

Regular Meeting called to order, Mayor Vaccaro in the chair, at Kathryn E. Flynn Civic Center on Thursday May 23rd, 2019 at 7:01 P.M.

Mayor called for Pledge of Allegiance to the Flag.

Mayor Vaccaro- called for a moment of silence for passing away of John Flynn, who was long time member of the Planning Board and Brother of former Councilwoman Maureen Flynn and a moment of silence for passing away of Councilwoman Lucille Millar, who was part of Board of Education and a big part of the Borough, also her husband Fred Millar served in the Council and she was Mother of Sergeant Millar.

Administrator Ciannamea took over the Meeting.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez-present, Surak-not present,
Wende-present,
Administrator- T. Ciannamea-present, Attorney- F. Migliorino-present

Borough Clerk stated that notice of the meeting was announced in accordance with the Open Public Meeting Act.

Administrator Ciannamea- mentioned that Paul Lerch, Borough Auditor is present.

Motion by C/Kinsella and second by C/Cirillo to approve Regular Meeting Minutes of February 28th, 2019 and March 28th, 2019.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

COMMUNICATIONS:

New Jersey Department of Environmental Protection- notification regarding Borough's requirement to revise the Borough's Flood Damage Prevention Ordinance to continue participation in the National Flood Insurance Program.

ARCADIS- notification of issuance of Response Action Outcome for the remediation of the site located at 280 Moonachie Avenue.

Bergen County Board of Chosen Freeholders- notice of adoption of an Ordinance establishing a fee schedule for the American Dream Project located in the Borough of East Rutherford.

Borough of North Arlington- supporting the Never Forget the Heroes: Permanent Authorization of the September 11th Victims Compensation Act Bill.

New Jersey Sports Authority- notice of a public hearing on proposed new rules and amendments to the NJSEA District Zoning Regulations regarding floodplain management.

Borough of Little Ferry- notice of a public hearing on a Zoning Ordinance amending Chapter XXXV article 111.4 of the Little Ferry Borough Code entitled "Accessor Uses" (Sidewalk Cafes).

Motion by C/Bauer and second by C/Martinez to file communications.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

FORMAL ACTION TAKEN AT THE EXECUTIVE MEETING ON MAY 9, 2019:

Motion by C/Kinsella and second by C/Cirillo to approve following Resolutions:

RESOLUTION #19-146

WHEREAS, Tricon Enterprises, Inc. submitted Change Order No. 1 in the amount of \$6,184.19 for the Installation of Emergency Generator at the Moonachie Road Pumping Station; and

WHEREAS, Arcari +Iovino Architects, P.C. has approve Change Order No. 1 as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that Change Order No. 1 in the amount of \$6,184.19 be and is hereby approved.

RESOLUTION #19-147

WHEREAS, Tricon Enterprises, Inc. submitted Change Order No. 2 in the amount of \$24,037.59 for Moonachie DPW Topography and DPW Building; and

WHEREAS, Arcari+Iovino Architects, P.C. has approve Change Order No. 2 as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that Change Order No. 2 in the amount of \$24,037.59 be and is hereby approved.

RESOLUTION #19-148

WHEREAS, Tricon Enterprises, Inc. submitted Change Order No. 3 in the amount of \$22,347.45 for Moonachie DPW Topography and DPW Building; and

WHEREAS, Arcari+Iovino Architects, P.C. has approve Change Order No. 3 as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that Change Order No. 3 in the amount of \$22,347.45 be and is hereby approved.

RESOLUTION #19-149

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Joshua H. Reinitz be and is hereby appointed as a Public Defender at a fee of \$100.00 per Court Case.

RESOLUTION #19-150

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Raul Quispe be and is hereby appointed as a part-time Maintenance Worker at the hourly rate of \$15.00.

RESOLUTION #19-151

WHEREAS, Two Brothers Contracting, Inc. submitted an invoice for Payment Application No. 31 for work performed and material furnished in the construction of Moonachie Municipal Building in the amount \$70, 437.74 and

WHEREAS, L+C Design Consultants PA and Borough Attorney reviewed and approve the payment as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that the payment in the amount \$70,437.74 to Two Brothers Contracting, Inc.be and is hereby approved.

RESOLUTION #19-152

BE IT RESOLVED by the Mayor and Council that Reinaldo Rodriguez and David Graham be and are hereby appointed as Part-time Police Communication Clerks, at the hourly rate of \$19.48.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

Motion by C/Kinsella and second by Wende to approve Resolution#19-153

RESOLUTION #19-153

WHEREAS, N.J. S.A. 10:4-12 allow for a public body to go into closed session during a public meeting, and

WHEREAS, the Mayor and Council of the Borough of Moonachie has deemed it necessary to go into closed session to discuss certain matters which are exempt from the public, and

WHEREAS, the regular meeting of this governing body will reconvene,

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Moonachie will go into closed session for the following reason as outlined in N.J.S.A. 10:4-12:

Any contract negotiation.

