

Regular Meeting

April 28, 2016

Regular Meeting called to order, Mayor Dennis Vaccaro in the chair, at Kathryn E. Flynn Civic Center on Thursday April 28, 2016 at 8:04 P.M.

Mayor called for a Moment of silence for Buddy Evers, President of Senior Club, member of VFW and Property Maintenance Officer, who passed away.

Mayor called for Pledge of Allegiance to the Flag.

ROLL CALL: Bauer, Cirillo-present, Kinsella- not present
Martinez, Millar, Surak- 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.

Motion by C/Surak and second by C/Millar to approve the Minutes of Regular Meeting of December 30, 2015, Minutes of Sine Die Meeting of January 3, 2016 and Minutes of Reorganization Meeting of January 3, 2016.

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

COMMUNICATIONS:

Langan Engineering and Environmental Services, Inc.-notice of submission of an application for Flood Hazard Area Verification, Individual Flood Hazard Area Permit and Water Quality Certification for First Aviation Services Expansion located at Block 76, Lot 1.02, in the Borough of Moonachie and Block 203, Lot 1 in the Borough of Teterboro.

Bergen County Board of Chosen Freeholders and City of Hackensack- recognizing April 2016 as Sexual Assault Awareness Month.

New Jersey Transit- notice of a public meeting to present its preliminary Disadvantage Business Enterprise goals.

Senator Gerald Cardinale- requesting the Mayor and Council to oppose parole for Christopher Righetti.

Borough of Hillsdale- supporting to deny parole for Christopher Righetti.

Klaus Wimmer, Black & Veatch, Site Acquisition Manager (Representing AT &T)- notifying AT& T's interest to re-locate its antenna facility to the Police Department after the construction is completed.

Bergen County Board of Chosen Freeholders- notice of adoption of an Ordinance to amend the Golf Fee Schedule for the Use of Bergen County Golf Courses and Facilities.

Bergen County Board of Chosen Freeholders- notice of adoption of a bond ordinance appropriating \$24,880,000 and authorizing the issuance of \$23,650,000 bonds or notes of the County to fund reserves for the County of Bergen Self Insurance Fund.

Borough of Westwood- supporting the Pascack Valley Mayor's opposition to the Pension & Health Benefit Study Commission report dated February 24, 2015.

Borough of Wood-Ridge Planning Board- notice of public hearing on the adoption of 2016 Master Plan and Reexamination Report.

Borough of Closter- condemning reckless and dangerous act of North Korea.

Bergen County Department of Planning and Engineering- notification of conditional approval of Site plan application of 106 Moonachie Avenue. Alfaro Property Management, LLC.

Mayor Vaccaro- spoke about communication for the size of Airport Hangar, the application was made to the DEP prior to the changes to the flood maps and they must adhere to the regulations. He mentioned that the building must be elevated. We did send the Borough's concerns to the DEP about the flooding in the area.

Motion by C/Bauer and second by C/Cirillo to file communication.

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

BIDS: Eleven Bids were received on April 21st, 2016 at 1:00 P.M. for new Municipal Building:

	Base Bid	Alt. 1	Alt. 2	Alt. 3	Alt. 4	Alt. 5
Mark Construction, Inc. 81 Lester St. Suite 2 Wallington, NJ 07057	\$7,987,654		\$91,400	\$21,400	\$148,400	\$5,400 \$32,400
Belmont Construction 240 W. Passaic St. Suite 11 Maywood, NJ 07607	\$8,020,000		\$100,000	\$20,000	\$90,000	\$12,000 \$52,000
Brahma Construction Corp 58 Wallington Ave. Suite B Wallington, NJ 07057	\$8,278,605		\$144,000	\$22,800	\$78,000	\$37,500 \$75,000
Bismark Construction Corp. 207-209 Berkeley Ave. Newark, NJ 07107	\$8,391,000		\$64,000	\$11,000	\$72,000	\$7,000 \$62,000
UniMak, LLC 82 Midland Ave. Saddle Brook, NJ 07663	\$8,411,000		\$90,000	\$15,000	\$80,500	\$27,500 \$45,000
Two Brothers Contracting, Inc. 11 Vreeland Ave. Totowa, NJ 07512	\$8,427,777		\$75,000	\$15,000	\$60,000	\$30,000 \$40,000
H & S Construction & Mechanical 721 Bayway Ave. Elizabeth, NJ 07202	\$8,754,868		\$72,000	\$35,000	\$145,000	\$26,000 \$80,000
Tri-Form Construction, Inc. 119 Liberty St. Metuchen, NJ 08840	\$8,798,900		\$43,100	\$12,000	\$145,200	\$18,000 \$28,000
Benard Associates, Inc. 321 Hamburg Turnpike Wayne, NJ 07470	\$9,048,000		\$89,000	\$49,000	\$20,000	\$28,000 \$55,500
Fuscon Enterprises Inc. 411 Central Ave. Westfield, NJ 07090	\$9,240,000		\$76,000	\$12,000	\$85,000	\$27,000 \$61,000
Molba Construction 392 Liberty St. Little Ferry, NJ 07643	\$9,532,213		\$89,000	\$21,000	\$145,000	\$10,000 \$43,000

*There are three Cash Allowances- \$100,000, \$125,000 and \$125,000 for all the Bidders

Mayor Vaccaro- mentioned that this is the second round of bids, the first ones came in over budget. He stated that the bids will be an item into a closed session near the end of the meeting to discuss about the dollar amount of the bids.

