

The minutes of the Regular Public Meeting of the Township Council of the Township of Saddle Brook held on March 4, 2021 at 7:00 PM at the Senior Center, 8 Caldwell Avenue, Saddle Brook, NJ.

The Township Clerk called the meeting to order.

In the absence of the Council President, the Township Clerk asked for nominations for an Acting Council President.

Councilman Cimiluca nominated Councilman Gierек.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierек – yes

Council President D'Arminio – absent

The Township Clerk called the roll:

Councilman Cimiluca – present

Councilwoman Mazzer – absent

Councilman Accomando – present

Councilman Gierек – present

Council President D'Arminio – absent

Mayor White – present

Ms. Lisa Bicochi, Twp. Attorney – present

Mr. Klein, Twp. Engineer – present

Acting Council President Gierек asked everyone to please rise for the salute to the flag.

Acting Council President Gierек 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.

PRESENTATION

Mayor White administered the Oath of Office to Assistant Fire Chief Jason Sibani. He noted the annual installation dinner for the fire department was not held due to COVID.

Mayor White then presented flowers to Assistant Chief Sibani's wife.

Mayor White then read a proclamation in celebration of Women in History Month {CR# 321-51} and said this year due to COVID we decided not to acknowledge any individual women from town but instead collectively all the women in town who have been amazing and resilient and strong through this COVID-19 pandemic.

The Mayor noted he also had proclamations from the County Executive and from the Bergen County Sheriff for Councilwoman Mazzer, Councilman Cimiluca and Councilman Gierек, the three council candidates who won in the November 2020 election.

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gieriek – yes

Council President D'Arminio – absent

Mr. Thomas Van Winkle of 128 Lincoln Avenue noted the Mayor's Youth Group met via Zoom on February 27th and discussed their Easter and Earth Day activities. He said they would be participating in the Easter Bunny Drive-By event on Saturday, March 27th from 12:00 PM to 2:00 PM at Veteran's Field parking lot on Sampson Street. The rain date will be same time and place on Saturday, April 3rd. He said they are looking into doing some planting and some work at Tri-Centennial Park in April possibly on the Saturday before Earth Day, and they are planning another Zoom meeting some time in March before the Easter Event.

Fire Chief Joe Polizzotti said he e-mailed a letter to Mr. Lo Dico regarding an issue for Engine Co. No. 1. He read the following:

Dear Mayor and Esteemed Members of the Township Council, I am including a letter from Engine Co. No. 1 Battalion Chief Glen Walby requesting funds to renovate the women's bathroom at Engine 1 Fire house. The Fire Company is willing to undertake the process of this renovation and is looking for some funding to offset the cost of this important update. My hope and the hope of the volunteers of Engine Co. No. 1 is that the Township can provide some funding to help them bring the aging women's bathroom up to date. The firefighters take great pride in their firehouse, and it is also the host site for our Memorial Day services. We all look forward to gathering there after remembering our departed members. Engine Co. No. 1's ranks have grown currently to include three very strong women. Victoria Lipari is the granddaughter of the late ex-chief Lou Lipari and daughter of ex-Chief Robert Lipari. Emily Dickman is the daughter of ex-Chief Tom Dickman and our newest woman member, Beth Stewart, who grew up in town, went off to college and was part of the fire department in New Hampshire and came back and joined Engine 1. Each of these strong women is to be celebrated during March Women's History month. They have each answered the call to serve our Township, and I am respectfully requesting that the Township in turn answer Engine 1's call for some funding to enhance their fire house. Thank you for your continued support and consideration for this important request.

Chief Polizzotti said this year Engine Co. No 1 will have their St. Patrick's Day dinner to go. Last year they had to cancel it due to COVID. This year they are changing it up a little bit. March 13th from 3:00 PM to 7:00 PM you can go there for \$20 and get your corned beef.

Councilman Cimiluca asked if it was required to call ahead of time.

Chief Polizzotti said there are tickets for sale.

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gieriek – yes

Council President D'Arminio – absent

COMMENTS

Councilman Accomando noted the Easter Celebration would be held on March 27th from 12:00 PM to 2:00 PM at Veteran's Field parking lot. It's no contact for people who are still a little worried. The rain date will be on April 3rd.

He then congratulated Assistant Chief Sibani on another year as Assistant Chief and wished everyone a Happy St. Patrick's Day.

Councilman Cimiluca thanked Mr. Van Winkle for his service and apologized to him for not being able to attend the last couple of Community Partnership meetings.

He said this is the meeting where we take action, and on Tuesday we work out the kinks so to speak. Some of the things that we did talk about, Suez Water wants to raise their rates, but the Mayor – I'm going to speak briefly and he can expand on it since he did all the work – the Mayor wrote a letter to them objecting on behalf of the town to another rate increase. During COVID when people are hurting, for them to ask for an increase is a bold move, and I think it's the wrong move. The County wants to and will be making a No Left Turn into the old Golden Mustard Factory on Midland Avenue because it was backing up traffic, so they're going to have to re-route everything so this way people can only make a right turn into there. We're talking about tractor trailers, I don't think it's cars, just tractor trailers. So that will hopefully eliminate some traffic concerns over there.

Councilman Cimiluca again talked about the municipal complex, and said it's coming along. I think for the municipal complex the construction is going to be the easiest part. It's almost like when you paint a house. The taping and cutting in the corners takes more time than actually putting the paint on. These guys have done a great job, the Mayor, Pete have met with all of the different departments, the fire department, the ambulance corps, the court staff and Township staff, recreation to get this as good as we can make it and the intention is to come in under budget, obviously. So not everyone gets exactly what they want, but I think we're doing a very good job in getting people what they want and what they need and a lot of what they want also. We're still in that architectural phase, but that's really coming close to finishing. We've got to get some permits, the DEP, but I think we're going to start seeing some action. I'm really, really looking forward to – maybe next year we can have the Memorial Day service over there for the Township. That would be awesome.

