

The minutes of the Regular Public Meeting of the Township Council of the Township of Saddle Brook held on December 3, 2020 at 7:00 PM at the Senior Center, 8 Caldwell Avenue, Saddle Brook, NJ.

Council President Cimiluca called the meeting to order.

The Township Clerk called the roll:

Councilwoman D'Arminio – present
Councilman Gierak – present
Councilman Accomando – present
Councilwoman Mazzer – present
Council President Cimiluca – present

Mayor White – present
Ms. Lisa Bicochi, for Mr. Suarez, Twp. Attorney – present
Mr. Klein, Twp. Engineer – present

Council President Cimiluca asked everyone to please rise for the salute to the flag and remain standing for a moment of silence in memory of the lives lost during the attack on Pearl Harbor, December 7, 1941 and in memory of Louise Manetakis, wife of retired Township employee John Manetakis and sister of retired employee John Manzo.

Council President Cimiluca announced that adequate notice of this meeting has been sent to all Council members by police messenger and to all legal newspapers in accordance with the provisions of the Open Public Meetings Act, Chapter 231, P.L. 1975 and in consideration of Executive Order No. 103, issued by Governor Murphy on March 9, 2020, declaring a State of Emergency and a Public Health Emergency in the State of New Jersey.

The Township Clerk announced that the public is hereby advised that any statements made during the meeting of the Township Council of the Township of Saddle Brook may not be privileged or protected and that persons or entities who take issue with such comments or are offended by same, may, and have in the past, sought legal redress through the courts.

Any member of the public who addresses the Council speaks for themselves and not for the Council.

Council President Cimiluca asked for a motion to open the meeting to the public.

Motion: Councilwoman D'Arminio Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

Mr. George Cedeno, Jr. of 264 South Lanza Court said he attended the Zoning Board meeting a few weeks ago where they were discussing the possible senior assisted living project. He said I think that's a great idea. I just wanted to clear the air because I did post my concerns or thoughts on Facebook, and a lot of people ranted on it, and I did not want to cause that, so I just wanted to clear the air so people know I was not trying to deliver some misinformation, which I was not, clearly not. But what I do want to ask, as this project goes forward, is if the Council or the Mayor, if you can ensure that the thoughts and concerns of the residents are always taken into place [sic]. Two of my major concerns is taxes; how is this going to help the residents? Is it going to become a tax burden on the public and on the town due to the increase use of emergency services? Those are one of the things [sic] We would also like to know, is this going to be a PILOT program with payments in lieu of taxes? Is it going to be something that's going to be like that or is it going to be paid traditionally through property taxes? How is this going to benefit the town? I would like more a free flow of information. Maybe we could post that up on line. Secondly, Mr. Lo Dico, I actually have some information for you. We were discussing the last time I was up here about the audit program and also

about the budget, hasn't been populated [sic] since 2018 and you made a reference about how good this audit firm is and they've been doing it for quite some time. So I just wanted to give you some information that was actually released a few weeks ago by the state comptroller's office, and one of the things they are working on right now as going forward is to ensure that municipalities actually have a change in audit firms every so often. I brought this material and also, too, the changes in the threshold of contracts for the town. Every time the town spends more than \$2.5 million, you have to report it to the state comptroller's office. Those are a few things that I found, and I just wanted to state all that just in case.

Mr. Lo Dico thanked Mr. Cedenno.

Council President Cimiluca said this is not expected to be a PILOT program. This is going to be taxes, which are going to be based on either – I don't know how the assessor is going to assess it, but it's going to be usually by use and revenue just like Park 80 Plaza. They look at all the businesses that are there and how much revenue they get, and then they assess it. We don't anticipate this being a PILOT program. I believe the only PILOT that we have in this town at this time is across the street, which was built by Bergen County, which is our senior housing. I don't know much about the project going up. I know the proposal is there. In theory, I like it. I think it would be good for the town. We may, we don't know, maybe able to get some affordable units on it, but obviously the tax revenue has been stagnant from that facility, and the prior use of that facility was horrible. It, at one point, was a great place. We had a lot of visitors from out of town coming there. They had a pool that people went to, it had a nice restaurant, but unfortunately it fell into disrepair, and it became a shambles. I'm glad that's gone. Anything in there would be better than what it became, but certainly this program, and I believe that they are withdrawing their request for adult day care. I think that's being removed. There's autonomous bodies in the town, that is in the purview of the Zoning Board, so anybody who is interested in that project, and you should be interested as a concerned citizen, should follow it, go to the Zoning Board meeting, get the agenda. He concluded by asking if the Zoning Board meetings were taped for broadcast.

Mr. Lo Dico said no.

Councilman Cimiluca said but you can certainly get the minutes of the meeting. They should be posted online, and keep yourself up to date on what they are proposing, and if you have any concerns, whether in favor of it or against it, certainly feel free to go to the Zoning Board because they are the ones right now that are going to have to give them the go ahead because they will need variances to go forward. Thank you for the question and your inquiry, and thank you for sharing that with Mr. Lo Dico.

Regarding the assisted living, Mayor White said through the chair, I have heard some complaints or concerns regarding the assisted living and their application pertaining to the emergency services. I would strongly suggest to the Zoning Board that they put a stipulation in if they grant the application that they have to have their own private service, whether it be on the premises or off the premises. It could end up being a hardship on the town and our ambulance corps to be going back and forth. We had that issue with another place in town, and they ended up doing the same thing. They ended up getting their own service, so that could be added as a stipulation.

Mr. Emil Sudol of 412 Van Luyn Terrace said the Christmas lights look wonderful on Market Street. He said Council President Cimiluca had mentioned getting together with the Bergen County Parks Commission to do certain repairs on the park and wondered if they had started doing the work. He also said he noticed the light pole on Saddle River Road and did not think there was a light on it.

Council President Cimiluca said we're working on that with PSE&G.

Mr. Sudol said he is a member of the Lodi Moose Lodge and the Saturday before Thanksgiving they gave out donations and put together quite a bit of food that they donated and delivered to Hackensack, Garfield, Lodi and Saddle Brook. He said I think we had a total of 13 families that we helped out here in town. We gave them so much food, probably a month's worth of food. It was a nice thing. I'm glad to see everybody is okay and back to business as usual.

Council President Cimiluca said in regard to the County, I did talk to them. I haven't been back there to be honest with you. It's difficult for me to walk, unfortunately. They were taking me around on the cart there which made it easy for me to get back and forth, but unfortunately I can't walk around the park. I call them, and they said they had done some of the work, but unfortunately they had the hurricane, and they had five people to do ten county parks, and that was their excuse. They trimmed; they cut back a lot of trees. They trimmed the shrubs. I don't think they got the dead trees out of the water. So I'm going to ask anyone who goes to the park, let me know. If you don't have my number, you can contact Pete, and he'll let me know. If you walk in there, and it's still in the same condition that you saw it two or three months ago, it means that someone's blowing smoke you know where. I will make the call and try to get that taken care of because they said they were going to do it, and I wanted them to do it. They promised that they would, and if they're not coming through, then we've got to hold their feet to the fire or the people of Saddle Brook are going to hold our feet to the fire. Thank you, Emil, for bringing it up, and we will follow up on that.

Councilman Accomando said he did speak to someone from the park who asked him to mention that they are working with surrounding towns and they did do what they said they were doing. Unfortunately COVID happened. Many of their employees have been hit with COVID, so unfortunately, they are going to a different schedule. The work they said they were going to do, they can't do it in the fashion that they wanted to do it. It will get done. They are working, like most towns, with half staff, so they assured me it's going to get done. He doesn't want to feel like he's giving empty promises, and anyone who knows Scott knows he's not the person to say he's going to do something and not do it. So they are going to do stuff in the park, it's just that they are dealing with the COVID thing throughout, not just Saddle Brook Park, Van Suan, Mahwah, Lyndhurst, Leonia. They're dealing with it all over, so it's going to get done, it's just not going to be in a timely fashion. We have to be patient and just realize that. There's other people out there getting sick and being affected by this, not just us. So just be a little patient, it's going to get done.