Any matter involving the employment, appointment, termination of employment, disciplinary action unless individual requests a public meeting.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

REGULAR MEETING OF MAY 23, 2019:

Motion by C/Bauer and second by C/Kinsella to waive the Regular Order of business.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

Paul Lerch, Borough Auditor- spoke about new FAST electronic filing System. He mentioned that State is having problem with the new electronic filing system for Annual Financial Statement (AFS), he is working with the State to file and the State allows the Borough to adopt the budget but the tax rate will not be struck until the AFS is filed. He mentioned that this budget has zero tax increase, it is paying off the CDL Loan of \$180,000. Also, he spoke about notes about \$6,000,000, the notes will be finalized this year, as the Borough find out about the final dollars amount from FEMA by end of this year. He explained that the long term note will be favorable for the debt.

Mayor Vaccaro- mentioned that some of the work orders for FEMA need to be close out, the work orders for sewer is closing, some of work orders for automobile has been work on and the biggest work order is the building.

Administrator Ciannamea – mentioned that \$180,000 of the CDL loan was not forgiven, about 1.9 million was forgiven.

Mayor Vaccaro- mentioned that after sandy, the Borough went for about 2.2 million dollars CDL Loan, the State did forgive 2.1 million dollars and he thanked Paul Lerch for working on the loan.

Paul Lerch- mentioned that this budget has additional \$350,000 for capital improvement fund and 1.6 million dollars are set aside for tax appeals. He spoke about going to Trenton to borrow money for previous tax appeals. He mentioned that surplus is high, in 2012 there was operating deficit with zero surplus and now the surplus reached to five million dollars. He explained when economy slows down, the Borough can sustenance normal growth with the surplus. He mentioned that the Rolling Assessment is working because the assessed values went up.

FINAL PASSAGE OF ORDINANCE:

**ORDINANCE#2019-1
CALENDAR YEAR 2019
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Moonachie in the County of Bergen finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 1 % increase in the budget for said year, amounting to \$77,070 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Moonachie, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Borough of Moonachie shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1 %, amounting to \$77,070, and that the CY 2019 municipal budget for the Borough of Moonachie be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The Borough Clerk has presented an affidavit showing that advertisement had been made according to law.

PUBLIC HEARING ON ORDINANCE#2019-1:

Nobody wished to be heard

Motion by C/Kinsella and second by C/Bauer to close Public hearing.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende

All ayes. So ordered.

Motion by C/Bauer and second by C/Cirillo to adopt Ordinance#2019-1.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende

All ayes. So ordered.

BUDGET:

Motion by C/Wende and second by C/Martinez to approve following Resolution:

RESOLUTION NO. 19-154

Resolution Re: Waiver of Reading in Full of the 2019 Budget

WHEREAS, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the

public hearing, and

WHEREAS, the Borough of Moonachie has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2019.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende

All ayes. So ordered.

PUBLIC HEARING ON THE BUDGET:

Sal DeAlessandro, 1 Frederick Street- commended Mayor and Council for the work on the budget.

Administrator Ciannamea-mentioned that this budget has zero tax increase for municipal portion but the County's rate will depend on assessed values in other towns.

Motion by C/Kinsella and second by and second by C/Bauer to close public hearing (Budget).

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

ADOPTION OF 2018 MUNICIPAL BUDGET:

Mayor Vaccaro- thanked the Governing body for working on the budget for past five years. He mentioned that the Borough is prepared for if the economy turns. He thanked Paul Lerch and Anthony Ciannamea for their help on the budget.

Motion by C/Kinsella and second by C/Bauer to adopt the 2019 Municipal Budget (Resolution#19-155)

RESOLUTION#19-155

Be it Resolved by the Governing Body of the Borough of Moonachie, County of Bergen that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a)\$ 8,775,557 (Item 2 below) for municipal purposes, and
- (b) \$ _____ (Item 3 below) for school purposes in Type I School District only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c)\$ _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ _____ (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e)\$ 0 (Item 5 below) Minimum Library Tax

SUMMARY OF REVENUES

1. General Revenues

Surplus Anticipated	08-100	\$ 1,200,000
Miscellaneous Revenues Anticipated	13-099	\$ 1,926,772
Receipts from Delinquent Taxes	15-499	\$ 100,000
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$ 8,775,557
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICT:		
Item 6, Sheet 41	07-195	\$
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$

5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192	
Total Revenues	13-299	\$ 12,002,329

Sheet 41

4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS	xxxxxxx	xxxxxxxxxxx
Within "CAPS"	xxxxxxx	xxxxxxxxxxx
(a&b) Operations Including Contingent	34-201	\$ 6,740,327
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 1,124,700
(g) Cash Deficit	46-885	\$
Excluded from "CAPS"	xxxxxxx	xxxxxxxxxxx
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 1,043,700
(c) Capital Improvements	44-999	\$ 590,694
(d) Municipal Debt Service	45-999	\$ 1,222,439
(e) Deferred Charges - Municipal	46-999	\$ 124,469
(f) Judgements	37-480	\$ 6,000
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405	\$
(g) Cash Deficit	46-885	\$
(k) For Local District School Purposes	29-410	\$
(m) Reserve for Uncollected Taxes	50-899	\$ 1,150,000
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	07-195	
Total Appropriations	34-499	\$ 12,002,329

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

C/Kinsella- thanked the Mayor for being the instrumental on the discussion for shared services with South Hackensack and Teterboro.
Mayor Vaccaro- mentioned that he believes in Shared Services and the governing body does understand what is going to make the Borough to last longer as a Borough.
Administrator Ciannamea- spoke about extra money from Teterboro for more man power because of negotiation.

