

**REORGANIZATION MEETING
JANUARY 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 Mirabelli called the meeting to order at 7:03 P.M.

**INVOCATION: Mayor Paul N. Mirabelli
SALUTE TO THE FLAG**

Call to order of the 2013 Governing Body:

PRESENT: Mayor Paul N. Mirabelli, Councilwoman Deanna Andre, Councilman Rene Dierkes, Councilman William R. Lane, Councilman Robert W. Messler, Councilman Glenn W. Mortimer, Council President Keith C. Turner, Attorney John N. Post, Administrator James J. Debbie, Jr., and Deputy Borough Clerk Susan DiFrancesco.

APPROVAL OF MINUTES:

Upon motion by Councilman Mortimer and a second by Councilman Turner, the minutes of the Regular & Executive Session Meetings held on December 17, 2013.

Roll Call: Ayes: Andre, Dierkes, Messler, Mortimer, Turner. Nays: 0. Abstained: Lane.

PRESENTATIONS:

Mayor Mirabelli acknowledged the following State Representatives in attendance:

Senator Thomas Kean
Assemblyman Jon Bramnick
Assemblywoman Nancy Munoz

The following Proclamation was presented to the Watts Mountainside Community Foundation:

WHEREAS, the George and Blanche Watts Community Foundation supports charitable organizations benefitting the citizens of Mountainside; and

WHEREAS, in addition to its Founders George and Blanche Watts, Patti Komich generously offered a portion of her estate to the Foundation; and

WHEREAS, the Watts Mountainside Community Foundation is intended to aid organizations delivering services to Mountainside residents by soliciting grant requests and considering funding initiatives that best suit the community; and

WHEREAS, the Watts Foundation provides annual grants to SAGE for the Guidance, Planning Support Services program, the Mountainside Rescue Squad for a tuition reimbursement program and the Mountainside College Scholarship program; and

WHEREAS, the Watts Foundation also helped to fund the Schools' Technology program, the Community Chorus Concert reception, the Deerfield softball field improvements and provided lights for the Borough's landmark Christmas tree; and

WHEREAS, the Watts Mountainside Community Foundation Board of Trustees jointly oversee the activities of the Foundation and the following members shall be recognized for their hard work and dedication;

Nicholas Bradshaw, President	John Clifford, Vice President
Bart Barre, Secretary	G. Dewey Moser, Treasurer
Susan Winans, Grants Chairwoman	John Amalfe
Christopher Belden	Patricia Connolly
Patricia Yurochko	Thomas C. Phelan, Esq. Counsel

NOW THEREFORE, be it resolved that the Governing Body of the Borough of Mountainside recognizes the Watts Mountainside Community Foundation and in acknowledging, with great pride, the positive impact of the Watts Foundation to our community.

Police Awards were presented to the following:

Sergeant Joseph Giannuzzi
Officer Michael Pasquale

COMMENTS OF COUNCIL:

Council President Turner wished everyone a Happy New Year.

Upon motion by Councilman Messler and a second by Councilman Lane, the meeting of the 2013 Governing Body was unanimously adjourned.

The oath of office was administered by Municipal Judge James DeRose to:
Councilman Rene Dierkes

The oath of office was administered by Municipal Judge James DeRose to:
Councilman Glenn W. Mortimer

Call to order of the 2014 Governing Body:

PRESENT: Mayor Paul N. Mirabelli, Councilwoman Deanna Andre, Councilman Rene Dierkes, Councilman William R. Lane, Councilman Robert W. Messler, Councilman Glenn W. Mortimer, Council President Keith C. Turner, Attorney John N. Post, Administrator James J. Debbie, Jr., and Deputy Borough Clerk Susan DiFrancesco.

MAYOR'S ADDRESS:

This past year I have noticed, more than normal, that people keep referring to Mountainside as the Mayberry of New Jersey and where I would hear that is at all these wonderful community events that we have during the year. We start off in April, where we have the Little League Parade, on the opening day for Mountainside Youth Baseball and Mountainside Softball Association. It really is a wondrous day that truly marks the beginning of spring in Mountainside. This past year, we had over 500 children who participated in both leagues; we had over 200 coaches and certainly countless other volunteers who took care of the fields and background preparations in organizing to make both of those leagues very successful. There is probably no one who, has lived in Mountainside that, hasn't in some way been touched by Mountainside Youth Baseball and Mountainside Softball Association. It is a real special day when you see those 500 kids with their eyes sparkling and thinking that they're going to be the next Derek Jetter. Unfortunately, I don't know any famous women softball players, maybe someone can help me with that, and even more wondrous is the twinkle in the eyes of the parents that are proud that they are out there with their children, volunteering. It just creates a very nice atmosphere and a great community day in Mountainside. The next event that we had was