Council President Cimiluca said that's your answer. You can follow up.

Mr. Sudol said I think as far as that park goes, the lake was kind of a big problem. Did they have a big fish kill the middle of last year due to oxygenation?

Council President Cimiluca said they had a number of very, very hot days followed by rain, and there was an oxygenation problem. They tell me that it was one type of fish. I forget what type it was, but the carp and things that are lower did not get affected. It was the top feeders, I guess, that got affected. It was a bunch of them that died, and I believe that they restocked after that. They are aware of it. It's one of those things. It was a perfect storm of fish homicide that caused that.

Mr. Sudol said it was a real mess.

Council President Cimiluca said it became a mess, but it was the weather combined with a bunch of things. They promised again to get another aeration machine in there to distribute the water and aerate it a little better. They agree that they need at least one more, and we've got to get in touch with the County again because at some point I remember going to a meeting where they have a master plan, and I don't think they've ever distributed it because the people in charge don't even know. I had to tell them about the master plan, and I think as I recall, one of the ideas was to have a fishing pier on the south end of the lake coming out so you could fish and hang out. Other people have said what about boats. I know we had boats there in the past, but that became a liability issue. That would be before my involvement, but we will try to follow up and see where they are on that master plan because although we don't own the park, for all intents and purposes when people say where are going – it's Saddle Brook Park. They don't see Bergen County Park System, Otto C. Pehle Division. No, it's Saddle Brook Park, so it's associated with us. We want it to look as good as possible, and we're working as hard as we can. I know Todd has been in touch, and it's run by Lodi guys, and we're former Lodi guys, so we do have a relationship with them, and we are working on it. Thank you for being involved, and go there and report back to us. I'm not always able to get there.

Mayor White said I have to commend them because I received a few complaints about the Port-a-John in back of Coolidge School by the baseball field. It was in horrific condition, so we called, and they pretty quickly came. They ended up taking the whole thing away because it's not needed in the winter, but they got on it pretty quick. Christine, my secretary, called Scott, and it was done in two days. I was happy about that.

Council President Cimiluca said I know that they are having a problem, or they were having a problem with the restroom facilities. As quickly as they fix them and make them appropriate for use because they were closed down for a while, vandals go in there and wreck it. I don't know what perverted joy people get out of this by sticking rolls of toilet paper down toilets and flooding it and actually smashing fixtures. People must hate ceramics, I don't know, but they do that, and they were thinking of actually shutting them down again. People are doing some stupid things to our facilities. They're working on that, and hopefully they get some more security there to stop them from doing it, but again it's enforcement. If you're not there, you don't know what they're doing. People patrol, and as soon as they see that they're not patrolling, they go and do dumb things. They are working on that also.

Hearing no one else, Council President Cimiluca asked for a motion to close the meeting to the public.

Motion: Councilwoman D'Arminio

Second: Councilwoman Mazzer

Councilwoman D'Arminio – yes

Councilman Gierak – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

COMMENTS

Councilwoman D'Arminio said to Mr. Klein that she saw them doing the curb cuts on Weller today and asked when they are going to pave.

Mr. Klein said right now they are scheduled to pave next week Danna and Taggart, but we have to see what the weather does. It's looking chilly, but as long as it's not too cold we should be able to get it.

Councilwoman D'Arminio said I saw they were working on Weller too a little bit.

Mr. Klein said if Weller intersects one of the roads, I know it's up there.

Councilwoman D'Arminio said actually Weller, Taggart, Danna.

Mayor White said Weller intersects with Avon. The other end is basically Fairlawn Parkway, the circle there.

Council President Cimiluca said I don't know why they were doing Weller. Weller is on for next year.

Councilwoman D'Arminio said no, we did Weller for this year. That's what I wanted to clarify.

Mr. Klein said no, that's on Phase II that we're going to start. We're going to prepare the bid in winter and start in the spring.

Councilwoman D'Arminio said I thought we were doing that on the 2020 to finish it.

Mr. Klein said no, it's going to be a separate contract.

Councilwoman D'Arminio said oh, then I have it wrong. That's what I wanted to check.

Council President Cimiluca said those were proposed. We didn't get to Weller. We're going to do that next year.

Councilwoman D'Arminio said so Weller is going to be next year, and Burgess is going to be next year?

Mr. Klein said Burgess is part of the '21 program.

Council President Cimiluca said we came up with the ...

Councilwoman D'Arminio said I wasn't sure because ...Steinway?

Councilman Accomando said Weller Terrace, Finnegan, McKenzie and - it was a short street.

Councilwoman D'Arminio said so we're not doing Weller.

Mr. Klein said not this year. Weller, I think will be part of that group that we're going to do. They will probably be under construction in the spring we're going to target.

Council President Cimiluca said the main street for next year is Wilson. That's a very long street, and that's the most costly of the streets.

Councilwoman D'Arminio said I just wanted to make sure because they are working all around, so I wasn't sure. I really don't have too much else to say other than to wish everybody a Happy Hanukkah, a Merry Christmas, Happy Holidays. Stay safe. Hopefully the vaccine will be out, and this will be over soon.

Councilwoman Mazzer extended her sympathies to the Manetakis/Manzo families and said our prayers and sympathies are with them and everyone that's affected by this pandemic. Hopefully we will get back to some normalcy soon.

She said I did have a resident reach out to me and mentioned that surrounding police departments are offering a safe zone for people to meet up if they are actually doing some kind of transaction whether it's on Facebook market or any other... is that something that we can also offer?

Mayor White said I don't see why not. Someone also mentioned that to me too this month. They reached out to me about that. Most of the towns do it right in front of the police department.

Council President Cimiluca said because it's videotaped.

Mayor White said there's cameras outside police headquarters.

Council President Cimiluca said it started as a drop off for the children because it's under some kind of supervision. The bonus is it's all on video just in case, and on occasions there are altercations.

Mayor White said what we need to do is get the police department on board which shouldn't be a problem.

Council President Cimiluca said should it go through Pete?

Mayor White said I'll call the chief about it.

Council President Cimiluca said it was a good idea.

Mayor White said we have a good spot here in the parking lot maybe right in front. There is some parking on the side by Engine 2 that they're not using during the day, depending on time. They only use it if there is an emergency and they need to take those spots. We can figure something out. It depends on how long. If it's a quick transaction it shouldn't be a problem. I'll talk to the chief about it. It's something that can easily be worked out.

Councilwoman Mazzer reminded everyone we are collecting Toys for Tots. There are a couple of drop offs. I think the police department is, here and at TLC on Market Street

so you have I believe until the 20th of December you can still drop off new unwrapped new toy. Thank you for contributing to that. Merry Christmas, Happy Holidays to everyone.

Councilman Gierek said due to COVID restrictions the Flood Committee did not meet last month. The Township will be meeting with Bergen County representatives. Getting back to Emil's comments, each town is meeting with representatives from Bergen County, Mark Shrieks, Scott Luna – they have met with some of the towns already. They met with Rochelle Park. They are in the process of setting up a time to meet with Saddle Brook to discuss the Saddle River and the park, so that's going to be addressed, and there's going to be a long-term plan put in place by the county to alleviate some of the issues pertaining to flooding and the Saddle River, hopefully. That's all I have in regards to the flooding, and then just in regards to Christmas, happy holidays everyone, a healthy and prosperous New Year, thank you.