NEW BUSINESS:

CONSENT RESOLUTIONS:

All matters listed below are considered to be routine in nature and will be enacted by one motion and second.

Motion by C/Cirillo and second by C/Martinez to approve following Resolutions:

RESOLUTION #19-156

BE IT FURTHER RESOLVED by the Mayor and Council that the payment in the amount of \$9,150.00 for month of April, 2019 to Millennium Strategies, LLC for professional services for the FEMA grants Management and Administration be and is hereby approved.

RESOLUTION #19-157

WHEREAS, Tricon Enterprises, Inc. submitted an invoice for Payment Application No.2 for work performed and material furnished for Moonachie DPW Topography & DPW building in the amount of \$26,313.00; and

WHEREAS, Arcari+Iovino Architects PC reviewed and approved the payment as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that the payment in the amount of \$26,313.00 to Tricon Enterprises, Inc. be and is hereby approved.

RESOLUTION #19-158

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the payment in the amount of \$2,000.00 to Hackensack Meadowlands Municipal Committee be and is hereby authorized for the Municipal funding of Hackensack Meadowlands Municipal Committee Yearly Operation Budget.

RESOLUTION #19-159

WHEREAS, the Borough of Moonachie has entered into a Three Year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N. J. S. A. 40A:8A-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that one Municipal Representative be appointed by the Governing Body of the Community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1 through June 30;

NOW THEREFORE, BE IT RESOLVED that the Governing Body hereby appoints Councilman Robert Bauer, Sr. as its representative to participate on the Community Development Regional Committee; and

BE IT FURTHER RESOLVED that Administrator Anthony Ciannanea be appointed as the alternative representative.

RESOLUTION #19-160

WHEREAS, L +C Design Consultant, PA submitted the following invoices:

Additional Services for New Municipal Building	\$14,085.00
Additional Services for New Municipal Building	\$1,340.00
Telecommunications/Security Municipal Building	\$195.00
Telecommunications/Security Municipal Court	\$390.00
Telecommunications/Security Police Department(ongoing)	\$390.00
TOTAL	\$16,400.00

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the payment in the total amount of \$16,400.00 for various professional services for of New Municipal building to L+C Design Consultant, PA be and is hereby approved.

RESOLUTION #19-161

BE IT RESOLVED, by the Mayor and Council that the Summer Recreation Program Registration fees for 2019 are hereby set as the followings:

Moonachie resident:

\$50.00 – 1st child
\$20.00- each additional child

BE IT FURTHER RESOLVED, the Summer Recreation Program Registration fees are set as the followings:

Out of Town resident:

\$200.00 - per 1st child for six weeks of Summer Recreation Program
\$25.00 – each additional child- 6 weeks of Summer Recreation Program
\$50.00- per week for 1st child if attending less than 6 weeks Summer Recreation Program
\$25.00- per week for additional child if attending less than 6 weeks Summer Recreation Program

RESOLUTION #19-162

BE IT RESOLVED, that the following applicants for Part-time Recreation Staffs are hereby employed effective January 1st, 2019:

<u>NAME</u>	<u>POSITION</u>	<u>HOURLY RATE</u>
Matthew Vaccaro	Assistant Director	\$15.61
Ethan Ciannamea	Senior Counselor	\$9.88
Kyle Dressel	Senior Counselor	\$9.88
David Finch	Senior Counselor	\$9.88
Isabella Morra	Counselor	\$8.84
Christina Monti	Counselor	\$8.84
Toral Patel	Counselor	\$8.84
Melaney Ramirez	Counselor	\$8.84
Michael Ramirez	Counselor	\$8.84
Katelyn Spadavecchia	Counselor	\$9.36
Angelina Samarelli	Counselor	\$9.36
Jason Vlacancich	Counselor	\$8.84

RESOLUTION #19-163

WHEREAS, Pedro L. Batista paid \$800.00 for two Ballfields permits fees in March, 2019 to use two Ballfields; and

WHEREAS, Pedro L. Batista damaged the Ballfield; and

WHEREAS, it is the best interest of the Borough to refund the Ballfield Permit fees of \$800.00

BE IT FURTHER RESOLVED by the Mayor and Council that the refund of ballfield permit fees in the amount of \$800.00 to Pedro L. Batista be and is hereby authorized.