the 2nd Annual Memorial Day Parade. The Parade is spearheaded by the Girls Scouts, Cubs Scouts, Boys Scouts and most importantly, the Mountainside Chapter of the VFW. I also want to acknowledge the participation of the Mountainside Elks, and the Rotary Club and, of course, no parade in Mountainside would be complete without the participation of the Mountainside Volunteer Fire Department, Rescue Squad and the ever present Mountainside Police Department. The parade started down at Constitutional Plaza with our annual ceremony to honor our Veterans, and again, we had a tremendous turnout. I think it even grew from last year. It was truly a glorious and fitting Memorial Day service. The residents showed up and really supported and showed their support to the Veterans, our current Veterans and those who are not with us today, because they fought for our freedom. Nothing shows the support of the community by the way people lined up on the parade route. It was wondrous to see the families, young people, old people, and everyone just honoring and applauding our Veterans. They certainly respected the Veterans and were very appreciative of them. We had an unbelievable picnic down at Our Lady of Lourdes where it just topped off the whole day. Just sitting around and talking to the Veterans having a good time, eating and drinking. At the end, I could see the Veterans didn't want to leave. We had to tell them that the picnic was over and they finally did leave. The next community event was the annual Fourth of July Fireworks, which took place over at Our Lady of Lourdes Church and Deerfield School. It was another wondrous community event. Kids, parents, young and old, all enjoyed the fireworks. The fireworks are funded and sponsored by the Mountainside Volunteer Fire Company as well as the Mountainside PAL and the Council also makes their contribution. PAL gave out ice cream and it is just a wonderful event. The fireworks were spectacular. This year, we had a special guest who showed up at the fireworks. We had our new Pastor from our Lady of Lourdes Church. We welcomed Father Richard Carrington. I know that at one of the first masses, he said that after the ceremony, he thought that we just had the fireworks because we were celebrating him coming to Mountainside. This year we had another event, the historic move of the Levi Cory House. I want to first commend the Historic Preservation Committee, the move would not have taken place without their excitement, hard work and perseverance. We thought that we were going to move it once and if not twice, thank God the third time they hit a home run. The move was supported by the entire community, not only financially, but on the day of the move there were tons of people out there. I certainly was in amazement as the Levi Cory House, which I didn't think that they were going to get off the lot to start with, it was coming down New Providence Road, it was done in a meticulous and careful way. We had our doubts on whether the house was going to make it all the way down New Providence Road, but it certainly did. I had a friend of mine who was sitting in the traffic on Route 22 and he was wondering what the heck was going on in Mountainside. Then all of sudden, he sees this house coming across Route 22 and he certainly understood what was going on. It was a site to behold and I know that the Historical Preservation Committee is going to be after us for more funding because they need to get the house in shape and eventually turn it into a museum. To

wind up this year, the last community event is the Tree Lighting outside. It certainly is a great way to kick off the holiday season, the caroling by the Girl Scouts, Brownies and the Daisies put everyone in the holiday spirit.

I am also proud to report this year that Mountainside is fiscally sound and thriving. I used the same words the last two years, but that is just the way I feel about the state of the community. Despite the two percent mandated cap we are still able to provide a high level of services to our residents, which is certainly what they expect and we do it the same way that we have always done it. We have a great staff in town and we have a great administration and that's where it starts. We continue to get grants whenever possible. This year, we received two grants from DOT for \$180,000 to help defray the road repaving in town. We received a Safe Corridor grant for \$24,000 which was used to purchase a new vehicle and a Municipal Alliance grant for \$14,000 which funds alcohol programs for the youth in our town. We also received a New Jersey Hazard Mitigation grant which was used to purchase a generator at the library and at the rescue squad building. We received a Police Body Armor grant which was used to purchase bullet proof vests, and then of course, the Watts Foundation has fully supported not only the town, but a lot of the different organizations in town. We do provide a lot of services to our residents first. We have the Recreation Department which also includes the Mountainside Pool, one of the finest community pools in the State. We have our Construction Department, DPW, Zoning, Finance and Tax, Court, Engineering, and of course, the Library which is the finest in the County. All these departments were successful in helping to keep us under the two percent cap and also provide a high level of service which our residents deserve and expect. I want to commend all of our employees as well as the administration. Rather than go through all of their achievements that I received in their written reports, we are going to put them on the Mountainside website which is www.mountainside-nj.com. It has been revamped completely from last year and I urge all of our residents to read what wondrous things all of our departments have achieved this past year. I want to thank them for all their dedication and hard work.

I also want to commend our police, volunteer rescue squad, and fire department. They are the ones who keep our residents safe and provide fire protection and medical services when people really need it. This past year we were able to purchase a new fire truck pumper for the fire department and this upcoming year we will be purchasing an ambulance for the rescue squad. We are also in the process of installing a new heating and air conditioning system at the library. I am sure all of you can remember last year how hot it was in the library. The contract has already been awarded and we should have it installed for the summer. I also want to point out that last year, in February, we did a test and found out that the Union County First Alert System had about 1,300 people who had signed up for it. We did a test yesterday and we found that in this past year, we had over 6,200 people signed up for Union County First Alert. It really is the most effective and

efficient way for us to communicate to the residents about emergencies and weather conditions as well as school and road closings and even power outages. This past year, one of the things we have been working on and is really coming to a head right now, is that we are in the process of getting our housing element and fair share plan approved by the courts. We will be certified and have court approval that we satisfied our affordable housing requirements and most importantly without changing the face of Mountainside. The three developments that are going to be a part of this plan are 30-age restricted units on Route 22 West, another development which is taking place behind Brighton Gardens with 23-units, and probably the one with the most impact on the town is on the notorious Barnes Tract, which is a five acre parcel of land that the town owns on Mountain Avenue next to the 7-eleven. The plan there is for retail stores to be put in down on Mountain Avenue, which will effectively double the Mountainside downtown. It will be the biggest transformation of the downtown since I've been here. There are also going to be 30-residential units that are going on top of the retail area and in the back. We are very proud of that because we are going to satisfy our affordable housing and we really are not going to change the face of Mountainside. It is still going to be the same with the same residential look that it always has.