Attorney Migliorino- mentioned that the nature of validity of the bid and the issue with the over budgeted will be discussed and stated that after the closed session we will discuss if any decision was made.

FORMAL ACTION TAKEN AT THE EXECUTIVE MEETING ON APRIL 14, 2016

INTRODUCTION OF ORDINANCE:

Motion by C/Surak and second by C/Cirillo:
BE IT RESOLVED that the following ordinance:

ORDINANCE #2016-5
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

heretofore introduced, do now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 26th day of May, 2016 at 8:00P.M. or as soon thereafter as the matter can be reached, at the regular meeting of the Mayor and Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance according to law with a notice of

introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Motion by C/Kinsella and second by C/Bauer to approve the following Resolution at the Executive Meeting on April 14, 2016:

RESOLUTION NO.: 16-112

Re: Introduction of 2016 Budget

BE IT RESOLVED, that the following statement of the revenues and appropriations attached hereto constitute the local Budget of the Borough of Moonachie, Bergen County, New Jersey for the year 2016.

BE IT FURTHER RESOLVED, that the said budget be published in the Record in the issue of April 21, 2016 and that a hearing on the Budget will be held at the Kathryn E. Flynn Civic Center, 125 Moonachie Road on May 26, 2016 at 8:00PM or as soon thereafter as the matter may be reached.

Revenue and Appropriation Summaries

Summary of Revenues	Anticipated	
	2016	2015
1. Surplus	1,000,000	829,105
2. Total Miscellaneous Revenues	1,200,057	2,320,869
3. Receipts from Delinquent Taxes	200,000	245,000
4. Local Tax for Municipal Purposes	7,716,930	6,682,433
Total General Revenues	10,116,987	10,077,407

Summary of Appropriations	2016 Budget	Final 2015 Budget
1. Operating Expenses: Salaries & Wages	3,909,977	3,774,520
Other Expenses	3,223,342	3,095,109
2. Deferred Charges & Other Appropriations	1,106,338	1,776,692
3. Capital Improvements		
4. Debt Service (Include for School Purposes)	877,330	531,086
5. Reserve for Uncollected Taxes	1,000,000	1,000,000
Total General Appropriations	10,116,987	10,177,407
Total Number of Employees	38	38

2016 Dedicated Sewer Utility Budget

Summary of Revenues	Anticipated	
	2016	2015
1. Surplus	150,000	144,607
2. Miscellaneous	1,672,529	1,600,000
3. Deficit (General Budget)		
Total Revenues	1,822,529	1,744,607
Summary of Appropriations	2016	Final 2015 Budget
1. Operating Expenses: Salaries & Wages	486,084	474,084
Other Expenses	1,167,104	1,151,799
2. Capital Improvements		
3. Debt Service	100,380	69,704
4. Deferred Charges & Other Appropriations	68,961	49,020
5. Surplus (General Budget)		
Total Appropriations	1,822,529	1,744,607
Total Number of Employees	4	4

Debt Information - Bonds and Loans				
	General	Water	Sewer	Utility-

		Utility	Utility	Other
Interest on Bonds and Notes	200,785	N/A	35,719	N/A
Principal - Bonds and Notes	676,545		64,661	
Loans-Principal and Interest				
Outstanding Balance - 12/31/15	9,048,000		1,688,037	

Notice is hereby given that the budget and tax resolution was approved by the Mayor and Council of the Borough of Moonachie, County of Bergen on April 14, 2016.

A hearing on the budget and tax resolution will be held at the Kathryn E. Flynn Civic Center, 125 Moonachie Road, schedule for May 26th, 2016 at 8:00 o'clock PM. At which time and place objections to the Budget and Tax Resolution for the year 2016 may be presented by taxpayers or other interested persons.

Copies of the budget are available in the office of the Municipal Clerk at the Municipal Building, 90 Moonachie Avenue, Moonachie, New Jersey, (201) 641-1813 during the hours of 9:00 a.m. to 4:30 p.m.

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

Motion by C/Kinsella and second by C/Cirillo to approve the following Resolutions at the Executive Meeting of April 14, 2016:

RESOLUTION #16-113

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the Borough Administrator be and is hereby authorized to submit the Essential Services Grant Application.

RESOLUTION #16-114

WHEREAS, the Borough of Moonachie, has determined that certain personal property described on the attached schedule is no longer needed for Borough and/or public purposes; and

WHEREAS, N.J.S.A. 40A:11-36 allows the Borough of transfer personal property to any subdivision of the State of New Jersey by private transfer and/or sale without advertising for bids: and

WHEREAS: the items set forth on the attached schedule are a 1989 GMC yellow pickup truck and a 2005 Ford Crown Victoria which are no longer utilized for Borough purposes in accordance with pertinent New Jersey Law.

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

1. The attached schedule of Borough's property is hereby declared to be surplus and no longer needed for Borough and/or public purposes;
2. The estimated fair value of the property to be transferred does not exceed the amount set forth in or calculated by the State pursuant to NJSA 40A:11-36 and the cost to the Borough to continue storage and /or maintenance of the said vehicles not needed for Borough purposes exceeds the estimated fair value of said vehicles;
3. The Borough hereby donated to the Moonachie First Aid and Rescue Squad the vehicle set forth on the attached schedule for training purpose.