RESOLUTION #19-164

WHEREAS, Marini Brothers Construction submitted an invoice for Estimate No. 1 for work performed and material furnished for 2018 Road Resurfacing Program in the amount of \$68,540.37; and

WHEREAS, Boswell Engineering reviewed and approved the payment as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that the payment in the amount of \$68,540.37 to Marini Brothers Contracting be and is hereby approved.

RESOLUTION #19-165

WHEREAS, the Borough Clerk has received an application for a truck transfer terminal license from UPS Ground Freight, 280 Moonachie Avenue, Block 57, Lot 8, and the fee in the amount of \$500.00 for the year 2019; and

NOW THEREFORE, BE IT RESOLVED that the Borough Clerk be and is hereby authorized to issue said license.

RESOLUTION#19-166

WHEREAS, Grand Street Partners, LLC did not receive timely billings for 2017 and 2018 sewer taxes due to the fact that the actual sprinkler meter readings were not recorded to complete the allowance calculation for the usage periods; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that any interest for 2017 and 2018 sewer taxes for Grand Street Partners, LLC be and is hereby waived.

RESOLUTION #19-167

WHEREAS, Graycliff Realty, LLC did not receive timely billings for 2017 and 2018 sewer taxes due to the fact that the actual sprinkler meter readings were not recorded to complete the allowance calculation for the usage periods; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that any interest for 2017 and 2018 sewer taxes for Graycliff Realty, LLC be and is hereby waived.

RESOLUTION #19-168

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Jack Vitha be and is hereby appointed as a part-time summer help for DPW at the hourly rate of \$15.00.

RESOLUTION # 19-169

BE IT RESOLVED, by the Mayor and Council that the proposal in the amount of \$6,559.58 from Johnston Communications under Union County Coop Bid#42-2017 for installation of fiber cables from Demarc Box to Administration Tech. Closet at the new Municipal building be and is hereby approved.

BE IT FURTHER RESOLVED, by the Mayor and Council that the payment in the amount of \$6,559.58 to Johnston Communications for the installation of fiber cables from Demarc Box to Administration Tech. Closet at the new Municipal building be and is hereby approved.

RESOLUTION #19-170

WHEREAS, the Graycliff Realty, LLC did not have actual sprinkler meter readings for 2018 and sprinkler allowances for sewer taxes were based on prior years; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that any sprinkler allowances for 2018 for Graycliff Realty, LLC is hereby granted.

RESOLUTION #19-171

WHEREAS, Grand Street Partners, LLC, did not have actual sprinkler meter readings for 2018 and sprinkler allowances for sewer taxes were based on prior years; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that any sprinkler allowances for 2018 for Grand Street Partners, LLC is hereby granted.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

OUT OF CONSENT:

Motion by C/Wende and second by C/Bauer to approve the following Resolutions:

RESOLUTION #19-172

WHEREAS, GRAYCLIFF CATERING, INC. trading as THE GRAYCLIFF, 122 Moonachie Avenue, Moonachie, New Jersey, has applied for a renewal of their PLENARY RETAIL CONSUMPTION LICENSE for 2019-2020; and

WHEREAS, no objections have been filed with the Borough Clerk to date and GRAYCLIFF CATERING INC. has complied with all legal requirements;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail Consumption License 0237-33-005-003, be and is hereby approved.

RESOLUTION #19-173

WHEREAS, La Havana 59 Corp. trading as La Havana 59, 110 Moonachie Avenue, Moonachie, New Jersey has applied for renewal of their PLENARY RETAIL CONSUMPTION LICENSE for 2019-2020; and

WHEREAS, no objections have been filed with the Borough Clerk to date and La Havana 59 Corp. has complied with all legal requirements; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail Consumption License 0237-33-003-005, be and is hereby approved.

RESOLUTION #19-174

WHEREAS, IL Cantina, LLC trading as Bistro 107, 107 Moonachie Road, Moonachie, New Jersey, has applied for a renewal of their PLENARY RETAIL CONSUMPTION LICENSE for 2019-2020; and

WHEREAS, no objections have been filed with the Borough Clerk to date and IL CANTINA, LLC has complied with all legal requirements; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail Consumption License 0237-33-002-007, be and is hereby approved.

RESOLUTION #19-175

WHEREAS, JNP, Inc. trading as Alray Liquor, 46 Moonachie Road, Moonachie, New Jersey, has applied for a renewal of their PLENARY RETAIL DISTRIBUTION LICENSE for 2019-2020; and

WHEREAS, no objections have been filed with the Borough Clerk to date and JNP, Inc. has complied with all legal requirements;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail Distribution License 0237-44-001-002, be and is hereby approved.

RESOLUTION #19-176

WHEREAS, BAZZARELLI PIZZERIA & RESTAURANT, INC. trading as BAZZARELLI'S PIZZERIA AND RESTAURANT INC. 117 Moonachie Road, Moonachie, New Jersey has applied for a renewal of their PLENARY RETAIL CONSUMPTION LICENSE for 2019-2020; and

WHEREAS, no objection have been filed with the Borough Clerk to date, and BAZZARELLI PIZZERIA & RESTAURANT, INC. has complied with all legal requirements;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the application for the renewal of Plenary Retail consumption License 0237-33-007-002, be and is hereby approved.