The one concern I have in Mountainside is that we have all these volunteer organizations, but I hear the same thing over and over again from all of these organizations, that it's the same people that are volunteering year in and year out. We really need to look inside of ourselves and need to step up what we do as far as volunteerism. It's not just volunteering for something because your children are involved in the program, its volunteering for the community. I can tell you that there is no greater joy than when you volunteer and you do something that is successful. This past Sunday, myself and Brian Labau ran a high school open gym, neither one of us have any kids that are in high school anymore. We went down there on Saturday and had 25 kids that showed up and all they did was have pure fun that day. There was no parent involvement, it was just me and Brian and all the kids had a wonderful time. We felt as good about it as any of those kids did. I just want to impress upon everyone to step up the volunteerism on a much broader base than we see people volunteering. It cannot just be for your own children. To paraphrase, our President John F. Kennedy said "Ask not what Mountainside can do for you, ask what you can do for Mountainside." If we can live by that this year, it is going to make Mountainside an even more wonderful community than it already is. I am going to end by letting everyone know, and it wasn't really that highly publicized this year, when New Jersey Monthly Magazine came out with their rankings this year and when I first saw it in the Patch they said New Providence and Berkeley Heights were top towns in Union County, that I was looking at the list and wondering where is Mountainside. What they forgot to say is that Mountainside was ranked number one in Union County ahead of New Providence, Berkeley Heights, Scotch Plains, Westfield, Fanwood, Summit, Cranford, and Garwood.

We were the number one town in Union County and that is because of our staff, and our administration here, all of our volunteer organizations as well as all the volunteers that support those organizations, but we can't sleep on that. We need to continue volunteering. We need to continue to keep Mountainside the Mayberry of New Jersey that it is. Thank you very much.

ELECTION OF COUNCIL PRESIDENT:

Upon motion by Councilman Lane and a second by Councilman Mortimer, Councilman Keith C. Turner was unanimously elected Council President for the year 2014.

RESOLUTIONS:

The following two resolutions were introduced by Councilman Lane and seconded by Councilman Turner:

RESOLUTION 1-2014

BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the 2013 Rules of Council of the Borough of Mountainside be and they hereby are adopted for the year 2014.

BE IT FURTHER RESOLVED that the said Rules of Council of the Borough of Mountainside are incorporated herein by reference.

RESOLUTION 2-2014

BE IT RESOLVED by the Governing Body that the Members of the Council be assigned to the following Committees for the year 2014:

<u>COMMITTEE</u>	<u>CHAIRPERSON</u>	<u>MEMBERS</u>
Fire	Councilman William R. Lane	Councilman Glenn W. Mortimer Councilman Rene Dierkes
Administrative and Executive	Councilman Glenn W. Mortimer	Councilman Rene Dierkes Councilman Robert W. Messler
Public Works and Facilities	Councilman Robert W. Messler	Councilman Glenn W. Mortimer Councilman Rene Dierkes

Police	Councilman Keith C. Turner	Councilman Robert W. Messler Councilman Glenn W. Mortimer
Solid Waste and Recycling	Councilman Glenn W. Mortimer	Councilman Rene Dierkes Councilman Robert W. Messler
Recreation	Councilman Keith C. Turner	Councilwoman Deanna Andre Councilman William R. Lane
Media and Information	Councilman Glenn W. Mortimer	Councilwoman Deanna Andre Councilman Rene Dierkes

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

The following two resolutions were introduced by Councilman Mortimer and seconded by Councilman Turner.

RESOLUTION 3-2014

BE IT RESOLVED by the Governing Body that the following appointments of Council Representatives to Civic Boards and Agencies, or as liaisons, made by Mayor Paul N. Mirabelli of the Borough of Mountainside be and they hereby are confirmed for the year 2014:

Planning Board	Glenn W. Mortimer
Board of Health	Rene Dierkes
Board of Education	William R. Lane
Library	Glenn W. Mortimer
Rescue Squad	Deanna Andre
Board of Tax Appeals	Rene Dierkes
Emergency Management	Keith C. Turner
Senior Citizen Services	Deanna Andre
Board of Tax Assessors	Rene Dierkes
Construction Board of Appeals	Robert W. Messler
Shade Tree	Rene Dierkes
Historic Preservation Committee	Deanna Andre
Children's Specialized Hospital	Glenn W. Mortimer

RESOLUTION 4-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside, pursuant to the provisions of Article 3, Section 301, et seq of the Land Use Ordinance of the Borough of Mountainside, that the Planning Board of the Borough of Mountainside shall consist of nine members and, if desired, up to, but not more than four Alternate Members, of four classes, as follows:

Class I	Paul N. Mirabelli	
Class II	Michael Disko Jr., Borough Engineer	
Class III	Glenn W. Mortimer, Councilman	
Class IV	John Tomaine	2014
	Todd Garran	2016
	Thomas Parker	2015
	Ted Zawislak	2016
	Jon Younghans	2015
	Matthew Wyvratt	2015
	Steve Matlin, Alternate #1	2014
	Thomas Jakositz, Alternate #2	2014

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

The following resolution was introduced by Councilman Lane and seconded by Councilman Mortimer.

