BOROUGH OF MIDLAND PARK 280 Godwin Avenue Midland Park NJ 07432 September 9, 2021

8:00 PM Open Public Meeting Minutes

On September 9, 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 <u>1 866 899 4679</u> 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. The **Mayor** called for a moment of silence to honor the thirteen members of our military who gave their lives assisting with the evacuation of American citizens and Afghan nationals who assisted the United States from Afghanistan.

Mayor Shortway called the meeting to order, noting the date as September 9, 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.

<u>SUNSHINE LAW STATEMENT</u>: 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.

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

<u>ALSO PRESENT</u>: Borough Attorney Regan and Borough Administrator/Borough Clerk Martin

APPROVAL OF MINUTES:

No minutes available for approval at this time.

OPEN TO THE PUBLIC:

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

Administrator/Clerk Martin asked members of the public present and on the phone to speak at this time.

No members of the public were present in person or on the line

LIAISON REPORTS:

Mayor Shortway Mayor Shortway noted because he was on vacation, there is no report for this meeting.

Council President IannonePublic Safety – Police/ Personnel/Ridgewood WaterDue to Council President Iannone's absence, no report was given.

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

Councilman Kruis reported the **Planning Board** meeting that was scheduled for August was canceled.

The **Councilman** reported the **Building Department** is keeping busy and there will be a couple of ordinances for the Council to look at in the future.

Councilman Kruis reported the **Office of Emergency Management** Coordinator stated the Borough's Personal Protection Equipment inventory is in good order. The **Councilman** noted the County has notified the OEM that all schools in the Borough, public or private and including preschools, are eligible to receive KN95 and surgical masks for distribution in case someone needed one; in all, 1200 KN95 masks and 1400 surgical masks will be available in the near future. **Councilman Kruis** stated the Borough has received \$154,000 from CARES and FEMA. The **Councilman** reported the **Fire Prevention** Official has done 38 reinspections.

Councilman Kruis reported the **Property Maintenance** Official has five property maintenance issues that were resolved, seven open violations, not including trees and has completed two OPRA requests.

Councilman Sansone Public Works/Chamber of Commerce/Economic Development Committee

Due to **Councilman Sansone's** absence, **Councilman Kruis** gave the report: the **Department of Public Works** has completed the 2021 catch basin rebuilding program on 40 basins; the 2021 road line striping has been completed; the drainage project on Witte Drive has been completed; the Bergen County drainage project on Goffle Road was completed; the Department continues to patch the roads throughout the Borough and the exterior of Town Hall has been painted. On September 1st, as the Borough experienced heavy rain from the remnants of Hurricane IDA, all DPW personal were called in at 9 P.M. that night due to flooding on multiple borough roadways; all DPW employees used trucks to block roads off so motorists would not enter the high waters. All flooded roads receded by 11:30 - 12 that night and after that all DPW employees continued to work to scrape debris off the road so that motorists could travel safely during the morning commute and all roads were safe by 2 A.M. that night. Crews returned at 6:30 A.M. on September 2nd and continued to clean up from the storm, checking and clearing all culverts for debris and blockages. The DPW continues to disinfect all cop cars and borough buildings for COVID.

Councilwoman Peet Board of Health/ Board of Education/Municipal Alliance

Councilwoman Peet stated the **Board of Health** has reported seven cases of COVID for September; they are continuing to monitor the Delta variant which is causing some concerns; a future COVID clinic is planned for the immunosuppressed with the date yet to be determined; on September 15th there will be an immunization and education program at the ShopRite; for Community Day on October 2nd, they will be having an educational table.

The **Councilwoman** attended the September 7th workshop meeting for the **Board of Education**: there was no significant damage from the storm, all staff has complied with the Governor's mandate; there will be a weekly report on the Board of Education's website regarding the testing results of students and staff and the next liaison meeting is scheduled for Sept 16th. For more details, please visit the Board of Education's website.

Councilwoman Peet reported the Municipal Alliance has not met and there is no report.