RESOLUTION #19-177

WHEREAS, CASTREMAR, INC. trading as SEGOVIA RESTAURANT, 150 Moonachie Road, Moonachie, New Jersey has applied for a renewal of their PLENARY RETAIL CONSUMPTION LICENSE NO. 0237-33-006-004 for 2019-2020; and

WHEREAS, Manuel Martinez has partnership in Castremar, Inc.; and

WHEREAS, since Mr. Manuel Martinez is a member of the governing body of the Borough of Moonachie, which also acts as the ABC issuing authority, the subject license is a "conflict" license. Accordingly, said renewal license application will be forwarded to the Director of the Division of Alcoholic Beverage Control for consideration pursuant to N.J.S.A. 33:1-20 and N.J.A.C. 13:2-4.1; and

WHEREAS, N.J.A.C. 13:2-4.6 requires the issuing authority to submit to the Director a certified Resolution setting forth that the issuing authority has no objection to the renewal of the subject license and consents thereto, and furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject license; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie, County of Bergen and State of New Jersey:

THAT the Mayor and Council has no objection to the renewal of Plenary Retail Consumption License No. 0237-33-006-004 and consents thereto, and furthermore, is not aware of any circumstances or provisions of law or local ordinance which would prohibit the renewal of the subject license.

ROLL CALL: Bauer, Cirillo, Kinsella- ayes, Martinez-recused, Wende- aye
Four Ayes and one recused. Motion carried.

BILLS:

Motion by C/Kinsella and second by C/Martinez to approve the payment of bills.

CHECK	CURRENT ACCOUNT	AMOUNT
3212	STAPLES BUSINESS ADVANTAGE	50.57
3213	PROCOMM SYSTEMS INC.	1,460.00
3214	PROCOMM SYSTEMS INC.	482.50
3215	MONROE SYSTEMS	50.26
3216	LERCH, VINCI & HIGGINS	3,008.75
3217	DOHRMAN PRINTING COMPANY INC.	465.95
3218	LERCH, VINCI & HIGGINS	1,640.00
3219	VERIZON	657.38

3220	C&D COMPUTER SUPPLIERS, INC.	34.00
3221	VERIZON	41.46
3222	TIME WARNER CABLE	154.94
3223	EVANS CATERING SERVICE	7.21
3224	PRAXAIR DIST. MID-ATLANTIC	52.42
3225	VERIZON	6.55
3226	WOOD-RIDGE POST OFFICE	220.00
3227	LOWE'S HOME CENTER INC.	108.07
3228	IRON MOUNTAIN	1,182.96
3229	BERGEN COUNTY UTILITIES AUTHOR	5,062.24
3230	LOWE'S HOME CENTER INC.	193.76
3231	HOMETOWN AUTO PARTS	49.35
3232	NORTH JERSEY MEDIA GROUP	1,022.00
3234	PANORAMA TOURS INC.	995.00
3235	EAGLE POINT GUN/T J MORRIS & S	1,057.00
3236	RACHLES/MICHELE'S OIL CO.	155.48
3237	HOMETOWN AUTO PARTS	263.95
3238	TILCON NEW YORK INC.	177.14
3239	DOMESTIC LINEN	50.00
3240	BERGEN COUNTY ASSESSORS ASSOC.	180.00
3241	DG & SONS LLC	2,441.60
3242	BCB JANITORIAL SUPPLY COMP	171.62
3243	HOMETOWN AUTO PARTS	33.79
3244	NATURE'S CHOICE CORPORATION	847.50
3245	METROPOLITAN CENTER FOR FORENS	500.00
3246	LERCH, VINCI & HIGGINS	8,500.00
3247	GAETA RECYCLING	3,150.33
3248	TIME WARNER CABLE	224.85
3249	LITTLE FERRY PUBLIC LIBRARY	100.00
3250	SUEZ WATER NEW JERSEY	103.91
3251	VERIZON	324.98
3252	MANSFIELD OIL COMPANY	3,925.83
3253	FIREFIGHTER ONE LLC.	1,908.88
3254	BOROUGH OF MOONACHIE PAYROLL A	11,730.27
3255	BOROUGH OF MOONACHIE PAYROLL A	160,929.83
3256	BCB JANITORIAL SUPPLY COMP	374.95
3257	FEDEX TECH CONNECT REVENUE SER	33.73
3258	PRAXAIR DIST. MID-ATLANTIC	58.03
3259	PHILIP A. FACENDOLA	73.90
3260	PALISADES SALES CORPORATION	319.00
3261	MIL COM PRODUCTS COMPANY, INC.	220.07
3262	STAPLES BUSINESS ADVANTAGE	81.16
3263	STATE TOXICOLOGY LABORATORY	45.00
3264	AGE'S AUTO LLC.	65.00
3265	AGE'S AUTO LLC.	507.26
3266	AGE'S AUTO LLC.	815.18
3267	STAPLES BUSINESS ADVANTAGE	40.03
3268	ALL COVERED	851.00
3269	STAPLES BUSINESS ADVANTAGE	276.69
3270	REYNWOOD COMMUNICATIONS	559.07
3271	FIREFIGHTER ONE LLC.	983.50
3272	BOSWELL ENGINEERING	280.00
3273	BOSWELL ENGINEERING	184.00
3274	PHILIP A. FACENDOLA	146.80
3275	BRITTANY DE OLIVEIRA	30.00
3276	BRITTANY DE OLIVEIRA	55.00
3277	RETRON	216.88
3278	LOWE'S HOME CENTER INC.	11.86

