

**BOROUGH OF MIDLAND PARK**  
**280 Godwin Avenue**  
**Midland Park NJ 07432**  
**June 24, 2021**

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

**On June 24, 2021 at 8:00 p.m., the Mayor and Council of Midland Park conducted an in person meeting, the location has changed to 280 Godwin Avenue, there was also an option for the public to access the meeting electronically by dialing this Toll-Free Dial in number [1 866 899 4679](tel:8668994679) Access Code: 766-030-917**

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

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

**Mayor Shortway** called for a moment of silence for 99 people missing after a building collapse in Miami, Florida.

**Mayor Shortway** called the meeting to order, noting the date as June 24, 2021, 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 Damiano</b>	<b>Present</b>
	<b>Councilman Kruis</b>	<b>Present</b>
	<b>Councilman Sansone</b>	<b>Present</b>
	<b>Councilwoman DeLuca</b>	<b>Present</b>
	<b>Councilwoman Peet</b>	<b>Present</b>
	<b>Council President Iannone</b>	<b>Present</b>

**ALSO PRESENT:** Borough Attorney Regan and Acting Borough Administrator/Borough Clerk Martin

**APPROVAL OF MINUTES:**

A Motion to approve the Minutes of the Work Session, Closed Session, Open Public Meeting and 2<sup>nd</sup> Closed Session of February 25, 2021, Work Session, Closed Session and Open Public Meeting of March 11, 2021, and Work Session of March 25, 2021 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.



a training manual for one of the officers which was approved and, starting in September, the meeting dates have been changed from the third Monday of the month to the second Wednesday of the month.

**Councilwoman DeLuca**

**Public Safety – Fire/Ambulance/Library**

**Councilwoman DeLuca** reported progress for the **Fire Department** and **Ambulance Corps**. **Councilwoman DeLuca** reported she attended the **Library Board** meeting on June 15<sup>th</sup>: the new trustee was sworn in; two of the Board of Education’s Superintendent’s Representatives are stepping down and the President is in contact with the Superintendent for new Representatives to begin in September. The **Councilwoman reported** the Library Director stated the Bergen County Cooperative Library System task force rubric, opt in vs. mandated services did not pass but there are still issues with how members can share digital content; the scavenger hunt is set to begin on July 1<sup>st</sup>; the West Bergen Mental Healthcare group will be hosting a virtual seminar in August with the topic being “How Parents Can Cope with Back to School Stress” and there are plans for them to give a seminar every quarter; staff meetings have restarted; the Children’s Department has been very active with outdoor story time; the Midland Park Elementary School Librarian is working with the Children’s Librarian to promote the summer reading program entitled “Tails and Tales”; there will be a kids self-defense class, a children’s concert and a microgreens workshop in June; all committees are progressing and there will be a bench dedication in memory of Lena Padovano on Saturday, June 26<sup>th</sup> at 2 P.M. and all are invited.

**Councilman Damiano**

**Finance/Recreation/Information Technology**

**Councilman Damiano** reported progress for **Information Technology**.

The **Councilman** reported the **Recreation Department** has summer baseball in full swing with eight baseball teams and three softball teams; summer camp will be starting on Monday, June 28<sup>th</sup> with 140 campers registered; once camp is over, the morning yoga classes will be resuming in August; notices have been sent to 2019 Community Day participants, letting them know this year’s date of October 2<sup>nd</sup>; the Recreation Director is setting up for this year’s town-wide yard sale, set for September 18<sup>th</sup> and information will be coming out in the Borough’s newsletter; the football and cheerleading associations will begin practicing the second week of August and have given the Director a list of proposed coaches, noting they are getting the coaches’ credentials up to date.

**Councilman Damiano** reported he spoke with the Chief **Financial** Officer: interest earned this year is well below what was earned last year: so far this year, the interest is \$5,000 vs. \$90,000 from last year and as far as the budget is concerned, the expenses to date are at 50%, where they should be.