Councilwoman DeLuca Public Safety – Fire/Ambulance/Library

Councilwoman DeLuca reported the **Ambulance Corps** will be meeting on September 13th but she did receive the Captain's report: there were 56 calls for service for the month of August and there is progress.

The **Councilwoman** reported she attended the **Fire Department's** meeting on September 8th: they answered 16 calls in August, including two mutual aid calls out of town; they will be holding a Beefsteak on September 24th with tickets available from any fireman and they will hold their annual Open House on October 6th at 7 P.M. and all are invited to attend.

Councilwoman DeLuca reported the **Library Board** will meet on September 20th and there is progress.

Councilman Damiano Finance/Recreation/Information Technology

Councilman Damiano reported progress for Finance and Information Technology.

The **Councilman** reported the **Recreation Director** has been collaborating with the DPW Superintendent and one of the Firemen regarding the 9-1-1 memorial scheduled for Saturday, September 11th; the town wide garage sale is set for September 18th; Football, Cheer and Soccer starts this weekend; yoga has a strong turnout with 18-20 people every class and there will be music/dance for preschoolers starting on September 28th. The Recreation Director was approached regarding a Junior Wrestling program: this would be comprised of Midland Park and Waldwick kids. They provided the Director with Board members, by-laws and approval of a 501C3 status; the Athletic Director at the Midland Park High School has agreed to help out with gym and practice time; she received a quote for adding them to the sports insurance, equaling \$1209/year for Midland Park's portion. The **Councilman** asked for permission from the Council to add this program to the list of sports in town.

ADMINISTRATOR'S REPORT

Borough Administrator/Clerk Martin reported Ordinance #15-21 and Ordinance #16-21 were expected to be published in the Bergen Record on August 18th, however, due to a timing issue, they were not published but will be published on September 15th with the public hearing to be

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held on September 23rd. She asked the Council for approval for the annual renewal of the insurance policy for the Fire Department and Ambulance Corps, covering the in-line of duty accident, death or dismemberment, totaling \$3,175. The Council agreed to go forward with the insurance.

Borough Administrator/Clerk Martin handed out a thank you from Christine Wallace, the Padovano family, the Girl Scouts and the Friends of the Library regarding the bench dedication and updated the Governing Body concerning the Deputy Borough Clerk position: she will be conducting interviews over the next week and invited any of the Council members to participate. **Councilwoman DeLuca** stated that the interviews should be held without any Councilmembers present and to bring the top two candidates to the Council for their approval. Administrator/Clerk Martin stated she is working on a resolution recognizing September as Suicide Prevention Awareness month and will have that on the next meeting's agenda. Finally, she reported that former Library Board member and Treasurer, Cathy Ollman, passed away on September 2nd and flowers were sent on behalf of the **Mayor** and Council.

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 #148-21 Cancel Ordinance Balances -Capital Improvements Authorized & Receivables

WHEREAS, a General Capital Improvement Authorization item was incorrectly added to the 2020 Capital Improvement projects for the use of the down payment for the B.A.N.; and

WHEREAS, it is necessary to formally cancel said item in the amount of \$80,000 (funded), so that it can be returned to respective funding sources: Capital Improvements Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park, that the following unexpended and dedicated balance of General Capital Appropriations be canceled:

GENERAL CAPITAL APPROPRIATIONS:

<u>ORD. #</u>	DATE	PROJECT	AMOUNT	SOURCE
06-20	5/14/20	Administration-Down Pymt Note	\$ 80,000.00	C.I.F.

Resolution #149-21 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 which updates Resolution #004-21 for the calendar year 2021.