He said for people that don't know, apparently the Marriott is closing down. That's an interesting and unexpected event. One of the things that we've talked about the last couple of meetings is the snow ordinance. We're revamping the snow ordinance. There's probably not going to be any more snow now, and by the time we get into two readings it might be June or May, but what we're going to do is: we have an issue where people don't shovel their snow on their sidewalk. You have to shovel it, but people don't. Right now, the only people that can enforce that are the police department. In other towns, they have their property maintenance person enforce it. So we're going to amend that ordinance to get the property maintenance officer to enforce that, to give him the authorization to issue summonses and issue warnings.

Councilman Cimiluca said the other thing maybe even more controversial is to make any property owner that has a handicapped ramp on their property that in addition to having to shovel their sidewalk, they also have to shovel the ramp. For an example, if you live on a corner and you shovel your sidewalk and you don't shovel that ramp, somebody, let's say it's your grandmother walking and wants to get across the street goes right down and gets to the corner, can't cross it because it's basically almost like a maze, then you have to walk up to the next block and go down a driveway, go in the street, walk along the street and it defeats the purpose. So we are going to make that an addition as part of the ordinance, similar to people who have a fire hydrant that they have to shovel around.

He said as everyone knows, marijuana is now legal. As a municipal prosecutor, today I had the displeasure of having to dismiss about 400 summonses for possession of marijuana, possession of paraphernalia, and controlled dangerous substance in a motor vehicle. The voters in New Jersey voted for it. It is the law. However, there are

provisions in that law that I feel are not in keeping with what I think New Jersey really wanted. I don't speak for everyone in Saddle Brook but when you're in this position you kind of get a feel for what the town wants. There are provisions in there that basically make the police the bad guy, so if there's a bunch of 14-year-olds on the corner smoking and drinking, the police officer is extremely limited in what he can ask those 14-year-olds and when they catch them, even if they are known – they could be the police officer's son's friend, and they're smoking and if they ask the wrong questions or they go too far in their investigation, if they go what is determined to be too far, asking too many questions, that police officer could be brought up on a third degree crime that can carry jail time up to five years. And a police officer might get called – hey there's a bunch of kids smoking and drinking on the corner. What are you going to do? They go there, and now they're risking their entire career by just asking the wrong question. I don't know what they were thinking. I think what they're doing...putting the perceived civil liberties of some minors ahead of public safety because if you own a house and kids are just gathering and smoking pot basically in front of your house, there's almost nothing that you can do. They're kind of neutering the police. I think it's a mistake. And the other thing is the police can only give a warning for the first offense, and they can't tell the parents. So you've got a 14-year-old smoking and drinking and the parents won't know about because if they tell the parents they're subject to criminal penalties. To me it's just wacky. They went way, way overboard. I think what they did is a knee jerk reaction. I think it's an overreaction to complaints about the unfair impact on certain populations. What they did was it's almost akin to the 'defund the police' movement. They really neutered the police department, and I really don't agree with it.

Councilman Cimiluca said speaking of not agreeing with things, apparently Dr. Suess is bad after how many years. So happy birthday to Theodore Geisel. I was honored to be asked to read for the kids. I do that every year. Most of us do. This year was a little different. We had to make a video and send it in, and sometimes you think about it – there's Cardi B who has a song, WAP, and ask your kids what that means, it stands for something. If you want to be disgusted just Google the lyrics to that. It's pretty obscene, but that gets song of the year, but Dr. Suess is cancelled. And we won't even go into Mr. Potato Head. Now just Potato Head. No mister or missus. I thought about this. ... there's 380 million people in America. Do you think 3.8 million people are offended by Mr. Potato Head? No. So we're talking about less than 1% of America's population is controlling what everyone else can do, what everyone else can say. Now if you say the wrong thing, you're fired. Next thing they'll be protesting me and throwing eggs at me ... whatever. It's just a crazy world, and it goes up on high. I'm happy that our legislature – District 38, which is Joe Lagana, our senator and Chris Swain and Lisa Tully our Assembly people were not the sponsors of that marijuana legislation. If they were I would have been very disappointed. I'm happy that they weren't the sponsors of that legislation, but the people up on top, now they're trying to get 16-year-olds to vote, and if anyone remembers what they were like at 16, can you trust – would you trust yourself at 16 to vote for people that are in charge of taxes and in charge of law enforcement, in charge of your daily life? Luckily that got voted down. I thought it was insane that it was even proposed. Just insane.

Regarding Fairlawn Parkway, Councilman Cimiluca said we tried our best to do things on Fairlawn Parkway to quell the traffic. It doesn't appear to be working as well as we had hoped, so we're going to look into it. We haven't made a decision, but we will be talking about it and considering putting the speed humps on Fairlawn Parkway. We're going to definitely put one on Wilson. We have a couple that are lined up, but that may be what we do. They sent a video of someone screeching down the street leaving 300 feet of skid marks. It just shows that some people just don't know when to stop. You got a nice car, but you're going to hurt somebody or hurt yourself. That's it.

Acting Council President Gieriek congratulated Assistant Chief Sibani and his family and thanked him for his service to the Saddle Brook Fire Department. He also thanked Mr. Lo Dico who has been working around the clock seven days a week on the budget. It's that time of the year. I was driving down Market Street on Sunday, and sure enough his car was there. I ran to say hello, and he was working on the budget. It's that time of the year, we're going to be presenting that soon, so thanks Pete for your hard work. I know you're really working hard on it. So thank you.

Mayor White suggested a good fund raiser for the Engine Co. No 1 ladies room could be people get to throw eggs at Councilman Cimiluca.

Councilman Cimiluca said it's happened before.

Mr. Lo Dico said it would be successful.

Regarding Suez, Mayor White said Councilman Cimiluca did a great job explaining that as a governing body we're opposed to that rate increase. That's why I sent the letter.

Mayor White gave a COVID-19 update and said the numbers for some reason this past week have spiked in Saddle Brook. I don't know why because for a month before that they were a lot lower than they were this past week. As of Tuesday March 2nd our total number since March of last year is 1124 confirmed positive cases, 23 deaths and 833 recoveries. As you can tell the majority of people do recover with no lasting effects. Unfortunately, the high school/middle school had nine students test positive. They're trying to do contact tracing, but that was too many, and they had to shut down until I think March 17th - it's 14 days I believe from Wednesday. Also the week before Smith School had a problem where they had to close down for a few days. The schools are doing a really terrific job keeping the kids in school, but the state protocol, if there's too many cases they have to do this. They're obligated by the Governor's executive order to do so.

