

Regular Meeting called to order, Mayor Dennis Vaccaro in the chair, at Kathryn E. Flynn Civic Center on Thursday January 26th, 2017 at 8:01P.M.

Mayor called for Pledge of Allegiance to the Flag.

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

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

Motion by C/Surak and second by C/Martinez to waive the regular order of business.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

Mayor Vaccaro- we are swearing in a new patrol officer. Mentioned that this individual will do a good job representing the Borough

OATH OF OFFICE

Tambi Ibrahim, Police Officer

ADMINISTERED BY Mayor Dennis Vaccaro

Koran held by Samira (Mom)

Mayor Vaccaro- stated that there is a presentation by Randy Duff to C/Kinsella.

Presentation: Randy Duff, New Milford, representing WEDO of Bergen County, Women Empower Democratic Organization presented Certificate of Achievement to Councilwoman Kathleen Kinsella.

Attorney Migliorino entered at 8:14 P.M.

Mayor Vaccaro- Congratulated C/Kinsella on her achievement.

COMMUNICATIONS:

Borough of Old Tappan, Borough of Franklin Lakes Township of Mahwah, Borough of Saddle River, Borough of Bergenfield, Borough of Cresskill, Borough of Ho-Ho-Kus, Borough of Glen Rock, Borough of Fort Lee, Borough of Harrington Park, Borough of Rutherford, Borough of Maywood, Borough of Emerson, Borough of Waldwick, Borough of Northvale, Borough of Hasbrouck Heights, Township of Washington and Township of Teaneck- resolution regarding participation in a Mutual Aid Plan and Rapid Deployment Force in accordance with the plan as submitted by the Bergen County Police Chief's Association.

Borough of Teterboro- notice of public hearing on 2016 Master Plan Reexamination Report.

Borough of Teterboro- authorizing and approving an agreement between the Borough of Teterboro and the Borough of Moonachie for the appointment of Moonachie Municipal Court Administrator as an acting Municipal Court Administrator for Borough of Teterboro.

Atlantic Environmental Solutions, Inc. – notice of submittal of Biennial Certification Report to NJDEP for the Deed Notice for the site located at 77 Moonachie Avenue.

Ann Arnold, Arnold Wood Turning, Inc.- requesting the Borough to approve a resolution condemning all efforts to delegitimize the State of Israel and the Global Movement to boycott, divest from and sanction the people of Israel.

New Jersey Dept. of Environmental Protection- notification of 30 day extension of pending Flood Hazard Are Individual Permit, Flood Hazard Area Verification and HMC Water quality Certificate application of First Aviation Services/d/b/a Signature Flight Support Corporation.

Envirotactics, Inc.- notification of amendment and supplement of the Response Action Outcome for Former AE & A Service Station, 270 Moonachie Avenue, in the Borough of Moonachie.

Scarinci/Hollenbeck attorney at Law- notice of submittal of a revised Schedule of Prices, Terms and Condition on behalf of Time Warner Cable New York City LLC,1/k/a Charter Communications, Inc. to Board of Public Utilities.

Township of Colts Neck- supporting the filing of a complaint by the New Jersey Association of Counties with the New Jersey Council on Local mandates that the Criminal Justice Reform Act, N.J.S.A. 2A:162-15 ET. SEQ., constitutes an unfunded State mandate in violation of Article VIII, Section II, Paragraph 5 of the new Jersey Constitution.

Motion by C/Kinsella and second by C/Cirillo file communication.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

REPORTS: None

FORMAL ACTION TAKEN AT EXECUTIVE MEETING ON JANUARY 12, 2017:

Motion by C/Surak and second by C/Kinsella to approve the following Resolution:

RESOLUTION #17-46

BE IT RESOLVED, by the Mayor and Council that the Mayor be and is hereby authorized to sign the Collective Bargaining Agreement with Moonachie Public Safety Tele-Communicators.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

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

Governor's Council of Alcoholism and Drug Abuse
Fiscal Grant Cycle July 2014-June 2019
Resolution#17-47

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth, and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey

WHEREAS, the Borough Council of the Borough of Moonachie, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Moonachie, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Moonachie Municipal Alliance grant for fiscal year 2018 in the amount of:

| | |
|------------|-------|
| DEDR | 9,520 |
| Cash Match | 2,380 |
| In-Kind | 7,140 |

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

Motion by C/Surak and second by C/Kinsella to approve the following Resolution:

RESOLUTION #17-48

BE IT RESOLVED by the Mayor and Council that Paul A. De Robertis, be and is hereby appointed as Police officer, effective January 18th, 2017 at the annual salary of \$41,615.00 upon completion of all necessary testing.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

Motion by C/Surak and second by C/Cirillo to approve the following Resolution:

RESOLUTION #17-49

BE IT RESOLVED by the Mayor and Council that a Special Meeting will be held on Thursday, January 19th, 2017 at Kathryn E. Flynn Civic Center, 125 Moonachie Road, Moonachie, New Jersey; and

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Moonachie that the purpose of the Meeting will be the following:

1. Appointment of Police Officer.

Formal action may be taken on the above mentioned matter.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

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

RESOLUTION #17-50

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the payment in the amount of \$82,471.50 to First Priority Emergency Vehicles 24444 Ridgeway Blvd. bldg. 500, Manchester, NJ 08759 for the purchase of Demers MXP 170E Type 1 Ambulance (on a Ford F450 4x4 Diesel Chassis) through the Houston-Galveston Area Council (HGACBuy) Inter-local Contract for Cooperative Purchasing be and is hereby approved upon successful delivery of the said ambulance.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

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

RESOLUTION #17-51

WHEREAS, a memorandum dated November 29, 2016 has been received from the Assignment Judge of Bergen County requesting that municipalities to execute a Consent and agreement to the execution of an Order of Provisional Authorization and Designation of an Acting Municipal Court Administrator; and

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Moonachie, that it does hereby authorize and approve such agreement between the Borough of Moonachie and the Borough of Teterboro such that the Municipal Court Administrator of Teterboro shall be appointed as an acting Municipal Court Administrator for Borough of Moonachie to undertake court duties when the Municipal Court Administrator of Moonachie is unavailable during scheduled or unscheduled leaves; and

BE IT FURTHER RESOLVED, that the Mayor and the Borough Clerk are authorized to execute such agreement on behalf of the Borough of Moonachie.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

FORMAL ACTION TAKEN AT SPECIAL MEETING ON JANUARY 19, 2017:

RESOLUTION #17-52

*SEE SPECIAL MEETING MINUTES OF JANUARY 19, 2017

REGULAR MEETING OF JANUARY 26, 2017:

CONSENT RESOLUTIONS:

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

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

RESOLUTION #17-53

BE IT RESOLVED by the Mayor and Council that any Senior Citizen, Disable person or surviving spouse/surviving Civil Union who receives a property tax deduction under N.J.S.A. 54:4-8.40 et seq., L. 1963 C. 172 , shall be entitled to a \$75.00 credit on the sewer utility bill per year; and

BE IT RESOLVED that this amendment is retroactive to January 1, 2017.

RESOLUTION #17-54

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the payment in the amount of \$6,000.00 to Russell Beideman according to the Settlement dated June 22, 2006 be and is hereby approved.

RESOLUTION #17-55

WHEREAS, the Borough of Moonachie has a policy of reimbursing mileage to all official and employees while on official Borough business who do not receive a monthly car allowance;

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Moonachie does hereby set the mileage allowance to 53.5 cents per mile, effective immediately.

RESOLUTION #17-56

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the Borough Administrator is hereby authorized to solicit quotes for curbside collection of grass, yard waste, and tree trimmings.

RESOLUTION #17-57

WHEREAS, Kyle D. Dressel, has submitted an application for membership to Fire Department, Washington Park & Hose Co. 2; and

WHEREAS, the applicant is free of any medical or physical conditions that would cause harm to him or any other firefighter;

NOW THEREFORE, BE IT RESOLVED that the membership of Kyle D. Dressel be and is hereby approved.