Councilman Accomando thanked everyone who came to the Tree Lighting. It was well attended, and it was nice. Thank you, Karen and Christine. He also thanked the Council and the professionals and said this has been a good year for us as elected officials. We had a good year; the town is in good shape. We're in good shape. I wish everyone a Merry Christmas and a happy healthy New Year. Stay safe.

Regarding COVID, Mayor White said as of Tuesday, December 1st we have 559 infections total since March of 2020. That's a cumulative number. Right now we have, as of December 1st, 148 active cases. We've had 19 deaths I'm sorry to say, and 392 recoveries. New Jersey hospitals this week have reported 3,129 hospitalizations, which is way up, 359 ventilators in use, and 601 patients that are in intensive or critical care. Our positivity rate for people that are tested is 11.34. That means of all the people tested, 11.34 are positive. The statewide transmission rate is currently 1.1, which isn't too bad. They want to keep it below 1. Governor Murphy signed Executive Order # 204 this week. A couple of things that were in that order: he's pausing indoor practices and competitions for youth and adult sports beginning this Saturday, December 5th at 6:00 PM through Saturday, January 2nd 2021; he lowered the limits on outdoor gatherings from 150 to 25. That begins Monday December 7th at 6:00 AM, and back in the middle of November the Governor reduced indoor gatherings from 25 to 10. I'm happy to say that government functions, government meetings, are exempt from that. Weddings, funerals memorial services and religious and political activities are not subject to the indoor and outdoor limits. Outdoor gatherings continue to be subject to strict social distancing restrictions, including wearing masks whenever it is not possible to social distance. Obviously, indoors you have to have a mask.

The Mayor noted the regional drive-through free COVID testing began again at Bergen Community College. It's 9:00 AM to 2:30 PM every day. This is the one you drive through, they do the nasal swab and antigen test. You must pre-register and be a Bergen County resident. You have to bring identification and an insurance card if you have one. But it is a free service. If you have insurance, they will take it, but if you don't, they will test you. The mobile testing they were doing all over the County has been suspended due to the weather.

Regarding the municipal complex, Mayor White said on Monday, November 23rd we had a virtual meeting. Council President Cimiluca, Business Administrator Lo Dico, Township Architect Jeff Shleck and I met with representatives from Visions, that's the project developer who is doing the renovation project. The next step is for the professionals to finalize plans. Construction can begin after that once those plans are finalized, and that should happen sometime next week at another meeting. So site work will begin shortly after that, and we're all very excited to see that construction will begin shortly.

The Mayor said in regards to the budget I'm happy to say that tax collection has been rather normal. There was a little bit of a concern moving forward. The CARES funding and unemployment benefits running out. Right now they don't have a federal stimulus package. I'm confident that I think they're going to come to an agreement, maybe in the next administration sometime after they take over in January they're saying, but revenues have been down, mainly hotel occupancy tax and municipal court, so we're going to be keeping a close handle on that. Distribution of the budget worksheets are

going to be handed out shortly to all the department heads. We're insisting on no increase of operating expenses and no major capital improvements.

Mayor White noted that the Senior Housing across the street was granted the 2020 Project of the Year Award from the Supportive Housing Association. He said they grant these awards each year for projects that have demonstrated excellence and innovation developing supportive housing projects for people with special needs. I'm very proud to say that we did receive that award. There were two – one in south Jersey and one in north Jersey, and we are the recipient of the one in north Jersey. Tomorrow they will be presenting this award virtually at the Supportive Housing Conference, which is today and tomorrow. I think we are going to that. Pete, are you going to attend that award ceremony?

Mr. Lo Dico said yes. Virtually.

Mayor White asked Mr. Klein about the 2020 Road Program Phase II, and said we had some money left over, so we're going to be able to pave Finnegan Ave, McKenzie Street, West Street, that small sections that wasn't previously done, and Weller Terrace and like Bob said, this will probably be done in the spring, but it's using leftover funds from that bond. He said for the 2021 Road Program the following roads will be done next year, hopefully in the spring: Wilson Street, South Broadway, Steinway Road, Hobson Avenue - that also includes a water main replaced on Hobson - Burgess and George Street. My question to Bob is what needs to get done or we want to get done from the 2020 Road Program? It's two streets, and then we're done?

Mr. Klein said the two streets that are left are Danna Way and Taggart Way, and as mentioned we are hopeful that if the weather cooperates they will get done by the end of next week.

Mayor White said where are we at? In the middle?

Mr. Klein said they are almost done with the concrete work. I want to say Taggart Way is done, and Danna Way is almost done with the concrete work. The concrete work is looking like it may be done by Tuesday or Wednesday of next week. If the weather cooperates, hopefully we can start milling by Monday or Tuesday and hopefully finish by the end of the week. We will see how that goes.

Mayor White said continuing on with paving, we did receive \$200,000 DOT grant, which is going to be used to finish paving Mayhill Street Phase II, from Route 80 Bridge to Market Street. Also in 2021 Community Development Block Grant application we're going to be applying for funding drainage improvements and paving on Congress Street.

The Mayor said regarding the ordinances tonight we have a few for second reading, basically two to authorize emergency appropriations for COVID-19-affected revenue losses. I spoke about the concern with revenue, the budget, so the second reading of two separate ordinances on that and per statute and the auditor had recommended that we do this. Also for second reading is amending chapter 48 Affordable Housing ordinance. That is second reading, and it's really to comply with NJ statutes and the Affordable Housing mandates and our agreement that we entered into with the state regarding our Affordable Housing. Also I just want to say to the Township Attorney – I've spoken to Anthony, and I mentioned at our work session on Tuesday, I'd like to see us review Township ordinances to make certain that they are up to date and they comply with all the state and federal laws and they are constitutionally valid. It hasn't been done in a long time, so I'm sure there's ones that need to be revised.

Mayor White noted the Tree lighting on Friday, November 27th was well-attended, better than I thought it would be. I want to thank the Project and Activities Committee, also Pastor Christopher Wolf and the First Reformed Church. He always comes and does opening and closing prayer. Also recreation director Andy Gallo does a DJ side business, and he came with his equipment and played festive music. Also the police department, the volunteer fire department, volunteer ambulance corps and DPW, were there and did a great job. Special thanks to Joe Schilp as Santa Claus. He always does a great job.

Mayor White said also on that Friday, November 27th the police department had promotions. These promotions were filling supervisory vacancies as a result of retirements. They are not new positions that were made. They were vacancies. I want to congratulate Lt. Doug Habermann, Sergeant Mark Buchak and Sergeant Christopher Stanton who were all promoted.

The Mayor announced registration started this week for the Holiday Decorating contest, and it ends December 21st. The winner will be announced on December 26th. I want to thank the DPW. They ended up having to go out, a group of workers on Thanksgiving Day. The water had to be shut off, so I thank the residents for being very patient on Thanksgiving Day without water. It was not a great thing, but they got it done rather quickly. I want to thank Emil Sudol who brought it up, the Lodi Moose for their donations of turkey dinner baskets. It was really very, very nice. They did a great job. Thirteen families – a lot of them across the street who needed it, really did. They're there because it's low income senior housing, so they benefited, and they were very, very happy about that. I was there with them. It was nice to see the faces of the individual recipients. They were very, very happy to get all that food, and it was quite a bit. Councilman Gierak was there as well.

