Improvement Fund is hereby authorized for:

**A.** Midland Park Department of Public Works’ Reserve for a new garbage truck, in the amount of \$15,000.00

**Section 2.** The sum of \$15,000.00 is hereby appropriated to the payment of the cost of such acquisition and improvement authorized and described in Section 1 hereof. Said sum so appropriated shall be met from the Capital Improvement Fund of the Borough.

**Section 3.** Said improvements are lawful capital improvements of the Borough having a period of usefulness of at least five (5) years. Said improvements shall be made as a general improvement, and no part of the cost which has been nor shall be assessed against property specially benefited.

**Section 4.** The capital budget is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

**Section 5.** This ordinance hereby incorporates the provisions of N.J.S.A. 40A:2-20.

**Section 6.** This ordinance shall take effect at the time and in the manner provided by law.

**Section 7.** All ordinances or parts or ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies. In addition, ordinance #07-20 be it and is hereby repealed in its entirety.

**Introduced by: Councilwoman Peet**

**Seconded by: Councilman Kamp**

**Roll Call: Councilman Kamp**

**Aye**

Councilman Iannone	Aye
Councilman Kruis	Aye
Councilman Sansone	Aye
Councilwoman Peet	Aye
Council President DeLuca	Aye

**2. ORDINANCE #09-20**

**“AN ORDINANCE TO AMEND CHAPTER 4 OF THE CODE OF THE BOROUGH OF MIDLAND PARK ENTITLED, “GENERAL LICENSING”**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Midland Park, in the County of Bergen, and State of New Jersey as follows:

**Section 1.**

Chapter 4 of the Code of the Borough of Midland Park, General Licensing, §4-18, Outdoor Cafes In The Business Districts, Subsection 4-18.19, Consumption of Alcoholic Beverages Prohibited, be and is hereby repealed in its entirety.

**Section 2.**

Chapter 4 of the Code of the Borough of Midland Park, General Licensing, §4-18, Outdoor Cafes In The Business Districts, Subsection 4-18.20, Time Period for Outdoor Cafes, is hereby amended to read as follows:

**§4-18.20. Time Periods for Outdoor Cafes.**

Outdoor cafes shall be permitted to operate throughout the calendar year from January 1 to December 31. The license, when issued, shall be valid for the entirety of the calendar year which it was issued.

**Section 3. Severability.**

If any section, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

**Section 4. Inconsistent Ordinances Repealed.**

All ordinances or parts or ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

**Section 5. Effective Date.**

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

**Introduced by: Council President DeLuca**

**Seconded by: Councilman Iannone**

<b>Roll Call:</b>	<b>Councilman Kamp</b>	<b>Aye</b>
	<b>Councilman Iannone</b>	<b>Aye</b>
	<b>Councilman Kruis</b>	<b>Aye</b>
	<b>Councilman Sansone</b>	<b>Aye</b>
	<b>Councilwoman Peet</b>	<b>Aye</b>
	<b>Council President DeLuca</b>	<b>Aye</b>

**OLD BUSINESS/NEW BUSINESS:**

There was no Old or New Business to discuss.

**PUBLIC COMMENT:**

Once again, the **Mayor** opened the meeting to the public and the Council for any comments, questions, or concerns.

Administrator Seemon asked the public if there are any comments.  
There was no response.

There being no response and no further business to address, at 8:25 P.M., on a Motion by **Councilwoman Peet**, Seconded by **Councilman Kamp** and carried, **Mayor Shortway** adjourned the meeting.

Respectfully submitted,

Wendy Martin, R.M.C.  
Borough Clerk