The Mayor said wrestling has been cancelled for the remainder of the season. We did have two wrestlers that also came down positive for COVID. Some statewide changes for the better: restaurants are now allowed 35% of capacity up from 25%, and the Governor said he's looking to raise it to 50% by spring. So in a few weeks. Houses of worship can immediately operate at 50% capacity with no cap on the number of people. Also fans can now return to pro sporting events and indoor concerts – 10% allowed.

Regarding the vaccine Mayor White said the Governor announced that starting March 15th the following essential workers will be eligible for the vaccine – teachers Pre-K to 12 and their support staff. Child care workers, transportation workers and some other additional public safety workers. Beginning March 29th front line essential workers in many categories will also be eligible, including food production, agriculture and food distribution, grocery stores, restaurant workers, elder care and support, warehousing and logistics, social services support staff, election personnel, hospitality, medical supply chain, postal and shipping services, clergy, and the judicial system. So the vaccination has been a slow roll out, but it seems that a lot of the people that were complaining, and I get a lot of complaints they were unable to get appointments, it's been difficult, but it does seem to be working a little bit better now. They are getting appointments.

Mayor White said the state transmission rate now is .86 which is very good. I'm surprised by our little spike here. I have a funny feeling there must have been an event or something that caused this spike somewhere in Saddle Brook.

Regarding the vaccine, the Mayor said I want to thank a very special group of people. One organization and some individuals from town. These people have recognized that, especially the seniors but other residents were having trouble getting appointments for vaccinations, and it's been very frustrating as I said. So what they did, this one organization and these individuals, they figured out how to go on line and some of them – one particular person gets up at 4:30 in the morning to help other people get these appointments, and they're doing a fantastic job. A lot more people are getting appointments for vaccinations. One group is called Vaccine Angels – that's their nickname, but their website is www.WGIRLS.org. That's the organization and also some local residents, Frances Carmeci, Imma Sproviero, Karen Obiso, Barbara Deradorian and Chris and Carlyn Sloma, all these people have really stepped up and helped a lot of our residents. So I thank them and applaud them for their effort in doing so.

Mayor White noted the *Record* has been doing tributes to people that succumb to COVID-19, and I believe it was yesterday they did one on Carol Ann Siano who was a resident of Saddle Brook. Mayor White read the news story about Carol Ann Siano.

Mayor White said Mr. Lo Dico is always working hard on the budget. He and CFO Tim Conte and I have prepared the draft budget which we submitted to the Council for their

review. We will have the budget ready for introduction at the April Council meeting. We're trying to keep it as lean as possible.

Mayor White mentioned the blue senior tax freeze books were mailed out and said if you haven't received one call 1-800-882-6597. The books are due back November 1st 2021, and all couples 65 and older or disabled individuals with an income less than \$92,969 are eligible. The first quarter water bills are coming out.

The Mayor said we're having weekly meetings about the municipal complex with all the representatives from the town and the builder. We met with all town departments to finalize the architectural plans, and we're in the process of getting all the town, county and state permits. The weather caused some delays in starting demolition.

Mayor White noted grant funds received for fiscal year 2020 include the Federal Assistance to Fire Fighters Grant. We were approved for \$1827.67 for the reimbursement of PPE and related supplies to prevent, prepare and respond to coronavirus. He thanked Fire Chief Polizzotti, who worked with our grant writer to get that.

Regarding ordinances, Mayor White said we have the design of stormwater control for second reading. We have a no parking, eliminating the parking spot at 270 Market Street on the Finnegan Ave side directly south of the existing Finnegan Ave curb on the west side of the street. The no parking area will extend 25 feet in the southerly direction from the end of the apron. That's on for second reading. We have for first reading a bond ordinance authorizing the 2021 Road Improvement Program. That's on for first reading, and as Councilman Cimiluca said we are looking into revamping our snow ordinance and we're also looking into creating an ordinance to eliminate parking of commercial vehicles on the roadway, a draft came too late for us to review. So that hopefully we will talk more about that next month.

Mayor White said the marijuana legislation is very controversial. I know that New Jersey State Association of Chiefs of Police and also the Bergen County League of Municipalities, the mayors' group are opposed to the legislation. The legislation basically prohibits officers from engaging in certain actions or investigating individuals under the age of 21 for possession of cannabis and alcohol. In some cases it actually criminalized the conduct of the officers that was formerly lawful and accepted police practices. Some municipalities, and we're going to talk about this hopefully next month, are passing resolutions urging the legislature to amend the bill that was signed into law. I think everybody here pretty much agrees that bill needs to be amended. With this new bill we also have to address the implications to our zoning ordinance, so we're going to have to look into that as far as we talked about this – we want to limit certain retail sales of cannabis in town. We're going to work on that.

The Mayor said he also participated in Read Across America and videotaped myself reading a children's book, and that was a lot of fun. I'm also very happy to announce I spoke to the VFW commander Lou Verile, and post 3484 is planning on having a Memorial Day parade this year. It may be scaled down a little bit, but they do want to go forward. They had a meeting this week, and they discussed it, and they do want to go forward with it. The Easter celebration is an outdoor event, March 27th from 12:00 to 2:00 at Veterans' Field, rain date is April 3rd. Happy St. Patrick's Day and Happy St. Joseph's Day.

ORDINANCES

1. ORDINANCE #1695-21 – FINAL READING AN ORDINANCE IN ACCORDANCE WITH THE PROVISIONS OF N.J.A.C. 7:8, THE TOWNSHIP OF SADDLE BROOK IS ADOPTING NEW REQUIREMENTS FOR THE DESIGN OF STORMWATER CONTROL

Mr. Lo Dico noted this was required by the State of New Jersey for each municipality.