RESOLUTION 5-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following appointments to Local Boards and Committees for the terms of office set forth herein, made by Paul N. Mirabelli, Mayor of the Borough of Mountainside, be and they hereby are confirmed:

BOARD OF HEALTH:

Tricia Freer	2014
Lora Ford	2015
Dr. Joseph Calderone	2015
Dr. James Dunne	2014
Elsa Jackson	2014
Jenny Disko	2016
Ann Marie Pires	2015

SHADE TREE COMMISSION:

Gary Cantagallo	2017
Ronald Romak	2017
Gina Tomas	2017
Lynn Samsky	2014
Thomas Root	2013
John Grossi	2017
Steven Dardanella	2017

EMERGENCY MANAGEMENT:

Chief James Debbie, Jr., Director	2015
Ronald Romak, Deputy	2014
Keith C. Turner, Deputy	2014
Lewis Giordino	2014

MUNICIPAL ALLIANCE COMMITTEE

Paul Mirabelli	James Debbie Jr.
Robert Segear	Kim Richards
Michael Capko	Nancy Lubarsky
Brittney Steitz	Matt Flynn
Andy Huber	Vivian Hoff
Mike Litterer	Gina Tomas
Jill Goode	Kathy Gerndt

CONSTRUCTION BOARD OF APPEALS:

James Ruban	2017
Joseph Nicasastro	2015
Gregory Delli Santi	2017
Gary Cantagallo	2016
Thomas Perrotta	2014

Slawomir Wasyliszyn	2017
Barbara Vincentsen, Alt.	2014
David Miller, Alt.	2014
Michael Melango, Alt.	2014
Joseph Popolo, Alt.	2014

LIBRARY BOARD OF TRUSTEES:

Steven Witt	2017
Doreen Lane	2016
Nancy Caffrey	2015
Sarah Post	2015
Ginger So Chan	2017
Dona Osieja	2014
Clark Landale	2018

Glenn W. Mortimer, Mayor's Designee
Chief School Administrator Nancy Lubarsky
Rev. Christopher Belden, Alternate for Chief School Administrator

HISTORIC PRESERVATION COMMITTEE:

Scott Daniels	2014	Ruth Goense	2014
Carol Clark	2014	Maureen Giannone	2014
Carol Goggi	2014	Diane Ruggiero	2014
Sandy Vandermeer	2014	Lenore Toner	2014
Alice Cowell	2014	Tom McGee – Alt.	2014
Don Jeka – Alt.	2014		

LOCAL ETHICS BOARD:

William (Tex) Jackson	2015
Alfred Faella	2014
Jay Kelk	2014
John Grossi	2015
Keith Turner	2015

AMERICANS WITH DISABILITY ACT:

Keith Turner	James J. Debbie, Jr.
Linda Clark	Frank Masella

FINANCE COMMITTEE:

James Debbie, Jr. Jill Goode
Paul N. Mirabelli Martha Lopez

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

The following resolution was introduced by Councilman Mortimer and seconded by Councilman Lane.

RESOLUTION 6-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following persons are appointed to the Borough offices indicated below:

Chief of Police/Administrator P/T OEM Director	James J. Debbie, Jr.
Municipal Clerk/Registrar of Vital Statistics	Martha Lopez
Qualified Purchasing Agent/Board of Health Secretary	
Deputy Municipal Clerk/Deputy Registrar	Susan DiFrancesco
Chief Financial Officer/Tax Collector	Jill Goode
Assistant Finance Clerk	Cathy Cook
Assistant Tax Collector	Brittney L. Steitz
Director of Recreation/Pool Administrator & Tech	Frank Masella
Assistant Recreation Director	Kathy Gerndt
Recreation Secretary/Pool Bookkeeper	Karen Bandics
Prosecutor	Frank Sahaj
Municipal Judge	James DeRose, Esq.
Court Administrator	Vivian Hoff
Deputy Court Administrator	Debra Velard
Violations Clerk	Cynthia West
Tax Assessor	Michael Frangella
Police Physician	Dr. G. Schaller
Engineer/Certified Wastewater & Treatment Operator	Michael Disko, Jr.
Secretary to Zoning/Construction/Planning Board	Ruth Rees
Secretary to Engineering/DPW/Tax Assessor	Patricia Gilstrap
Planning Board Attorney	Vincent Loughlin