BE IT FURTHER RESOLVED, that the Mayor and/or Municipal Clerk are hereby authorized and directed to execute the necessary documents to effectuate said transfer.

Year	Make	Model	VIN
1989	GMC	Pickup	1GTDK14H4KZ529709
		Crown	
2005	Ford	Victoria	2FAFP71W25X171185

RESOLUTION #16-115

WHEREAS, at the Municipal Tax Sale held on Nov.12, 2015, a lien was sold on Block 26/ Lot 2, also known as 219 E. Park St., Moonachie, NJ, for 2013 & 2014 delinquent sewer charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #15-003, was sold to US BankCust for PC6, LLC Sterling, for a 0% redemption fee and a \$500 premium; and,

WHEREAS, PHH Mortgage , representing property owner, Balvir Singh, has effected redemption of Certificate #15-003 in the amount of \$1115.46,

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council that a check in the amount of \$1115.46 be and is hereby authorized to be issued and payable to US BankCust for PC6, LLC Sterling National, for the redemption of Tax Sale Certificate #15-003 .

BE IT FURTHER RESOLVED, that Mayor and Council to issue a check in the amount of \$500.00(Premium) to the aforementioned lien holder.

RESOLUTION #16-116

WHEREAS, at the Municipal Tax Sale held on Nov.12, 2015, a lien was sold on Block 75/ Lot 7.02, also known as 10 Anderson Ave, Moonachie, NJ, for 2013 & 2014 delinquent sewer charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #15-014, was sold to US BankCust for PC6, LLC Sterling, for a 0% redemption fee and a \$600 premium; and,

WHEREAS, Owen Loan Servicing LLC, representing property owner, Carmen Orozco, has effected redemption of Certificate #15-014 in the amount of \$1559.02,

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council that a check in the amount of \$1559.02 be and is hereby authorized to be issued and payable to US BankCust for PC6, LLC Sterling National, for the redemption of Tax Sale Certificate #15-014 .

BE IT FURTHER RESOLVED, that Mayor and Council to issue a check in the amount of \$600.00(Premium) to the aforementioned lien holder.

RESOLUTION #16-117

WHEREAS, the Borough of Moonachie solicited funding through a Post-Sandy Planning Assistance Grant from the NJ Department of Community Affairs (DCA) for a Strategic Recovery Planning Report, received funding, publically bid and awarded contract to L+C Design PA, with Jill Hartmann AICP responsible planner, based on response; and

WHEREAS, report was prepared by Jill Hartmann AICP and submitted to the DCA, in May, 2015 as a draft report which was reviewed without comment; and

WHEREAS, the Mayor and Council of the Borough of Moonachie, Bergen County have reviewed the report, which includes specific recommendations for future

planning as well as other strategies to advance the Borough's resiliency and strengthen the Borough's ability to address emergency and flood events on the future; and

WHEREAS, the Borough of Moonachie intends to pursue additional Post-Sandy Planning Assistance grants from the New Jersey Department of Community Affairs (DCA);

NOW THEREFORE BE IT RESOLVED that the Mayor and Council accept and approve the **Borough of Moonachie New Jersey Strategic Recovery Planning Report**, and direct the Borough Administrator to submit the final Report; and

BE IT FURTHER RESOLVED that the Mayor and Council direct the Borough Administrator and Grants Consultant to pursue additional grants as may be available from the Post Sandy Planning Assistant Grant Program to advance municipal planning, and other actions, consistent with report recommendations.

RESOLUTION #16-118

WHEREAS, the Mayor and Council of Borough of Moonachie, Bergen County New Jersey, based on the Department of Community Affairs acceptance and approval of the **Borough of Moonachie New Jersey Strategic Recovery Planning Report**, desires to apply for and obtain Post-Sandy Planning Assistance grant(s) from the New Jersey Department of Community Affairs (DCA) to advance local planning; and

WHEREAS, the Borough of Moonachie, intends to apply for Post-Sandy Planning Assistance grant money for the following planning activities and in the following amounts:

1. Master Plan Reexamination Report including Resiliency, Floodplain, Economic, and Open Space elements
\$50,000
2. Neighborhood Plans based on Special Study areas for critical Industrial and Mobile Home Sites
One Plans at \$25,000
One Plan at \$15,000
\$40,000 total
3. Update Zoning Ordinance based on revised Plan Elements
\$25,000
4. Design Standards
\$25,000
5. Debris Management Plan
\$20,000
6. GIS Database Plan
\$50,000
7. Capital Improvement Plan
\$30,000

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of Borough of Moonachie hereby authorizes the application for the grant(s) described above and directs the Borough Administrator and Grants Consultant to make application for and diligently pursue grant opportunities; and

BE IT FURTHER RESOLVED that the Borough of Moonachie has sustained a ratable loss attributable to Super Storm Sandy of at least 1 percent or \$1 million dollars, as evident by numerous tax appeals; and

BE IT FURTHER RESOLVED that the Borough of Moonachie understands and accepts that DCA may offer a lesser or greater amount of grant funding than that requested; and

BE IT FURTHER RESOLVED that the Borough of Moonachie authorizes the execution of the grant agreement in the amount offered and approved by DCA

and further authorizes the expenditure of funds pursuant to the terms of any grant agreement entered into between the Borough of Moonachie and DCA; and

BE IT FURTHER RESOLVED that the Borough of Moonachie agrees to comply with all CDBG-DR regulations, Post Sandy Planning Assistance Guidelines and also accepts that the proposed use(s) of CDBG-DR funds are not reimbursable by FEMA, SBA or other federal agencies; and

BE IT FURTHER RESOLVED the persons whose names appear below (or any successor or assign) are authorized to sign the grant agreement or any other document in connection therewith.