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

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

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

**AN ORDINANCE IN ACCORDANCE WITH THE PROVISIONS OF
N.J.A.C. 7:8, THE TOWNSHIP OF SADDLE BROOK IS ADOPTING NEW
REQUIREMENTS FOR THE DESIGN OF STORMWATER CONTROL**

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

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

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

Motion: Councilman Cimiluca

Second: Councilman Accomando

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

CR# 321-39

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE IN ACCORDANCE WITH THE PROVISIONS OF N.J.A.C. 7:8, THE TOWNSHIP OF SADDLE BROOK IS ADOPTING NEW REQUIREMENTS FOR THE DESIGN OF STORMWATER CONTROL**

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: Councilman Cimiluca

Second: Councilman Accomando

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

**2. ORDINANCE #1696-21 – FINAL READING
AN ORDINANCE AMENDING CHAPTER 196, SECTION 34 OF
THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK
ENTITLED, “VEHICLES AND TRAFFIC, SCHEDULE I: NO
PARKING”**

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

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

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

AN ORDINANCE AMENDING CHAPTER 196, SECTION 34 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK ENTITLED, “VEHICLES AND TRAFFIC, SCHEDULE I: NO PARKING”

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

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

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

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

CR# 321-40

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the ordinance entitled: **AN ORDINANCE AMENDING CHAPTER 196, SECTION 34 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF SADDLE BROOK ENTITLED, “VEHICLES AND TRAFFIC, SCHEDULE I: NO PARKING”**

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: Councilman Accomando

Second: Councilman Cimiluca

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

3. ORDINANCE #1697-21 – FIRST READING

BOND ORDINANCE TO AUTHORIZE THE 2021 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,700,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH

**APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF
BOND ANTICIPATION NOTES IN ANTICIPATION OF THE
ISSUANCE OF SUCH BONDS.**

The Acting Council President announced that the next order of business is the introduction of **BOND ORDINANCE TO AUTHORIZE THE 2021 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,700,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

Roll call:

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

CR# 321-41

Be it resolved by the Township Council of the Township of Saddle Brook that **BOND ORDINANCE TO AUTHORIZE THE 2021 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,700,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 1st day of April, 2021 at 7:00 PM, or as soon thereafter as the matter can be reached at the Saddle Brook Senior Center, 8 Caldwell Avenue 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: Councilman Accomando

Second: Councilman Cimiluca

Roll call:

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

2. ORDINANCE #1698-21 – FIRST READING

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MAYHILL STREET (PHASE II) IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$480,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

The Acting Council President announced that the next order of business is the introduction of **BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MAYHILL STREET (PHASE II) IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$480,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierak – yes

Council President D'Arminio – absent

CR# 321-42

Be it resolved by the Township Council of the Township of Saddle Brook that **BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MAYHILL STREET (PHASE II) IN, BY AND FOR THE TOWNSHIP OF SADDLE BROOK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$480,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

that heretofore passed on first reading, be further considered for final passage at a meeting to be held on the 1st day of April, 2021 at 7:00 PM, or as soon thereafter as the matter can be reached at the Saddle Brook Senior Center, 8 Caldwell Avenue 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: Councilman Accomando

Second: Councilman Cimiluca

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierak – yes

Council President D'Arminio – absent

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.

Acting Council President Gierak asked that Resolutions #9 {CR# 321-51} and #14 {CR# 321-56} not be part of the consent agenda along with Correspondence #8 and asked Mr. Lo Dico to read them separately.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierak – yes

Council President D’Arminio – absent

MINUTES

1. February 4, 2021– Regular Public Meeting

Motion: Councilman Gierak

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - abstain

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierak – yes

Council President D’Arminio – absent

* RESOLUTIONS

TOWNSHIP OF SADDLE BROOK RESOLUTION

TONNAGE GRANT APPLICATION RESOLUTION

CR# 321-43

WHEREAS, The Mandatory Source Separation and Recycling Act. P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling Programs; and municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs, and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated Recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2020 Recycling Tonnage Grant will memorialize the commitment of this municipality to Recycling and to indicate the assent of Township of Saddle Brook to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook hereby endorses the submission of the recycling tonnage grant

application to the New Jersey Department of Environmental Protection and designates Joan Ramsey, Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-44

WHEREAS, the Township of Saddle Brook, New Jersey, has experienced natural hazards that result in public safety hazards and damage to private and public property; and

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk through the adoption of a Bergen County Multi-Jurisdictional Hazard Mitigation Plan ("Hazard Mitigation Plan"); and

WHEREAS, the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the Hazard Mitigation Plan; and

WHEREAS, a draft Hazard Mitigation Plan has been developed by the Mitigation Planning Committee; and

WHEREAS, the draft Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property; and

WHEREAS, the draft Hazard Mitigation Plan was provided to each participating jurisdiction and was posted on the Bergen County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the Hazard Mitigation Plan and request comments, as required by law; and

WHEREAS, the draft Hazard Mitigation Plan was submitted by the Bergen County Office of Emergency Management to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on August 7, 2020; and

WHEREAS, the New Jersey Office of Emergency Management and the Federal Emergency Management Agency have approved the draft Hazard Mitigation Plan as submitted; and

WHEREAS, formal adoption and maintenance of the Hazard Mitigation Plan by the governing body is a condition of receipt of federal disaster aid; and

WHEREAS, the Bergen County Office of Emergency Management has recommended to the County Executive Board of Chosen Freeholders that the Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on August 7, 2020, be adopted as the official Hazard Mitigation Plan of the County of Bergen.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook, Bergen County, New Jersey that:

1. The Bergen County Multi-Jurisdictional Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on August 7, 2020 by the Bergen County Office of Emergency Management is hereby adopted as an official plan of the County of Bergen; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. A hard copy of the Hazard Mitigation Plan shall be kept on file at the Bergen County Office of Emergency Management, and a digital copy shall be posted on the website of the Bergen County Office of Emergency Management.
3. Any action proposed by the Hazard Mitigation Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township of Saddle Brook, and this resolution shall not be interpreted so as to manage any such appropriations.
4. The Township of Saddle Brook Emergency Management Coordinator shall coordinate with their local offices and officials; and periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Bergen County Office of Emergency Management. The Bergen County Office of Emergency Management shall prepare an annual progress report on the goals and mitigation actions set forth in the Hazard Mitigation Plan. Copies of those reports will be kept on file at the office of the Board of Chosen Freeholders and Bergen County Office of Emergency Management. Municipal status reports may be submitted at any time to the County Coordinator to amend mitigation actions identified in the Hazard Mitigation Plan. At a minimum, municipal status reports shall be submitted to the County Coordinator on an annual basis. The County Coordinator will identify one meeting per year that will address hazard mitigation updates, as required by the State of New Jersey's Hazard Mitigation Plan and its Standard Operating Procedure.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierke - yes