In conclusion the Mayor wished everyone Happy Holidays, Merry Christmas, Happy Hanukkah, and said stay safe out there and please continue to do the right thing. Thank you to all our amazing health care workers, emergency responders, essential workers – they're on the front lines of this pandemic, and they're really some people out there, they're just fantastic – the sacrifice, what they are doing to help other people. This kind of thing brings out the best in people, and unfortunately sometimes it brings out the worst, but I have seen a lot of good and a lot of people that have stepped up and done a great job. Be safe out there.

Mr. Lo Dico responded through the chair to Mr. Cedenio and said this recommendation has come out before from the comptroller's office probably a few years ago, and a lot of it is because in the past – it happened in Saddle Brook in the '70s and the '80s, the auditors stayed 15-20 years, and the state feels that they become chummy with the people that work for the town, and they're not looking out for the best interest of the taxpayer. I'm finishing 24 years as clerk this year, and in 24 years we've had three auditors. That's an average of 8 years per auditor, and this auditor – I complained to the Mayor when he first came. We kind of had an adversarial position. We had 23 recommendations the first year, he's here for six weeks from 9:00 AM to 5:00 PM. They reviewed every purchase order, every financial document, which we never had before, and I think I complained to the Mayor a number of times, this is going overboard, the recommendations. We fight over the recommendations, but we did get them down. We just got the audit today. I'm proud to say that we're down from 12 from last year to 8. We work on trying to be as perfect as we can with our finances. We have a surplus which we didn't have before, and the main reason for the delay was a report that had to be included concerning the GASV. It's in the packet as info that we just received in November. So yeah, we fought. Our auditors and I fight all the time with our CFO, but he's looking out for the best interests of the town. We get the recommendations; they're for the good of the Township, and we will fight about it, and I argue with them all the time, but he has grown the surplus, he has put us on a better financial footing, and we thank him for that. And we will get those recommendations down.

ORDINANCES

1. ORDINANCE #1690-20 – FINAL READING AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53

The Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

The Township Clerk then reads the Ordinance by title on second reading:

**AN ORDINANCE AUTHORIZING AN EMERGENCY
APPROPRIATION N.J.S.A. 40A:4-53**

Council President Cimiluca asked Mr. Lo Dico to explain the ordinance for the public.

Mr. Lo Dico said because of COVID as the Mayor mentioned and the Council knows, our revenues, as every town and the counties, are down unexpectedly this year due to shut downs, due to – in our case court hasn't been able to have court until they just started virtual maybe a few weeks ago. We do receive a hotel room tax that normally brought in about \$400,000 a year. We get about \$4000 a month. We can see the revenue is down. That's been anticipated in the budget for this year. We're monitoring the spending, but the state has required by December 1st and of course today is the 3rd so we have a little bit of an extension, if we need to, we have an ordinance in place that would put in emergency appropriations to make up any deficits in revenue. It's a mechanism that's going to be there. We're not going to know until the end of the month if we even need to do this or how much we need to do this, but the state is requiring that the towns adopt the ordinances by December 1st, so we're doing this as a precaution to back us up. We know next year the revenue isn't automatically going to pick up. We're going to sit down. We're going to review this with our auditor, our financial people, and we have the meeting on December 29th. If we have to cancel appropriations, whatever we have to do to help the situation with the budget, we will be prepared to do that. We have two ordinances. One is for the budget, the current and the other one is for water. We do our own water utility. Again, water usage has been down. We don't know until the final bills come in what will happen with water but again it's a precaution that the town is taking in case it's needed, and we have to do this by December 1st.

Council President Cimiluca asked if there was a problem that it is December 3rd. Mr. Lo Dico said no, we're okay with that. We got permission today.

The Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

Hearing no one else, the Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

CR# 1220-199

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

2. ORDINANCE #1691-20 – FINAL READING AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53

The Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

The Township Clerk then reads the Ordinance by title on second reading:

AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53

The Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilwoman D'Arminio

Second: Councilman Gierrek

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

Hearing no one else, the Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

CR# 1220- 200

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S.A. 40A:4-53**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

**3. ORDINANCE #1692-20 – FINAL READING
AN ORDINANCE AMENDING CHAPTER 48 OF THE TOWNSHIP
CODE OF THE TOWNSHIP OF SADDLE BROOK ENTITLED,
“AFFORDABLE HOUSING”**

The Council President announced that a motion is in order that the Township Clerk proceed to give same ordinance a second reading.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

The Township Clerk then reads the Ordinance by title on second reading:

**AN ORDINANCE AMENDING CHAPTER 48 OF THE TOWNSHIP CODE
OF THE TOWNSHIP OF SADDLE BROOK ENTITLED, “AFFORDABLE
HOUSING”**

The Council President announced that the motion was in order and that the Public Hearing on this ordinance be opened.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierak – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

Mr. Sudol asked if Council President Cimiluca could explain the ordinance.

Council President Cimiluca said I'll leave it to our counsel here.
We've had to put in an Affordable Housing project plan that has to be approved, and this is part of it. Do you have any particular knowledge of it?

Ms. Bicochi said just that by law every town has to have a certain degree of Affordable Housing, and you have to find a way to slot it in.

Council President Cimiluca said this has been going on for quite a while, and what happens is if you don't have this – what town was it? Was it Englewood Cliffs?

Mr. Lo Dico said Englewood Cliffs.

Council President Cimiluca said Englewood Cliffs is just subject to people just coming in and building wherever because they don't have sites. What they did was they came around and they have – with a planner, we have a planner and there is a master that's in charge of looking over our plan to see if it's acceptable, and this has been going on for quite a while, and they locate sites. Now, not every site that they have is going to be

the site of Affordable Housing, but potentially they have these overlay districts that could be utilized at some point in time. If you don't have this, again, you're subject to just getting whacked by developers because they can come in and build a hundred units and say five are affordable, but meanwhile they're making money on the 95, so this will kind of insulate us. I forget how long it is...

Mayor White said 2025.

Council President Cimiluca said 2025. For at least five years we are safe from being inundated or overrun by people trying to build on any open property. That's where we're at with that. Anthony Suarez, our counsel, did a great job. This thing has been going back and forth and back and forth, but there are fair housing people – I forget what they're called, but there is a group that fights on behalf of Affordable Housing, and in their eyes any piece of dirt could be used for Affordable Housing, and if it was up to them every town would have to put up a thousand units of Affordable Housing. We obviously push back. We have our residents to be concerned about. We don't want to overbuild. So there was a fair amount of negotiation back and forth. We came up with a plan that was acceptable to them with the help of the master, with the great help of our planner, and so we're putting this into effect, so we kind of insulate ourselves from litigation and from overbuilding for at least the next five years.

Mr. Sudol asked if there were any other projects in the pipeline right now for Affordable Housing.

Council President Cimiluca said I don't know of any right now. Mayor, do you know of any?

Mayor White said they want us to look at the Rosol Lane site. That's already in our master plan for Affordable Housing, and as far as the agreement that we made, really we have to make a best effort to try to fulfill that. We can't just say okay, we got the agreement and forget about it. We do have to make some progress. I think the first thing we're looking at is that Rosol Lane property to build Affordable Housing there, low-income housing.

Mr. Sudol asked if that was Township owned.

Mayor White said the town owns that.

Mr. Sudol said we wouldn't be losing any tax revenue on that.

Mayor White said no. But that's been slated for Affordable Housing for many years. Of course that was the planner and the special master honed right in on that property because we can fulfill not all but a great deal if we develop that property.

Mr. Sudol said that's a sizable piece of property.

Council President Cimiluca said yes, and as you may remember when we were discussing building the municipal complex, some people here, on social media were talking about that piece of property and just use that because we had it. But again that was slated and has been slated for ten years?

Mr. Lo Dico said since 2009.