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

REGULAR MEETING OF APRIL 28, 2016:

NEW BUSINESS:

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

RESOLUTION #16-119

BE IT RESOLVED, by the Mayor and Council that the Summer Recreation Program Registration fees for 2016 are hereby set as the followings:

Moonachie resident:

- \$40.00 – 1st child
- \$15.00- 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 #16-120

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Mayor Dennis Vaccaro is hereby authorized to sign an agreement with Associated Appraisal Group, Inc. to provide services of appraiser for the tax appeals at an hourly rate of \$90.00 per hour for consultation and attendance at any and all required Tax Board/Court proceeding, for a total amount not to exceed \$8,500 and to provide appraisal report for property at \$3,500, for a total amount not to exceed \$35,000.

RESOLUTION #16-121

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the payment in the amount of \$94,743.17 to L+C Design Consultant, PA for Redesign Reduced Scope of Work of New Municipal Building be and is hereby approved.

RESOLUTION #16-122

RESOLUTION EMPLOYING BOROUGH ENGINEER
WITHOUT COMPETITIVE BIDDING

WHEREAS, there exists a need for the services of Borough Engineer 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 may exceed \$17,500.00; and

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

WHEREAS, the attendance to all regularly-scheduled Mayor and Council meetings for the sum of \$262.00 per meeting, all other Engineering services be compensated in accordance with the engineer's Standard rate schedule as set forth in the agreement, these engineering service shall not exceed the maximum amount of \$6,120.00, exclusive of engineering services set forth in the agreement and those services funded through capital improvement Ordinance. The funds are 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, Kevin J. Boswell, P.E. has completed and submitted a Business Entity Disclosure Certification which certifies that KEVIN J. BOSWELL, P.E. 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 KEVIN J. BOSWELL, P.E. 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 KEVIN J. BOSWELL, P.E
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 #16-123

WHEREAS, at the Municipal Tax Sale held on Nov.12, 2015, a lien was sold on Block 26/ Lot 4, also known as 211 E Park St., Moonachie, NJ, for 2014 delinquent sewer charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #15-004, was sold to US BankCust for PC6, LLC Sterling, for a 1% redemption fee and no premium; and,

WHEREAS, Corelogic who pays on behalf of PennyMac, representing property owner, Marcelo Sarta, has effected redemption of Certificate #15-004 in the amount of \$644.66,

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council that a check in the amount of \$644.66 be and is hereby authorized to be issued and payable to US BankCust for PC6, LLC Sterling National, for the redemption of Tax Sale Certificate #15-004 .

RESOLUTION #16-124

BE IT RESOLVED, by the Mayor and Council of the Borough of Moonachie that the purchase of a Type I, MXPI70E Ford Diesel V8 P-up 4x F450 70”Lx95”Wx72”HR Multiplex, Heads up console Emergency LED Light package, Ecosmart, Autobost (2016 Ford F450 4x4, Type 1, Modular Ambulance) through the Houston-Galveston Area Council (HGACBuy) Inter-local Contract for Cooperative Purchasing from First Priority Emergency Vehicles , 24444 Ridgeway Blvd. bldg. 500, Manchester, NJ 08759 is hereby authorized for the amount of \$164,943.00(HGACBuy contract Number AM10-14.

RESOLUTION #16-125

WHEREAS, Borough of Moonachie Ordinance No. 2002-3 provides for the members of the Moonachie Fire Department to participate in a Length of Service Awards Program whereby members are rewarded for their volunteer service through a contribution from the Borough; and

WHEREAS, those members who qualify in accordance with the established criteria shall receive a contribution of up to \$1,271.19 per member,

NOW THEREFORE, BE IT RESOLVED, that the 35 members who qualified for an award in 2015 be hereby approved to receive a contribution in the amount of \$1,271.19 per member and that said contribution be paid to Lincoln Financial Services, Corp. for investment in their personal accounts on approval of this Resolution by the Mayor & Council of the Borough of Moonachie.

RESOLUTION #16-126

BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that Jennifer Cooney be and is hereby as a full time Clerk at the annual salary of \$27,000.00 effective May 16th, 2016.

RESOLUTION #16-127

WHEREAS, the Mayor and Council of the Borough of Moonachie, Bergen County New Jersey, based on the Department of Community Affairs acceptance and approval of the **Borough of Moonachie New Jersey Strategic Recovery Planning Report**, desires to apply for and obtain Post-Sandy Planning Assistance grant(s) from the New Jersey Department of Community Affairs (DCA) to advance local planning; and

WHEREAS, the Borough of Moonachie intends to seek professional Planning and related Professional contracted services for the preparation of the following projects which may or may not be awarded:

- 8. Master Plan Reexamination Report including Resiliency, Floodplain, Economic, and Open Space elements
\$50,000 total
- 9. Neighborhood Plans based on Special Study areas for critical Industrial and Mobile Home Sites
One Plan at \$25,000
One Plan at \$15,000
\$40,000 total
- 10. Update Zoning Ordinance based on revised Plan Elements
\$25,000 total
- 11. Design Standards
\$25,000 total
- 12. Debris Management Plan

\$20,000 total

13. GIS Database Plan

\$50,000 total

14. Capital Improvement Plan

\$30,000 total

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of Borough of Moonachie hereby authorizes the Request for Proposal in the form of a proposal, that includes a separate scope of work for each project listed above.

