

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

Mayor Christopher Chung opened the meeting at 5:02 P.M.

Statement: This is a Work Session of the Mayor & Council, and notice was given as follows:

1. Notice was filed January 18, 2022 with The Record & Newark Star Ledger, both official newspapers of the Borough.
2. Notice was posted on the Bulletin Board.
3. Copy is preserved in the Clerk's Office.

Pledge of Allegiance Led By Councilperson: **STEPHANIE JANG**

Moment of Silence for Our Troops

ROLL CALL:

Councilperson	Jang	Present
"	Kim	Present
"	Min	Absent
"	Park	Present
"	Pirrera	Present
"	Vietri	Present

Motion Made By Councilperson: Kim
Seconded by Councilperson: Jang
To Excuse Councilman Min from the Work Session

All Present in Favor by Voice Vote.

Councilwoman Pirrera was on her way to the meeting. She later joined the meeting at 5:19 P.M.

Borough Attorney John Schettino, Esq. Present

Borough Administrator David Lorenzo Present

PUBLIC HEARING: 2022 Bergen County Trust Fund Municipal Program for Park Development

- Palisades Park Municipal Pool Block: 506, Lot: 5 200 Roosevelt Place
- This project will focus on replacing the Municipal Pool kiddie pool with a splash pad.

Mayor Chung asked for a motion to open hearing to the public.

Motion Made By Councilperson: Jang
Seconded By Councilperson: Park
To Open Hearing to Public

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Susan Brauer (50 Henry Ave) – Asked if the kiddie pool was being removed. The Borough Administrator, David Lorenzo, stated that the Borough is looking to install a splash pad so that it is a safer area for children. Mayor Chung stated that this was a match grant.

Neris Papoters – Asked why the pool only accepted cash. The Mayor stated that this would be addressed later in the meeting as this was a hearing for the Municipal Pool Grant Application only.

Motion Made By Councilperson: Park
Seconded By Councilperson: Jang
To Close Hearing to Public

All Present in Favor by Voice Vote.

Mayor Chung said that they had been working diligently on the budget for 2022. The budget was a list of significance and acted as a guide to make sure taxpayers' money was spent responsibly. With this budget, people would see that the urgencies were the community's health, safety, well-being, and quality of life. He believed the seniors were the bedrock, children were the future. This year's budget was not an easy one as they had to deal with the aftermath of the pandemic and the multitude of storms including Ida and the ever rising cost of inflation. The constraints of the budget were much like what others were managing in their own households and businesses. These were not easy times. There was a decrease in overall revenues, increasing health insurance costs, and overtime hours for staff during COVID protocols. There were tough choices that had to be made these past couple of years, and he as the Mayor, had made them. He said he could not be prouder of how the community came together to preserve helping one another.

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

With another year ahead, he looked forward to working towards getting Palisades Park moving in the right direction again. This budget was a good one, and one that they could be proud of. He said he would not sacrifice or reduce government services, and they would inch forward in making progress and improve the quality of life for all residents. They will work together to take the first step out of the pandemic and invest back to Palisades Park. In this post-pandemic year, they had to be thoughtful and intentional in planning for future expenses. They had to maximize the value while being conservative with taxpayer's hard-earned money. It was this type of careful planning that had enabled them to enjoy one of the lowest tax rates in Bergen County and one of the highest per square foot property values in the entire State. Maximizing value while minimizing dollars spent has been his focus pre-pandemic, during the pandemic, and post-pandemic. He hoped that his colleagues would agree on the merits of this budget and could collaborate to deliver a budget that prioritized the community's health, safety, well-being and quality of life. He had requested to cut an additional one hundred thousand dollars to the CFO and the Business Administrator. He also urged all of the Councilmembers to offer input as he had in finding further budget cuts without jeopardizing the services to the residents of Palisades Park.

Councilwoman Jang checked the executed budget for 2021, and the most money went to people's salaries. Peoples' salaries were about 9 million dollars and the miscellaneous budget was 11 million dollars. She said that they needed to conserve when they were in a serious situation. She said she would like to print her agenda from home and bring it to save the town's paper. She said they must look for a way to tighten the belt. She urged everyone to try and save money.

Councilman Vietri said that in reference to the budget cutting, specifically regarding the Police Department, the budget they had now, they would order two police cars a year. The cars were on the road 24/7. The budget had been cut so that the PD could not order two new police cars, which was going to impact the maintenance of the current police cars. This was going to be a problem during the rest of year providing service to the residents of Palisades Park. If police officers could not get to a call, the residents would suffer. The budget had been cut very thin. Training, equipment, supplies would be down to the bare essentials.

BUDGET HEARING

Motion Made By Councilperson: Kim

Seconded By Councilperson: Jang

To Open Hearing to Public

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Youngmin Jung (50 E. Palisades Blvd) – Stated that in 2020, Councilman Min proposed a Special Meeting to tighten the budget. Mayor Chung announced that the budget had been drastically cut. Mr. Jung disagreed. It was an important Council meeting, but two Councilpersons were absent. He said the meeting time should be switched to 6:00 P.M.

Marsha Schor (50 Henry Ave) – Stated that she could not print her own agenda, and she did not think a piece of paper would make a difference. As far as people being absent, people get sick. There were times when she and her sister attended a meeting and half the room was empty. She stated that Mr. Jung doesn't always come to the meetings either. People get sick or something comes up and they cannot make the meeting. It was impossible to be everywhere, every time.

Youbong Won-Yoon (268 Highland Ave) – Wanted to know the proposed increased rate compared to last year.

The Mayor referred the question to the CFO, Roy Riggitano, who spoke before the Mayor and Council and the public. Mr. Riggitano stated that the Mayor and Council were very succinct, and the budget was still fluid and ongoing. The Administrator had asked the CFO to reduce the appropriations. Mr. Riggitano stated that it was a \$114 increase on the municipal side of the tax rate, which was in line with the previous years. The Council has agreed to use the American Rescue Plan money which was from the United States, and that was to help everyone in America trying to come back from the inflation. Everyone was prudent on this budget.

Councilman Kim stated that he agreed with Councilwoman Jang with saving. He asked about the 11 million miscellaneous dollars. Councilwoman Jang said that was what she saw on the auditor's comments. The Borough Administrator, Mr. Lorenzo, stated that the budget was broken down into two areas, salaries and wages and other expenses. Other expenses covered everything other than salaries and wages. The totaled "O/E" or miscellaneous came out to 11 million dollars. This included insurance, health insurance, legal fees, professional fees, and everything else. Mr. Riggitano explained about other expenses, which included expenses for the federal government, social security wages, premium for health benefits for full-time employees, state mandates, and pension bill. The 11 million dollars was made up of

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

four categories: group insurance, pension, utilities, and garbage contract.

Vincent Carnovale – Stated that his car was stolen recently. One of the detectives recovered the vehicle on his own time. He asked the Mayor and Council to acknowledge Officer Michael McDermott. He noticed that the ambulance was parked outside of the Ambulance Corp. He asked if the Mayor and Council had ever thought about selling the building. Mr. Lorenzo said that the ambulance service was done by Englewood Hospital. That building served as a place for on-call individuals at the hospital. The ambulance service was dispatched through Miccom. Just because there was an ambulance outside of the Ambulance Corp did not mean there were no other ambulance vehicles around. Mr. Carnovale also asked about consolidating the divisions of the DPW. He said that the old parking meters could have been kept and the dispatch did not have to go to the County services.

Youbong Won-Yoon (268 Highland Ave) – Spoke about the \$114 increase, which was said at the last meeting. There was no progress at all. Mayor Chung stated that close to \$700,000 was cut. She asked if the format of the public participation was changing. Mr. Lorenzo stated that all questions would be answered at the end.

Neris Papoters – Said that as a taxpayer, she asked the Mayor and Council if they were reconsidering the salaries of employees. She said \$600,000 was spent on salaries.

Susan Brauer – Asked what assessment was used for the \$114 increase. Mr. Lorenzo answered that it was based on a \$648,000 house.

Motion Made By Councilperson: Kim

Seconded By Councilperson: Park

To Close Hearing to Public

All Present in Favor by Voice Vote.

Mr. Schettino answered that almost every employee is under a contract, whether it's an individual contract or a collective bargaining agreement negotiated by a union. He stated that salaries could not just be cut, because the employees were under a contract. A lot of employees had tenure. Once tenured, an employee's salary could not be reduced. The only thing left would be layoffs and most public entities would be reluctant to lay people off because they feel they need them to provide services to the residents of the community, and secondly because most employees have families at home and most public entities do not want to lay someone off so their families cannot support themselves or provide for their children. It was difficult to come up with a way to cut salaries. Ms. Papoters asked if there was a guideline for what positions were paid how much. Mr. Schettino stated that all that information was public. The unions always request a salary guide, which means there are steps and every year employees would get an increase. The Police Department had a salary guide. A few years ago, they negotiated to expand the salary guide, which meant that the increases would be spread out over more years. Ms. Papoters asked if the salaries were compared to that of Fort Lee. Mr. Schettino answered that all towns are different. He said most employees were worked in Bergen County were on the higher side because the standard of living and property taxes were high. Councilwoman Jang said that as Mr. Schettino said, they could not lay employees off because the town needed workers, but there were some ways to save such as not giving raises for couple years in order to share difficult times together. All employees had families to feed.