Council President Cimiluca said for over ten years as our Affordable Housing district. That was set aside. So whenever these people came to us and said what about your Affordable Housing, we could point to that area. If we would have used that we would have lost that, and that would have subjected the Township to other areas that would not be as well-suited. Trying to stick five units where they shouldn't be in between single family houses possibly or two families on one lot. That's an open area, and we thought when we did that – and again I was on the Council back then, that would be a suitable site for Affordable Housing, and it turns out that is our major plot of land that potentially would be used for Affordable Housing.

Hearing no one else, the Council President announced that the motion was in order and that the Public Hearing on this ordinance be closed.

Motion: Councilwoman Mazzer

Second: Councilman Gierrek

Councilwoman D'Arminio – yes
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

CR# 1220-201

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE AMENDING CHAPTER 48 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK ENTITLED, “AFFORDABLE HOUSING”**

does now pass on second and final reading and that the Township Clerk be directed to advertise said ordinance or Title thereof, in the press, together with a notice of the date of passage of said ordinance according to law.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

4. ORDINANCE #1693-20 – FIRST READING AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY TO FIX THE SALARY AND WAGES OF EMPLOYEES, SERVANTS OR PROFESSIONAL STAFF FOR 2020 AND 2021(WHITE COLLAR)

The Council President announced that the next order of business is the introduction of **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY TO FIX THE SALARY AND WAGES OF EMPLOYEES, SERVANTS OR PROFESSIONAL STAFF FOR 2020 AND 2021(WHITE COLLAR)**

The Council President directed the Township Clerk to read the resolution regarding passage and adoption on first reading.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes
Councilman Gierrek – yes
Councilman Accomando – yes
Councilwoman Mazzer – yes
Council President Cimiluca – yes

CR# 1220-202

Be it resolved by the Township Council of the Township of Saddle Brook that **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY TO FIX THE SALARY AND WAGES OF EMPLOYEES, SERVANTS OR PROFESSIONAL STAFF FOR 2020 AND 2021(WHITE COLLAR)**

that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 29th day of December, 2020 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street 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 its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

**5. ORDINANCE #1694-20 – FIRST READING
AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK,
COUNTY OF BERGEN, STATE OF NEW JERSEY TO FIX THE
SALARY AND WAGES OF EMPLOYEES, SERVANTS OR
PROFESSIONAL STAFF FOR 2020 AND 2021 (BLUE COLLAR)**

The Council President announced that the next order of business is the introduction of **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY TO FIX THE SALARY AND WAGES OF EMPLOYEES, SERVANTS OR PROFESSIONAL STAFF FOR 2020 AND 2021 (BLUE COLLAR)**

The Council President directed the Township Clerk to read the resolution regarding passage and adoption on first reading.

Motion: Councilwoman Mazzer

Second: Councilman Accomando

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

CR# 1220-203

Be it resolved by the Township Council of the Township of Saddle Brook that **AN ORDINANCE OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY TO FIX THE SALARY AND WAGES OF EMPLOYEES, SERVANTS OR PROFESSIONAL STAFF FOR 2020 AND 2021 (BLUE COLLAR)**

that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 29th day of December, 2020 at 7:00 PM, or as soon thereafter as the matter can be reached at the Municipal Building, 93 Market Street 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 its introduction and passage on first reading and of a time and place when and where said ordinance will be further considered for final passage.

Motion: Councilwoman D'Arminio

Second: Councilman Accomando

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

All items listed with an asterisk (*) are considered routine and non-controversial by the Township Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so requests it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies adoption of all resolutions, receive and file letters, correspondence, reports and approval of minutes and applications.

Mr. Lo Dico noted that resolutions #5 {CR# 1220-208} and #6 {CR# 1220-209} would not be part of the consent agenda.

Motion: Councilwoman Mazzer

Second: Councilwoman D'Arminio

Councilwoman D'Arminio – yes

Councilman Gierak – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

*** MINUTES**

1. November 5, 2020 – Regular Public Meeting

*** RESOLUTIONS**

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 1220-204

WHEREAS, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the “State Pay to Play” Law, enacted by the New Jersey State Legislature shall become effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that had made a contribution within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c. 83 (c. 19.44A-1 et seq. to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such a contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such a contract is awarded unless the contract is awarded under a “fair and open process” pursuant to N.J.S.A. 19:44-20.1 et seq.; and

WHEREAS, a “fair and open process” constitute the following: (1) public advertisement of a Request for Proposals (“RFP”) with ten (10) calendar days’ notice prior to the receipt of responses to the “RFP”; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established in writing by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

WHEREAS, it has become necessary for the Township of Saddle Brook (“the Township”) to engage legal and financial professionals and to engage the services of other individuals for extraordinary unspecifiable services by a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.

NOW THEREFORE BE IT RESOLVED, by the Township of Saddle Brook, County of Bergen and State of New Jersey that RFPs for professional services for the following professional services for the Township are hereby authorized:

- (1) Bond Counsel
- (2) Auditor
- (3) Tax Appeal Attorney
- (4) Health Risk Manager
- (5) Labor Attorney
- (6) Insurance Consultant
- (7) Township Planner
- (8) Grant Writer

BE IT FURTHER RESOLVED, that all of the RFPs for the professional services and extraordinary unspecifiable services as set forth hereinafter shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq., and all submissions in response shall be evaluated on the basis of the most advantageous submission, all factors considered, including but not limited to:

- (1) Experience and reputation in the field;
- (2) Knowledge of the Township and subject matter to be addressed under the contract;
- (3) Availability to accommodate any required meeting of the Township or Township Agency
- (4) Any other factors demonstrated to be in the best interest of the Township of Township Agency

BE IT FURTHER RESOLVED that the Township Clerk is directed to public notices of RFPs for the professional services and extraordinary unspecifiable services enumerated above, in a newspaper circulated in the Township of Saddle Brook by December 9, 2020. The notice of RFPs shall include the following:

- (1) A description of the requested professional or extraordinary unspecified service for which the RFP is made;
- (2) A statement that Qualifications must be submitted by 10:00 A.M. on December 22, 2020;
- (3) A statement that the RFPs are being made by the Township
- (4) The address and phone number of the Township Clerk's office and a statement that applicants may obtain the RFP document from the Clerk's office;
- (5) A statement that the RFP is being made through a fair and open process in accordance with N.J.S.A. 19:44A-20.1 et seq.,

BE IT FURTHER RESOLVED that the Township Council has determined that the terms of this resolution constitute a fair and open process as to all positions included herein.

Motion: Councilwoman Mazzer

Second: Councilwoman D'Arminio

Roll Call:

Councilwoman D'Arminio - yes
Councilman Gierak - yes
Councilman Accomando – yes
Councilwoman Mazzer - yes
Councilman President Cimiluca - yes

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 1220-205

WHEREAS, Remington and Vernick Engineers, Township Engineer, has submitted a proposal dated November 18, 2020 for Engine No. 2 Property (286 Third Street) Additional Environmental Services for Door-to-Door Survey; and

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby approves said proposal in the amount not to exceed \$4,300.00.