Councilman Accomando - yes

Council President D'Arminio – absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-45

WHEREAS, Remington and Vernick Engineers, Township Engineer, has submitted a proposal dated January 21, 2021 for the Albany Street Road Improvements; and

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves said proposals in the amount not to exceed \$36,000.00.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes
Councilman Accomando - yes
Council President D'Arminio – absent

TOWNSHIP OF SADDLE BROOK
RESOLUTION

CR# 321-46

WHEREAS, Remington and Vernick Engineers, Township Engineer, has submitted a proposal dated January 13, 2021 for the 2021 Road Improvement Program Project; and

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves said proposals in the amount not to exceed \$207,000.00.

Motion: Councilman Cimiluca Second: Councilman Accomando

Roll Call:

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

01-2021

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.

2021 Road Improvement Project

PURPOSE: _____

04-2150-55-1697-901

ACCOUNT _____

General Capital

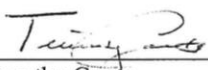
FUND _____

\$207,000

AMOUNT _____

97500

PURCHASE ORDER NO. _____



Timothy Conte
Chief Financial Officer

DATE _____

CHECKED BY _____

TOWNSHIP OF SADDLE BROOK
RESOLUTION

CR# 321-47

WHEREAS, Remington and Vernick Engineers, Township Engineer, has submitted a proposal dated November 23, 2020 for FY' 2021 Municipal Aid Program Mayhill Street (Route 80 Bridge to Market Street); and

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby approves said proposals in the amount not to exceed \$58,000.00.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio – absent

02-2021

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.

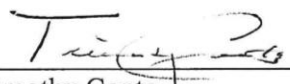
PURPOSE: 2021 Municipal Aid Program-Mayhill Street

ACCOUNT 04-2150-55-1698-901

FUND General Capital

AMOUNT \$58,000

PURCHASE ORDER NO. 97501


Timothy Conte
Chief Financial Officer

DATE

CHECKED BY

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-48

BE IT RESOLVED by the Township Council of the Township of Saddle Brook that the following annual contracts be awarded and executed with the proper signatures providing funds are available:

<u>DEPARTMENT</u>	<u>COMPANY</u>	<u>ITEM</u>	<u>AMOUNT</u>
DPW	PERENNIAL LAWN CARE LLC	LAWN TREATMENTS	\$4,968.00
WATER	RIO SUPPLY, INC.	NEPTUNE SOFTWARE RENEWAL	\$3,550.00
ADM.	MUNIDEX	2021 SOFTWARE MAINT. CONT.	\$17,568.00
ADM.	MUNIDEX	2021 SOFTWARE/LICENSING ETC	\$2,217.00
DPW	SNAPP SECURITY SYSTEMS	ALARM SYSTEM	\$9,920.00

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-49

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>
SEWER	RAPID PUMP & METER	EMER. REPAIRS MAYHILL PUMP STAT.	\$3,122.96
DPW	GREAT WHITE	NEW MOTOR – PD	\$3,525.00
BOND ORD.	REGIONAL COMM	NEW REPEATER	\$11,272.00

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

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

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-50

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 **\$3,632,886.26** 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 Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierrek - yes

Councilman Accomando - yes

Council President D'Arminio – absent

THE FOLLOWING RESOLUTION CR# 321-51 IS NOT PART OF THE CONSENT AGENDA.

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-51

Introduced by Mayor White and Councilmen Cimiluca, Accomando and Gierrek

WHEREAS, women of every race, class and ethnic background have made historic contributions to the growth and strength of our nation, state and Township in countless recorded and unrecorded ways; and

WHEREAS, in 2020 the theme of Women's History Month was women's suffrage and the passing of the 19th Amendment granting women the right to vote; and

WHEREAS, a victory as important as women winning the right to vote deserves an extended celebration, leading to this year's theme continuing the celebration from 2020,

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Council of the Township of Saddle Brook that it hereby joins the national celebration of Women's History Month with the theme this year of Valiant Women of the Vote: Refusing to be Silenced; and

BE IT FURTHER RESOLVED that the Township Council hereby recognizes and congratulates all the honorees for their distinguished service to our community, especially during the COVID-19 pandemic.

Motion: Councilman Accomando

Second: Councilman Cimiluca

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierrek - yes

Councilman Accomando - yes

Council President D'Arminio - absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED CPT
NJ301 MAYHILL, LLC V. TOWNSHIP OF SADDLE BROOK AT 271 MAYHILL
STREET, BLOCK 909, LOT 1 FOR TAX YEARS 2018 THROUGH 2020**

CR# 321-52

WHEREAS, CPT NJ301 Mayhill, LLC has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at 271 Mayhill Street and identified on the Township’s tax maps as Block 909, Lot 1 for tax years 2018 through 2020; and

WHEREAS, the Township’s Assessor, the Township Tax Appeal Attorney and the Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other jointly recommend that this matter be settled according to the terms listed below;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Council of the Township of Saddle Brook, Bergen County, New Jersey, that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2020 to be reduced from \$5,520,000 to \$3,520,000 resulting in a refund of \$51,500.
- 2) The assessment for tax years 2018 and 2019 to remain unchanged.