ADOPTION OF PREVIOUS MONTH'S MINUTES

Mayor & Council Meeting: March 22, 2022

Closed Session of the Mayor & Council: March 22, 2022

CONSENT AGENDA:

RESOLUTION 2022-120 Claims

RESOLUTION 2022-121 Authorization of Submission of 2022 Bergen County Open Space Municipal Park Improvement Grant (RE: Municipal Pool Improvements Project)

RESOLUTION 2022-122 Redemption of Tax Sale Certificate (RE: 122 E Brinkerhoff Avenue)

RESOLUTION 2022-123 Authorization of Tax Court Judgment (RE: 110 E Columbia Avenue)

RESOLUTION 2022-124 Amendment of RESOLUTION #2022-107, Authorization of Payment for High School Prom Bus

RESOLUTION 2022-125 Authorization of Borough Engineer to Prepare Plans and Specifications and Borough Clerk to Advertise for Receipt of Bids for Road Resurfacing at 410 2nd Street

RESOLUTION 2022-126 Authorization of Borough Clerk to Advertise for Bids for the Lease of the Parking Space located at the end of East Edsall Boulevard on the North Side of the Road Measuring 9'x18' in the Area Consisting of 15 Resident Only Parking Spaces Adjacent to the Windsor Square Condominiums

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

- RESOLUTION 2022-127 Authorization of Agreement with Borough of North Arlington Department of Police for Use of Range Facilities
- RESOLUTION 2022-128 Support of Bail Reform Measures Under Consideration By the New Jersey Legislature and In Support of Additional Reforms
- RESOLUTION 2022-129 Support of Reforms to the New Jersey Attorney General's Use of Force Policy, Addendum B, Vehicular Pursuit Policy
- RESOLUTION 2022-130 Support of the 2022 UDrive. UText. UPay. Distracted Driving Crackdown (April 1, 2022 – April 30, 2022)
- RESOLUTION 2022-131 Support of Swift Passage of S-330/A3804, Which Shall Restore the Energy Tax Receipts to Municipalities
- RESOLUTION 2022-132 Authorization of Award of Contract for West Palisades Boulevard Improvements
(RE: D.L.S. Contracting Inc.)
- RESOLUTION 2022-133 Amendment of RESOLUTION #2022-114, Authorization of Award of Solid Waste Recycling Collection and Disposal Services
- RESOLUTION 2022-134 Authorization of Revised Vacation Leave Policy for Full-Time and Part-Time Employees
- RESOLUTION 2022-135 Authorization of Payment to Lombardo Environmental, Inc for Removal of Underground Fuel Storage Tank at 410 2nd Street
- RESOLUTION 2022-136 Authorization of Award No. BPY-08-20 for the Bolstering Police Youth Program provided to the Palisades Park Police Department from the New Jersey Department of Law and Public Safety, Office of the Attorney General

OFF CONSENT:

- RESOLUTION 2022-137 Amendment of 2022 Municipal Budget
- RESOLUTION 2022-138 Authorization of Temporary Removal of Councilman Vietri from the Police Committee
- RESOLUTION 2022-139 Authorization of Borough Administrator to Advertise for a Police Director
- RESOLUTION 2022-140 Adoption of Weekly Status Report to be Completed by Borough Department Heads and Supervisors
- RESOLUTION 2022-141 Authorization of Revised Municipal Vehicle Use Policy
- RESOLUTION 2022-142 Authorization to Change the Date and Time of Future Work Session/Regular Meetings of the Mayor and Council to the Fourth Monday of Every Month at 6:30 P.M. with Executive Sessions Commencing at 6:00 P.M. When Necessary

2nd READING/PUBLIC HEARING:

- ORDINANCE 2022-1 Amendment of Chapter 12 Entitled "Claims, Payment Of"
- ORDINANCE 2022-2 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank for Calendar Year 2022

Councilwoman Jang had a question about Resolution #2022-133. She said that the amount of the garbage included everything including tipping. Mr. Schettino stated that the number was not correct in the last Resolution, and that was why it was revised to reflect the correct number of the award of the contract. Councilwoman Jang said that the amount was way more than she had expected. Mr. Schettino stated that this was across the state. The garbage was publicly bid three times and only two companies bid.

Councilman Vietri asked about the parking ordinance. The Mayor stated that this would be discussed later by Councilman Park.

Mayor Chung said he wanted to add a couple of items to the agenda. The first item for the Council to vote on was removing Councilman Vietri from the Police Committee due to the fact that he was named in a lawsuit. In order to be objective in the lawsuit, the Mayor felt that Councilman Vietri needed to be removed from the Committee. Councilman Kim asked if there was an issue with Councilman Vietri and a lawsuit. Mr. Schettino said that Councilman Vietri was not a named defendant but he was mentioned in a lawsuit by one or two police officers who alleged that some of the decisions was prejudicial to them. That was a summary of the complaint, but Councilman Vietri was not a named defendant. Councilwoman Jang said that since she was getting involved with any kind of a lawsuit, serving in that committee would be uncomfortable, and it should be considered for Councilman Vietri to come out from that committee. Councilman Kim asked who was serving on the Police Committee. The Mayor answered Councilman Vietri and Councilman Park. Councilman Vietri asked if the Mayor were named in a suit, would the Council take him down as the Mayor. Councilman Kim asked who would replace Councilman Vietri. The Mayor said that Councilman Vietri was being temporarily removed. Mr. Lorenzo said that the entire Governing Body serves as the Appropriate Authority. He suggested that given what was happening with

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

the Police Department, the entire Governing Body as the Appropriate Authority may want to contribute as a whole to any of the decision making at this point rather than narrow it down to one or two people who may not have, with the removal of Mr. Vietri, enough experience. Mr. Schettino said that Mr. Lorenzo was correct and the full Governing Body was considered the Appropriate Authority with respect to the Police Department, which was a decision made couple years ago. To the Mayor's point, there could still be a committee, which would consist of Mr. Park and the Mayor. The full Governing Body could discuss it or get the committee to get information together to present to the Governing Body. Mr. Lorenzo said that there were some serious decisions that needed to be made with regard to personnel and direction. This would be added to the agenda as Resolution #2022-138 and the title would be "Resolution regarding the Police Committee and Appropriate Authority."

Mayor Chung wanted the Business Administrator to advertise for the position of a Police Director since they eliminated the three advisory positions. He said he thought it was necessary to appoint somebody. The Mayor said it should be somebody with 20 plus years' experience. Mr. Lorenzo stated that he needed to go over the credentials of the Police Director.

Next item to be added on the agenda was a form that was drafted by the Mayor to improve communications within the Borough and various departments. The form was a Weekly Status Report that was to be distributed to all departments in the Borough to discuss current activities taking place, activities in action, due dates, immediate actions to address. He said it was crucial for the Mayor and Council to be aware of situations going on in various departments. Councilwoman Pirrera said it was a great idea to give this report to the departments as a template, but she would leave it up to the department heads to make sure to cover this in report form or bullet form. Mr. Lorenzo suggested that he disseminate it to each department, and they would provide it back to him a week prior to the meeting. Each Friday, the report should be submitted to the Mayor and Council.

Councilwoman Jang said that since there were a lot of problems with the building, there needed to be someone to take care of the Borough property/building. She said recently there were mold problems and asbestos. Someone should be responsible to check every corner of the building. Mr. Lorenzo said that there were people working the building to do the maintenance. The conditions that were uncovered weren't normal conditions. No one would have known where there was mold or asbestos until something was opened up. There could be a company to come in, but they would have to be certified and licensed. A company came in to assess what had to be done immediately, and there was another company coming in tomorrow to do air quality testing and remediation. To have someone come in on a regular basis would be these people coming back to follow up. The building was old; there was a leaky roof and mold conditions. Even if there were a full-time employee working at the Borough, he/she wouldn't know what they were looking for unless they were a licensed remediation person. Councilwoman Jang asked if one person could be appointed to at least conduct eye-checks of the building.

Mayor Chung said that in light of the State Comptroller's report and also working with the budget, he proposed to eliminate any take-home Borough vehicles. Take-home vehicles should be limited to the following: OEM Chief, Fire Department, Chief of Police or Officer-in-Charge, or Department Supervisors who reside in Palisades Park that have been issued a vehicle for Borough use. The Borough vehicles will be available for usage if they needed the vehicles while they are on the clock. In order for travel back and forth, it has to be with their personal vehicles and it was unfair now that with the gas prices over \$4 a gallon, it was necessary to strap down on it and also because of insurance liabilities. He looked at the statistics of the number of responses versus the number of days, times, mileage, and it just did not make sense. Councilwoman Pirrera asked that if the employee was called to an emergency, would they be able to submit for reimbursement. Mileage and gas would be reimbursed if they used their personal vehicle.

There were many requests made by the public to change the Mayor and Council meeting time. He proposed the time be moved to 6:00 P.M. or 7:00 P.M. on the fourth Monday or Thursday. Mr. Schettino said that later on a Tuesday would be a conflict. Everyone agreed at the Work Session and Regular Meeting would be at 6:30 P.M. on the fourth Monday.

The Mayor wanted to open up a discussion regarding accepting credit cards for daily passes at the pool. He wanted the Council to look at the cost analysis and look at the fee comparisons. Mr. Schettino said that eventually the Council would have to vote on the credit card company. Councilwoman Pirrera asked if they could research without a vote. Mr. Schettino stated yes. The Tax Collector said that the problem with the credit card was the merchant services fees. Mr. Lorenzo said the fees would be passed along to the people using the credit cards.