RESOLUTION #16-128

WHEREAS, good financial management requires that purchase requisitions be submitted for approval prior to the purchase being made; and

WHEREAS the Borough of Moonachie has a policy that requires that purchase requisitions must be submitted and approved prior to the purchase being made; and

WHEREAS \$11,543.75 or repairs were made by Ferrara Fire Apparatus, Inc. prior to a purchase requisition being submitted and approved; and

WHEREAS the Governing Body of the Borough of Moonachie has determined that it is in the best interest of the Borough of Moonachie to pay this; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Moonachie that the Chief Financial Officer is hereby directed to pay Ferrara Fire Apparatus, Inc. \$11,543.75 for Invoice #10501.

Mayor Vaccaro- mentioned that the ambulance is purchase using funds from a grant, which the Borough received it, part is being received this year, and the rest will be received next year. He stated that the total grant will be \$150,000 and the Borough will pay for about \$14,000 for the ambulance. He mentioned that he RFP for professional Services for Planning Grant is part of an application for grants that we are going to receive.

C/Bauer asked about the payment to Ferrara Fire Apparatus.

Administrator Ciannanea- stated that this is for the repair for the First Aid, "Fire" is part of the company's name.

Mayor Vaccaro- stated that purchases for any department that are over a certain amount are approved by the governing body.

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

BILLS:

BILL LIST APRIL 2016

CHECK	CURRENT ACCOUNT	AMOUNT
058969	ALAN FRIEDMAN D.M.D.	1,206.00
058970	ASSOCIATED APPRAISAL GROUP	540.00
058971	EVANS CATERING SERVICE	67.95
058972	LITTLE FERRY PUBLIC LIBRARY	100.00
058974	SIRCHIE FINGER PRINT LABORATORIES	44.86
058975	STANDARD INSURANCE	1,245.56
058976	HOMETOWN AUTO PARTS	193.18
058977	QUALITY AUTOMALL	205.69
058978	SPIOTTI & ESPOSITO, P.C.	19,463.88
058979	SPIOTTI & ESPOSITO P.C.	12,600.19
058980	U.S.BANKCUST FOR PC6, LLC STERLING NATIONAL	1,054.25
058981	R.R.DONNELLEY	73.50

058982	NORTH JERSEY MEDIA GROUP	152.14
058983	NORTH JERSEY MEDIA GROUP	57.66
058984	NORTH JERSEY MEDIA GROUP	137.98
058985	NORTH JERSEY MEDIA GROUP	304.31
058986	DITOBARBI-MOONACHIE LLC.	11,929.17
058987	A-1 COPIER AND COMPUTER SERVICES, LLC.	730.00
058988	GTBM/INFO-COP	1,837.50
058989	MARK MUSELLA	100.00
058990	NJLM	371.00
058991	REYNWOOD COMMUNICATIONS	552.53
058992	VILLON, SOL M	150.00
058993	TRUCK PARTS SPECIALIST/TRUCKPRO	6,077.88
058994	VERIZON	179.63
058995	BOARD OF EDUCATION	600,061.16
058996	BOARD OF EDUCATION	600,061.16
058997	V.E. RALPH & SON INC.	106.30
058998	DYNAMIC PRINTING & GRAPHICS	2,525.00
058999	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	148,151.88
059000	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	10,569.40
059001	ADVANCED AUTOMOTIVE	459.70
059002	PRAXAIR DISTRIBUTION	127.55
059003	COMMAND RADIO COMMUNICATIONS INC.	202.65
059004	LEXIS NEXIS RISK SOLUTIONS	360.00
059005	PRAXAIR DISTRIBUTION	103.87
059006	RACHLES/MICHELE'S OIL CO.	269.39
059009	GAIL FITZGERALD	7,500.00
059010	VERIZON WIRELESS	200.05
059011	HARRIS UNIFORMS	525.00
059012	EARTHLINK BUSINESS	638.71
059013	BERGEN MUNICIPAL EMPLOYEE BENEFITS FUND	89,589.00
059014	EVANS CATERING SERVICE	34.00
059015	METRO FIRE & SAFETY EQUIPMENT	193.00
059016	MILLENIUM STRATEGIES	1,500.00
059017	TREASURER STATE OF N.J.	4,343.00
059018	HOMETOWN AUTO PARTS	211.36
059019	PAPER CLIPS	375.03
059020	PITNEY BOWES-PURCHASE POWER EXPRESS	11.07
059021	TASER TRAINING	435.00
059022	TRUCK PARTS SPECIALIST/TRUCKPRO	2,500.00
059023	VERIZON	40.91
059024	VERIZON WIRELESS	1,159.44
059025	METRO FIRE & SAFETY EQUIPMENT	179.50
059026	PITNEY BOWES-RESERVE ACCT.	700.00
059027	TREASURER STATE OF NEW JERSEY	75.00
059028	VERIZON	6.55
059029	VIP CAR WASH	42.95
059030	WINDSOR SOIL COMPANY	971.50
059031	BERGEN COUNTY UTILITIES AUTHORITY	4,479.74
059032	GAETA RECYCLING	3,150.33
059033	HERBERT & WEISS ATT. AT LAW	3,930.10
059034	LOWE'S HOME CENTER INC.	85.30
059035	METRO FIRE & SAFETY EQUIPMENT	221.85
059036	HOMETOWN AUTO PARTS	26.73
059037	PUBLIC SERVICE E & G	4,554.85
059038	STAPLES CREDIT PLAN	47.48
059039	SYMBOLGY ENTERPRISES INC.	70.00