Motion: Councilman Cimiluca Second: Councilman Accomando

Roll Call:

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

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX APPEAL ENTITLED
MAYMOON REALTY, INC./STAPLES V. TOWNSHIP OF SADDLE BROOK AT 255
ROUTE 46, BLOCK 120, LOT 3 FOR TAX YERS 2014 THROUGH 2019**

CR# 321-53

WHEREAS, Maymoon Realty, Inc./Staples has filed action with the Tax Court of New Jersey against the Township of Saddle Brook challenging the tax assessed against property located at 255 Route 46 and identified on the Township’s tax maps as Block 120, Lot 3 for tax years 2014 through 2019; and

WHEREAS, the Township’s Assessor, the Township Tax Appeal Attorney and the Township Appraiser, after independent review and upon consulting with each other, is of the opinion that the settlement proposed below is in the best interest of the Township of Saddle Brook; and

WHEREAS, the Township Assessor, the Township Tax Appeal Attorney and Township Appraiser, after independent review and upon consulting with each other jointly recommend that this matter be settled according to the terms listed below;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Council of the Township of Saddle Brook, Bergen County, New Jersey, that the Township Tax Appeal Attorney be hereby authorized and directed to execute any and all documents necessary in order to settle this matter according to the following proposed terms:

- 1) The assessment for tax year 2014 to be reduced from \$3,675,000 to \$3,500,000 resulting in a refund of \$4,585.00.
- 2) The assessment for tax year 2015 to be reduced from \$3,675,000 to \$3,500,000 resulting in a refund of \$4,751.25.
- 3) The assessment for tax year 2016 to be reduced from \$3,675,000 to \$3,250,000 resulting in a refund of \$12,176.25.
- 4) The assessment for tax years 2017 through 2019 to remain unchanged.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-54

WHEREAS, the Township of Saddle Brook has negotiated in good faith with the PBA Local 102 for a successor employee contract and,

WHEREAS, the Township and PBA Local 102 has reached an agreement on said contract that commences January 1, 2021 and expires on December 31, 2024, and

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby agrees to said contract agreement and authorizes the Mayor and Township Clerk to sign the contract with PBA Local 102.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - absent

TOWNSHIP OF SADDLE BROOK RESOLUTION

CR# 321-55

WHEREAS, the Township of Saddle Brook has negotiated in good faith with the Saddle Brook School Crossing Guards for a successor employee contract and,

WHEREAS, the Township and the Saddle Brook School Crossing Guards have reached an agreement on said contract that commences January 1, 2021 and expires on December 31, 2024, and

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby agrees to said contract agreement and authorizes the

Mayor and Township Clerk to sign the contract with the Saddle Brook School Crossing Guards.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio – absent

THE FOLLOWING RESOLUTION CR# 321-56 IS NOT PART OF THE CONSENT AGENDA

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 321-56

WHEREAS, Suez Water New Jersey has filed an application for another rate increase of an average of 12.00% with the Board of Public Utilities; and

WHEREAS, the Township of Saddle Brook purchases its water for its residents and businesses from Suez Water and would be required to pass any increase to its Saddle Brook customers; and

WHEREAS, the projected increase if this rate hike is granted comes on top of prior rate increases including ones granted in 2016 and 2018; and

WHEREAS, a pattern has developed whereby Suez Water petitions the Board of Public Utilities for rate increases every few years and eventually Suez Water receives the rate increases they originally request; and

WHEREAS, this proposed increase will create a hardship on the residents and businesses of Saddle Brook, especially while we are still in the midst of the COVID-19 epidemic.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Saddle Brook that it hereby goes on record opposing Suez Water New Jersey's request for a 12.00% increase in its rates and strongly recommends that the Board of Public Utilities take into account the past increases granted to Suez Water and deny this increase in rates; and

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to send certified copies of this resolution to Governor Murphy, the State Board of Public Utilities, Senator Lagana and Assemblypersons Swain and Tully.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - absent

**TOWNSHIP OF SADDLE BROOK
RESOLUTION**

CR# 321-57

WHEREAS, as part of the construction process for the municipal complex at 55 Mayhill Street, the special inspections must be made by an outside company certified by the NJ DEA, among other state agencies; and

WHEREAS, the cost for the inspections will be paid by the redeveloper for the project,

NOW THEREFORE BE IT RESOLVES, by the Township Council of the Township of Saddle Brook that it hereby enters into an agreement with Atlantic Engineering Laboratories, 21 Randolph Avenue, Avenel, NJ 07001 as per the proposal submitted on February 11, 2021 and reviewed by the Township's Architect, in not to exceed \$24,990.00 with Visions making all payments and the Mayor is hereby authorized to sign said contract.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll Call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Gierak - yes

Councilman Accomando - yes

Council President D'Arminio - absent

***CORRESPONDENCE**

1. **Det. Lt. Thomas Johnson, Re: Ice Cream Vendor Application – SBPD Mister Softee**

To: Chief Kugler, SBPD

Date: February 12, 2021

Mister Softee

Juan A. Perez

126 Reade Street Apt. 2

Englewood, NJ 07631

In accordance with the Code of the Township of Saddle Brook Chapter 111, Local Ordinance 382 the Detective Bureau was assigned to conduct an investigation of the above referenced business that filed an Ice Cream Vendor Application.

Mr. Perez filed all appropriate paperwork regarding his application. Mr. Perez does not have any complaints lodged against him with this agency. He has a valid New Jersey driver's license and no criminal convictions were found. His two vehicles submitted with this application are properly registered and insured.

I therefore find no reason why this application should not be approved.

Should you have any questions or need additional information, please feel free to contact me at any time.

2. **Det. Lt. Thomas Johnson, Re: Livery Application – Royal Link, SBPD Inc.**

To: Chief Kugler, SBPD

Date: February 12, 2021

Royal Link, Inc.

Bhaskar Nair

15 Sheridan Avenue

East Brunswick, NJ 08816

In accordance with Township Ordinance #189 the Detective Bureau was assigned to conduct an investigation of the above referenced business and individual who filed an application for a livery license. The livery service will operate out of 250 Pehle Avenue, Suite 200, Saddle Brook. The investigation did not reveal any incidents that would warrant the application to be denied.

All required documents were submitted with this application. The applicant holds a valid driver's license and the (1) one vehicle submitted with the application is legally registered and insured. The company also meets all insurance threshold as established by the ordinance.

I therefore find no reason why this application should not be approved. Should you have any further questions or need additional information, please feel free to contact me at any time.

**3. Det. Lt. Thomas Johnson, Re: Massage / Physical Culture Studio
SBPD Application – Studio 205; In Yonb
Chu; Ying Yu Jin; Fushan Shen**

To: Chief Kugler, SBPD Date: February 11, 2021

**Studio 205, 205 North Sixth Street, Saddle Brook
Im Yon Chu, 28 B Cleveland Place, Palisades Park NJ 07650
Ying Yu Jin, 10 Henry Avenue, Palisades Park NJ 07650
Fushan Shen, 50 Columbus Drive, 2nd Floor, Tenafly NJ 07670**

In accordance with the Township Ordinance # 1183, the Detective Bureau was assigned to conduct an investigation of the above business and the referenced individuals who filed applications for Masseuse Licenses.