Mayor Chung brought up the sick time payouts. He stated that the employees have been identified and notices were sent out to each employee. He wanted to open up the discussion regarding whether they would be recouping and how the money would be recouped. Councilwoman Jang said that they could ask the employees to pay a percentage of their paycheck in the future. Councilwoman Pirrera had a question. The Borough was going to tell the employees that the Comptroller's report said that the town made a

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

mistake, and now they have to have the burden of paying it back. She stated that this would have to be something to think about, because it was unfair to people who lived paycheck to paycheck. Mr. Schettino stated that almost everyone did receive money, but when the statute was passed, there was a cutoff. A lot of people received money and they were entitled to the money, and the way the statute was written, they were allowed to continue to receive that money if they choose that option. There were few people who got it after the statute came into effect. Mr. Schettino clarified that other than municipal officers, anyone hired after 2010 was not entitled to sick time payouts. The overwhelming majority were entitled to sick pay. Mr. Schettino said that the decision was up to the Governing Body how they wished to pursue, if they were to pursue recouping the money. One employee received \$500. The Governing Body had to make a decision whether it was going to be cost effective to pursue. Letters had gone out to employees who had received the sick pay. The decision had to be made how vigorously the Governing Body wanted to pursue this matter if the employees did not cooperate. Councilman Kim said that if the Borough made the mistake, it might cost taxpayers more money by opening up a can of worms. The Borough was rectifying the situation, but the contracts were signed by the Borough and the employee. Mr. Schettino said that this should be a Closed Session discussion because the Special Counsel should be brought back to give legal advice as to the potential legal cost, and what the likelihood of success would be. He could contact them to come in and employees should be RICE'ed.

Mayor Chung brought up the issue of alcohol sales. Recently there were drunk people out in the streets from morning hours to late in the evening. He said that if the hour of sale was limited to 12 P.M. that could eliminate early morning drunks on the street. He proposed alcohol sales to begin at 12 P.M. This would have to be an Ordinance change. Councilman Kim said that there were eight different agenda items added, and it was very confusing. This would be prepared as an Ordinance for next month.

Mayor Chung asked Councilman Park what his findings were regarding the resident parking program. Mr. Park said that he had long discussions and review. The ultimate finding was going back to the old parking system was most suitable for all. The stickers and digital tags didn't create much problems. Councilman Kim said they should not be making a mess out of this. The Mayor said that instead of extending the parking for another month, the Council should vote to do away with it until there was a better program. Mr. Lorenzo asked what the "old program" meant. Mr. Park said the hanging tags and the decals, guest applications/parking. He said that he could not find how much the Borough pays IPS in the contract. Councilwoman Pirrera suggested that when this parking system was started, it was productive meetings with the traffic people. She said she would be happy to volunteer to get involved again, and she would like to see one of those meetings set up with the traffic officers and PD. She wanted to have real proposal for the next meeting. Councilman Kim said that the purpose of the parking program was to make more parking on the streets available for residents and not make revenue for the town.

COUNCIL REPORTS: None

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Jang

To Open Meeting to Public

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Susan Brauer (50 Henry Ave) – Asked about the last item on the agenda. It was the Resolution regarding changing the meeting time. She voiced her concerns about the budget and funds for the PD. She asked what difference it would make to have a Police Director when three Police Consultants did not work. This would add another salary instead of the \$150,000 eliminated for the consultants.

Marsha Schor (50 Henry Ave) – Said that the new parking program was very good, and she did not find any problems. This way, illegal tenants could be identified and the town could get money. She said many illegal tenants were parked on her street.

Youngmin Jung (50 E. Palisades Blvd) – Stated that he worked at 216 Broad Ave, and he witnessed at least once a day, an ambulance for drunks. He said that humanitarian organizations can help. He respected Councilman Park and Councilman Min's conclusion on the parking program.

Robert DeVito (67 Jackson Ave, Rockaway, NJ) – Stated that history seemed to be repeating itself in Palisades Park. Once again during election season after doing one thing for one Councilman, it seems that the Mayor of Palisades Park is once again harassing the gay employee and retaliating against him for doing his job and helping the Borough.

Neris Papoters – Asked if the Council read the parking resolution before presenting it to the residents. She also wanted to know why only cash was accepted at the pool.

Borough of Palisades Park
Work Session of the Mayor and Council
April 26, 2022

Lois Grato (210 Glen Ave) – Told Mr. Park that the parking passes that they had in the past, visitor parking passes had an expiration date. Visitors don't normally stay for a year. If they stay for year, what would the town do about that?

Resident (329 E. Columbia Ave) – Wanted to discuss parking. There were people across the street that was running a business. Not one vehicle had a commercial plate. He asked if it was allowed to park and block one's own driveway.

Vincent Carnovale – Asked if there was radar enforcement.

Joseph Sperlazzo – Asked if there was a certified facilities manager for the Borough of Palisades Park. He also asked if the Council could have meetings with some local residents regarding the parking plan.

Youbong Won-Yoon – Stated that she completely agreed with Mr. Sperlazzo.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Jang

To Close Public Portion

All Present in Favor by Voice Vote.

Mr. Lorenzo read Ms. Brauer's questions out loud. Mr. Schettino said that there was difference between a PD Director and a Consultant. The Director, depending on whether there's a Police Chief or not, has less authority than a Chief. If there's only an Officer-in-Charge, a Police Director has the ability to make decisions and implement them in the PD. A Consultant can only make recommendations. A Director was only employed at will of the Governing Body. Councilman Kim had a question about the appropriate authority. The Police Director could be the appropriate authority and this would be the Governing Body's decision. Mr. Lorenzo said that the budget was cut accordingly. Equipment and services could still be accomplished by passing a bond.

Councilman Kim asked who was in charge of the PD. It was the Officer-in-Charge. He asked what the role of the Consultants was. Their role was to advise and consult.

Councilman Vietri asked why the consultants were fired.

Mr. Lorenzo continued to read through the residents' statements. Mr. Schettino stated that he believed it was not permitted to block your own driveway, but the PD had to confirm. Mr. Lorenzo said that there was no certified mold/asbestos facilities manager.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Kim

To Adjourn the Work Session

All Present in Favor by Voice Vote.

Meeting adjourned at 6:33 P.M.

Attest:



Gina S. Kim, RMC, CMC
Borough Clerk

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

Mayor Christopher Chung opened the meeting at 6:33 P.M.

Statement: This is a Regular Meeting of the Mayor & Council, and notice was given as follows:

1. Notice was filed January 18, 2022 with The Record & Newark Star Ledger, both official newspapers of the Borough.
2. Notice was posted on the Bulletin Board.
3. Copy is preserved in the Clerk's Office.

ROLL CALL:

Councilperson	Jang	Present
"	Kim	Present
"	Min	Absent
"	Park	Present
"	Pirrerera	Present
"	Vietri	Present

Motion Made By Councilperson: Kim

Seconded by Councilperson: Jang

To Excuse Councilman Min from the Work Session

All Present in Favor by Voice Vote.

Councilwoman Pirrerera was on her way to the meeting.

Borough Attorney John Schettino, Esq. Present

Borough Administrator David Lorenzo Present

ADOPTION OF PREVIOUS MONTH'S MINUTES

Mayor & Council Meeting: March 22, 2022

Closed Session of the Mayor & Council: March 22, 2022

Motion Made By Councilperson: Pirrerera

Seconded By Councilperson: Min

To Adopt the March 22, 2022 Mayor and Council Meeting Minutes and the Closed Session Minutes

All Present in Favor by Voice Vote.

CONSENT AGENDA:

RESOLUTION 2022-120	Claims
RESOLUTION 2022-121	Authorization of Submission of 2022 Bergen County Open Space Municipal Park Improvement Grant (RE: Municipal Pool Improvements Project)
RESOLUTION 2022-122	Redemption of Tax Sale Certificate (RE: 122 E Brinkerhoff Avenue)
RESOLUTION 2022-123	Authorization of Tax Court Judgment (RE: 110 E Columbia Avenue)
RESOLUTION 2022-124	Amendment of RESOLUTION #2022-107, Authorization of Payment for High School Prom Bus
RESOLUTION 2022-125	Authorization of Borough Engineer to Prepare Plans and Specifications and Borough Clerk to Advertise for Receipt of Bids for Road Resurfacing at 410 2 nd Street
RESOLUTION 2022-126	Authorization of Borough Clerk to Advertise for Bids for the Lease of the Parking Space located at the end of East Edsall Boulevard on the North Side of the Road Measuring 9'x18' in the Area Consisting of 15 Resident Only Parking Spaces Adjacent to the Windsor Square Condominiums
RESOLUTION 2022-127	Authorization of Agreement with Borough of North Arlington Department of Police for Use of Range Facilities
RESOLUTION 2022-128	Support of Bail Reform Measures Under Consideration By the New Jersey Legislature and In Support of Additional Reforms
RESOLUTION 2022-129	Support of Reforms to the New Jersey Attorney General's Use of Force Policy, Addendum B, Vehicular Pursuit Policy
RESOLUTION 2022-130	Support of the 2022 UDrive. UText. UPay. Distracted Driving Crackdown (April 1, 2022 – April 30, 2022)
RESOLUTION 2022-131	Support of Swift Passage of S-330/A3804, Which Shall Restore the Energy Tax Receipts to Municipalities
RESOLUTION 2022-132	Authorization of Award of Contract for West Palisades Boulevard Improvements

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

(RE: D.L.S. Contracting Inc.)