Receptionist Secretary to Construction/DPW/Zoning	Gina Tomas
Public Works Manager/2 nd Fl. Supervisor/ Zoning & Land Use Officer/Deputy OEM	Ronald Romak
Public Works: Crew Members	Oscar Cardona Horacio Colella Jason Koscinski Richard Neri Thomas Root
Cable TV Coordinator	Michael Debbie
Senior Citizen Coordinator	Kim Moriak
Construction Official/Bldg. Inspector/ Building Sub Code Official Fire Sub Code Official Plumbing Sub Code Official Electrical Sub Code Official Fire Prevention Official/OEM	Jerry Eger David Mass Arthur “Keith” McCall Joseph B. Marretta Lewis Giordino
Communications Officers:	Walter Kutsop Lewis Giordino Michael Scuderi Andrew Yasinski
Police Administrative Assistant Police Records Clerk P/T	Corinne Moore Amy Colineri

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

The following resolution was introduced by Councilman Lane and seconded by Councilman Mortimer.

RESOLUTION 7-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the election of the following positions designated opposite their names be and it hereby is confirmed and approved for the year 2014:

Fire Department

Chief	Matthew Watson
Assistant Chief	Anthony Pecorelli
Deputy Chief	Thomas Triolo
Deputy Chief	Vacant
Captain	James Debbie III
Captain	Adam Foti
Lieutenant	Anthony Bianchi
Lieutenant	Christopher Whyte

Rescue Squad

President	Ann Marie Pires
Vice President	Corinne Moore
Treasurer	Lori Rubino
Secretary	Norma Huber
Captain	Eric Pastore
Deputy Captain	Chris Sileo
1 st Lieutenant	Chay Castro
2 nd Lieutenant	Julius Korn
Chaplain	Vickie Schmidt
Delegates to First Aid Council	Norma Huber & Steve Susman

Officers sworn in by Judge James DeRose

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

The following two resolutions were introduced by Councilman Lane and seconded by Councilwoman Andre.

RESOLUTION 8-2014

WHEREAS, the Borough of Mountainside is making applications for Community Development Funds; and

WHEREAS, the allocation of such funds among Union County Communities will be determined in part through the efforts of a group composed of members from the Municipalities that have applied for such funds;

NOW, THEREFORE, BE IT RESOLVED that Michael Kiesewetter, Ruth M. Rees, James J. Debbie, Jr. Alternate, and Brittney Steitz, Alternate be and they hereby appointed as members of the Union County Community Development Revenue Sharing Committee; and

BE IT FURTHER RESOLVED that the Mayor, Paul N. Mirabelli be and hereby is authorized to make further appointments without the need for notification by Council Resolution.

RESOLUTION 9-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following persons recommended by the Police Committee to be School Crossing Guards for the term of one year ending the 31st day of December 2014, be and hereby are appointed such:

Joan Laurent
Patricia Salvato
Robert C. Vargo
Carmine Rotella

Such Guards shall be under the supervision and direction of the Chief of Police.

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

The following resolution was introduced by Councilman Lane and seconded by Councilman Mortimer.

RESOLUTION 10-2014

WHEREAS, the Borough Attorney is required to perform services for the Borough beyond the scope of the services upon which his salary is based; and

WHEREAS, such services constitute professional services within the meaning of N.J.S.A.40A:11-2; and

WHEREAS, the nature of such legal services will not reasonably permit the drawing of specifications or the receipt of competitive bids;

WHEREAS, the Borough of Mountainside desires to appoint the Borough Attorney as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and 20.5; and

WHEREAS, the appropriate Borough official has determined that the value of these services will exceed \$17,500, but not to exceed \$225,000 over the life of the contract; and

WHEREAS, the anticipated term of the contract is one year; and

WHEREAS, John N. Post, Esq. (*a member of the firm of Post, Polak, Goodsell, McNeill & Strauchler*) will complete and submit a Business Entity Disclosure Certification which certifies that it has not made any reportable contributions to a political candidate or candidate committee in the Borough of Mountainside in the previous year, and acknowledging that the contract will prohibit it from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Mountainside that **John N. Post, Esq.**, the Borough Attorney, be and he hereby is appointed to perform such legal services as may be required by the Governing Body and which are beyond the scope of the services upon which the Borough Attorney's salary is based; and

BE IT FURTHER RESOLVED that a copy of this Resolution be published in an appropriate newspaper within ten days hereof.

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

The following four resolutions were introduced by Councilman Mortimer and seconded by Councilman Dierkes.