059040	V.E. RALPH & SON INC.	1,352.89
059041	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	135,985.42
059042	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	10,476.87
059043	POSTMASTER	215.00
059044	NEW JERSEY SPORTS & EXPOSITION AUTHORITY	1,484.41
059045	NEW JERSEY SPORTS & EXPOSITION AUTHORITY	1,759.21
059046	LOWE'S HOME CENTER INC.	861.42
059047	GAETA RECYCLING	3,150.33
059048	TIME WARNER CABLE	224.85
059049	TIME WARNER CABLE	144.99
059050	BOROUGH OF MOONACHIE TRUST ESCROW	2,121.09
059051	BOROUGH OF MOONACHIE UNEMPLOYMENT TRUST	10,000.00
059052	BOSWELL ENGINEERING	1,211.00
059053	COMMERCIAL TIRE SERVICE & SALES	26.00
059054	GALL'S INC.	401.49
059055	NATIONAL FLOOD INSURANCE PROGRAM	5,227.00
059056	PALISADES SALES CORPORATION	170.00
059057	VILLON, SOL M	150.00
059058	STAPLES CREDIT PLAN	259.60
059059	SUEZ WATER NEW JERSEY	5,639.47
TOTAL		1,731,031.41

CHECK	CURRENT ACCOUNT	AMOUNT
058557		VOID
058973		VOID
058781		VOID

NON-CHECK PAYMENT	CURRENT ACCOUNT	AMOUNT
NON-CHECK PAYMENT	JP MORGAN CHASE	11,293.00
NON-CHECK PAYMENT	PRIMEFLEX	120.00
NON-CHECK PAYMENT	PRIMEFLEX	120.00
TOTAL		11,533.00

CHECK	SEWER OPERATING ACCOUNT	AMOUNT
006265	JESCO	913.88
006266	ENER-G RUDOX INC.	1,126.84
006267	NJ DIVISION OF MOTOR VEHICLE SERVICES	60.00
006268	COLONNELLI BROTHERS INC.	13,253.85
006269	U.S.BANKCUST FOR PC6, LLC STERLING NATIONAL	555.81
006270	NATIONAL WATER MAIN CLEANING COMPANY	3,086.84
006271	BERGEN COUNTY UTILITIES AUTHORITY	160,526.00
006272	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	18,372.11
006273	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	1,310.70
006274	BERGEN MUNICIPAL EMPLOYEE BENEFITS FUND	14,482.00
006275	PITNEY BOWES-RESERVE ACCT.	300.00
006276	VERIZON	35.91
006277	CLEARWATER SERVICES	1,330.00
006278	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	16,745.88
006279	BOROUGH OF MOONACHIE PAYROLL ACCOUNT	1,290.17
TOTAL		233,389.99

CHECK	CAPITAL ACCOUNT	AMOUNT
001763	L & C DESIGN CONSULTANTS	29,785.00
001764	NORTH JERSEY MEDIA GROUP	92.61
001765	NORTH JERSEY MEDIA GROUP	94.51
001766	NORTH JERSEY MEDIA GROUP	105.84
001767	T SLACK ENVIRONMENTAL SERVICES	12,806.24
TOTAL		42,884.20

CHECK	TRUST ACCOUNT	AMOUNT
1428	WEST POINT TOURS	300.00
1429	PHILIP A. FACENDOLA	51.08
1430	C J'S PIZZA	96.00
1431	PHILIP A. FACENDOLA	179.93
1432	FRANCIS MIGLIORINO, ESQ.	1,500.00
TOTAL		2,127.01

CHECK	DOG ACCOUNT	AMOUNT
001421	N.J. DEPT. OF HEALTH AND SENIOR SERVICES	49.80
TOTAL		49.80

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

FINAL PASSAGE OF ORDINANCES:
 ORDINANCE#2016-3

AN ORDINANCE ADDING CHAPTER IV,
 SECTION-1.16 ENTITLED "GAMES OF
 CHANCE PERMITTED" OF THE REVISED
 GENERAL ORDINANCES OF THE BOROUGH
 OF MOONACHIE, COUNTY OF BERGEN AND
 STATE OF NEW JERSEY

BE IT ORDAINED by the Mayor and Council of the Borough of Moonachie, that Chapter IV, Section 1.16 entitled "Games of Chance Permitted of the Ordinances of the Borough of Moonachie is added as follows and those portions of the Ordinance set forth below shall be added and those portion of the Ordinance not set forth below shall remain unchanged:

The Borough Clerk is hereby delegated the authority to act as the "issuing authority" to approve the granting of bingo and raffle license in accordance with the Bingo Licensing Law and Raffles Licensing law, as administered by the Legalized Games of Chance Control Commission.

REPEALER

All Ordinance or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SEVERABILITY

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication as provided by law.

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

Mayor Vaccaro- stated that this Ordinance allows applicants for raffles License do not need approval of the governing body and the Borough Clerk is authorized to issue the license.

PUBLIC HEARING ON ORDINANCE#2016-3:

No one wishing to be heard.