RESOLUTION #17-58

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that that the Policies and Procedures for Department of Public Works as more particularly set forth on Schedule "A" annexed hereto be and is hereby adopted effective January 1st, 2017.

RESOLUTION #17-59

BE IT RESOLVED that the annual contribution to the Comprehensive Behavioral Healthcare, Inc. for services to Moonachie residents, in the amount of \$1,200.00 be and is hereby approved.

RESOLUTION #17-60

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 2017;

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

RESOLUTION #17-61

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the payment in the amount of \$2,706.55 to L+C Design Consultant, PA for Redesign Reduced Scope of Work for New Municipal Building be and is hereby approved.

RESOLUTION #17-62

WHEREAS, Two Brothers Contracting, Inc. submitted an invoice for Payment No. 5 for work performed and material furnished in the construction of Moonachie Municipal Building in the amount of \$60,368.00; and

WHEREAS, L+C Design Consultants PA has approve the payment as presented; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council that the payment in the amount of \$60,368.00 to Two Brothers Contracting, Inc. be and is hereby approved.

RESOLUTION #17-63
RESOLUTION EMPLOYING SPECIAL TAX COUNSEL
WITHOUT COMPETITIVE BIDDING

WHEREAS, there exists a need for the services of Special Tax Counsel in accordance with appropriate New Jersey law; and

WHEREAS, the provisions of said contract shall be in accordance with the dictates of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough Administrator has determined and certified in writing that the value of said service will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, the maximum amount of the Contract is \$45,000.00 at the hourly rate of \$110.00 and funds are subject to an appropriation by the Mayor and Council of the Borough of Moonachie and will be provided by the local finance office when appropriated; and

WHEREAS, HELENE C. HERBERT, ESQ. has completed and submitted a Business Entity Disclosure Certification which certifies that HELENE C. HERBERT ESQ. has not made any reportable contributions to a political or candidate committee in the Borough of Moonachie in the previous one year, and that the contract will prohibit HELENE C. HERBERT, ESQ. from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:111 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the Contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached Contract with HELENE C. HERBERT, ESQ.
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the services are to be performed by a person authorized by law to practice a recognized profession.
3. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
4. A Notice of this action shall be printed once in the official newspaper of the Borough.

RESOLUTION #17-64

**RESOLUTION EMPLOYING BOROUGH ATTORNEY
WITHOUT COMPETITIVE BIDDING**

WHEREAS, there exists a need for the services of Borough Attorney in accordance with appropriate New Jersey law; and

WHEREAS, the provisions of said contract shall be in accordance with the dictates of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of said service will exceed \$17,500.00; and

WHEREAS, the anticipated term of this contract is one (1) year; and

WHEREAS, the Maximum amount of Contract is \$40,000.00 which shall be paid as an annual salary and all other legal services are not to exceed \$5,000.00 at a rate of one hundred (\$100) dollars per hour. The Contract is subject to an appropriation by the Mayor and Council of the Borough of Moonachie and will be provided by the local finance officer when appropriated; and

WHEREAS, Frank L. Migliorino, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that FRANK L. MIGLIORINO, ESQ. has not made any reportable contributions to a political or candidate committee in the Borough of Moonachie in the previous one year, and that the contract will prohibit FRANK MIGLIORINO, ESQ. from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:111 et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the Contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached Contract with FRANK L. MIGLIORINO, ESQ.
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the services are to be performed by a person authorized by law to practice a recognized profession.
3. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

4. A Notice of this action shall be printed once in the official newspaper of the Borough.

RESOLUTION #17-65

WHEREAS, First Presbyterian Church of Moonachie has submitted an application for Retail Food License for the year 2017;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie, that waiver of the fee for the Retail Food License, be and is hereby approved.

Resolution No. 17-66

Resolution: Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the West Commercial Avenue project.

