

**WORK SESSION
AUGUST 6, 2013**

In compliance with Chapter 231, OPEN PUBLIC MEETINGS ACT of the State of New Jersey, adequate notice has been given to all members of the Governing Body, the "Local Source" and the "Westfield Leader" the two newspapers designated to receive such notice. The notice is posted on the Borough Hall bulletin board.

Mayor Paul N. Mirabelli called the meeting to order at 8:05 P.M.

PRESENT: Mayor Mirabelli, Councilman Dierkes, Councilman Lane, Council President Turner, Attorney John Post and Administrator Debbie. Also present were Public Works Manager Ronald Romak, Recreation Director Frank Masella and CFO Jill Goode. Councilwoman Andre, Councilman Messler and Councilman Mortimer were absent.

Discussion was held regarding a request for donations from the PTA to fund the annual fall festival. The Mayor and Council would like to continue their contribution to the PTA fall festival with a \$250.00 donation. The Municipal Drug Alliance will also contribute \$250.00. The proper resolution will be prepared for the August 20, 2013 meeting.

The following applications are in order and the proper fees have been paid:

Mountainside PTA	50/50 off premise draw raffle/ (2) on premise draw raffles 50/50 on premise draw raffle
Community Access Unlimited	50/50 off premise draw raffle/on premise draw raffle
Arc of Union County	50/50 on premise draw raffle/on premise draw raffle

A motion to approve the raffle applications will take place at the meeting of August 20, 2013.

Discussion was held regarding a request from the Tax Collector to authorize refunds for tax overpayments due to duplicate payments and county appeals. The proper resolutions will be prepared for the meeting of August 20, 2013.

Discussion was held regarding Council Committee and Liaison appointments due to the addition of a new Council Member. The Mayor reorganized some of the committee and liaison designations to accommodate newly appointed Councilman Dierkes. The proper resolution will be prepared for the August 20, 2013 meeting.

Discussion was held regarding the Board of Education's interest in a joint venture with the Borough to apply for grants to improve school fields. The Council agreed that any discussion regarding fields should include all the organizations involved. Therefore, a joint field maintenance meeting was suggested. Also discussed was the need for fields to rest to lessen the wear and tear making field rotation scheduling imperative.

Discussion was held regarding a request from the Borough Engineer to determine what street to apply for this year's NJDOT grant application. Councilman Lane explained how some roads haven't been done in over 30 years and we should focus on those streets. The Mayor wants the Borough Engineer to provide a recommendation list based on road priority and not just grant eligibility. Road selection will be discussed at the next meeting.

Discussion was held regarding a request for a road opening permit at 1180 Spruce Drive. The permit was denied by the Borough Engineer and Council based upon the 5-year moratorium since the road was recently paved 18 months ago. After further discussion with the Borough Engineer, they were advised that permission might be granted if the applicants agree to repave the road from curb to curb. The Mayor suggested they seek permission from the Gas Company to run a line extension from the Borough's right-of-way with the assistance of the Borough Engineer. The Liquid Church plans to convert to propane, if all requests are denied.

Discussion was held regarding two pool membership refund requests. Kerry Mullany has requested refunds for her ailing mother Caryl Greene and Aunt Janet Dermody because they never picked up their passes and can't attend the pool this season. Council agreed to refund their membership fee of \$230. The proper resolution will be prepared for the meeting of August 20, 2013.

Discussion was held regarding approval to appoint Catherine Cook as a new volunteer firefighter. The applicant's background check has been cleared through the police department. Fire Chief Peter Esemplare recommends this appointment. A motion to approve her appointment will be made at the meeting of August 20, 2013.

Discussion was held regarding an update on the moving of the Levi Cory House on August 24th. Administrator Debbie informed the Council about a tentative meeting with the utilities on August 18th. The event will be recorded for TV35, contingencies are in place and everyone is invited to attend.

BILLS & CLAIMS:

The following resolution was introduced by Councilman Dierkes and seconded by Councilman Turner:

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the following bills of the persons named and for the amounts stated below, having been duly audited and found to be correct this 6th day of August 2013, the same be paid after Council's review, if and when funds are available and that the Mayor, Council President,

Administrator and Treasurer are hereby authorized and directed to sign and deliver warrants for same in the amount of \$78,692.64 (Copy of bill list attached.)

Roll Call: Dierkes, Lane, Turner. Nays: 0

Mr. George Stafford, NJ Highlands Coalition informed the Council about the importance of the Highlands Water Protection and Planning Act. The Coalition has requested the passing of a resolution to show the Borough's continuing support for the goals and purposes of the Water Protection and Planning Act.

Upon motion by Councilman Dierkes and a second by Councilman Lane, the following resolution to adjourn to closed session was unanimously adopted:

WHEREAS, the Open Public Meetings Act of the State of New Jersey permits the public to be excluded from certain matters to be discussed by the Governing Body; and

WHEREAS, the Mayor and Council desire to discuss litigation which are matters where the exclusion of the public is permitted; and

WHEREAS, public disclosure of the results of this discussion will be made as soon as the matters discussed have been resolved by the Governing Body of the Borough of Mountainside;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the aforesaid matters shall be discussed in closed session upon adoption of this resolution.

Meeting adjourned to closed session at 8:45 P.M.

The meeting was recalled to public session at 9:10 P.M.

Upon motion by Councilman Dierkes and a second by Councilman Lane, the meeting was unanimously adjourned.

Respectfully submitted,

Martha Lopez, Borough Clerk