- RESOLUTION 2022-133 Amendment of RESOLUTION #2022-114, Authorization of Award of Solid Waste Recycling Collection and Disposal Services
- RESOLUTION 2022-134 Authorization of Revised Vacation Leave Policy for Full-Time and Part-Time Employees
- RESOLUTION 2022-135 Authorization of Payment to Lombardo Environmental, Inc for Removal of Underground Fuel Storage Tank at 410 2nd Street
- RESOLUTION 2022-136 Authorization of Award No. BPY-08-20 for the Bolstering Police Youth Program provided to the Palisades Park Police Department from the New Jersey Department of Law and Public Safety, Office of the Attorney General

OFF CONSENT:

- RESOLUTION 2022-137 Amendment of 2022 Municipal Budget
- RESOLUTION 2022-138 Authorization of Temporary Removal of Councilman Vietri from the Police Committee
- RESOLUTION 2022-139 Authorization of Borough Administrator to Advertise for a Police Director
- RESOLUTION 2022-140 Adoption of Weekly Status Report to be Completed by Borough Department Heads and Supervisors
- RESOLUTION 2022-141 Authorization of Revised Municipal Vehicle Use Policy
- RESOLUTION 2022-142 Authorization to Change the Date and Time of Future Work Session/Regular Meetings of the Mayor and Council to the Fourth Monday of Every Month at 6:30 P.M. with Executive Sessions Commencing at 6:00 P.M. When Necessary

2nd READING/PUBLIC HEARING:

- ORDINANCE 2022-1 Amendment of Chapter 12 Entitled "Claims, Payment Of"
- ORDINANCE 2022-2 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank for Calendar Year 2022

CONSENT AGENDA:

RESOLUTION 2022-120: Claims:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the following claims, aggregating **\$ 10,741,692.37** as so ordered and approved by the Finance Committee; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has certified the availability of funds; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor, Borough Clerk and Collector shall and are hereby authorized to draw warrants in payment of said claims:

Affordable Housing Acct	\$ 0.00
Affordable Housing Rent Acct	\$ 2,771.05
Affordable Housing Security Acct	\$ 0.00
Affordable Senior Facility	\$ 0.00
Animal Account	\$ 0.00
Building Dept Account	\$ 0.00
Capital Account	\$ 4,043,228.35
Cash Management Account	\$ 0.00
Centennial Trust	\$ 0.00
Community Development Trust	\$ 0.00
Current Account	\$ 5,953,916.81
Developers Escrow	\$ 13,975.25
Electronic Parking Meter Account	\$ 0.00
Federal Share Forfeiture	\$ 0.00
Free Public Library	\$ 162.00
Memorial Fund	\$ 0.00
Municipal Court Bail Account	\$ 0.00
Municipal Court General Account	\$ 0.00
Net Payroll	\$ 0.00
Night Out Against Crime	\$ 0.00
Parking Meter Account	\$ 0.00
Payroll Agency	\$ 0.00
POAA	\$ 0.00
Police Acct	\$ 0.00

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

Public Defender Trust	\$ 0.00
Recycling Trust	\$ 0.00
Swim Pool Operating Account	\$ 35,390.91
Swim Pool Cafe	\$ 0.00
Swim Pool Capital Account	\$ 692,248.00
Tree Preservation	\$ 0.00
UFC Fines & Penalty	\$ 0.00
Unemployment Trust	\$ 0.00
Veterans Account	\$ 0.00
Total:	<u>\$ 10,741,692.37</u>

NOW, THEREFORE, BE IT RESOLVED, that the Borough Clerk be and is hereby authorized to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

**RESOLUTION 2022-121: Authorization of Submission of 2022 Bergen County Open Space ‘
Municipal Park Improvement Grant (RE: Municipal Pool Improvements Project):
AUTHORIZE THE SUBMISSION OF A 2022 BERGEN COUNTY OPEN SPACE,
MUNICIPAL PARK IMPROVEMENT GRANT**

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Palisades Park desires to further the public interest by obtaining a matching grant of \$149,775 from the County Trust Fund to fund the following project: Municipal Pool Improvements Project; and,

WHEREAS, the Mayor and Council has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the Mayor and Council held the required Public Hearing to receive public comments on the proposed park improvements in the application on 4/26/2022; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the Borough of Palisades Park is willing to use funding provided through the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above-named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of May 6, 2022, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough of Palisades Park has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Borough of Palisades Park is committed to providing a dollar for dollar cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Borough of Palisades Park agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

**RESOLUTION 2022-122: Redemption of Tax Sale Certificate (RE: 122 E Brinkerhoff Avenue):
RESOLVED**, by the Mayor and Council of the Borough of Palisades Park that the Tax Collector is hereby authorized to issue a check in the amount of \$59,943.82, payable to “Rothman Realty

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

1 LLC" for the Redemption of Tax Sale Certificate #3150, dated 12/16/2018 on property known as Block 606, Lot 2, 122 E Brinkerhoff Avenue. This amount includes a premium of \$12,500.00.

BE IT FURTHER RESOLVED, that the taxpayer has paid to the Borough Tax Collector the full amount of said redemption, less the premium, to the Borough of Palisades Park.

BE IT FURTHER RESOLVED, that the Lien Holder bid and paid, \$12,500.00 as a Premium to the Borough of Palisades Park on the day sale for Tax Sale Certificate #3150.

BE IT FURTHER RESOLVED, that this check is to reimburse the Buyer of the lien; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to furnish copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

RESOLUTION 2022-123: Authorization of Tax Court Judgment (RE: 110 E Columbia Avenue):

RESOLVED, by the Mayor and Council of the Borough of Palisades Park that the Tax Collector shall be and is hereby authorized to issue a check in the amount of \$6,356.25 payable to "Carlet, Garrison, Klein & Zaretsky, L.L.P.", 1135 Clifton Avenue, Ste. #104, Clifton, NJ 07013. This is a result of a State Tax Court Judgment covering tax years 2018, 2019, 2020 and 2021 dated 03/08/2022, on property known as Block 624, Lot 5, 110 E Columbia Avenue.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish Copies of this Resolution to the following:

1. Chief Financial Officer
2. Tax Collector

RESOLUTION 2022-124: Amendment of RESOLUTION #2022-107, Authorization of Payment for High School Prom Bus:

WHEREAS, on March 22, 2022, the Mayor and Council adopted Resolution #2022-107 to authorize the payment of the High School Prom Buses; and

WHEREAS, the Resolution contained errors with respect to the date of the event and the pricing of the two buses; and

WHEREAS, the Resolution shall be amended to reflect the correct date of the event, and pricing of the two buses as follows:

WHEREAS, the Palisades Park graduating Class of 2022 will have a High School Pre-Prom at the Palisades Park Municipal Pool Complex; and

WHEREAS, buses are required to get them from the Palisades Park Municipal Pool Complex to the Prom, which is scheduled to take place at Biagio's Restaurant; and

WHEREAS, Academy Bus of 111 Paterson Ave, Hoboken, NJ 07030 has forwarded Contract #2008337 for two (2) 54 Lav Vid buses for use on Wednesday, June 8, 2022; and

WHEREAS, the cost per bus will be \$975.00 and the total for two (2) buses will be \$2,100.00; and

WHEREAS, Mary DeBlasio from the Palisades Park High School has reviewed Contract #1968024 attached hereto and incorporated herein by reference and recommend the approval of same.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey that the Contract submitted by Academy Bus of 111 Paterson Ave, Hoboken, NJ 07030 for the use of two (2) 54 Lav Vid buses for the total of \$2,100.00 be and is hereby approved.

BE IT FURTHER RESOLVED, that the Clerk be directed to provide a copy of this resolution to the following:

1. Chief Financial Officer
2. Academy Bus

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

3. Mary DeBlasio

RESOLUTION 2022-125: Authorization of Borough Engineer to Prepare Plans and Specifications and Borough Clerk to Advertise for Receipt of Bids for Road Resurfacing at 410 2nd Street:
RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Borough Engineer is hereby authorized and directed to prepare plans and specifications for the receipt of bids for the following projects:

Road Resurfacing at 410 2nd Street

BE IT FURTHER RESOLVED, that once the plans and specifications are made available, the Borough Clerk is hereby authorized to advertise for the receipt of bids for the above stated project.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Clerk is hereby authorized to furnish copies of this resolution to the following:

1. Chief Financial Officer
2. Borough Engineer

RESOLUTION 2022-126: Authorization of Borough Clerk to Advertise for Bids for the Lease of the Parking Space located at the end of East Edsall Boulevard on the North Side of the Road Measuring 9'x18' in the Area Consisting of 15 Resident Only Parking Spaces Adjacent to the Windsor Square Condominiums:

WHEREAS, the Borough has determined that it has no use for the parking space located at the end of East Edsall Boulevard on the North Side of the road measuring 9' x 18' adjacent to the Windsor Square Condominiums; and

WHEREAS, the Borough desires to advertise for bids to lease the parking space located at the end of East Edsall Boulevard on the North Side of the road measuring 9' x 18' in the area consisting of 15 Resident Only Parking Spaces adjacent to the Windsor Square Condominiums; and

WHEREAS, a notice of bid has been prepared, a copy of which is attached hereto and incorporated herein by reference; and

WHEREAS, the Borough Administrator has reviewed this matter and recommends the approval of same.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey that the bid advertising for the lease of the parking space located at the end of East Edsall Boulevard on the North Side of the road measuring 9'x18' in the area consisting of 15 Resident Only Parking Spaces adjacent to the Windsor Square Condominiums be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and is hereby authorized and directed to take all steps necessary to advertise the bid attached hereto and incorporated herein by reference; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and is hereby authorized and directed to forward a copy of this resolution together with the attached bid to Windsor Square Condominiums upon its passage.