Motion: Councilwoman Mazzer Second: Councilwoman D’Arminio

Roll Call:

Councilwoman D’Arminio - yes
Councilman Gierak - yes
Councilman Accomando – yes
Councilwoman Mazzer - yes
Councilman President Cimiluca - yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1220-206

WHEREAS, the Township Clerk advertised for the receipt of sealed bids for surplus vehicles; and

WHEREAS, bids were received and opened on November 24, 2020 at 11 AM at the Municipal Building; and

WHEREAS, the opened bids were as follows:

2007 Ford F350 with Plow VIN# 1FTWF31P97EA47028	LIBERTY MOTORS Stonebrook Craig van Hook Jersey One	\$4,173.00 \$2,950.00 \$2,351.00 \$2,255.00
2007 Ford F350 with Plow VIN# 1FTWF31P07EA47029	LIBERTY MOTORS Craig van Hook G. Jack Mazzola Stonebrook Jersey One Manuel Brenya	\$5,266.00 \$3,250.00 \$2,500.00 \$2,150.00 \$1,861.00 \$250.00
2007 Ford F350 with Plow VIN# 1FTWF31507EA47031	LIBERTY MOTORS Craig van Hook John Manzo Stonebrook G. Jack Mazzola Jersey One	\$3,447.00 \$3,250.00 \$2,800.00 \$2,750.00 \$2,500.00 \$2,233.00
1994 6.5 X16 Open Landscape Trailer VIN# IS9FS1414L2307611	JERSEY ONE Liberty Motors	\$177.00 \$156.00
2000 International Compactor with Plow VIN# 1HTGHADTXYH279345	JERSEY ONE Liberty Motors	\$2,056.00 \$1,518.00
2004 Ford Van Camera Truck VIN# 1FTSS34P54HB52908	LIBERTY MOTORS Jason Mancuso Craig van Hook G. Jack Mazzola Jersey One	\$4,756.00 \$3,100.00 \$2,651.00 \$2,500.00 \$2,131.00
48” Bobcat Lawnmower Model #942105 Serial # 94210500570	LIBERTY MOTORS Jersey One	\$656.00 \$76.00

2007 8’ Western Snow Plow VIN # N/A	LIBERTY MOTORS	\$57.00
12’ Valk Snow Plow Model # RV122-75	NO BIDS RECEIVED	

BOLD INDICATES HIGH BIDDER

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the bids for the various vehicles are awarded as follows:

LIBERTY MOTORS, 1705 KENNEDY BLVD., JERSEY CITY, NJ 07305

2007 Ford F350 with Plow	VIN# 1FTWF31P97EA47028	\$4,173.00
2007 Ford F350 with Plow	VIN# 1FTWF31P07EA47029	\$5,266.00
2007 Ford F350 with Plow	VIN# 1FTWF31507EA47031	\$3,447.00
2004 Ford Van Camera Truck	VIN# 1FTSS34P54HB52908	\$4,756.00
48” Bobcat Lawnmower #942105 Serial # 94210500570		\$656.00
2007 8’ Western Snow Plow		\$57.00

And,

JERSEY ONE AUTO SALES, 495 TONNELE AVE, JERSEY CITY, NJ 07307

1994 Open Landscape Trailer	VIN# IS9FS1414L2307611	\$177.00
2000 Compactor w/ Plow	VIN# 1HTGHADTXYH279345	\$2,056.00

And,

BE IT RESOLVED that the Township Clerk is hereby authorized to return the 10% bid deposit to the unsuccessful bidders.

Motion: Councilwoman Mazzer Second: Councilwoman D’Arminio

Roll Call:

- Councilwoman D’Arminio - yes
- Councilman Gierек - yes
- Councilman Accomando – yes
- Councilwoman Mazzer - yes
- Councilman President Cimiluca – yes

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1220-207

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the following requisition(s) submitted to the Township Council for purchases over \$2,500.00 be approved providing funds are available:

<u>DEPARTMENT</u>	<u>COMPANY</u>	<u>ITEM</u>	<u>AMOUNT</u>
DPW	GREAT WHITE MECHANICAL	EXPANSION TANK - POLICE	\$5,380.00

Motion: Councilwoman Mazzer Second: Councilwoman D’Arminio

Roll Call:

- Councilwoman D’Arminio - yes
- Councilman Gierек - yes
- Councilman Accomando – yes
- Councilwoman Mazzer - yes

Councilman President Cimiluca - yes

THE FOLLOWING RESOLUTION CR# 1220-208 IS NOT PART OF THE CONSENT AGENDA

Councilwoman Mazzer recused herself and left the dais at this time.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1220-208

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID TOTALING **\$3,570,666.66** PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

Motion: Councilman Accomando Second: Councilwoman D’Arminio

Roll Call:

- Councilwoman D’Arminio - yes
- Councilman Gierrek - yes
- Councilman Accomando – yes
- Councilwoman Mazzer - absent
- Councilman President Cimiluca - yes

THE FOLLOWING RESOLUTION CR# 1220-209 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1220-209

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SADDLE BROOK, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT THE PROPER WARRANTS BE DRAWN AND THAT THE ATTACHED BILLS, WITH THE EXCEPTION OF THOSE BILLS NOT APPROVED BY A MAJORITY OF THE COUNCIL, BE PAID PROVIDING FUNDS ARE AVAILABLE AND ALL BILLS SUBMITTED COMPLY WITH N.J.S.A. 40A: 11-1 ET. SEQ AND ANY OTHER APPROPRIATE STATUTES.

P.O. #	VENDOR	AMOUNT
94525	Stone Brook Garden	\$182.00

Motion: Councilman Accomando Second: Councilwoman D’Arminio

Roll Call:

- Councilwoman D’Arminio - yes
- Councilman Gierrek - yes
- Councilman Accomando – yes
- Councilwoman Mazzer - absent
- Councilman President Cimiluca - yes

Councilwoman Mazzer returned to the dais at this time.

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 1220-210

WHEREAS, Remington and Vernick Engineers, Township Engineer, has submitted a proposal dated December 2, 2020 for the Finnegan, McKenzie, West and Weller Road Improvements; and

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Saddle Brook that it hereby approves said proposal in the amount not to exceed \$49,500.00.

Motion: Councilwoman Mazzer

Second: Councilwoman D'Arminio

Roll Call:

Councilwoman D'Arminio - yes

Councilman Gierak - yes

Councilman Accomando – yes

Councilwoman Mazzer - yes

Councilman President Cimiluca - yes

16-2020

AFFIDAVIT

In accordance with N.J.S.A. 52: 27BB – 10 and 40A: 4-57, I do hereby certify that funds are available and that the attached resolution can be adopted.

2020 Road Improvements Program – Finnegan, McKenzie, West
& Weller

PURPOSE:

04-2150-55-1673-902

ACCOUNT

General Capital

FUND	
1	2
3	4
5	6
7	8
9	10
11	12
13	14
15	16
17	18
19	20
21	22
23	24
25	26
27	28
29	30
31	32
33	34
35	36
37	38
39	40
41	42
43	44
45	46
47	48
49	50
51	52
53	54
55	56
57	58
59	60
61	62
63	64
65	66
67	68
69	70
71	72
73	74
75	76
77	78
79	80
81	82
83	84
85	86
87	88
89	90
91	92
93	94
95	96
97	98
99	100

\$49,500

[illegible]

96810

PURCHASE ORDER NO. _____


Timothy Conte
Chief Financial Officer

DATE _____

CHECKED BY _____

* CORRESPONDENCE

1. Diane Gutierrez-Scaccetti, NJDOT

**Re: FY 2021 Municipal Aid Program
for Mayhill Street Phase II**

To: Mayor White

Date: November 16, 2020

I am pleased to inform you that Saddle Brook has been selected to receive funding from the New Jersey Department of Transportation's (NJDOT) Fiscal Year 2021 Municipal Aid Program for Mayhill Street Phase II in the amount of \$200,000.00.

NJDOT's Municipal Aid Program is a very competitive program. This year the Department received 635 applications from 549 municipalities requesting more than \$342 million. There is \$161.25 million available in funds from the Transportation Trust Fund (TTF) supported by the State gas tax.