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

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

Motion by C/Bauer and second by C/Cirillo to adopt Ordinance#2016-3.

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

ORDINANCE #2016-4

AN ORDINANCE TO AMEND CHAPTER III OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MOONACHIE, COUNTY OF BERGEN, STATE OF NEW JERSEY, IN PARTICULAR, "REIMBURSEMENT FOR POLICE SERVICES BY PRIVATE CONTRACTORS."

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

SECTION 1: The provision of Section 3-12.11 of the above titled Ordinance is hereby modified and amended so that Section 3-12.11.a and 3-12.11.b. shall include as follows:

3-12.11 Reimbursement for Police Services by Private Contractors

- a. **Police Services.** Request for traffic Safety Officers should be made twenty four (24) hours prior to scheduled start time except for emergency.

3-12.11 Reimbursement for Police Services by Private Contractors

b. 1. Rate of Compensation to the Borough

(c) A Contract for such services shall be entered between the Private Contractors and the Police Department prior to beginning of work.

(d) Work scheduled between one (1) and four (4) hours shall equal a minimum of four (4) hours rate of pay. Work between four (4) and eight (8) hours shall equal a minimum of eight (8) hours rate of Pay. Any services provided after eight hours shall be compensated at the hourly rate.

(e) Notice of Cancellations made before four (4) hours of the scheduled start time will incur no charge to the Private Contractors. Notice of Cancellation made with less than four (4) hours start time will incur a four (4) hours charge per police officer. The fees for Police Vehicles will not be assessed in the event of a cancelation.

SECTION 2. All other sections and/or parts of Section 3-12.11 are hereby confirmed and ratified.

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 4. If any part, section, provisions, or the total of any of the above mentioned publications are held to be invalid or unenforceable by any court, the balance

and remainder of such publication shall remain in full force and effect as an Ordinance of the Borough of Moonachie.

SECTION 5. This Ordinance shall become effective immediately upon adoption and publication according to law.

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

Mayor Vaccaro- mentioned that this Ordinance puts a contract into the existing Ordinance for hiring a police officer for outside services.

PUBLIC HEARING ON ORDINANCE#2016-4:

No one wishing to be heard.

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

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

Motion by C/Surak and second by C/Bauer to adopt Ordinance#2016-4.
ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.
All ayes. So ordered.

PUBLIC HEARING (Regular):

Barbra Morales, 43 Diamond Way- Spoke about the illegal fence, which was not according to the town ordinance, it was denied a Variance by the Planning Board, and the applicant was given until March 1st to lower their fence. She mentioned that fifteen additional days were given due to weather for the fence. She stated that she emailed the Mayor and the Construction Official.

Mayor Vaccaro- stated that he did receive her emails and spoke to the Construction Official, and he will contact him again.

Mrs. Morales-stated that not only does the fence have to be lowered; it also has to be moved back.

Mayor Vaccaro- we need to ask the Construction Official what is going on, we do not know if he has a court date for the fence.

Attorney Migliorino- spoke about the duties of the Construction Official compared to the Mayor and Council.

Mayor Vaccaro- stated that only the Construction Official has the authority to tell the resident to take down or move the fence and the resident gets fined if it is not done.

Mrs. Morales asked why there are ordinances.

Mayor Vaccaro-mentioned that the Mayor and Council can listen to residents' concerns and advise the right authority to take care of an issue.

Mayor Vaccaro- we put ordinances in place so the officials in positions can enforced them. He will call the Construction Official to give a response to Mrs. Morales's email.

Sal DeAlessandro, 1 Frederick Street- asked about letter written to the County about cleaning the ditches, and whether there is any response.

Mayor Vaccaro- stated that he has a meeting, and will discuss with the County about the cleaning of ditches. He mentioned that there are few request from East Rutherford and Carlstadt, they want to clean the ditches and he did not get responses. He mentioned that there are ten people working at mosquito Commission, who is responsible for cleaning the ditches.

Mr. DeAlessandro- asked about the traffic light on Moonachie Avenue.

Mayor Vaccaro- stated that he was asked about doing a traffic study in the area. He mentioned that the last time traffic study was done when the Meadowlands Commission was there and now it became the NJSEA. He is trying to avoid a traffic study, since all we want is arrow light.

Mr. DeAlessandro- stated that the intersection is difficult to make turns and there is the possibility of accidents. He mentioned that usually the changes happen until there is an accident or death.

Mayor Vaccaro- mentioned that this light is not a top priority on their list and there are fewer personnel since the NJSEA merge.

Mr. DeAlessandro-asked about vacant houses.

Mayor Vaccaro- stated that two of the houses are in foreclosure, one has been purchased, the house on Moonachie Road has been sold.

Mr. DeAlessandro- spoke about the overall condition of the houses in the town.

Mayor Vaccaro- we have an Ordinance that we can send the DPW to clean up the homes with grass and debris. He mentioned that the DPW did clean on the property at Truman Place. We had contacted the bank for the foreclosure properties.

Mr. DeAlessandro- asked whether the money for the DPW Building is available from the Port Authority.

Mayor Vaccaro- stated that they are looking for a TAA report, we gave the Port Authority a schedule for the building. We also want to make sure that the Borough is being reimbursed for money that we spend.

Mr. DeAlessandro- spoke about the environmental cleaning of the property for the DPW building.

Mayor Vaccaro-spoke about working with the Port Authority to clean up the property for the DPW building and it was unforeseen thing.