Mayor	-	Harry Shortway Jr.
Council President	-	Jerry Iannone
Chief Financial Officer	-	Laurie O'Hanlon
Administrator/Clerk	-	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

Resolution #150-21 Resolution Authorizing Contract through Hunterdon County Educational Services Commission Cooperative Contract Kc Sign and Awnings through HCESC Contract #HCESC-Ser-21-08 (Electronic Message Sign)

WHEREAS the Borough of Midland Park may by resolution, and without advertising for bids or obtaining quotations, purchase any goods or services as per N.J.S.A. 40A:11-11, under the Hunterdon County Educational Services Commission Cooperative Pricing System; and

WHEREAS the Borough Department of Public Works desires to purchase goods and services utilizing Hunterdon County Educational Service Commission of New Jersey Contracts, duly authorized under law to extend contract pricing to local units, per N.J.A.C. 5:34-7 et. Seq.; and

WHEREAS the Borough intends to enter into contract for procurement of Fabricated Double-Sided Sign with Electronic Message Center through KC Sign and Awnings 142 Conchester Highway, Aston, PA, 19014, through Hunterdon County Educational Service contract # HCESC - SER-21-08, in the amount of \$35,430.00: and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$35,430.00 are available in:

Line Item: Equipment X-10- -387-104 Communications & Technology Upgrades NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey, as follows:

1. That the Department of Public Works herby is authorized to procure Fabricated Double-Sided Sign with Electronic Message Center through KC Sign and Awnings 142 Conchester Highway, Aston, PA, 19014, through Hunterdon County Educational Service contract # HCESC -SER-21-08, in the amount of \$35,430.00.

Resolution #151-21 Authorize the Bid Award for Road Resurfacing of Paterson Avenue Section 1 & 2 To D.L.S. Contracting

WHEREAS, the Borough of Midland Park has a need for Resurfacing of Paterson Avenue, Sections 1 & Section 2 in the Borough of Midland Park, and in accord with specifications as contained within the Bid; and

WHEREAS, Responses to Bid were opened and read aloud on September 1, 2021 at 10:00A.M.; and

WHEREAS, D.L.S. Contracting Inc., 36 Montesano Road, Fairfield, NJ 07004 submitted the lowest bid in the amount of \$349,042.65, deemed the lowest responsive and responsible bidder for the Bid of Resurfacing of Paterson Avenue Sections 1 & 2; and

WHEREAS, the Chief Financial Officer hereby certifies that funds are available NOT TO EXCEED \$349,042.65 as follows:

Ordinance #18-21 Paterson Avenue NJDOT Phase 1 & 2 (X-10- -391-101) \$349,042.65

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Midland Park authorizes the Mayor to enter into a contract with D.L.S. Contracting Inc., 36 Montesano Road, Fairfield, NJ 07004 not to exceed \$349,042.65 for the Resurfacing of Paterson Avenue, Sections 1&2.

Resolution #152-21 Authorize the Bid Award for the 2021 Road Resurfacing Program Colonial Road, Fairview Avenue, Miedama Place, Englishman Drive, Witte Drive and Butternut Avenue to D & L Paving Contractors, Inc.

WHEREAS, the Borough of Midland Park has a need for various road resurfacing projects that comprise the 2021 Road Resurfacing Program: and

WHEREAS, Responses to the Bid for 2021 Road Resurfacing Program were opened and read aloud on September 1, 2021 at 10:30 A.M.; and

WHEREAS, D&L Paving Contractors Inc., 675 Franklin Avenue, Nutley, NJ 07110 submitted the lowest bid in the amount of \$422,802.57, deemed the lowest responsive and responsible bidder for the 2021 Road Resurfacing Program consisting of the following roads; Colonial Road, Fairview Avenue and Miedema Place also including roads partially funded by the 2020-2021 Community Development Grant, those roads are Englishman Drive, Witte Drive and Butternut; and

WHEREAS, the Chief Financial Officer hereby certifies that funds are available NOT TO EXCEED \$422,802.57as follows:

ORD #09-21 ENGLISH-WITTE-BUTTER CDBG (X-10- -388-101) \$75,000 ORD #13-21 VARIOUS ROAD IMPROVEMENTS (X-10- -390-105) \$ 347,82.57

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Midland Park authorizes the Mayor to enter into a contract with D&L Paving Contractors Inc., 675 Franklin Avenue, Nutley, NJ 07110 not to exceed \$422,802.57 for the 2021 Road Resurfacing Program.