As part of the Department's Commitment to Communities, NJDOT provides statewide assistance for local governments for improvements to and preservation of the local transportation network, this network makes up about 90 percent of New Jersey's roadways. The successful completion of your project will help achieve this goal and provide your constituents and everyone that uses local roads a transportation system that provides the mobility they deserve.

Should you have any questions regarding your grant, please contact the NJDOT Local Aid District Office in your area.

District 1 - Mt. Arlington – 973-810-9166
District 2 - Newark - 973-877-1500

District 3 - Trenton – 609-963-2020
District 4 - Cherry Hill - 856-414-8414

Again, thank you for your support of this program and good luck with your project.

**2. Robert Klein, PE
Remington And Vernick
Engineers**

**Re: 608 N. Midland Avenue Storm Inlet
Modifications Recommendation
for Payment**

To: Peter Lo Dico, Twp. Clerk Date: November 16, 2020

We have reviewed the attached invoice submitted by DS Meyer Enterprises LLC for the work completed for the above-captioned project. RVE has found all items to be reasonable and just and we therefore recommend payment to be made to DS Meyer Enterprises LLC in the amount of \$18,500.00.

Should you have any questions or require additional information, please do not hesitate to contact our office.

**3. Robert Klein, PE
Remington Vernick
Engineers**

**Re: Albany Street & Congress Street
Storm Sewer Cleaning and Video
Inspection Recommendation for
Payment**

To: Peter Lo Dico, Twp. Clerk Date: November 16, 2020

We have reviewed the attached invoice submitted by National Water Main Cleaning Company (NWMCC) for the sanitary sewer cleaning and video inspection work completed through September 29, 2020. RVE has found all items to be reasonable and just and we therefore recommend payment to be made to NWMCC in the amount of \$5,611.42.

Should you have any questions or require additional information, please do not hesitate to contact our office.

4. Richard G. Arango, PE, CME

**Re: 286 Third Street, Engine No. 2
Property Proposal for Additional**

To: Peter Lo Dico, Twp. Clerk Date: November 18, 2020

REMINGTON & VERNICK ENGINEERS (RVE) is pleased to submit this environmental services proposal for the above-referenced Site. The environmental investigative actions detailed herein are necessary to maintain compliance with current New Jersey Department of Environmental Protection (NJDEP) regulations, specifically the Technical Requirements for Site Remediation (N.J.A.C. 7:26E) and the Administrative Requirements for the Remediation of Contaminated Sites (N.J.A.C. 7:26C).

RVE will prepare a survey to residents to be reviewed by the Township and Town Attorney. Once approved, it will be hand-delivered to approximately 30 residences down gradient and 15 residences up gradient from the DPW Garage site. Once the survey’s are received back, RVE will prepare a response to NJDEP. RVE will also prepare the list of residences to receive the survey and provide to the Township. The work must be completed within 15 days. RVE has requested an extension of 45 days, but NJDEP has not confirmed acceptance as of this writing.

RVE will perform the services outlined herein on a time and material basis with a maximum cost not to exceed of \$4,300.00. RVE will prepare the documents for hand delivery by the Township.

RVE will proceed with the work described above upon receipt of your written authorization to proceed. Please do not hesitate to contact us if you require additional information.

5. Richard G. Arango, PE,
CME
Remington Vernick
Engineers

Re: Finnegan, McKenzie, West and
Weller Road Improvements
Professional Services Proposal

To: Peter Lo Dico, Twp. Clerk Date: December 2, 2020

REMINGTON & VERNICK ENGINEERS (RVE) is pleased to submit this proposal to provide professional services for the above-referenced project. The scope of work includes the upgrades of stormwater inlets pursuant to NJDEP regulations, the installation of curb ramps that are compliant to the Americans with Disability Act (ADA), milling and resurfacing.

The limit of work will be as follows:

- Finnegan Avenue
- McKenzie Street
- West Street (Small Portion previously not resurfaced)
- Weller Terrace

SCOPE OF SERVICES

1. Utilize conventional ground survey to obtain existing conditions of the roadway. We will transmit the base plans to the various utility companies and request as-built information on existing utilities as well as notify them of the project. We will use the information received to prepare existing condition base plans. We will also update PSE&G’s road moratorium online mapping.
2. Provide design for mill and overlay of the roadway with improvements to the ADA curb ramps; and storm inlet modifications to meet NJDEP standards. No utility replacement work is anticipated. We understand that Saddle Brook desires to only install curbing where it is missing or otherwise not serviceable. Driveway aprons that are in poor condition or causing drainage issues will also be replaced.

3. Prepare the construction plans, specifications, and engineer's construction estimate for obtaining construction bids for the project.
4. Review the preliminary design with Saddle Brook. Modify the plans / specifications from the result of the meeting.
5. Assist in the bid opening, review of bids, and recommend award of the contract.
6. Provide construction observation services during the construction phase of the project. Observation will be part time during concrete work and full-time during milling and paving operations. We will perform a punch list inspection and provide a list of punch list items to the Contractor.
7. Provide contract administration services including the processing of change orders and payment requests.

PROJECT COST

The anticipated project cost(s) are detailed as follows:

A.	Estimated Road Construction Cost	\$ 290,000.00
B.	Field Survey & Base Plan Preparation Services	\$ 15,200.00
C.	Engineering Design Services	\$ 18,500.00
D.	<u>Construction Administration</u>	<u>\$ 15,800.00</u>
	GRAND TOTAL PROJECT COST	\$ 339,500.00

COST OF SERVICES

Remington & Vernick Engineers will perform the services outlined herein on a time and material basis with a maximum cost not to exceed **\$49,500.00** which includes items B, C, and D above.

We await your written authorization to begin preparation of the required documents for bidding.

We trust the information provided meets your requirements for this project. Should you have any questions, comments, or require additional information, please feel free to contact the undersigned at our Secaucus office.

*** REPORTS**

1. Municipal Court Monthly Report – October 2020
2. Hotel Room Tax Monthly Report – November 2020
3. Grant Writer Monthly Report – October 2020
4. Construction Code Official Report – October 2020
5. Property Maintenance Official Report – October 2020
6. Water Dept. Monthly Revenue Report – October 2020
7. Tax Collector Monthly Report – October 2020
8. Engineer Mid-Month Report – November 2020
9. Budget Status Report – November 2020

Old Business / New Business

Council President Cimiluca said as members of the public are well aware, there has been some public outcry in regard to speeding, alleged speeding, on various roads within the Township. One of them, which has drawn the ire of many residents, is Fairlawn Parkway. We spoke with the engineer and amongst ourselves, and Fairlawn Parkway is a rather long road. On the northern end it meets with Fair Lawn, and it's very wide. It narrows to a point, it curves, then it straightens out and goes to a T intersection at Cambridge, so we felt it was a good thing, a prudent thing, to try and measure the speed. We have put up speed limit signage, an electronic speed monitoring device. We also tried to quell the traffic by putting in striping in the roadway and enlarging the parking area on the shoulder of the road, so this way it doesn't look like a four-lane speedway. We still, after that, received complaints, so we requested that our engineer

go out and take a look and get a speed measuring device to check it out, and we felt that it was best to do it on both the north side and the south side. I believe the northern site, which is between Wilson and Schepis, and the southern site was between Alberta and Nedellec. Basically you've seen it. They put down the pieces of rubber on the ground with a measure; as the axels go over that piece of rubber, which has some electronics inside it, it goes to a box, and it measures the speed. I'm going to ask the engineer to talk about it. I was surprised that the highest speed on the northern side was less than on the southern side. I figured that the northern side, because that's where we get most of the complaints, but it is a ridiculously high speed of 68 miles an hour.

Councilman Accomando said it's a highway speed.