3279	LOWE'S HOME CENTER INC.	77.89
3280	MILLENIUM STRATEGIES	1,680.00
3281	SOL RIVERA-VILLON	160.00
3282	STAPLES BUSINESS ADVANTAGE	182.90
3283	STAPLES BUSINESS ADVANTAGE	88.50
3284	STAPLES BUSINESS ADVANTAGE	64.78
3285	HEIGHTS FLOWER SHOPPE	170.00
3286	BCB JANITORIAL SUPPLY COMP	323.80
3287	RACHLES/MICHELE'S OIL CO.	1,414.29
3288	TRAFFIC SAFETY AND EQUIPMENT C	530.00
3289	STAPLES BUSINESS ADVANTAGE	56.45
3290	AGE'S AUTO LLC.	405.87
3291	RUTGERS, THE STATE UNIVERSITY	650.00
3292	LOWE'S HOME CENTER INC.	5.87
3293	SUEZ WATER NEW JERSEY	40.58
3294	LOWE'S HOME CENTER INC.	137.88
3295	LOWE'S HOME CENTER INC.	10.61
3296	EVANS CATERING SERVICE	72.18
3297	BCB JANITORIAL SUPPLY COMP	63.23
3298	VERIZON	558.99
3299	VERIZON	209.09
3300	EVANS CATERING SERVICE	7.21
3301	EVANS CATERING SERVICE	36.35
3302	STAPLES BUSINESS ADVANTAGE	92.96
3303	FLAGHOUSE	844.77
3304	C&C TIRE	212.80
3305	AGE'S AUTO LLC.	352.00
3306	C&C TIRE	425.60
3307	C&C TIRE	284.20
3308	VIP CAR WASH	63.00
3309	AGE'S AUTO LLC.	65.00
3310	AGE'S AUTO LLC.	370.00
3311	AGE'S AUTO LLC.	464.00
3312	AGE'S AUTO LLC.	74.00
3313	AGE'S AUTO LLC.	205.00
3314	BOROUGH OF MOONACHIE TRUST ESC	1,154.78
3315	BOSWELL ENGINEERING	945.00
3316	COMMERCIAL TIRE SERVICE & SALE	659.89
3317	VERIZON	40.03
3318	WILLIAMS SCOTSMAN	2,600.00
3319	NEW JERSEY STATE ASSN. OF CHEI	375.00
3320	AGE'S AUTO LLC.	65.00
3321	BERGEN MUNICIPAL EMPLOYEE BENE	100,079.20
3322	METRO FIRE & SAFETY EQUIPMENT	167.00
3323	STAPLES BUSINESS ADVANTAGE	54.98
3324	SUEZ WATER NEW JERSEY	288.53
3325	STAPLES BUSINESS ADVANTAGE	56.30
3326	EVANS CATERING SERVICE	20.00
3327	DELAGE LANDEN FINANCIAL SERVIC	195.00
3328	DELAGE LANDEN FINANCIAL SERVIC	245.00
3329	DELAGE LANDEN FINANCIAL SERVIC	195.00
3330	BOARD OF EDUCATION	693,829.17
3331	VERIZON	160.63
3332	BCB JANITORIAL SUPPLY COMP	285.06
3333	MCI COMM SERVICE	262.24
3334	BLICK ART MATERIALS	9,127.97
3335	MANSFIELD OIL COMPANY	3,347.30
3336	ANJR	75.00