Resolution #153-21 Resolution Authorizing Contract through Educational Services Commission of New Jersey Cooperative Contract Vendor Omaha Standard LLC through Bid # ESCNJ 20/21-55 Body Awards (Roll Off Body)

WHEREAS, the Borough of Midland Park may by resolution, and without advertising for bids or obtaining quotations, purchase any goods or services as per N.J.S.A. 40A:11-11, under the Educational Services Commission of New Jersey Cooperative Pricing System; and

WHEREAS, the Borough Department of Public Works desires to purchase goods and services utilizing Educational Service Commission of New Jersey Contracts, duly authorized under law to extend contract pricing to local units, per N.J.A.C. 5:34-7 et. Seq.; and

WHEREAS, the Borough intends to enter into contract for procurement of a roll off body through Omaha Standard LLC 572 Whitehead Rd. Trenton, N.J. 08619, through ESCNJ Contract 20/21-55 in the amount of \$45,251.35: and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$45,251.35 are available in:

#13-21 BOND VEHICLE PURCHASES (X-10--390-103)

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey, as follows:

1. That the Department of Public Works herby is authorized to procure a roll off body through Omaha Standard LLC 572 Whitehead Rd. Trenton, N.J. 08619, through ESCNJ Contract 20/21-55 in the amount of \$45,251.35.

Resolution #154-21 Resolution Authorizing Contract Through Educational Services Commission of New Jersey Cooperative Contract Vendor Hudson County Motors Through Bid # ESCNJ 20/21-55 Class 8 Trucks (Chassis)

WHEREAS, the Borough of Midland Park may by resolution, and without advertising for bids or obtaining quotations, purchase any goods or services as per N.J.S.A. 40A:11-11, under the Educational Services Commission of New Jersey Cooperative Pricing System; and

WHEREAS, the Borough Department of Public Works desires to purchase goods and services utilizing Educational Service Commission of New Jersey Contracts, duly authorized under

law to extend contract pricing to local units, per N.J.A.C. 5:34-7 et. Seq.; and

WHEREAS, the Borough intends to enter into contract for procurement of a 2022 Western Star 4700SB with options through Hudson County Motors Inc 290 Secaucus Rd Se caucus, N.J. 07096 through ESCNJ Contract 20/21-55 in the amount of \$145,116.54; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$145,116.54 are available in:

#13-21 BOND VEHICLE PURCHASES (X-10- -390-103)

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey, as follows:

1. That the Department of Public Works herby is authorized to procure a 2022 Western Star 4700SB with options through Hudson County Motors Inc 290 Secaucus Rd Secaucus, N.J. 07096 through ESCNJ Contract 20/21-55 in the amount of \$145,116.54.

Resolution #155-21 Resolution Authorizing Contract Through Educational Services Commission of New Jersey Cooperative Contract Vendor Weatherproofing Technologies Inc. Through #65mcesccps - ESCNJ/Aepa-21d (DPW Roof)

WHEREAS, the Borough of Midland Park may by resolution, and without advertising for bids or obtaining quotations, purchase any goods or services as per N.J.S.A. 40A:11-11, under the Educational Services Commission of New Jersey Cooperative Pricing System; and

WHEREAS, the Borough Department of Public Works desires to purchase goods and services utilizing Educational Service Commission of New Jersey Contracts, duly authorized under law to extend contract pricing to local units, per N.J.A.C. 5:34-7 et. Seq.; and

WHEREAS, the Borough intends to enter into contract for procurement of DPW Building/ Fire Hall Phase 2 Roof Replacement through Weatherproofing Technologies Inc. 3735 Green Road, Beachwood, OH 44122 through ESCNJ Contract ESCNJ/AEPA-21D in the amount of \$234,776.51; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$234,776.51 are available in:

#13-21 VARIOUS BLDG IMPROVEMENTS (X-10--390-101)

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey, as follows:

1. That the Department of Public Works hereby is authorized to procure DPW Building/Fire Hall Phase 2 Roof Replacement through Weatherproofing Technologies Inc. 3735 Green Road, Beachwood, OH 44122 through ESCNJ Contract ESCNJ/AEPA-21D in the amount of \$234,776.51