Administrator Ciannamea- mentioned about the article about the concern of Newark's Mayor for the money of Port Authority for extending the path line to the Airport and Port Authority may take that money for new bus Station.

Mr. DeAlessandro- asked whether there will be a public meeting on the work being done at the airport.

Mayor Vaccaro- stated that he mentioned about the public hearing in his letter to DEP.

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

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

Motion by C/Bauer and second by C/Millar to go into closed session to discuss contracts, personnel, and bids (possible litigation) at 8:38 P.M.

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

Motion by C/Bauer and second by C/Surak to close closed session at 9:47 P.M.

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

Attorney Migliorino- we discussed about the Tax Collector, Dispatchers Contract, the Police Contract's wording and regarding the bids for new municipal building, we are going to reject all the bids. We will go out to rebid within the next 10 days, notice will be going out; the issue is that the bids are beyond the budget and Companies are encouraged to rebid.

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

RESOLUTION #16-129

WHEREAS, Eleven bids were received on April 21, 2016 1:00 P.M. for Moonachie Municipal Building; and

WHEREAS, opening of bids took place April 21, 2016 at 1:00 P.M., at which time the bids were received from the following:

	Base Bid	Alt. 1	Alt. 2	Alt. 3	Alt. 4	Alt. 5
Mark Construction, Inc. 81 Lester St. Suite 2 Wallington, NJ 07057	\$7,987,654	\$91,400	\$21,400	\$148,400	\$5,400	\$32,400
Belmont Construction 240 W. Passaic St. Suite 11 Maywood, NJ 07607	\$8,020,000	\$100,000	\$20,000	\$90,000	\$12,000	\$52,000
Brahma Construction Corp 58 Wallington Ave. Suite B Wallington, NJ 07057	\$8,278,605	\$144,000	\$22,800	\$78,000	\$37,500	\$75,000
Bismark Construction Corp. 207-209 Berkeley Ave. Newark, NJ 07107	\$8,391,000	\$64,000	\$11,000	\$72,000	\$7,000	\$62,000
UniMak, LLC 82 Midland Ave. Saddle Brook, NJ 07663	\$8,411,000	\$90,000	\$15,000	\$80,500	\$27,500	\$45,000

Two Brothers Contracting, Inc. 11 Vreeland Ave. Totowa, NJ 07512		\$8,427,777	\$75,000	\$15,000	\$60,000	\$30,000	\$40,000
H & S Construction & Mechanical 721 Bayway Ave. Elizabeth, NJ 07202		\$8,754,868	\$72,000	\$35,000	\$145,000	\$26,000	\$80,000
Tri-Form Construction, Inc. 119 Liberty St. Metuchen, NJ 08840		\$8,798,900	\$43,100	\$12,000	\$145,200	\$18,000	\$28,000
Benard Associates, Inc. 321 Hamburg Turnpike Wayne, NJ 07470		\$9,048,000	\$89,000	\$49,000	\$20,000	\$28,000	\$55,500
Fuscon Enterprises Inc. 411 Central Ave. Westfield, NJ 07090		\$9,240,000	\$76,000	\$12,000	\$85,000	\$27,000	\$61,000
Molba Construction 392 Liberty St. Little Ferry, NJ 07643		\$9,532,213	\$89,000	\$21,000	\$145,000	\$10,000	\$43,000

*There are three Cash Allowance- \$100,000, \$125,000 and \$125,00 for all the Bidders

WHEREAS, the Base bid and the alternate bid exceed the maximum estimated budget; and

NOW THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Moonachie hereby authorizes the rejection of all bids submitted for Moonachie Municipal Building due to budgetary reason; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to return all bid bonds to each of the respective bidders.

BE IT FURTHER RESOLVED, that the Borough clerk is hereby authorized to advertise Rebid for Moonachie Municipal Building.

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.
All ayes. So ordered.
Mayor open the Public Hearing:

Randy Stanko, Mark Construction-asked about budget for the new municipal building.

Attorney Migliorino- we cannot give that information out, because bidders would bid at the budgeted amount. He stated that it will be inappropriate to give the total budgeted amount.

Motion by C/Bauer and second by C/Cirillo to close public hearing.
ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.
All ayes. So ordered.

C/Millar- spoke about Board of Health Meeting, she mentioned that the Board recommends that the Dog Canvass should be done, and to use Tyco rather than the crossing guards. She stated the cost is \$1.10/house, it comes to about \$1,300 for the whole town. She suggested for Dog canvassing. She mentioned that the Board Attorney said that the State Law gives the authority to Board of Health for Dog Canvassing but our Ordinance is different.

Mayor Vaccaro- mentioned that the Board of Health should get 3 quotes or at least one more quote and submit them to the Council to review and award.
C/Millar- stated that the Board of Health wanted to raise the dog license fees to \$13 and \$15.
Mayor Vaccaro- stated that the State allows us to raise certain amount for the Dog License and the Borough Clerk will provide the calculation to review by the Governing body.
C/Surak- stated that the recycling company has been leaving garbage cans in the street.

Regular Meeting

April 28, 2016

Mayor Vaccaro- stated that he will call the Superintendent about the issue with the recycling company to contact the company.

Motion by C/Surak and second by C/Bauer to adjourn the meeting at 10:00 P.M.

ROLL CALL: Bauer, Cirillo, Martinez, Millar, Surak.

All ayes. So ordered.

ATTEST:

Supriya Sanyal
Borough Clerk