RESOLUTION 2022-127: Authorization of Agreement with Borough of North Arlington Department of Police for Use of Range Facilities:

WHEREAS, the Palisades Park Police Department desires to utilize the North Arlington Pistol Range on April 25, 2022 for Police Department training; and

WHEREAS, the North Arlington Police Department and Palisades Park Police Department wish to enter into a Hold Harmless Agreement for the use of the pistol range, a copy of which is attached hereto and incorporated herein by reference; and

WHEREAS, the Borough Administrator and Police Committee have reviewed this matter and the Hold Harmless Agreement attached hereto and incorporated herein by reference and recommend the approval of same.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

Palisades Park, County of Bergen, State of New Jersey, that the Hold Harmless Agreement between the Borough of Palisades Park Police Department and the North Arlington Police Department for use of the North Arlington Pistol Range on April 25, 2022, a copy of which is attached hereto and incorporated herein by reference, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Officer In Charge be and is hereby authorized and directed to execute the Hold Harmless Agreement between the palisades Park Police Department and the North Arlington Police Department; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a copy of this resolution together with the signed Hold Harmless Agreement to the Chief of Police of the North Arlington Police Department upon its passage.

RESOLUTION 2022-128: Support of Bail Reform Measures Under Consideration By the New Jersey Legislature and In Support of Additional Reforms:

**RESOLUTION IN SUPPORT OF BAIL REFORM MEASURES UNDER
CONSIDERATION BY THE NEW JERSEY LEGISLATURE AND IN SUPPORT OF
ADDITIONAL REFORMS**

WHEREAS, the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey has a strong interest in protecting the safety of its residents, employees and others who may live, work or travel through its borders; and

WHEREAS, crime and criminal activity is a state-wide issue which affects all municipalities in the State of New Jersey, including the Borough of Palisades Park; and

WHEREAS, the arrest and apprehension of criminal defendants serves the public interest by preventing repeat incidents of criminal activity; and

WHEREAS, an individual charged with the commission of a crime is entitled to the presumption of innocence; and

WHEREAS, in 2014, the State of New Jersey enacted P.L. 2014, c. 31, also known as the "Criminal Justice Reform Law", which, inter alia, revised New Jersey's cash bail system, authorizing the expansion of instances where an individual charged with a crime may be released from pretrial custody pending further proceedings; and

WHEREAS, an unintended consequence of the Criminal Justice Reform Law has been the release pending trial of individuals charged with serious crimes and those individuals being accused of the commission of additional serious crimes to person or property while so released; and

WHEREAS, the commission of new serious crimes by persons released pending further proceedings under the Criminal Justice Reform Law constitutes a matter of public safety to all residents of the State of New Jersey; and

WHEREAS, the New Jersey Assembly is currently considering a Bill, A2426, which would amend the Criminal Justice Reform Law to include a rebuttable presumption of pretrial detention to individuals charged with a firearm related crime; and

WHEREAS, the New Jersey Assembly Law and Public Safety Committee has endorsed A2426;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey, that the New Jersey Legislature and Governor Murphy are strongly encouraged to adopt the provisions of A2426; and

BE IT FURTHER RESOLVED, that the legislature is encouraged to undertake additional examination and action to provide additional reforms to the bail system so as to prevent persons charged with serious crimes to person or property from being permitted to engage in additional criminal activity while awaiting criminal proceedings related to earlier charges.

RESOLUTION 2022-129: Support of Reforms to the New Jersey Attorney General's Use of Force Policy, Addendum B, Vehicular Pursuit Policy:

**RESOLUTION IN SUPPORT OF REFORMS TO THE NEW JERSEY ATTORNEY
GENERAL'S USE OF FORCE POLICY, ADDENDUM B, VEHICULAR PURSUIT
POLICY**

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

WHEREAS, the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey share a strong public interest in supporting law enforcement, including the apprehension of individuals engaging in criminal activity with regard to offenses relating to persons or property; and

WHEREAS, property crimes, including thefts of vehicles from residential properties have increased significantly in the last several years, often involving organized groups targeting properties and vehicles in suburban communities; and

WHEREAS, the inability to apprehend, arrest and prosecute individuals accused of theft only serves to encourage and enable repeated instances of such criminal activity; and

WHEREAS, such repeated instances of criminal activity pose a grave threat to the public well-being not only in those communities where such crimes take place, but in each and every community in which the suspected individuals travel to or through after the commission of such crimes; and

WHEREAS, the Office of the Attorney General of the State of New Jersey's current and most recently updated Vehicular Pursuit Policy, restricts and prohibits the circumstances in which a law enforcement officer is permitted to pursue an individual reasonably suspected of committing certain crimes, including but not limited to the theft of an automobile; and

WHEREAS, individuals engaging in such crimes may pose a risk of serious public safety whether or not they are being pursued by law enforcement; and

WHEREAS, the reasonable and appropriate pursuit of such individuals is substantially more likely to lead to the apprehension, arrest and conviction of such individuals than prohibiting or restricting such pursuit; and

WHEREAS, the arrest, conviction and incarceration of such individuals shall remove from the public the risk of their committing similar crimes during the period of their incarceration, thereby reducing the risk to the public and promoting the goal of public safety;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey, that the Attorney General of the State of New Jersey reconsider portions of the Vehicular Pursuit Policy of its Use of Force Policy, in order to permit local law enforcement officers, the discretion to pursue individuals suspected of having engaged in crimes relating to the theft of automobiles; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey, urge the Attorney General of the State of New Jersey to provide appropriate guidance to local law enforcement officers regarding reasonable and appropriate methods for the pursuit, investigation and apprehension of those committing certain property offenses including theft of automobiles.

RESOLUTION 2022-130: Support of the 2022 UDrive. UText. UPay. Distracted Driving Crackdown (April 1, 2022 – April 30, 2022):

**Proclamation/Resolution Supporting the
2022 UDrive. UText. UPay.
Distracted Driving Crackdown
April 1 - 30, 2022**

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

WHEREAS, in 2019 alone distracted driving-related crashes resulted in 3,142 deaths and 400,000 injuries on our nation's roads; and

WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in 49-percent of all motor vehicle crashes in 2019; and

WHEREAS, the State of New Jersey will participate in the nationwide Distracted Driving 2022

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

Crackdown from April 1 - 30, 2022 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the national slogan for the campaign is UDrive. UText. UPay; and

WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways.

THEREFORE, BE IT RESOLVED THAT, that the Mayor and Council of the Borough of Palisades Park declares its support for the Distracted Driving 2022 Crackdown both locally and nationally from April 1 - 30, 2022 and pledges to increase awareness of the dangers of distracted driving.

RESOLUTION 2022-131: Support of Swift Passage of S-330/A3804, Which Shall Restore the Energy Tax Receipts to Municipalities:

**RESOLUTION URGING THE SWIFT
PASSAGE OF S-330/A3804, WHICH SHALL
RESTORE THE ENERGY TAX RECEIPTS TO
MUNICIPALITIES**

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, by reducing Consolidated Municipal Property Tax Relief Act (CMPTRA), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use of these resources, which were always intended to fund local programs and services; and

WHEREAS, Senator Singleton and Senate President Scutari have introduced legislation (S-330) that will restore, over a five-year period, Energy Tax Receipts to municipalities;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the of Palisades Park, NJ, in the County of Bergen urges the Legislature to swiftly pass this legislation and Governor Murphy sign the legislation prior to passage of the **FY2023** State budget; and

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, and the League of Municipalities.

RESOLUTION 2022-132: Authorization of Award of Contract for West Palisades Boulevard Improvements (RE: D.L.S. Contracting Inc.):

WHEREAS, the Borough of Palisades Park advertised for bids for West Palisades Boulevard Improvements; and

WHEREAS, the Borough received four (4) bids: (a) D.L.S. Contracting Inc. in the amount of \$156,921.50; (b) D&L Paving Contractors Inc. in the amount of \$188,242.68; (c) 4 Clean-Up Inc. in the amount of \$173,148.80; and (d) Zuccaro Inc. in the amount of \$163,715.00; and

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

WHEREAS, the Borough Clerk and Borough Attorney have reviewed the bids submitted and have determined that bid received by D.L.S. Contracting Inc. represents the lowest responsible bidder; and

WHEREAS, the Borough Attorney has prepared a contract agreement between the Borough and D.L.S. Contracting Inc. for the West Palisades Boulevard Improvements project, a copy of which is attached hereto and incorporated herein by reference; and

WHEREAS, the Chief Financial Officer of the Borough has certified that the funds are available for the award of this contract as referenced in the certification attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey that the bid submitted by D.L.S. Contracting Inc. for the West Palisades Boulevard Improvements Project in the amount of \$156,921.50, a copy of which is attached hereto and incorporated herein by reference, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the contract attached hereto and incorporated herein by reference awarding the bid between the Borough and D.L.S. Contracting Inc. be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor be and is hereby authorized and directed to execute the contract agreement with D.L.S. Contracting Inc. on behalf of the Borough; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution together with a copy of the contract agreement to D.L.S. Contracting Inc. upon its passage.