RESOLUTION 11-2014

WHEREAS, the Borough of Mountainside is required by the terms of N.J.S.A.40A:5-1 et seq to engage a Registered Municipal Accountant to be the Official Borough Auditor and Financial Advisor; and

WHEREAS, such services constitute professional services of such a qualitative nature as will not reasonably permit the drawing of specifications or the receipt of competitive bids;

WHEREAS, the Borough of Mountainside desires to appoint the Borough Auditor and Financial Advisor as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and 20.5; and

WHEREAS, the appropriate Borough official has determined that the value of these services will exceed \$17,500, but not to exceed \$62,500 over the life of the contract; and

WHEREAS, the anticipated term of the contract is one year; and

WHEREAS, Robert B. Cagnassola (*a member of the firm of Suplee, Clooney & Co.*) has completed and submitted a Business Entity Disclosure Certification which certifies that it has not made any reportable contributions to a political candidate or candidate committee in the Borough of Mountainside in the previous year, and acknowledging that the contract will prohibit it from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the accounting firm Robert B. Cagnassola of the firm **Suplee, Clooney and Company** be and he hereby is appointed to be the official Borough Auditor and Financial Advisor for the term of one year commencing January 1, 2014;

BE IT FURTHER RESOLVED that a copy of this Resolution be published in an appropriate newspaper within ten days hereof.

RESOLUTION 12-2014

WHEREAS, the Borough of Mountainside has resolved to join the Suburban Municipal Joint Insurance Fund, following a detailed analysis; and

WHEREAS, the bylaws of said Funds require that each Municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the bylaws; and

WHEREAS, the Board of Fund Commissioners established a fee equal to six percent (6%) of the Municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the Mayor and Council; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, be it resolved that the Borough of Mountainside does hereby appoint **BOLLINGER INSURANCE** as its Risk Management Consultant in accordance with the Fund's bylaws; and

BE IT FURTHER resolved that the Mayor and Borough Clerk are hereby authorized and directed to execute the Risk Management Consultant's Agreement annexed hereto and to cause a notice of this decision to be published according to N.J.S.A. 40A:11-5 (1) (a) (i).

THIS AGREEMENT entered into the 1st day of January 2014, between the Borough of Mountainside and Bollinger Insurance.

WHEREAS, Bollinger Insurance has offered to the Borough of Mountainside professional risk management consulting services as required in the bylaws of the Suburban Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Funds, and;

WHEREAS, the Borough of Mountainside desires these professional services pursuant to the resolution adopted by the governing body of the Borough of Mountainside;

NOW, THEREFORE, the parties in consideration of the mutual promises and covenants set forth herein, agree as follows:

1. For and in consideration of the amount stated hereinafter, Bollinger Insurance shall:
 - a) Assist the Borough of Mountainside in identifying its insurable Property & Casualty exposures and to recommend professional methods to reduce, assume or transfer the risk or loss.
 - b) Assist the Borough of Mountainside in understanding the various coverages available from the Suburban Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund.
 - c) Review with the Borough of Mountainside any additional coverages that Bollinger Insurance feels should be carried but are not available from the Fund and subject to the Borough of Mountainside's authorization, place such coverages outside the Fund.

- d) Assist the Borough of Mountainside in the preparation of applications, statements of values, and similar documents requested by the Fund, it being understood that this Agreement does not include any appraisal work by Bollinger Insurance.
 - e) Review Certificates of Insurance from contractors, vendors and professionals when requested by the Borough of Mountainside.
 - f) Review the Borough of Mountainside's assessment as prepared by the Fund and assist the Borough of Mountainside in the preparation of its annual insurance budget.
 - g) Review the loss and engineering reports and generally assist the safety committee in its loss containment objectives. Also, attend no less than one (1) municipal safety committee meeting per annum to promote the safety objectives and goals of the Borough of Mountainside and the Fund.
 - h) Assist where needed in the settlement of claims, with the understating that the scope of Bollinger's involvement does not include the work normally done by a public adjuster.
 - i) Perform any other risk management related services required by the Fund's bylaws.
2. In exchange for the above services, Bollinger Insurance shall be compensated in the following matter:
- a) Bollinger Insurance shall be paid by the Borough of Mountainside a fee as compensation for services rendered, an amount equal to six percent (6%) of the Borough of Mountainside's annual assessment as promulgated by the Funds. Said fee shall be paid to Bollinger Insurance within thirty (30) days of payment of the Borough of Mountainside's assessment.
 - b) For any insurance coverages authorized by the Borough of Mountainside to be placed outside the Fund, Bollinger Insurance shall receive as compensation the normal brokerage commissions paid by the insurance company. The premiums for said policies shall not be added to the Funds assessment in computing the fee outlined in 2 (a).

- c) If the Borough of Mountainside shall require of Bollinger Insurance extra services other than those outlined above, Bollinger Insurance shall be paid by the Borough of Mountainside a fee at the rate of \$0 per hour, in addition to actual expenses incurred.
3. The term of this Agreement shall be one (1) year. However, this Agreement may be terminated by either party at any time by mailing to the other written notice, certified mail return receipt, calling for termination at not less than thirty (30) days thereafter. In the event of termination of this Agreement, Bollinger's fees outlined in 2 (a) above shall be prorated to date of termination.