**Council President Iannone**

**Public Safety – Police/ Personnel/Ridgewood Water**

**Council President Iannone** reported **Mayor Shortway** attended **Ridgewood Water’s** 100<sup>th</sup> anniversary celebration; water restrictions are at and stay at Stage 2 because summer water consumption is at a greater rate than the system can keep up with, thus reducing the reserves needed for fire fighting and other emergencies and the need for more stringent restrictions. The **Council President** noted residents can now pay the water bills online.

**Council President Iannone** reported the **Police Department** has answered 685 calls in May.

**Councilman Kruis**

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

**Councilman Kruis** reported the **Planning Board** met virtually on June 21<sup>st</sup> and they are planning an in-person meeting for July.

The **Councilman reported** the **Building Department** is busy.

**Councilman Kruis** reported the **Fire Prevention** and **Office of Emergency Management** Official sent in his report and it is available to any of the Governing Body members that would like it; he is staying on top of the Borough's Personal Protection Equipment supplies and that report is also available to the Governing Body members.

The **Councilman** reported progress for **Property Maintenance**.

**ADMINISTRATOR'S REPORT**

Acting Borough Administrator Martin reported the Borough is on summer hours; the estimated tax bills have gone out; the Bergen County Utilities Authority awarded the 2021 Environmental Awareness Grant to the Midland Park High School in the amount of \$963.83; all the liquor licenses will be completed as of June 28<sup>th</sup>; Acme has been approved and will be opening a liquor department and she has been working in conjunction with the Recreation Director, exploring a means for the sports organizations to access and schedule field usage information.

**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 #118-21 Legends Restaurant and Pub Inc. - Liquor License Renewal for Licensing Period July 1, 2021 – June 30, 2022**

**WHEREAS**, Legends Restaurant and Pub, Inc. has made application for renewal of its Plenary Retail Consumption License # 0235-33-002-017 for premises located in Midland Park, Bergen County, New Jersey; and

**WHEREAS**, the Police Department has performed their investigation as per Borough Code 6-6 and at this juncture nothing precludes them from being issued their renewal.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland Park that such applications for the sale of alcoholic beverages as approved by State Statute and Ordinances of the Borough of Midland Park be and is hereby approved for premises located at 11 Central Avenue, Midland Park, and;

**BE IT FURTHER RESOLVED**, that the Borough Clerk be and is hereby authorized to issue such license, upon payment of any fees, to Legends Restaurant and Pub, Inc., Midland Park, for the period July 1, 2021 to June 30, 2022.

**Resolution#119-21 Capital Budget Amendment**

**WHEREAS**, the Borough of Midland Park deems it necessary and desirable to provide for a capital project not previously reflected in the 2021 Capital Budget of the Borough as adopted on April 8, 2021, and

**WHEREAS**, N.J. A.C. 5:30-4.4B provides that the Capital Budget of a governing body shall be amended to reflect any provisions, changes or inconsistencies with said Capital Budget,

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland

Park, in the County of Bergen, State of New Jersey, that the 2021 Capital Budget shall be amended to reflect the addition of an ordinance for various public improvements, not previously provided for in the Capital Budget.

**BE IT FURTHER RESOLVED**, that the amendments to the 2021 Capital Budget be made as noted on the attached forms.

**Introduced by: Councilman Sansone**

**Seconded by: Council President Iannone**

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

**RESOLUTIONS:**

**1. Resolution #117-21 – Bills List**

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

Current Fund ('20)	\$ 13,935.00
Current Fund	\$ 67,547.39
Dog Fund	\$ 60.00
Private Duty Fund	\$ 650.00
Capital Fund	\$ 115,582.00
Trust Fund	\$ 5,564.00
<b>TOTAL:</b>	<b>\$ 203,338.39</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 June 15 <sup>th</sup> Payroll	\$ 210,536.96
Current Mnl Ck – Maple Direct	\$ 1,233.18
Current Mnl Ck – Home Depot	\$ 122.08

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Midland Park that the claims totaling **\$415,230.61** approved and ratified respectively.