Resolution #156-21 Resolution Authorizing Contract Through Educational Services Commission of New Jersey Cooperative Contract Vendor Weatherproofing Technologies Inc. Through #65mcesccps - ESCNJ/Aepa-21d (Borough Hall Roof)

WHEREAS, the Borough of Midland Park may by resolution, and without advertising for bids or obtaining quotations, purchase any goods or services as per N.J.S.A. 40A:11-11, under the Educational Services Commission of New Jersey Cooperative Pricing System; and

WHEREAS, the Borough Department of Public Works desires to purchase goods and services utilizing Educational Service Commission of New Jersey Contracts, duly authorized under law to extend contract pricing to local units, per N.J.A.C. 5:34-7 et. Seq.; and

WHEREAS, the Borough intends to enter into contract for procurement of Borough Hall roof replacement and repair through Weatherproofing Technologies Inc. 3735 Green Road, Beachwood, OH 44122 through ESCNJ Contract ESCNJ/AEPA-21D in the amount of \$169,375.00; and

WHEREAS, the Chief Financial Officer has certified that funds in the amount of \$169,375.00 are available in:

#02-20 BOND: REPLACEMENT ROOFS (X-10- -387-101) \$135,308.60

#13-21 VARIOUS BLDG IMPROVEMENTS (X-10- -390-101) \$34,066.40

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey, as follows:

1. That the Department of Public Works herby is authorized to procure Borough Hall roof replacement and repair through Weatherproofing Technologies Inc. 3735 Green Road, Beachwood, OH 44122 through ESCNJ Contract ESCNJ/AEPA-21D in the amount of \$169,375.00

Resolution #157-21 Resolution Authorizing Trade-in of Certain Equipment to Offset Cost of New Equipment

WHEREAS, in accordance with the requirements of the Local Public Contract Law 40A:11-36(7) the Borough may authorize trade in of obsolete equipment to offset the cost of new equipment; and

WHEREAS, the Department of Public Works has been authorized to procure a John Deere 524P wheel loader through Jesco Inc. 118 Saint Nicholas Avenue South Plainfield, NJ 07080; and

WHEREAS, the Department of Public Works is able to reduce the overall cost of a new purchase in accord with the New Jersey Local Publics Contract Law by trading in older and obsolete equipment; and

WHEREAS, the Borough of Midland Park is desirous of trading in a 2006 John Deere model 444J X 608649, to Jesco Inc.118 Saint Nicholas Avenue, South Plainfield, NJ 07080 for a trade in value of \$31,500.00: and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Midland Park, County of Bergen, State of New Jersey, that the Department of Public Works is hereby authorized to trade in a 2006 John Deere model 444J X 608649, to Jesco Inc.118 Saint Nicholas Avenue, South Plainfield, NJ 07080 for a trade in value of \$31,500.00.

Resolution #158-21 Resolution Authorizing Purchase of a John Deere 524p Wheel Loader and Accessories Through Sourcewell Contract #032119-JDC

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

WHEREAS, in accordance with the requirements of the Local Public Contract Law P.L. 2011, C.139 (the "Law" or "Chapter 139" and N.J.S.A.52:34-6.2 the regulations promulgated there under in Local Finance Notice LFN 2012-10, the following purchase without competitive bids from vendor with a National Cooperative Contract is hereby approved for municipalities, and;

WHEREAS, the Borough of Midland Park has the need to procure certain service vehicles for public works operations within the Borough of Midland Park in accord with the Local Publics Contract Law N.J.S.A. 40A:11-1 et. Seq., and;

WHEREAS, the Borough of Midland Park has previously acted in accord with New

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Jersey public procurement statutes and regulations as promulgated by formally joining a recognized and compliant national cooperative, being the Sourcewell National Cooperative as Midland Park ID# 27885; and

WHEREAS the regulations as set forth within Local Finance Notice LFN 2012-10 have been fully complied with, and;

WHEREAS the equipment and corresponding Sourcewell National Cooperative contract #032119-JDC, for a John Deere Model 524P Wheel Loader, through distributor Jesco Inc. 118 Saint Nicholas Avenue, South Plainfield, NJ 07080; and