RESOLUTION 2022-133: Amendment of RESOLUTION #2022-114, Authorization of Award of Solid Waste Recycling Collection and Disposal Services:

WHEREAS, on March 22, 2022, Resolution No. 2022-114 was adopted awarding the bid and contract to Westphal Waste Services for Solid Waste Collection Services and Disposal Services for a term of five (5) years; and

WHEREAS, after further review, it is necessary to correct Resolution No. 2022-114 to reflect Westphal Waste Services bid for Solid Waste Collection and Disposal Services inclusive of tipping in the amount of \$7,999,000.00 together with the bid for Recycling Collection and Disposal Services (Single Stream) inclusive of tipping in the amount of \$3,174,000.00; and

WHEREAS, the Borough Administrator has reviewed this matter and recommends that Resolution No. 2022-114 be corrected to reflect Westphal Waste Services bid for Solid Waste Collection and Disposal Services inclusive of tipping in the amount of \$7,999,000.00 together with the bid for Recycling Collection and Disposal Services (Single Stream) inclusive of tipping in the amount of \$3,174,000.00; and

WHEREAS, the Borough Attorney has revised the contract agreement between the Borough and Westphal Waste Services for a term of five (5) years for Solid Waste Collection and Disposal Services Inclusive of Tipping in the amount of \$7,999,000.00 and for Recycling Collection and Disposal Services (Single Stream) Inclusive of Tipping in the amount of \$3,174,000.00, a copy of which is attached hereto and incorporated herein by reference; and

WHEREAS, the Chief Financial Officer of the Borough has certified that the funds are available for the award of this contract as referenced in the certification attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey that Resolution No. 2022-114 adopted by the Governing Body on March 22, 2022 be and is hereby corrected to reflect Westphal Waste Services bid for Solid Waste Collection and Disposal Services inclusive of tipping in the amount of \$7,999,000.00 together with the bid for Recycling Collection and Disposal Services (Single Stream) inclusive of tipping in the amount of \$3,174,000.00; and

BE IT FURTHER RESOLVED, that the revised contract attached hereto and incorporated herein by reference awarding the bid between the Borough and Westphal Waste Services be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor be and is hereby authorized and directed to execute the contract agreement with Westphal Waste Services on behalf of the Borough; and

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution together with a copy of the contract agreement to Westphal Waste Services upon its passage.

RESOLUTION 2022-134: Authorization of Revised Vacation Leave Policy for Full-Time and Part-Time Employees:

WHEREAS, on March 2, 2021, the State of New Jersey Office of the State Comptroller, issued an Investigative Report (“Comptroller’s Report”) identifying areas of concern regarding the fiscal operations of the Borough and certain contract provisions; and

WHEREAS, in response to the Comptroller’s Report, the Governing Body formed an Oversight Committee and appointed Cleary, Giacobbe, Alfieri & Jacobs as Special Counsel to verify the information in the report, determine whether there was any criminality and issue recommendations to address the issues identified in the Comptroller’s Report; and

WHEREAS, in a report dated October 2, 2021, Special Counsel made several recommendations to address the findings of the Comptroller’s Report; and

WHEREAS, as a result of the State Comptroller’s report and Special Counsel’s report, the Governing Body seeks to revise the Vacation Leave Policy for full-time and part-time employees as reflected on the attached Vacation Leave Policy; and

WHEREAS, the Oversight Committee has reviewed the revised Vacation Leave Policy, a copy of which is attached hereto and incorporated herein by reference and recommends the approval of same.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Palisades Park, County of Bergen and State of New Jersey, that the Governing Body hereby accepts and approves the revised Vacation Leave Policy for full-time and part-time employees, a copy of which is attached hereto and incorporated herein by reference; and

BE IT FURTHER RESOLVED, that the Borough Administrator and/or Borough Clerk be and are hereby authorized and directed to take all steps necessary to implement and effectuate the revised Vacation Leave Policy as referenced herein.

RESOLUTION 2022-135: Authorization of Payment to Lombardo Environmental, Inc for Removal of Underground Fuel Storage Tank at 410 2nd Street:

WHEREAS, on September 28, 2021, the Mayor and Council of the Borough of Palisades Park adopted Resolution #2021-228 authorizing Lombardo Environmental Inc. to remove an underground fuel storage tank at property located at 410 2nd Street as the same affects the public health, safety, and/or welfare of the public and constitutes an emergency repair, and

WHEREAS, Lombardo Environmental Inc., submitted Invoice #22886 in the amount of \$61,414.84; and

WHEREAS, the Borough Administrator has reviewed the invoice submitted by Lombardo Environmental, Inc, a copy of which is attached hereto and incorporated herein by reference, and recommends the approval of same.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey that the invoice submitted by Lombardo Environmental, Inc. for the underground fuel storage tank removal at property located at 410 2nd Street in the amount of \$61,414.84 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to forward a certified copy of this Resolution to Lombardo Environmental, Inc. upon its passage.

RESOLUTION 2022-136: Authorization of Award No. BPY-08-20 for the Bolstering Police Youth Program provided to the Palisades Park Police Department from the New Jersey Department of Law and Public Safety, Office of the Attorney General:

WHEREAS, the New Jersey Department of Law and Public Safety, Office of the Attorney General, has awarded the amount of \$16,500.00 to the Palisades Park Police Department for the project entitled Bolstering Police Youth Program; and

WHEREAS, the Bolstering Police Youth Program is made through State Account No. 20-100-066-1020-364 for Award No. BPY-08-20 for the period October 1, 2021 thru September 30, 2022; and

Borough of Palisades Park
 Regular Meeting of the Mayor and Council
 April 26, 2022

WHEREAS, the Borough Administrator and Police Department have reviewed the General Conditions of the Bolstering Police Youth Program, a copy of which is attached hereto and incorporated herein by reference, and recommend the approval of same; and

WHEREAS, the Borough Administrator and Police Department are authorized to accept the specific grant of funds for the purpose described herein.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey that Award No. BPY-08-20 for the Bolstering Police Youth Program provided to the Palisades Park Police Department from the New Jersey Department of Law and Public Safety, Office of the Attorney General, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor be and is hereby authorized and directed to execute the General Conditions of the Bolstering Police Youth Program on behalf of the Borough of Palisades Park; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution together with the signed General Conditions to the Office of the Attorney General upon its passage.

Motion Made By Councilperson: Pirrera
 Seconded By Councilperson: Kim
To Adopt Consent Agenda Resolutions #2022-120 thru #2022-136

ROLL CALL:

Councilperson	Jang	Yes
"	Kim	Yes
"	Min	Absent
"	Park	Yes
"	Pirrera	Yes, Recused for Resolutions #2022-127, #2022-129, #2022-136
"	Vietri	Yes

OFF CONSENT:

**RESOLUTION 2022-137: Amendment of 2022 Municipal Budget:
 BOROUGH OF PALISADES PARK**

RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2022 was approved on March 22, 2022; and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Palisades Park, Bergen County, that the following amendments to the approved budget of 2022 be made:

**CURRENT FUND
 BUDGET**

	From	To
ANTICIPATED REVENUES		
1. Surplus Anticipated	3,190,000.00	3,568,000.00
2. Surplus Anticipation with Prior Written Consent of Director		
TOTAL SURPLUS ANTICIPATED	3,190,000.00	3,568,000.00
3. Miscellaneous Revenues - Section A: Local Revenues		
3. Miscellaneous Revenues - Section B: State Aid Without Offsetting		
3. Appropriations		

Borough of Palisades Park
 Regular Meeting of the Mayor and Council
 April 26, 2022

Consolidated Municipal Property Tax Relief Aid	30,828.00		0.00
Extraordinary Aid			
Energy Receipts			
Tax	918,162.00		948,990.00
Watershed			
Moratorium Aid			
Municipal			
Homeland Security			
Assistance Aid			
 Total Section B: State Aid Without Offsetting Appropriations	 948,990.00		 948,990.00
 3. Miscellaneous Revenues - Section E: Special Items of General Revenue Anticipated with Prior Written			
TOTAL MISCELLANEOUS REVENUES	3,849,418.62		3,849,418.62
 5. SUBTOTAL GENERAL REVENUES (Items 1, 2, 3 and 4)	 7,714,418.62		 8,092,418.62
		<u>From</u>	<u>To</u>
6. Amount to be Raised by Taxes for Support of Municipal Budget:			
(A) Local Tax for Municipal Purpose Including Res. for Uncollected Taxes	17,989,567.00		17,989,557.00
(B) Addition to Local District School Tax			
(C) Minimum Library Tax	1,263,835.00		1,263,845.00
TOTAL AMOUNT TO BE RAISED BY TAXES FOR SUPPORT OF MUNICIPAL BUDGET	19,253,402.00		19,253,402.00
7. TOTAL GENERAL REVENUES (Items 5 and 6)	26,967,820.62		27,345,820.62
 APPROPRIATIONS		<u>From</u>	<u>To</u>
8. (A) Operations Within "CAPS"			
Garbage and Trash Removal:			
Trash Removal			
Contractual	1,150,000.00		1,482,000.00
Unclassified:			
Gasoline			
TOTAL OPERATIONS (Item 8(A) Within "CAPS")	16,933,501.00		17,265,501.00
(B) Contingent			

Borough of Palisades Park
 Regular Meeting of the Mayor and Council
 April 26, 2022

