

**WORK SESSION
OCTOBER 7, 2014**

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 8:01 P.M.

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

The Mayor and Council attended a presentation from our Joint Insurance Fund Risk Manager Jack Dibble regarding "Risk Management and a Guide to Managing Risk".

Discussion was held regarding recreation refunds and a credit request. Recreation Director Frank Masella recommends refunding two residents their enrollment fee of \$100.00 due to the program cancellation of total sports squirts. Maria Pagan was unable to attend the pool due to health problems and has requested a \$240.00 credit to be used towards her membership next season. The Council approved the refunds and credit request. The proper resolution will be prepared for the October 21, 2014 meeting.

Discussion was held regarding refunding B&K Concessions' security deposit. After the close of another pool season, it is recommended that B&K Concessions be reimbursed \$5,375.00 for their security deposits. The proper resolution will be prepared for the meeting of October 21, 2014.

Discussion was held regarding the Governor's best practices inventory questionnaire. The inventory is designed to provide standards by which local government officials can assess how they are conducting business as compared to other towns to find cost effective ways of providing services. Municipalities need to meet an established percentage of the checklist items to receive some or all of their state aid payment. We scored a 44, entitling Mountainside to 100% of the allotted aid.

Discussion was held regarding authorizing the CFO to accept bids for a \$4,851,900.00 bond anticipation note in order to refinance our existing bond. The proper resolution will be prepared for the October 21, 2014 meeting.

Discussion was held regarding a request from the Borough Engineer to determine what street to apply for the 2014 NJDOT grant application. The Council recommended that the Engineer apply for funds to repave Forest Hill Way or Wood Valley Road. The proper resolution will be prepared for the meeting of October 21, 2014.

Discussion was held regarding bid recommendations for Contract 2014-9 Paving Improvements on Sunny View Road. Two bids were received on October 2, 2014. Borough Engineer Michael Disko recommends that the bid be awarded to Midwest Construction with a Base Bid of \$269,389.01, Alternate #1 for \$14,280 and Alternate #2 for \$12,546 at a total cost of \$296,215.01. The CFO is awaiting a partial reimbursement from Elizabethtown Gas for their responsible cost share for the paving projects. Once that payment is made, the CFO can certify available funds and a contract award can be made. The proper resolution will be prepared for the meeting of October 21, 2014.

Discussion was held regarding raffle applications from All Star Pet Rescue Inc. The organization is requesting a 50/50 on premise draw raffle and an on premise draw raffle. The applications are in order and the proper fees have been paid. Action to approve the raffle licenses was required due to time restraints. The motion was unanimously approved.

Discussion was held regarding raffle applications from the Highland Booster Club for a 50/50 on premise raffle, the Paul Jackson Fund for an on premise draw raffle & 50/50 on premise draw raffle, NJ Association of Twins Mothers Club for a 50/50 off premise draw raffle. The applications are in order and the proper fees have been paid. A motion to approve these applications will take place at the meeting of October 21, 2014.

Discussion was held regarding amendments to the Community Development Block Grant Cooperative Agreement entered into on June 17th. After HUD Counsel review, several minor revisions are necessary to be made. In order to accomplish this, the borough shall pass a resolution approving verbiage amendments to sections E, G and I. The proper resolution will be prepared for the October 21, 2014 meeting.

Discussion was held regarding the janitorial services contract. The contract expires in January and is under the bid threshold therefore, the Borough will be soliciting quotes for a one-year term with the option of an additional year.

BILLS & CLAIMS:

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

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 7th day of October 2014, 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 \$160,623.82. (Copy of bill list attached)

Roll call: Ayes: Andre, Dierkes, Lane, Mortimer, Turner. Nays: 0.

Discussion was held regarding the proposed ordinance to increase the Floor Area Ratio (FAR) from .225 to .240. The drafted ordinance allows the increased FAR for new construction or significant renovations contingent upon an increase in the required side-yard setbacks. Councilman Lane asked Attorney Post to review the language to insure that the criteria for what is considered a significant renovation is clear. Mr. Post will prepare a memo for the Council's review prior to the public hearing.

Upon a motion by Councilman Mortimer and a second by Councilman Dierkes, 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 personnel and 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 8:38 P.M.

The meeting was recalled to public session at 9:05 P.M.

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

Respectfully submitted,

Martha Lopez, Borough Clerk