WHEREAS the quoted cost under the Sourcewell National Contract is \$ 180,460.57 after trade in; and

WHEREAS the Chief Financial Officer certifies availability of funds in the amount of \$180,460.57 from

#13-21 BOND VEHICLE PURCHASES (X-10--390-104)

NOW THEREFORE BE IT RESOLVED THAT, the Mayor is hereby directed to effectuate the purchase of a John Deere Model 52P Wheel Loader through distributor Jesco Inc. 118 Saint Nicholas Avenue, South Plainfield, NJ 07080, in accord with Sourcewell Cooperative Contract #032119-JDC in the amount of \$ 180,460.57.

Resolution #159-21 Zoning Board Escrow Refund- 121 Cottage Street Blk 5 Lt 14

WHEREAS, at the meeting of August 11, 2021 it was approved by Motion and recommended by the Zoning Board, to return the unused escrow to the following party:

 Faber, Debbie
 Acct. #T-20-3005-142
 \$25.00

121 Cottage Street Midland Park, NJ 07432 (Blk. 5, Lt. 14)

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Midland Park that the Chief Financial Officer issue a check for the funds in the above stated amount, to the following party, Debbie Faber, 121 Cottage Street Midland Park NJ 07432.

Resolution #160-21 Appointment - Crossing Guards- 2021-2022

WHEREAS, the need for School Crossing Guards exists in the Borough of Midland Park; and

WHEREAS, the Chief of Police feels these candidates are suitable to the duties.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council, that the following appointments be made as Crossing Guards in the Borough of Midland Park, for the school calendar year of 2021–2022 in compliance with Ordinance #04-21:

<u>Regular Guards</u>	
Paul Mensing	
Sharon Moran	
Joseph Vigilante	
Ron Santaniello	
Martha Schimpff	
Donald Hachey	
Gene Raffa	
Jane Phillips	
Introduced by: Councilwoman DeLuca	Seco

Substitute Guard

Glenn Biswurm Eric de Leeuwerk Cheryl Biswurm John Torry Caitlin Neville Pamela Popielaski

Seconded by: Councilwoman Peet

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

RESOLUTIONS:

1. Resolution #147-21 – Bills List

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

Current Fund ('20)	\$ 661.26
Current Fund	\$ 155,088.20
Dog Fund	\$ 32.40
Private Duty Fund	\$ 40.00
Capital Fund	\$ 5,240.00
Trust Fund	\$ 2,117.70
TOTAL:	\$ 163,179.56

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	August 13 th Payroll	\$ 2	36,282.71
Current	August 30 th Payroll	\$ 1	94,401.93
Current	September Health Payments	\$	81,734.68
Current	September School Taxes	\$1,6	84,197.68
Current	Optimum-mnl check	\$	72.13
Current	Ready Refresh-mnl check	\$	147.81
Current	Mitel Cloud Svcs-mnl check	\$	1,216.66
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NOW, THEREFORE, BE IT RESOLVED, by the Council President and Council of the Borough of Midland Park that the claims totaling \$2,361,233.16 approved and ratified respectively. Introduced by: Councilman Damiano Seconded by: Councilwoman Peet

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

ORDINANCES ON INTRODUCTION:

1. ORDINANCE # 17-21 AN ORDINANCE TO AMEND ORDINANCE #08-21 ENTITLED, "AN ORDINANCE TO AMEND AND REPLACE IN ITS ENTIRETY CHAPTER 34 OF THE CODE OF THE BOROUGH OF MIDLAND PARK ENTITLED, 'ZONING'". (Fast-Food)

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.

Ordinance #08-21, §34-3, Definitions, Subsection 34-3.1a, is hereby amended to add the following definition:

Restaurant, Fast-Food – A restaurant whose emphasis is on convenience and speed of service, that may be part of a restaurant chain or franchise, and that provides minimal table or fast counter service. A fast-food restaurant shall include any establishment having two (2) or more of the following characteristics:

- A. Standardized menus, ingredients and food preparation.
- B. Prepared food in ready to consume state.
- C. Food sold over the counter in disposable containers and wrappers.
- D. Food sold for immediate consumption on or off premises.
- E. Food paid for prior to the customer's consumption thereof.