NOW, THEREFORE BE IT RESOLVED, that the Council of Moonachie, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2017 West Commercial Avenue-00393 to the New Jersey Department of Transportation on behalf of the Borough of Moonachie.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Moonachie and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION #17-67

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

That pursuant to N.J.S.A. 39-4-8(e) the following described locations are designated as bus stops:

Moonachie Municipal Roads

1. Along Caesar Place, northbound, on the easterly side thereof at:
 - a. Between Moonachie Avenue and West Commercial Avenue-(mid-block) Beginning 54 feet south of the southerly curb line of Moonachie Avenue and extending 135 feet southerly therefrom (location 12709).
2. Along Caesar Place, southbound, on the westerly side thereof at:
 - a. Between Moonachie Avenue and West Commercial Avenue-(mid-block) Beginning 553 feet south of the southerly curblines of Moonachie Avenue and extending 135 feet southerly therefrom (location 12710).
 - b. Between West Commercial Avenue and Moonachie Avenue-(mid-block) Beginning 200 feet north of the northerly curblines of West Commercial Avenue and extending 135 feet northerly therefrom (location 31750).
3. Along Empire Boulevard, westbound on the northerly side thereof at:
 - a. Between Central Boulevard and Terminal Lane-(mid-block) Beginning 770 feet west of the westerly curblines of Central Boulevard and extending 135 feet westerly therefrom (location 12711).

4. Along West Commercial Avenue, westbound, on the northerly side thereof at:

- a. Between Caesar Place and Gotham Parkway-(mid-Block)
Beginning 473 feet east of the easterly curblines of Caesar Place and extending 135 feet easterly therefrom (location 12727).

That the Mayor and Council of the Borough of Moonachie will enforce the Traffic Regulation Order governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

BE IT FURTHER RESOLVED, that this resolution shall take effect upon approval of the Commissioner of Transportation as provided by law.

RESOLUTION #17-68

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that Debra Benigno be and is hereby appointed as Tax Collector for four years term effective January 1st, 2017 at an annual salary of \$40,752.00.

RESOLUTION #17-69

BE IT RESOLVED that Mayor appointed Debra Benigno as a Tax Search Officer term to expire on 12/31/2017; and

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Moonachie that the appointment of Debra Benigno as Tax Search Officer be and is hereby confirmed.

RESOLUTION #17-70

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the proper officers be and are hereby authorized to refund the following overpayment of taxes due to Tax Court of New Jersey Judgment for Fantastex Realty LLC:

| <u>Year</u> | <u>Block</u> | <u>Lot</u> | <u>Amount</u> |
|-------------|--------------|------------|--------------------|
| 2011 | 70 | 6.01 | \$10,954.03 |
| 2012 | 70 | 6.01 | \$10,350.59 |
| 2013 | 70 | 6.01 | \$ 7,991.56 |
| 2014 | 70 | 6.01 | <u>\$ 8,230.11</u> |
| TOTAL | | | \$37,526.29 |

BE IT FURTHER RESOLVED, that the tax overpayment in the amount of \$37,526.29 shall be made payable to “Fantastex Realty LLC c/o Daniel G. Keough, Esq. Trustee” and mailed to Fantastex c/o Daniel G. Keough, Esq. Trustee, Ventura, Miesowitz, Keough & Warner, P.C. 783 Springfield Avenue, Summit, NJ 07901.

RESOLUTION #17-71

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the proper officers be and are hereby authorized to refund the following overpayment of taxes due to Tax Court of New Jersey Judgment for Midway Industrial Terminal LLC:

| <u>Year</u> | <u>Block</u> | <u>Lot</u> | <u>Amount</u> |
|-------------|--------------|------------|-------------------|
| 2009 | 59 | 3 | <u>\$7,139.04</u> |
| TOTAL | | | \$7,139.04 |

BE IT FURTHER RESOLVED, that the tax overpayment in the amount of \$7,139.04 shall be made payable to “Midway Industrial Terminal, LLC” and mailed to The Davidson Legal Group, LLC, 154 South Livingston Avenue, Suite 207, Livingston, NJ 07039.