3337	STAPLES BUSINESS ADVANTAGE	373.66
3338	VERIZON	1,132.62
3339	VERIZON	576.64
3340	SUEZ WATER NEW JERSEY	4,953.64
3341	MCI COMM SERVICE	76.76
3342	METRO FIRE & SAFETY EQUIPMENT	167.00
3343	RICH TREE SERVICE	2,640.00
3344	SUEZ WATER NEW JERSEY	29.80
3345	TIME WARNER CABLE	144.94
3346	EVANS CATERING SERVICE	29.08
3347	V.E. RALPH & SON INC.	32.92
3348	PRAXAIR DISTRIBUTION	182.72
3349	BOROUGH OF MOONACHIE PAYROLL A	179,106.74
3350	BOROUGH OF MOONACHIE PAYROLL A	12,858.04
3351	STANDARD INSURANCE	1,433.49
3352	VERIZON	243.59
3353	JOSEPH SMENTKOWSKI INC.	9,860.83
3354	TERMINEX	62.00
3355	BECOR SPORTS	240.00
3356	PRAXAIR DIST. MID-ATLANTIC	68.55
3357	BEN SHAFFER RECREATION INC.	1,625.92
3358	V.E. RALPH & SON INC.	15.70
3359	MILLENIUM STRATEGIES HACKENSACK	9,150.00
3360	MEADOW.MUN.COMMITTE	2,000.00
3361	FRANK CARDONE	1,525.00
3362	VIP CAR WASH	38.95
3363	EARTHLINK BUSINESS	327.11
3364	STAPLES BUSINESS ADVANTAGE	68.55
3365	VERIZON	85.93
3366	GRO RITE GARDEN CENTER	452.33
3367	RIVERDALE TOOL COMPANY	571.72
3368	GATES FLAG & BANNER CO. INC.	105.00
3369	TRAFFIC SAFETY AND EQUIPMENT C	493.43
3370	STAPLES BUSINESS ADVANTAGE	277.91
3371	STAPLES BUSINESS ADVANTAGE	79.32
3372	NEW JERSEY STATE LEAGUE OF MUN	100.00
3373	LERCH, VINCI & HIGGINS	832.00
3374	BERGEN COUNTY UTILITIES AUTHOR	6,877.34
3375	HOMETOWN AUTO PARTS	85.89
3376	PITNEY BOWES-RESERVE ACCT.	698.00
3377	RIEDEL SIGN COMPANY IN.	562.50
3378	LERCH, VINCI & HIGGINS	2,776.00
3379	PITNEY BOWES-RESERVE ACCT.	34.00
60852	FRANK CARDONE	75.00
TOTAL		1,287,648.94

CHECK	CURRENT ACCOUNT	AMOUNT
3233	BERGEN COUNTY ASSESSORS ASSOC.	VOID
3120	NEW JERSEY SPORTS & EXPOSITION	VOID

NON-CHECK PAYMENT	CURRENT ACCOUNT	AMOUNT
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NON-CHECK PAYMENT	EARTHLINK BUSINESS	504.05
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NON-CHECK PAYMENT	PRIMEFLEX	144.50
TOTAL		648.55

CHECK	TRUST ACCOUNT	AMOUNT
1597	L & C DESIGN CONSULTANTS	780.00
1598	BOSWELL ENGINEERING	920.00
1599	PHILIP A. FACENDOLA	23.57
1600	BECOR SPORTS	270.00
1601	FIRST STUDENT BUS COMPANY	475.00
1602	FIRST STUDENT BUS COMPANY	200.00
1603	WEST POINT TOURS	872.00
1604	PHILIP A. FACENDOLA	122.88
1605	PHILIP A. FACENDOLA	78.91
TOTAL		3,742.36

CHECK	CAPITAL ACCOUNT	AMOUNT
155	L & C DESIGN CONSULTANTS	15,852.50
156	DEERE & COMPANY	19,803.42
157	BOSWELL ENGINEERING	2,676.00
158	TWO BROTHERS CONTRACTING	70,437.74
159	BOSWELL ENGINEERING	5,527.00
160	EXECUTIVE LIQUIDATION	4,025.00
161	MARINI BROTHERS CONSTRUCTION	68,540.37
162	BOSWELL ENGINEERING	5,592.75
164	L & C DESIGN CONSULTANTS	16,400.00
TOTAL		208,854.78

CHECK	CAPITAL ACCOUNT	AMOUNT
163	L & C DESIGN CONSULTANTS	VOID

CHECK	SEWER OPERATING ACCOUNT	AMOUNT
375	VERIZON	39.89
376	LERCH, VINCI & HIGGINS	410.00
378	BERGEN COUNTY UTILITIES AUTHOR	177,172.00
379	CLEARWATER SERVICES	1,083.99
380	CLEARWATER SERVICES	7,188.25
381	CLEARWATER SERVICES	14,003.50
382	VERIZON	39.87
383	BOROUGH OF MOONACHIE PAYROLL A	18,497.89
384	BOROUGH OF MOONACHIE PAYROLL A	1,348.32
385	CENTRICA BUSINESS SOLUTIONS	3,900.00
386	SUEZ WATER NEW JERSEY	137.19
388	BERGEN MUNICIPAL EMPLOYEE BENE	11,172.80
387	VERIZON	40.03
389	BOROUGH OF MOONACHIE PAYROLL A	17,046.31
390	BOROUGH OF MOONACHIE PAYROLL A	1,223.75
391	LERCH, VINCI & HIGGINS	694.00
392	LERCH, VINCI & HIGGINS	208.00
393	PITNEY BOWES-RESERVE ACCT.	163.00
TOTAL		254,368.79