Council President Cimiluca said it's a violation of a highway speed. And on the southern side which is narrower, it's not as wide, some idiot was doing 74 miles an hour, so shame on you if that's somebody out there watching this, somebody that knows that person, that's ridiculous. You're going to kill somebody or maim somebody. That's just ridiculous. I don't know if that was at 3 in the morning and no one is there; it could have been 3 in the afternoon. It doesn't make a difference. You're going 74 miles an hour – you're going 3 times the legal limit. Bob, I'm just going to leave it to you. What's the short version of what went on when you did your survey?

Mr. Klein said I expected worse, but 99% of the speeds were 40 miles an hour, and only 1% of all cars went above 40 miles an hour.

Council President Cimiluca said which is a little bit different than – and again every time you see somebody who is doing in excess, you try to lump everybody else in, and it's like everyone is speeding. But the numbers show that about 1% are going more than 40 miles an hour.

Mr. Klein said that's correct.

Council President Cimiluca said which is 15 miles an hour higher than the speed limit, which is not even close to it, but it's only 1%.

Mr. Klein said only 1%. The average was slightly over the the 25 mile an hour speed limit on the north side, 29 miles per hour, and on the south side, 27 miles per hour, so a majority of drivers do exceed that 25 mile an hour speed limit. The report basically suggests that if you want to control speed a little bit more we maybe consider other speed deterrents. But overall, I guess hearing all the complaints, I probably expected worse numbers than this. But overall, it still does show that excess speed is going on.

Council President Cimiluca asked if anyone else had comments on this. He said I thought this was interesting. I also thought that we would have the average speed being 35 because I've got to tell you, especially before we did the striping, it was hard to go 25. It was hard to go 25 miles an hour on that road, try to keep it to 25. Before we had put the striping down, you would have people who were maybe not from the town who don't know what they're doing and trying to go around you, going right up on your bumper because it was just so huge with the road with no striping whatsoever that they thought it was a 40-mile-an-hour street. They would get angry with somebody who was doing 25 miles an hour, but I also thought that it would be a little higher than it was, although the average is in excess of the posted speed limit. I was surprised that it was only 1% that was going 40 miles an hour, and I think when you get 40 or above it's a residential street, that shouldn't happen at all. I thought it would be a little bit more than that, so I'm a little bit happy to see that it was only 1% although 1% is probably too much or it is too much.

Mayor White said I didn't really get a chance to look at all the numbers, but I thought it would be worse than what it was. That one speed is kind of like an anomaly. Maybe it was late at night. That was the only one that was really high, right? Only one?

Councilman Accomando said one was at 9:00 PM and the other one was at 2:00 in the afternoon. Nine at night, 2:00 in the afternoon.

Council President Cimiluca said 68 miles an hour at 2:00 in the afternoon?

Councilman Accomando said yes. I'm a father, and you're doing 68-74 miles an hour down my block and there's a stop sign at the end of the block, if that father pulls you out of that car and beats you, you deserve everything you get for doing that amount of speed. You could be killed – not only that child, a household of people but yourself and do some property damage. So anybody who is out there listening and you're doing that, if you get pulled out of your car and get your ass handed to you, you deserve it. You deserve it. Doing that amount of speed.

Mayor White said what I see is, you know what happens, if somebody is outside and they see that, that's all they need to see is that one person and again in their mind everybody is doing that speed, and that's not true, but still no one – you're right Todd, no one - that's ridiculously fast. Speed kills. That kind of speed, there's no way that if somebody were to dart out in front of that car they would be able to stop.

Councilman Accomando said a little boy maybe 20 years ago on Market Street – 30 miles an hour got hit by a car and got killed. Can you imagine getting hit at 74 miles an hour? There's no excuse for it.

Council President Cimiluca said we talked about it on Tuesday. Has there been any updates since then about that case that we talked about? We're waiting for a decision. We did not get the decision? Okay. We talked about ... there is a case that's in court and it's no secret; it's public record, and it deals with Affordable Housing in a way. We're just waiting on a judge to make a decision.

Regarding the municipal complex Council President Cimiluca said we're going ahead and a lot of it is architectural and design. I think once the design phase is totally solved, because there is going back and forth between our architect, their architect, our Township employees and various agencies have their wish list, and we're trying to accommodate as best as we can, but we are trying to come in within budget, so we are doing what's best for the Township both to provide the site and services that we need, but also are very concerned with the monetary burden that it's going to be on the Township, but I do believe that like I said right from the beginning, in the end it's going to be something that we're all proud of for the rest of our lives. We can look at it with a sense of accomplishment.

Mayor White said I didn't have any time to research this at all, but Patch, the online paper, along with mention of \$200,000 we got for the DOT grant, there was an article about a business in Saddle Brook. I've never heard of it, maybe someone here has – Concentric Group LLC –they received \$367,000 plus federal CARES funds. It's a very brief article, but it's something about to fight COVID-19. I don't know, maybe they manufacture PPE or sanitizer.

Council President Cimiluca said congratulations to them. If they're helping out the citizens and they got money to do that, congratulations and good luck.

Council President Cimiluca asked for a motion to open the meeting to the public on agenda items only.

Motion: Councilman Accomando

Second: Councilwoman D'Arminio

Councilwoman D'Arminio – yes

Councilman Gierak – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

Mr. Cedenro asked about the salary ordinance. He said what are we fixing? Is that a raise? What is it exactly because if it is a raise, it kind of looks bad where all the citizens in Saddle Brook maybe have lost their jobs, and all of a sudden the government is giving raises. I don't understand, they're employees and I get that, but public servants – that's what you do. You take that risk, and you do your duty, and you sacrifice to serve the town, and it just looks terrible that we're giving raises to everyone during COVID when many people have been losing their jobs and we're closing businesses. That's all I have to say.

Council President Cimiluca explained it is a range. It is to establish a range of salaries.

Mr. Ceden0 said specifics? What are we raising?

Council President Cimiluca said we're not raising. It's to establish ranges for certain titles, so this way we would know that somebody who does X job, the range of salaries goes from \$25,000 to \$50,000 depending on the experience and things like that. Otherwise you would have an open area, and you're kind of guessing at how much you're going to pay, so somebody comes in who is applying for a job would know that our salary range for street sweeper – there's no such job title - but the street sweeper is going to get between \$25 and \$50,000, or \$25 and \$40,000. Somebody else, a janitor 2, is going to get between X and X. It establishes a range because this way we know that the there's boundaries, lower end boundaries and higher end boundaries of where that person is going to fit in.

Mr. Lo Dico said we have been negotiating with White and Blue collar, and they understand. We made it very clear the situation. Most of the negotiations if not all were done pre-COVID back in March. There have been give-backs. The employees realize what's happening. We have give-backs concerning paying of health benefits for retirees, as far as current employees, and it's give and take, and our employees have been great with the negotiations both White and Blue collar understand the situation with the Township. They are Township residents, most of them, and they understand the situation right now.

Hearing no one, Council President Cimiluca asked for a motion to close the meeting to the public.

Motion: Councilwoman Mazzer

Second: Councilman Gierrek

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

Council President Cimiluca wished everyone happy holidays and the Council wished Councilman Gierrek a happy birthday.

Council President Cimiluca asked for a motion to adjourn.

Motion: Councilwoman Mazzer

Second: Councilwoman D'Arminio

Councilwoman D'Arminio – yes

Councilman Gierrek – yes

Councilman Accomando – yes

Councilwoman Mazzer – yes

Council President Cimiluca – yes

Meeting adjourned at 8:20 PM.

Respectfully submitted,

Peter Lo Dico, R.M.C. CMC
Township Clerk

Andrew M. Cimiluca,
Council President

Approved: December 29, 2020