RESOLUTION #17-72

WHEREAS, Star Ravioli Manufacturing Co., Inc. made payments on November 18, 2016, November 22, 2016, December 2, 2016, December 9, 2016 and December 15, 2016 in the total amounts of \$5,000 labeled for their Sewer bill in error; and

WHEREAS, the said payments were applied for their Sewer Taxes; and

WHEREAS, Star Ravioli Manufacturing Co., Inc. wanted to pay the above mentioned payments for the tax bills of 2016; and

WHEREAS, Star Ravioli Manufacturing Co., Inc. has overpayments for their Sewer bill; and

WHEREAS, Star Ravioli Manufacturing Co., Inc. requested to apply the amount of \$5,000 towards their tax bills of 2016 for Block 68, Lot 1; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council that proper officers be and is hereby authorized to issue a check from the Sewer Operating Account in the amount of \$5,000 to apply towards their tax bills of 2016 for Block 68, Lot 1.

RESOLUTION #17-73

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the proposal of All Covered for temporary IT services (hourly based) and purchase & installation of two computers for the total amount not to exceed \$10,000.00 be and is hereby approved

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of Moonachie that the Mayor is hereby authorized to sign the agreements with All Covered for the temporary IT services and purchase & installation of two computers for the Borough's Office.

Mayor Vaccaro- spoke about the changeover of software to Edmunds and mentioned that in February, the Finance department will be switched to Edmonds. Thanked C/Surak for time and effort put into getting IT Services.

C/Surak- stated that two computers are running older operating systems and need to be upgraded in order to work with the Edmunds Finance software. Also he mentioned that a printer is needed for finance to print out checks.

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

BILLS:

BILL LIST JANUARY 2017

| CHECK | CURRENT ACCOUNT | AMOUNT |
|-----------|-----------------------------------|------------|
| NON CHECK | PRIMEFLEX | 125.00 |
| NON CHECK | PRIMEFLEX | 295.00 |
| 60169 | COUNTY OF BERGEN | 480,000.00 |
| 60170 | COUNTY OF BERGEN | 1,481.86 |
| 60171 | COUNTY OF BERGEN | 5,050.00 |
| 60175 | BOROUGH OF MOONACHIE PAYROLL A | 10,329.33 |
| 60174 | BOROUGH OF MOONACHIE PAYROLL A | 141,844.58 |
| 60176 | PITNEY BOWES-RESERVE ACCT. | 510.00 |
| 60172 | COUNTY OPEN SPACE TRUST FUND | 18.80 |
| 60173 | SOUTH BERGEN MUNICIPAL JOIN IN | 71,849.38 |
| 60178 | REYNWOOD COMMUNICATIONS | 526.55 |
| 60179 | SUEZ WATER NEW JERSEY | 5,571.00 |
| 60180 | STANDARD INSURANCE | 1,245.56 |
| 60181 | STANDARD INSURANCE | 1,245.56 |

TOTAL **720,092.62**

| CHECK | CAPITAL ACCOUNT | AMOUNT |
|--------------|--------------------------|------------------|
| 1842 | TWO BROTHERS CONTRACTING | 60,368.00 |
| TOTAL | | 60,368.00 |

| CHECK | SEWER OPERATING ACCOUNT | AMOUNT |
|--------------|------------------------------|------------------|
| | BOROUGH OF MOONACHIE PAYROLL | |
| 6450 | A | 17,868.73 |
| | BOROUGH OF MOONACHIE PAYROLL | |
| 6451 | A | 1,301.23 |
| 6452 | PITNEY BOWES-RESERVE ACCT. | 400.00 |
| TOTAL | | 19,569.96 |

| CHECK | DOG ACCOUNT | AMOUNT |
|--------------|----------------------------|--------------|
| 1438 | PITNEY BOWES-RESERVE ACCT. | 90.00 |
| TOTAL | | 90.00 |

Motion by C/Surak and second by C/Cirillo to approve the payment of bills.
 ROLL CALL: Cirillo, Kinsella, Martinez, Surak.
 All ayes. So ordered.