RESOLUTION 13-2014

WHEREAS, the Borough Engineer is required to perform services for the Borough beyond the scope of the services upon which his salary is based; and

WHEREAS, such services constitute professional services within the meaning of N.J.S.A.40A:11-2; and

WHEREAS, the nature of such Engineering services will not reasonably permit the drawing of specifications or the receipt of competitive bids;

WHEREAS, the Borough of Mountainside desires to appoint the Borough Engineer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 and 20.5; and

WHEREAS, the appropriate Borough official has determined that the value of these services will exceed \$17,500, but not to exceed \$125,000 over the life of the contract; and

WHEREAS, the anticipated term of the contract is one year; and

WHEREAS, Michael Disko, Jr. (*a member of the firm of M. Disko Associates*) has completed and submitted a Business Entity Disclosure Certification which certifies that it has not made any reportable contributions to a political candidate or candidate committee in the Borough of Mountainside in the previous year, and acknowledging that the contract will prohibit it from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Mountainside that **Michael Disko Jr.**, Borough Engineer, be and he hereby is appointed to perform such engineering services as may be required by the Governing Body and which are beyond the scope of the services upon which the Borough Engineer's salary is based; and

BE IT FURTHER RESOLVED that a copy of this Resolution be published in an appropriate newspaper within ten days hereof.

RESOLUTION 14-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that in accordance with the Code of the Borough of Mountainside, the officers and employees of the Borough of Mountainside authorized to make certification of goods received or services rendered in 2014 are as follows:

Administrative & Executive:
Jill Goode
Martha Lopez
James J. Debbie, Jr.

Medical & Surgical:
Jill Goode
James J. Debbie, Jr.

Financial Administration:
Jill Goode
James J. Debbie, Jr.

Fire:
Chief Matthew Watson
Asst. Chief Anthony Pecorelli

Planning Board:
Ruth Rees

Assessment of Taxes:
Michael Frangella
Patricia Gilstrap

Police:
Chief James Debbie, Jr.
Capt. Richard Osieja

Collector of Taxes:
Jill Goode

First Aid:
Martha Lopez
James J. Debbie, Jr.

Public Works Facilities:
Ronald Romak
Patricia Gilstrap

Municipal Court:
James DeRose
Vivian Hoff

Legal:

Martha Lopez
James J. Debbie, Jr.

Inspector of Buildings:

Jerry Eger

Streets & Roads

Ronald Romak
Patricia Gilstrap

Inspector of Plumbing

Arthur "Keith" McCall

Workmen's Compensation:

Jill Goode
James J. Debbie, Jr.

Emergency Management:

James J. Debbie, Jr.
Ronald Romak

Health Insurance:

Jill Goode
James J. Debbie, Jr.

Engineering:

Michael Disko Jr.
Patricia Gilstrap

Street Lighting:

Ronald Romak
Patricia Gilstrap

Sanitation:

Ronald Romak
Patricia Gilstrap

Board of Health:

Martha Lopez
Susan DiFrancesco

Library:

Marilyn Favreau

Recreation/Community Pool:

Frank Masella
Kathy Gerndt

Shade Tree:

Ronald Romak

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

The following four resolutions were introduced by Councilman Mortimer and seconded by Councilwoman Andre.

RESOLUTION 15-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following named banks and savings and loan associations be and they hereby are designated as official depositories for the Borough of Mountainside for the year 2014:

New Jersey Cash Management
Citi Fund Services
P.O. Box 182218
Columbus, OH 43218-2218

Valley National Bank
882 Mountain Avenue
Mountainside, NJ 07092

Wachovia Bank
550 Broad Street, 4th Floor
Newark NJ 07102

Chase Manhattan
8523 20th Avenue
Brooklyn, NY 11214

Sovereign Bank
2253 North Avenue
Scotch Plains, NJ 07076

Bank of America
855 Mountain Avenue
Mountainside, NJ 07092

TD Bank, NA
425 Main Street, Suite 2nd Floor
Chatham, NJ 07928

PNC Bank
1500 Prince Rogers Avenue
Bridgewater, NJ 08807

Investors Savings
300 South Avenue
Garwood, NJ 07027

Spencer Savings
329 North Avenue
Garwood, NJ 07027

RESOLUTION 16-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following are designated and appointed the official newspapers of the Borough of Mountainside for the year 2014:

Local Source
Westfield Leader
Star Ledger
Courier News

RESOLUTION 17-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the rate of interest of delinquent taxes and assessments owed to the said Borough of Mountainside be and it hereby is set at eight percent (8%) on the first one thousand five hundred dollars (\$1,500.00) of taxes due and eighteen percent (18%) of any amount in excess of one thousand five hundred dollars (\$1,500.00). Such interest shall not be charged, however, on payments made within ten (10) days from the due date;

BE IT FURTHER RESOLVED there will be a six percent (6%) penalty on delinquency of ten thousand dollars (\$10,000.00) or more at the end of the calendar year.

RESOLUTION 18-2014

BE IT RESOLVED by the Governing Body of the Borough of Mountainside that the following Borough Employees be bonded in amounts set forth opposite their names herein:

Jill Goode, CFO/Tax Collector	\$ 100,000.00
Blanket Bond/Employees Handling Funds	\$ 100,000.00
Municipal Judge/Court Administrator	\$ 100,000.00

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

The following two resolutions were introduced by Councilman Lane and seconded by Councilman Messler.