	16,933,501.00	17,265,501.00
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"		
Detail:		
Salaries and Wages		
Other Expenses		
(Including Contingent)	7,436,951.00	7,768,951.00
(E) Deferred Charges and Statutory Expenditures - Municipal Within "CAPS"		
(1) Deferred		
Charges:		
Deficit in Recycling		
Trust	36,035.00	0.00
Deficit in Swim Pool	0.00	82,035.00
(2) Statutory		
Expenditures:		
TOTAL DEFERRED CHARGES AND STATUTORY EXPENDITURES - MUNICIPAL WITHIN "CAPS"	2,643,929.00	2,689,929.00
(F) Judgments		
(H-1) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES WITHIN "CAPS"	19,577,430.00	19,955,430.00
8. (A) Operations - Excluded from "CAPS"		
8. (D) Municipal Debt Service - Excluded from "CAPS"		
Principal on Notes	0.00	142,023.00
Principal on Bonds	930,000.00	787,977.00
TOTAL MUNICIPAL DEBT SERVICE EXCLUDED FROM "CAPS"	1,255,000.00	1,255,000.00
8. (E) Deferred Charges - Municipal - Excluded from "CAPS"		
Special		
Emergency		
TOTAL DEFERRED CHARGES - MUNICIPAL - EXCLUDED FROM "CAPS"		0.00
(F) Judgements (N.J.S.A. 40A:4- 45.3cc)		
(H-2) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES EXCLUDED FROM "CAPS"	6,190,390.62	6,190,390.62
(O) TOTAL GENERAL APPROPRIATIONS - EXCLUDED FROM "CAPS"	6,190,390.62	6,190,390.62
(L) SUBTOTAL GENERAL APPROPRIATIONS (Items (H-1) and (O))	25,767,820.62	26,145,820.62
9. TOTAL GENERAL APPROPRIATIONS	26,967,820.62	27,345,820.62
10. DEDICATED REVENUES FROM SWIMMING POOL UTILITY		
Deficit-General Budget	36,035.00	82,035.00

Borough of Palisades Park
 Regular Meeting of the Mayor and Council
 April 26, 2022

	Total Swim Pool Utility Revenues	560,735.00	606,735.00
11	Appropriations for Swim Pool Utility Deferred Charges:	0.00	
	Special Emergency	0.00	46,000.00
	Total Swim Pool Utility Appropriations	560,735.00	606,735.00

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services for their certification of the 2022 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in The Record, in the issue of May 3, 2022, and that said publication contain notification of public hearing on said amendment to be held at the Municipal Building on May 24, 2022.

IT IS HEREBY CERTIFIED that the Amended Budget hereto and hereby made a part hereof is a true copy of the Amended Budget approved by resolution of the Governing Body on the 26th day of April, 2022.

Approved:

Attest:

 Christopher J. Chung, Mayor

 Gina S. Kim, Borough Clerk

Certified by me, this 26th day of April, 2022

Clerk

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2021 Budget is a copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me, this 26th day of April, 2022

Registered Municipal Accountant

Motion Made By Councilperson: Pirrera
 Seconded By Councilperson: Jang
To Adopt Off Consent Agenda Resolution #2022-137

ROLL CALL:

Councilperson	Jang	Yes
“	Kim	Yes
“	Min	Absent
“	Park	Yes
“	Pirrera	Yes
“	Vietri	Yes

This Resolution was to temporarily remove Councilman Vietri from the Police Committee and to bring matters of the Police Department to the Governing Body as the Appropriate Authority. Mr. Schettino clarified that Councilman Vietri can participate in discussions regarding the Police Department unless Mr. Vietri felt that he had a conflict. That was his decision to make.

RESOLUTION 2022-138: Authorization of Temporary Removal of Councilman Vietri from the Police Committee:

WHEREAS, the Police Committee presently consists of Councilman Vietri and Councilman Park; and

WHEREAS, multiple complaints have been filed by Police Officers regarding the operation of the Police Department in which allegations have been made directly against Councilman Vietri regarding his day to day involvement with the Police Department; and

WHEREAS, the Mayor has reviewed this matter and recommends that Councilman Vietri be temporarily removed from the Police Committee pending the outcome of the complaints; and

WHEREAS, effective immediately, all decisions involving the Police Department shall be made by the full Governing Body as the appropriate authority and/or the Mayor in accord with his executive authority and state statute.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Palisades Park, County of Bergen and State of New Jersey, that Councilman Vietri be and is hereby temporarily removed from the Police Committee pending the outcome of the filed complaints; and

BE IT FURTHER RESOLVED, that effective immediately, all decisions involving the Palisades Park Police Department shall be made by the full Governing Body as the appropriate authority and/or the Mayor in accord with his executive authority and state statute.

Motion Made By Councilperson: Park

Seconded By Councilperson: Jang

To Adopt Off Consent Agenda Resolution #2022-138

ROLL CALL:

Councilperson	Jang	Yes
"	Kim	Yes
"	Min	Absent
"	Park	Yes
"	Pirrera	Recused
"	Vietri	No

Councilman Kim made a motion to table this Resolution.

RESOLUTION 2022-139: Authorization of Borough Administrator to Advertise for a Police Director:

BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the Borough Administrator is hereby authorized to advertise for the position of Police Director.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to furnish a copy of this Resolution to the following:

1. Police Committee
2. Borough Administrator

Motion Made By Councilperson: Kim

Seconded By Councilperson: Vietri

To Table Off Consent Agenda Resolution #2022-139

ROLL CALL:

Councilperson	Jang	No
"	Kim	Yes
"	Min	Absent
"	Park	Yes
"	Pirrera	Recused
"	Vietri	Yes

RESOLUTION 2022-140: Adoption of Weekly Status Report to be Completed by Borough Department Heads and Supervisors:

WHEREAS, in order to keep the Governing Body fully informed of all activities within the various departments in the Borough, the Mayor is seeking to implement a Weekly Status Report to be completed by all Department Heads and Supervisors; and

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

WHEREAS, the Weekly Status Report is to be completed by Friday of each week and forwarded to the Borough Administrator for circulation to the full Governing Body; and

WHEREAS, a draft outline of the Weekly Status Report has been prepared by the Mayor, a copy of which is attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen, and State of New Jersey that the draft outline of the Weekly Status Report, a copy of which is attached hereto and incorporated herein by reference, be and is hereby approved; and

BE IT FURTHER RESOLVED, that all Borough Department Heads and Supervisors be and are hereby authorized and directed to provide their Weekly Status Report to the Borough Administrator by Friday of each week; and

BE IT FURTHER RESOLVED, that upon receipt of the Weekly Status Report from each Department Head and Supervisor, the Borough Administrator is hereby authorized and directed to circulate same to the full Governing Body for review.

Motion Made By Councilperson: Jang
Seconded By Councilperson: Pirrera
To Adopt Off Consent Agenda Resolution #2022-140

ROLL CALL:

Councilperson	Jang	Yes
“	Kim	Yes
“	Min	Absent
“	Park	Yes
“	Pirrera	Yes
“	Vietri	No

Councilman Kim wanted to make sure the Municipal Vehicle Use Policy would not affect the safety of the services. Those using their private cars would be eligible for reimbursement.

RESOLUTION 2022-141: Authorization of Revised Municipal Vehicle Use Policy:

WHEREAS, in its report issued on March 2, 2021, the Office of the State Comptroller recommended that the Borough review and revise its policy with regard to the use of municipal vehicles by employees; and

WHEREAS, several policies have previously been implemented regarding the use of gas cards and car allowances; and

WHEREAS, the Mayor has recommended that due to the increase in gas and maintenance of municipal vehicles, only the Fire Chief, Police Chief, OEM Chief, and Department Heads and Supervisors who reside in the Borough of Palisades Park and presently have use of a municipal vehicle, be permitted to continue use of same; and

WHEREAS, Department Heads, Supervisors and Employees who reside outside of the Borough and previously utilized a municipal vehicle for the purpose of traveling back and forth to the work place shall discontinue the use of same and shall only have a vehicle made available to them, when needed, for municipal business use during their work day.

WHEREAS, the Governing Body has reviewed this matter and recommends the approval of same as set forth above.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Palisades Park, County of Bergen and State of New Jersey, that due to the increase in gas and maintenance of municipal vehicles, only the Fire Chief, Police Chief, OEM Chief, and Department Heads and Supervisors who reside in the Borough of Palisades Park and presently have use of a municipal vehicle, shall be permitted to continue use of same; and

BE IT FURTHER RESOLVED, that Department Heads, Supervisors and Employees who reside outside of the Borough shall only have a municipal vehicle available to them during their work day for the use of municipal business; and

BE IT FURTHER RESOLVED, that the Borough Administrator be and is hereby authorized and directed to take all steps necessary to implement the revised policy regarding the use of

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

municipal vehicles upon the passage of this resolution.