ORDINANCE:

None

Mayor Vaccaro- mentioned about the committee met last night about the bill from the Fire Department. He asked if C/Martinez or C/Kinsella had anything to report.

C/Kinsella- met with Fire Department officers to clarify certain things, we are trying to work with the Fire Department.

Attorney Migliorino- spoke about N.J.S.A. 40A:11-3 and the bid threshold protects the taxpayer. He mentioned that in this case, it should be open for bidding. He mentioned that it would be illegal to pay the bill as the way it was given to the Borough. He stated that the law is clear that items cannot be removed in order to circumvent the spirit of the law. Recommended that not to pay the bill and ask the supplier to give a complete bill, not aggregate bill.

Mayor Vaccaro- spoke about truck repairs, and that this was not done out of spite. We would like to work with the Fire Department to pay the bill, but staying within the law. Asked attorney Migliorino to find out more on this matter.

Attorney Migliorino- stated that he spoke to the Auditor earlier in the day about this bill, which is so close to the bid threshold.

Mayor Vaccaro- stated that at the meeting the Fire Department expressed that they would like to take a class in order to know about the bidding process.

C/Kinsella- asked if there should be another committee meeting.

Mayor mentioned that the Committee can discussed with the Fire Department about this bill.

PUBLIC HEARING:

Dennis Francis, 37 Liberty Street, representing A&D Towing- presented to the Mayor and Council time line of the events with A&D from 2012 up to present.

Attorney Migliorino- spoke about his opinion to the Mayor and Council about the towing application of A&D Towing. We do not feel that the Ordinance is contradictory. He spoke about the ordinance requirement of 5-year good standing of the applicant. He mentioned that the Mayor and Council have discussed, and if the incident occurred in the year 2012, the year started in January 2012, and five year will end in January 2017 and that is the only issue.

Mr. Francis- spoke about the Borough Ordinance 3-13.5 regarding the 5-year good reputation. He felt that the ordinance#2015-5 is contradictory about one year ineligibility for 1st violation.

Mayor Vaccaro- mentioned that if tower gets suspended for one year then the tower could not apply until five years of good standing.

Attorney Migliorino –spoke about someone violated against Moonachie and about five years rule is for someone who is hot employ by the Borough.

Mr. Francis- spoke about known good reputation. He mentioned since 2012 the tower has been in rotation list for Little Ferry, South Hackensack, Bogota and the County of Bergen. He spoke about the criteria which all towers have to follow.

Attorney Migliorino- asked Mr. Francis to allow the Mayor and Council to consider the issue and to discuss.

Motion by C/Kinsella and second by C/Cirillo to close public hearing.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

Mayor Vaccaro- asked for Fire Committee to look into the invoice and to contact Attorney Migliorino.

C/Surak- spoke about quarterly TANAAC meeting. He mentioned that the regional manager for the Helicopter Council addressed the issue of helicopters flying over residential homes. He mentioned that at the meeting the regional manager had explained the new helicopter routes, and stated that sometimes they have to deviate from the route. He stated if anyone has any problems about the helicopters, to call the TANAAC noise committee to put in a complaint, they do archive flight paths and they can issue a fine. He spoke about past Port Authority's project for sound testing, soundproofed schools, which is being reinstated, and also a land use survey is in process. He mentioned that the Port Authority is coming to the next Planning Board meeting in order to discuss the plan, and to be put into the Master Plan.

Mayor Vaccaro- spoke about Rebuild by Design meeting. He announced that there will be a CAG meeting. He mentioned that there are several concepts to be discussed to elevate some of flooding problem in this area. He stated that the date for the meeting will be put on the Borough's website.

C/Surak- stated that the date for the CAG Meeting is already on the website.

C/Kinsella- asked about the location of the CAG meeting.

C/Surak- stated that the meeting is at the County, one Bergen County Plaza.

Motion by C/Surak and second by C/Cirillo adjourn the meeting at 8:43 P.M.

ROLL CALL: Cirillo, Kinsella, Martinez, Surak.

All ayes. So ordered.

ATTEST:

Supriya Sanyal
Borough Clerk