RESOLUTION 19-2014

BE IT RESOLVED, that Paul N. Mirabelli, in his capacity as Mayor, be and he hereby is authorized to sign checks and drafts on behalf of the Borough of Mountainside;

BE IT FURTHER RESOLVED that Keith C. Turner, in his capacity as Council President and in the absence of the Mayor, be and he hereby is authorized to sign checks and drafts on behalf of the Borough of Mountainside;

BE IT FURTHER RESOLVED that Jill Goode, in her capacity as Chief Financial Officer/Borough Treasurer, be and she hereby is authorized to co-sign checks and drafts on behalf of the Borough of Mountainside;

BE IT FURTHER RESOLVED that James J. Debbie, Jr., in his capacity as Administrator, and in the absence of the Borough Treasurer, be and he hereby is authorized to co-sign checks and drafts on behalf of the Borough of Mountainside; provided that neither the Administrator nor the Borough Treasurer will be a valid co-signer on a check that does not bear the signature of the Mayor or in his absence, the Council President.

RESOLUTION 20-2014

BE IT RESOLVED that the Governing Body of the Borough of Mountainside does hereby schedule its monthly meetings to be held at 8:00 P.M. in the Municipal Building, 1385 Route 22, Mountainside, NJ, as follows for 2013:

WORK SESSION		REGULAR MEETING
January	14	21
February	4	18
March	4	18
April	1	*22
May	6	20
June	3	17
July	1	15
August	5	19
September	2	16
October	7	21
November	4	*25
December	2	16

Reorganization Meeting: Tuesday, January 6, 2015 7:00 P.M.

*Note: date change

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

The following two resolutions were introduced by Councilman Turner and seconded by Councilman Dierkes.

RESOLUTION 21-2014

WHEREAS, NJSA 40A:4-19 of the Local Budget Act provides that temporary appropriations shall be made for the purposes and amounts required in the manner and time therein provided;

NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations shall be made for the year 2014:

Reorganization Meeting
 January 7, 2014 – Page 25

<u>APPROPRIATIONS</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Administrative & Executive	\$ 19,000.	\$50,000.
Finance Administration	33,000.	400.
Mayor & Council	2,900.	0.
Clerk	26,000.	1,450.
Assessment of Taxes	6,100.	8,000.
Legal Services & Costs	6,300.	55,000.
Planning Board	1,000.	10,000.
Insurance:		
Group		250,000.
Other		80,000.
Waiver O/E		13,000.
Fire Department		15,000.
Police Department	691,000.	60,000
OEM	2,650	2,650.
Fire Prevention	6,600.	2,000.
Police Communications Officers	52,000.	2,000.
Roads Repairs & Maintenance	110,000.	30,000.
Snow Removal	0.	75,000.
Buildings & Grounds	0.	30,000.
Shade Tree Commission	0.	3,000.
Board of Health	2,100.	10,000.
Dog Regulation	0.	3,000.
Recreation Department	42,000.	24,500.
Construction Official	32,000.	1,500.
Fire Hydrant Service	0.	52,000.
Street Lighting	0.	13,500.
Telephone	0.	10,500.
Electricity	0.	26,000.
Water	0.	2,700.
Natural Gas	0.	15,000.
Gasoline	0.	22,500.
Social Security	0.	42,000.
Municipal Court	46,000.	2,000.
Zoning		10.
Public Defender	900	
Sr. Citizen Services	7,500.	1500.
<u>APPROPRIATIONS</u>	<u>SALARY & WAGES</u>	<u>OTHER EXPENSES</u>
Maintenance Public Library	0.	\$165,000
Capital Improvements:		

Payment of Bond Interest	0.	41,000.
TOTAL	\$1,087,050.	\$1,120,210.

<u>POOL:</u>		
Operating	\$25,000.	\$ 20,000.
Capital Outlay	0.	12,000.
TOTAL	\$25,000.	\$ 32,000.

RESOLUTION 22-2014

WHEREAS, the approval of the Petty Cash Funds listed below has been given by the Division of Local Government Services; and

WHEREAS, these funds for 2013 have been returned to the Chief Finance Officer according to R.S. 40A:5-21;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mountainside that the Chief Finance Officer be and is hereby authorized to draw and deliver said warrants to the following Petty Cash Custodians for the year 2014:

<u>POLICE DEPARTMENT</u>	
James J. Debbie, Jr. Police Chief	\$100.00
 <u>FINANCE</u>	
Jill Goode Chief Finance Officer/Treasurer	\$100.00
 <u>RECREATION</u>	
Frank Masella Recreation Director	\$50.00
 <u>CONSTRUCTION</u>	
Ronald Romak Construction Code Official	\$50.00

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

AUDIENCE PARTICIPATION:

Ted Zawislak, 372 New Providence Road: Thanked the Governing Body and gave special thanks to Chief James Debbie Jr. and Attorney John Post for their many years of service to Mountainside.

Councilwoman Andre also thanked Chief James Debbie Jr. for all his dedication to the community.

COUNCIL COMMENTS:

No comments.

Upon a motion by Councilman Mortimer and a second by Councilman Messler, the meeting was unanimously adjourned. Meeting adjourned at 7:55 P.M.

Respectfully submitted,

Martha Lopez, Borough Clerk