The application for the business of Studio 205 and the three (3) above individuals met all criteria as established by the Township Ordinance. A criminal background check was conducted on all individuals and no disqualifying incidents were located. An in-house database search was conducted and I found no reported incidents at that business location within the past year.

I therefore find no reason why these applications should not be approved.

Should you have any questions or need additional information, please feel free to contact me at any time.

**4. Richard Arango, PE Re: FY' 2021 Municipal Aid Program
Township Engineer Mayhill Street (Route 80 Bridge to
Market St) Professional Service
Proposal**

To: Peter Lo Dico, Twp. Clerk Date: November 23, 2020

REMINGTON & VERNICK ENGINEERS (RVE) is pleased to provide this Engineering Services proposal for the FY' 2021 NJDOT Municipal Aid Program. The following are the streets included within the program and their approximate lengths:

- Mayhill Street from Route 80 Bridge to Market Street (Approx. 2,500 Feet). The section of road from the traffic light to the Home Depot site is not included as part of this proposal as that section was recently paved.

The improvements consist of the milling and resurfacing of the roadways, inspection and rehabilitation of storm sewer pipes and inlets, confirmation of compliance with ADA for curb ramps and rebuild if necessary, and installation of proper striping and signage. The Township received funding from the NJDOT Municipal Aid Program for FY' 2021.

Our Scope of Services are as follows:

1. Utilize conventional ground survey to obtain existing conditions of the roadway and prepare existing condition base plans.
2. Provide design for mill and overlay of the roadway with improvements to the ADA curb ramps, NJDEP stormwater modifications, guide rail upgrades, and striping replacement and signage upgrades where required. We understand that Saddle Brook desires to only install curbing where it is missing or otherwise not serviceable.
3. Prepare the construction plans, specifications, and an engineer's construction estimate per NJDOT requirements 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 the construction bids, preparation of a bid tabulation, and recommend award of the contract.
6. Coordinate and attend a pre-construction meeting with appropriate Township officials, utility companies, and other parties affected by the construction activities.
7. Provide contract administration and construction inspection services during the construction phase of the project, including the necessary work associated with the NJDOT State Aid reimbursement. We anticipate the construction period to last approximately one month from mobilization to completion. Our inspection will be on a part-time basis during concrete and other miscellaneous work and full time during milling and paving operations.

The project costs are detailed below, showing the anticipated expense for the Base Bid:

Item	Task	FY' 2021
A	Estimated Construction Cost:	\$ 380,000.00
B	Field Survey & Base Plan Preparation:	\$ 14,500.00
C	Design Fee:	\$ 22,000.00
D	Contract Administration and Inspection	\$ 21,500.00
E	Testing Expense (Approximate)	\$ 2,000.00
	TOTAL PROJECT COST:	\$ 440,000.00
	TOTAL FUNDING RECEIVED FROM DOT	\$ 200,000.00
	Total Estimated Costs Not Fundable by State Aid and <u>Will Be the Municipality's Responsibility</u>	\$ 240,000.00

Please note the State Aid program is a partial reimbursable / grant program. This means the municipality may invoice the State 75% of the State Aid allotment or the low bid, whichever is less, at the time of *award of the construction contract*. This will allow municipalities to finance the entire project cost minus the 75% of "up-front" money, since the State Aid agreement will serve as a financial record for funds being in place at the time of award of the construction contract. Additionally, the municipality can, as in years past, provide for the full project cost and submit an invoice for reimbursement at the completion of the project. Typically, it takes approximately four (4) to six (6) weeks from contract award to obtain the initial 75% monies and six (6) months to one (1) year after completion of the project for the State to reimburse the municipalities the entire State Aid amount.

COST OF SERVICES

Remington and Vernick Engineers will perform the services outlined herein on a time and material basis with a maximum cost not to exceed **\$58,000.00** which includes items B, C and D above.

We are respectfully requesting the Township’s authorization to proceed with the design of the “FY’ 2021 NJDOT Mayhill Street Roadway Improvements.” 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 do not hesitate to contact our office.

**5. Richard Arango, PE Re: 2021 Road Improvement Program
Township Engineer Professional Services Proposal**

To: Peter Lo Dico, Twp. Clerk Date: January 13, 2021

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:

- Wilson Street and South Broadway Avenue from Oak Avenue to the Fair Lawn Town Line. Note that as requested, we will reach out to Fair Lawn and try to coordinate with them to have South Broadway paved to Saddle River Road. Please note that this proposal will not include services related to any work on the Fair Lawn Portion of South Broadway Avenue at this time.
- Hobson Avenue from Erie Street to Steinway Road.
- Steinway Road from Erie Street to Dewey Avenue.
- Burgess Drive from Weller Terrace to Graham Terrace.
- George Street from Floral Lane to John Ochs Drive.
- The scope will also include the construction of speed humps at other locations throughout the Township as part of the Township’s recent initiative to curb speeding at key locations in Town. One speed hump location is on Wilson Street. The others are to be determined.

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. We will solicit quotes from a minimum of three contractors who do video and cleaning services for the sanitary sewer lines on the roads that are part of the program. We will identify any sewer lines that need replacement or rehabilitation. We will include replacement of said lines as part of the road program plans. We will not include rehabilitation (trenchless technology) as part of the road program as that work can be done after the roads are resurfaced and under a separate contract if the Township desires to do the work. Please note that the cost to video the sewers is not part of this proposal, however, it is part of the overall cost of the project given in the Project cost Section of this proposal.