Section 2.

Ordinance #08-21, §34-7, B-1 Zone – Business District, Subsection 34-7.1, Use

Regulations, paragraph a7, Restaurants, is hereby amended to read as follows::

Restaurants, provided however that quick service restaurants and fast-food restaurants as defined in this Chapter are deemed to be prohibited.

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.

Seconded by: Councilwoman DeLuca

A Motion to table Ordinance #17-21 was: Introduced by: Councilman Kruis

Roll Call:Councilman DamianoAyeCouncilman KruisAyeCouncilman SansoneAbsentCouncilwoman DeLucaAye

Councilwoman PeetAyeCouncil President IannoneAbsent

2. ORDINANCE # 18-21

"AN ORDINANCE TO AUTHORIZE THE EXPENDITURE OF \$410,390: \$200,000.00 FROM THE 2021 NJ DOT MUNICIPAL AID PROGRAM GRANT AND AN ADDITIONAL \$155,390.00 FROM THE 2021 NJ DOT MUNICIPAL AID PROGRAM GRANT FOR ROADWAY RESURFACING FOR PATERSON AVENUE, AS WELL AS APPROPRIATE THE SUM OF \$55,000.00 FROM THE 2021CAPITAL ROAD IMPROVEMENT BUDGET"

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 Borough of Midland Park has received 2021 NJ DOT Municipal Aid Program Grants for Road Resurfacing of Paterson Avenue Section 1 and Section 2.

Section 2.

The sum of \$355,390.00 is appropriated to the payment of the cost of such improvements authorized and described in Section 1 hereof. Said sum so appropriated shall be met from the 2021 Capital Road Improvement Budget in the amount of \$55,000.00.

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 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. Introduced by: Councilwoman Peet Seconded by: Councilwoman DeLuca

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

OLD BUSINESS/NEW BUSINESS:

Councilwoman Peet stated she has been receiving questions regarding the latest report from Ridgewood Water regarding the high PFAS levels in the water. Borough Administrator/Clerk Martin reminded the Governing Body that Ridgewood Water has held Open Houses to inform and educate the public regarding these types of issues with information about their 10-year plan and the construction of treatment facilities. **Councilwoman Peet** spoke of attending the Open Houses and how informative they are and that not too many people take the time to attend. **Mayor Shortway** agreed to reach out to Rich Calbi, the Director of Ridgewood Water, requesting further information that can be passed along to the residents.

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Councilwoman Peet asked for the information to be posted on social media because that is where many of the residents are expressing their concerns and frustration. Borough Administrator/Clerk Martin stated she would post it to the Midland Park residents' page and Moms' page on Facebook.

Councilwoman Peet asked about the status of OPRA requests. Attorney Regan stated there is a very involved one in the process of being worked on right now and Administrator/Clerk Martin stated she is very thankful for the Records Clerk who is assisting with the OPRA's. Administrator/Clerk Martin noted that the Borough receives at least two per day. Attorney Regan explained some of the processes that happen with the OPRA requests and the potential costs to the Borough that are involved with them.

MOTION:

A Motion to start up the Midland Park-Waldwick Junior Wrestling program

Introduced b	y: Councilman Damiano	Seconded by: Councilwoman DeLuca
Roll Call:	Councilman Damiano	Aye
	Councilman Kruis	Aye
	Councilman Sansone	Absent
	Councilwoman DeLuca	Aye
	Councilwoman Peet	Aye
	Council President Iannone	Absent

PUBLIC COMMENT:

Once again, **Mayor Shortway** opened the meeting to the public for any questions, comments or concerns. There was no public present in person.

Miguel Garcia – 38 Van Blarcom Avenue – called to thank the Governing Body for all their hard work in trying to address the issues with the traffic in the Van Blarcom/Habben Avenue area.

There being no further response from the public and no further business to address, at 8:40 P.M., on a Motion by **Councilman Kruis**, Seconded by **Councilwoman DeLuca** and carried, **Mayor Shortway** adjourned the meeting.