**Introduced by: Councilwoman Peet**

**Seconded by: Council President Iannone**

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

**ORDINANCES ON INTRODUCTION:**

**1. ORDINANCE # 13-21**

**“BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS EQUIPMENT, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF MIDLAND PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$2,537,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”**

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

Section 1. The Borough of Midland Park, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new information technology and telecommunications equipment, new communication and signal systems equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

**SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS**

A. Replacement of roofs and undertaking of other improvements at various public buildings. It is hereby determined and stated that said public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 428,000
Down Payment Appropriated	\$ 20,385
Bonds and Notes Authorized	\$ 407,615
Period of Usefulness	15 years

B. Supplemental funding for the undertaking of the Communications and Technology Upgrade Project. It is hereby determined and stated that the Borough has heretofore appropriated the sum of \$565,000 for such improvement pursuant to Ord. No. 02-20 adopted on March 12, 2020.

Appropriation and Estimated Cost	\$ 100,000
Down Payment Appropriated	\$ 4,770
Bonds and Notes Authorized	\$ 95,230
Period of Usefulness	5 years

C. Acquisition of new automotive vehicles, including original apparatus and equipment, consisting of (i) a roll-off truck for the use of the Department of Public Works ("DPW") and (ii) SUVs for the use of the Police Department.

Appropriation and Estimated Cost	\$ 548,500
Down Payment Appropriated	\$ 26,120
Bonds and Notes Authorized	\$ 522,380
Period of Usefulness	5 years

D. Acquisition of new additional or replacement equipment and machinery consisting of a loader for the use of the DPW.

Appropriation and Estimated Cost	\$ 180,500
Down Payment Appropriated	\$ 8,600
Bonds and Notes Authorized	\$ 171,900
Period of Usefulness	15 years

E. Undertaking of various improvements to roads and culverts, as set forth on a list on file or to be placed on file with the Borough Clerk, and hereby approved as if set forth herein in full. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$1,060,000
Down Payment Appropriated	\$ 50,480
Bonds and Notes Authorized	\$1,009,520
Period of Usefulness	10 years

F. Acquisition of new additional or replacement equipment and machinery for the use of the Police Department, including, but not limited to, lockers.

Appropriation and Estimated Cost	\$ 50,000
Down Payment Appropriated	\$ 2,545
Bonds and Notes Authorized	\$ 47,455
Period of Usefulness	5 years

G. Acquisition of new additional or replacement equipment and machinery consisting of self-contained breathing apparatus equipment for the use of the Fire Department.

Appropriation and Estimated Cost	\$ 170,000
Down Payment Appropriated	\$ 8,100
Bonds and Notes Authorized	\$ 161,900
Period of Usefulness	10 years

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Aggregate Appropriation and Estimated Cost	\$2,537,000
Aggregate Down Payment Appropriated	\$ 121,000
Aggregate Amount of Bonds and Notes Authorized	\$2,416,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$122,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$121,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$121,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$2,416,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$2,416,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 9.82 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$2,416,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if



bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The capital budget is hereby amended to conform with the provisions of this 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 14. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

**Introduced by: Councilman Damiano**

**Seconded by: Councilwoman DeLuca**

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

**OLD BUSINESS/NEW BUSINESS:**

There was no Old or New Business to discuss.

**PUBLIC COMMENT:**

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

**Ray Chapman – 225 Vreeland Avenue** – noted that in spite of the current situation, the contrast of Midland Park’s Governing Body ability to seamlessly move forward and other municipalities’ inability to do so.

Acting Administrator/Clerk Martin asked members of the public on the phone to speak at this time. There were no members of the public on the line at this time.

There being no further response from the public and no further business to address, at 8:23 P.M., on a

Motion by **Councilman Sansone**, Seconded by **Council President Iannone** and carried, **Mayor Shortway** adjourned the meeting.

Respectfully submitted,

Wendy Martin, R.M.C.  
Borough Clerk