CHECK	SEWER OPERATING ACCOUNT	AMOUNT
377	CENTRICA BUSINESS SOLUTIONS	VOID

CHECK	SEWER CAPITAL ACCOUNT	AMOUNT
58	DEE-EN ELECTRICAL CONTRACTING	8,837.15

59	GENERATOR JOE	109,093.31
60	BOSWELL ENGINEERING	229.67
TOTAL		118,160.13

CHECK	DOG ACCOUNT	AMOUNT
31	N.J. DEPT. OF HEALTH AND SENIO	16.80
TOTAL		16.80

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

FINAL PASSAGE OF ORDINANCE:

ORDINANCE # 2019-2

**AN ORDINANCE TO AMEND CHAPTER XXII "ZONING" OF THE REVISED
GENERAL ORDINANCE OF THE "BOROUGH OF MOONACHIE" COUNTY
OF BERGEN, STATE OF NEW JERSEY**

BE IT ORDAINED by the Mayor and Council of the Borough of Moonachie in the County of Bergen, State of New Jersey as follows:

Amending Section 22-5.1 Accessory Buildings in Residence Districts:

Short Term Rental-The accessory use of a Dwelling Unit for occupancy by someone other than the unit's owner or permanent resident for a period of less than 180 consecutive days

Amending Section 22-5.12 Principal Use:

No residential premises including dwelling houses, apartments, rooming houses or boarding houses or any parts thereof or rooms therein, except duly licensed hotels and motels, shall be rented or let for occupancy by any person or persons for a period or term of less than one hundred eighty (180) days

SECTION 2: Enforcement: these Provisions of this section shall be enforced by the Construction Official and/or his or her designee.

SECTION 3: All Ordinances or parts inconsistent herewith are hereby repealed as to such inconsistency only. Each and every other provision of the sections and schedules not modified by this Ordinance shall remain in full force and effect.

SECTION 4: This Ordinance shall take effect upon the passage, publications and the erection of signs as required by law.

The Borough Clerk has presented an affidavit showing that advertisement had been made according to law.

Mayor Vaccaro-mentioned that this Ordinance is for short-term rental for not less than 180 days and there is no fine or registration fee, it will be enforced by Construction Official if there is a complaint.

PUBLIC HEARING ON ORDINANCE#2019-2:

Nobody wished to be heard.

Motion by C/Cirillo and second by C/Bauer to close Public hearing.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

Motion by C/Bauer and second by C/Wende to adopt Ordinance#2019-2.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende
All ayes. So ordered.

Attorney Migliorino- mentioned that this ordinance done because of residents concerned.
Mayor Vaccaro- mentioned that there were complaints about short-term rental from the residents.

PUBLIC HEARING:

Sal DeAlessandro-asked about the escrow balance of Hain Celestial Group.

He was told that the escrow balance is about \$4,000.

Mr. DeAlessandro- asked about pre-treatment at Hain Celestial.

Mayor Vaccaro- explained that the pre-treatment is for catch the oil & grease and the truck comes to take that out.

Mr. DeAlessandro- spoke about the science that can turn waste water to drinking water and mentioned that Hain Celestial uses lot of water.

Mayor Vaccaro- mentioned that they said that they are using less water because they treat the water.

Mr. DeAlessandro- mentioned that they were big problem when he was working.

He asked about the status of DPW building site.

Mayor Vaccaro – mentioned that the water will be pumped into the ditch. Spoke about the conversation with NJ Transit regarding clean up by the railroad track. Mentioned that some soil testing needs to be done, then the soil will be taken to a transfer station in Pennsylvania, this company requested previous soil testing result, which Boswell did couple of years ago. He explained that after the soil has been taken out, the site will be filled.

Mr. DeAlessandro- asked about the traffic light at Moonachie Avenue and Moonachie Road.

Mayor Vaccaro- mentioned that Boswell is working on the engineering portion to give to the County.

Mr. DeAlessandro –asked about the reason for putting barrier at Washington Avenue.

Mayor Vaccaro- mentioned if there is a fire at west side, the fire engine has to go all the way to make the U-turn.

C/Martinez – mentioned that the people cross the road for the Bus stop, the Bus stop should have been moved by the light.

Mayor Vaccaro- mentioned that there is a flushing light for crossing but people is not following the light to cross.

Mr. DeAlessandro- spoke about traffic problem by Teterboro Landing and pot holes on Route 46.

C/Bauer- mentioned that Superintendent Lyons called several times to the State about the pot holes and Route 46 supposed to be paved.

C/Wende- mentioned that Senator Paul Sarlo said that Route 46 will be re-paved.

Mr. DeAlessandro- mentioned that the Moonachie paved more streets and spoke about the road condition at Liberty Street.

Motion by C/Bauer and second by C/Kinsella to close Public hearing.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende

All ayes. So ordered.

Mayor Vaccaro- thanked the Fire Department and First Aid for helping at fire at Wood-Ridge.

C/Kinsella- mentioned that Graduation will be on June 18th.

Motion by C/Bauer and second by C/Cirillo to adjourn the meeting at 7:43 P.M.

ROLL CALL: Bauer, Cirillo, Kinsella, Martinez, Wende

All ayes. So ordered.

ATTEST:

Supriya Sanyal
Borough Clerk