3. Provide design for mill and overlay of the roadway with improvements to the ADA curb ramps; known utility repairs and NJDEP stormwater modifications. We understand that Saddle Brook desires to only install curbing where it is missing or otherwise not serviceable. Plans will also include replacement of driveway curbs and aprons where missing or in poor condition. Most concrete aprons will be left alone while most asphalt aprons will be replaced. Additionally, we will include the construction of any speed humps that the Town desires to install for the calendar year 2021.
4. Prepare the construction plans, specifications, and engineer's construction estimate for obtaining construction bids for the project.
5. Review the preliminary design with Saddle Brook. Modify the plans / specifications from the result of the meeting.
6. Assist in the bid opening, review of bids, and recommend award of the contract.
7. 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. Please note that we will not include inspection services for any replacement work that is identified for the sanitary sewer lines at this time since that work is unknown and may not be needed. If it is needed, we will provide a proposal for inspection services at the appropriate time.
8. Provide contract administration services including the processing of change orders and payment requests. We will review and return shop drawings submitted by the Contractor. We will attend the preconstruction meeting and issue meeting notes. We will perform a punch list inspection and provide a list of punch list items to the Contractor.

PROJECT COST

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

A.	Estimated Road Construction Cost	\$ 1,150,000.00
B.	Field Survey & Base Plan Preparation Services	\$ 46,000.00
C.	Engineering Design Services	\$ 86,000.00
D.	Construction Administration	\$ 75,000.00
E.	<u>Video of Sewer Lines</u>	<u>\$ 25,000.00</u>
	GRAND TOTAL PROJECT COST	\$ 1,382,000.00

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 **\$207,000.00** 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.

6. **Richard Arango, PE, CME Re: Albany Street Road Improvements
Township Engineer Professional Services Proposal**

To: Peter Lo Dico, Twp. Clerk Date: January 21, 2021

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 Township received a funding award from the Community Development Block Grant (CDBG) for this project.

The limit of work will be the full length of Albany Street from Congress Street to the end.

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. It is anticipated that most asphalt aprons will be replaced with concrete and most aprons that are already concrete will remain.
- 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. We will also provide administration of the CDBG grant including reimbursement packages.

PROJECT COST

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

A.	Estimated Road Construction Cost	\$	206,000.00
B.	Field Survey & Base Plan Preparation Services	\$	6,500.00
C.	Engineering Design Services	\$	14,000.00
D.	Construction Administration	\$	15,500.00
GRAND TOTAL PROJECT COST		\$	242,000.00

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 **\$36,000.00** 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.

7.

Robert Klein, PE

Remington and Vernick

Engineers

Re:

Fairlawn Parkway (Section 2) &

FY' 2019 NJDOT Various Streets

Improvements Pay Certificate No.

3 Final

To:

Peter Lo Dico, Twp. Clerk

Date:

January 29, 2021

*** RAFFLES & APPLICATIONS**

Raffles

1. RA# 1324 – Romaine-Sinniger VFW – Pull Tab
2. RA# 1325 – Saddle Brook Woman's Club – Prize Raffle
3. RA# 1326 – Saddle Brook MS/HS Music Association – 50/50

Public Place

4. Excelsior Catering – 190 Rt. 46 – RENEWAL
5. Gaby's Pizza & Grill – 550 N. Midland Avenue – RENEWAL
6. Moe's Southwest Grill – 165 Route 46 West – RENEWAL

Auto Body

7. Finesse Auto Body – 374 North Midland Avenue – RENEWAL
8. J&R Auto Painting – 123 Fifth Street - RENEWAL

Auto Repair

9. Headmaster – 263 Route 46 – RENEWAL
10. Saddle Brook Auto Center – 458 Fairlawn Parkway - RENEWAL

Used Cars

11. Headmaster – 263 Route 46 – RENEWAL

Ice Cream Vendor

12. Mister Softee – 126 Reade St. Apt. 2, Englewood – RENEWAL

Livery

13. Royal Link, Inc. – Park 80 West, 250 Pehle, Suite 200 – RENEWAL

Massage Therapy / Physical Culture Studio

14. Studio 205 – 205 North Sixth Street – Corporate – RENEWAL
15. Im Yon Chu – 28B Cleveland Place, Palisades Park - @ Studio 205 – Individual – RENEWAL
16. Ying Yu Jin – 10 Henry Avenue, Palisades Park - @ Studio 205 – Individual - RENEWAL
17. Fushan Shen – 50 Columbus Drive, 2nd Floor - @ Studio 205 – Individual – RENEWAL

Vending

18. Richard Gianetta – 16 Pehle Avenue – RENEWAL
19. Saddle Brook Marriott – 138 New Pehle Avenue – RENEWAL
20. Pepsi Beverages Co. @ Wal*Mart & SBHS – 680 Bellevue Tpk, Kearney - RENEWAL

*** REPORTS**

1. Municipal Court Monthly Report – January 2021
2. Bergen County Sanitarian Report – January 2021
3. Grant Writer Monthly Report – January 2021
4. DPW Monthly Report – January 2021
5. Construction Code Official Report – January 2021
6. Property Maintenance Official Report – January 2021
7. Water Dept. Monthly Revenue report – January 2021
8. Tax Collector Monthly Revenue Report – January 2021
9. Engineer's Mid-Month Report – February 2021
10. Hotel Room Tax Monthly Revenue Report – February 2021
11. Budget Status Report – February 2021

Old Business / New Business

Councilman Cimiluca said he talked to Mr. Klein about the speeding, and we did put the speed monitors on Claremont, Jamros and Schepis. The data is being compiled. I think it might be ready by the next meeting, and then we will release that to the public at the next meeting and see what's going on over there. We've got the numbers of Fairlawn Parkway. Hopefully we'll see numbers from some of the streets that have a bunch of complaints.

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

Motion: Councilman Accomando

Second: Councilman Cimiluca

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierек – yes

Council President D'Arminio – absent

Hearing no one, Acting Council President Gierек asked for a motion to close the meeting to the public on agenda items.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierек – yes

Council President D'Arminio – absent

Acting Council President Gierек asked for a motion to adjourn.

Motion: Councilman Cimiluca

Second: Councilman Accomando

Roll call:

Councilman Cimiluca - yes

Councilwoman Mazzer - absent

Councilman Accomando – yes

Councilman Gierек – yes

Council President D'Arminio – absent

Meeting adjourned at 8:04 PM.

Respectfully submitted,

Peter Lo Dico, RMC CMC
Township Clerk

David Gierек
Acting Council President

Approved: April 1, 2021