Motion Made By Councilperson: Jang
Seconded By Councilperson: Kim
To Adopt Off Consent Agenda Resolution #2022-141

ROLL CALL:

Councilperson	Jang	Yes
"	Kim	Yes
"	Min	Absent
"	Park	Yes
"	Pirrera	Yes
"	Vietri	No

RESOLUTION 2022-142: Authorization to Change the Date and Time of Future Work Session/Regular Meetings of the Mayor and Council to the Fourth Monday of Every Month at 6:30 P.M. with Executive Sessions Commencing at 6:00 P.M. When Necessary:

WHEREAS, the Governing Body has received several requests to commence their regular meetings at a later time in order to accommodate more residents who wish to attend and participate in the public meetings; and

WHEREAS, the Mayor has recommended that the meeting dates be scheduled for the fourth Monday of each month, with the exception of the December 2022 meeting which is to be held on Thursday, December 22, 2022; and

WHEREAS, the Mayor has recommended that the meetings commence at 6:30 p.m. with an Executive Session, when necessary, to be held at 6:00 p.m.; and

WHEREAS, the Governing Body has reviewed this matter and recommends that the Mayor and Council meetings be held on the fourth Monday of each month, with the exception of the December 2022 meeting which is to be held on Thursday, December 22, 2022, commencing at 6:30 p.m. with an Executive Session, when necessary, to commence at 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Palisades Park, County of Bergen and State of New Jersey, that the regular meetings of the Mayor and Council shall be held on the fourth Monday of each month commencing at 6:30 p.m. with an Executive Session, when necessary, to commence at 6:00 p.m.; and

BE IT FURTHER RESOLVED, that the December 2022 meeting shall be held on Thursday, December 22, 2022 at 6:30 p.m.; and

BE IT FURTHER RESOLVED that the Borough Clerk be and is hereby authorized and directed to forward the appropriate notice to the newspaper upon passage of this resolution.

Motion Made By Councilperson: Kim
Seconded By Councilperson: Jang
To Adopt Off Consent Agenda Resolution #2022-142

ROLL CALL:

Councilperson	Jang	Yes
"	Kim	Yes
"	Min	Absent
"	Park	Yes
"	Pirrera	Yes
"	Vietri	No

2nd READING/PUBLIC HEARING:

ORDINANCE 2022-1: Amendment of Chapter 12 Entitled "Claims, Payment Of":

**BOROUGH OF PALISADES PARK
BERGEN COUNTY, NEW JERSEY**

ORDINANCE #2022-1

**AN ORDINANCE AMENDING CHAPTER 12 OF THE CODE OF THE BOROUGH OF
PALISADES PARK ENTITLED "CLAIMS, PAYMENT OF".**

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

BE IT ORDAINED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen and State of New Jersey, that those portions of the aforesaid set forth below are hereby amended as follows and that those portions of the Ordinance not set forth below shall remain unchanged:

Ch.12. Claims, Payment of

Sec. 12-1 Certification prior to payment.

The Borough of Palisades Park, by its governing body, shall not pay out any of its money;

B. Unless it carries a written order or electronic certification of a Department Head or duly designated employee of the local unit and the Chief Financial Officer having knowledge of the facts that the goods have been received by, or the services rendered, to the local unit.

C. As to services rendered by professionals, unless the Borough Administrator and the Chief Financial Officer having knowledge of the facts that the goods have been received by, or the services rendered, to the local unit.

D. As to invoices submitted by the Borough Administrator, unless the Borough Clerk and the Chief Financial Officer having knowledge of the fact that the goods have been received by, or the services rendered, to the local unit.

If any section, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be confirmed in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

All Ordinances of the Borough of Palisades Park which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

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

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
To Close & Adopt Ordinance #2022-1 to Public

All Present in Favor by Voice Vote.

2nd READING/PUBLIC HEARING:

ORDINANCE 2022-2: Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank for Calendar Year 2022:

**BOROUGH OF PALISADES PARK
BERGEN COUNTY, NEW JERSEY**

ORDINANCE #2022-2

CALENDAR YEAR 2022

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

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

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

WHEREAS, the Borough Council of the Borough of Palisades Park in the County of Bergen finds it advisable and necessary to increase its CY 2022 budget by up to 1.00% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Borough Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$187,364.13 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

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

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Palisades Park, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of Borough of Palisades Park shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.50%, amounting to \$655,774.46, and that the CY 2022 municipal budget for the Borough of Palisades Park be approved and adopted in accordance with this ordinance; and

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

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

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

Motion Made By Councilperson: Kim
Seconded By Councilperson: Pirrera
To Open Ordinance #2022-2 to Public

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Youbong Won-Yoon – Asked what the cap bank was. Mr. Schettino explained that the cap bank was not changing.

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
To Close Ordinance #2022-2 to Public

All Present in Favor by Voice Vote.

COUNCIL REPORTS:

Councilwoman Jang – Reported that the schools would be re-register every student. The parking lot in front of the school office was done.

Councilwoman Pirrera – Said that she would look into credit card payments at the pool with the Pool Manager. She wanted to address the mold issue and relocating everyone who was sitting in the mold area. Mr. Lorenzo said that there was leak in the police locker room. When the leak was discovered, it was brought to the Administrator's attention. A plumber was brought in. Asbestos needed to be removed in order to get to the pipe and repair the leak. However there was mold on the pipe. Professionals were brought in for the mold, and they discovered more mold. He said the ceiling tiles should be replaced. While the professional was there, he was asked to look at the rest of the building. He discovered black mold. Servpro was called in to give pricing to remediate the mold. They recommended air quality testing. The two areas of concern was the Borough Administrator's office and the police locker room. Mr. Lorenzo recommended a monthly inspection for mold.

Councilman Kim – Reported that the first LED solar panel beta phase was installed. The light was cost effective. He was talking with Councilman Vietri to start a Neighborhood Watch Program.

Councilman Park – Reported about the DPW. It was noted that everything was under control regarding the mold situation. There needed to be extensive renovations done. He said that he needed a report in order to make a decision. No report was provided yet. He just had a report with pictures.

Mayor Chung announced that there was a Community Cleanup Day this Saturday at 10 o'clock in front of the Borough.

Motion Made By Councilperson: Kim
Seconded By Councilperson: Pirrera
To Open Meeting to the Public

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Vincent Carnovale – Spoke about the leaky roof. He suggested replacing the roof over the area of the building that had mold. The DPW flooded. Someone should address the flooding. The police locker room leak was from the air conditioner machine.

Youngmin Jung (50 E. Palisades Blvd) – Spoke about the Chamber of Commerce. He requested to the Mayor and Council to use the Council Chambers to have an annual meeting of the Chamber of Commerce.

Susan Brauer (50 Henry Ave) – Asked residents to leave their porch lights on, because it made the streets safer. She asked how much a Police Director would impact the budget.

Youbong Won-Yoon – Asked when the 2022 budget would be approved. She asked if the weekly status report would be available to the public. She said that one and a half hour was spent on the Work Session. She thought it should be held on a separate day.

Resident (43 Henry Ave) – Spoke about an article in the Korean newspaper. He asked if the Mayor used a Borough vehicle.

Joseph Sperlazzo – Wanted to know if the antique cars were needed for the Memorial Day Parade this year.

Neris Papoters – Asked about the LED solar light. She wanted to know why it was placed on Broad Ave.

Resident (545 5th Street) – Spoke about an article in the Korean newspaper. She stated that they were trying to lower the tax, but she asked how the Mayor could use taxpayer money for personal use.

Bob Lee (19 Henry Ave) – Spoke about the waste management budget. He wanted to know if Councilman Vietri was removed without any factual evidence. If allegations were made against the Mayor, would he be temporarily removed? He said that the elderly residents were trying to state that there was an article about the Mayor using the Borough's car and gas card.

Kim Tussi – Said she would be in the Neighborhood Watch.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Jang

To Close Public Portion

All Present in Favor by Voice Vote.

Mr. Schettino answered the question about waste management. The garbage bid was bid three times according to the public bidding laws. Those were the prices out there that every community was seeing. The majority of the cost was due to disposal/tipping fees and not labor. Even if this job were done in-house, the tipping fees would still have to be paid. In fairness, the Borough Administrator did a cost analysis, and it was not cost effective. Mr. Schettino left the meeting at 7:06 P.M.

Mr. Lorenzo addressed Mr. Carnovale. The replacement cost of the roof was in excess of \$300,000 so the Borough chose not to do it at the time. Putting a second floor at the DPW could be looked into. Leak problems in the locker rooms were due to the AC, which was addressed last year. The other issue was the sanitary sewers which needed to be updated. Mr. Lorenzo reiterated Mr. Jung's comments about the Chamber of Commerce. He answered Ms. Brauer's question about the PD Director. He said he would not know until they advertised the position and set a parameter for it, which has been tabled. He answered Ms. Won-Yoon's question about adopting the budget. Mr. Lorenzo said they were complying with State guidelines with introducing and adopting. The deadline was June. Councilman Kim answered Ms. Papoters question about the LED pole.

Mayor Chung stated that with regard to the usage of the Borough vehicle, he asked Mr. Lorenzo who has the ability to use a Borough vehicle. Mr. Lorenzo answered that every Borough employee can use a Borough vehicle if needed. The Mayor said he used the vehicle during the pandemic to get donations from people and share it with the residents. During the pandemic, the Mayor was at the Borough from 8 A.M – 6 P.M., six days a week looking out for the best interests of the residents. The Mayor also stated that the gas card was never used. He said he used his own money to fill up the gas. As far as the office renovations, there were water leaks and the furniture had to be replaced. As far as using the phone, Apple watch, and the Macbook, the Mayor was entitled to have those items to communicate and do his work. He said he was not here 24/7. He said as the Mayor he was entitled and he had the right to use those items.

Borough of Palisades Park
Regular Meeting of the Mayor and Council
April 26, 2022

He was inconvenienced with sharing one vehicle with his wife. The Borough Administrator heard the concerns and he had given him the keys to use the Borough vehicle temporarily to support the community.

Councilman Kim stated that the Mayor used the car when he got into a car accident. When the State Comptroller report came out, the Mayor had returned his keys to the Borough vehicle.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Jang

To Adjourn the Regular Meeting

All Present in Favor by Voice Vote.

Meeting adjourned at 7:15 P.M.

Attest:



Gina S. Kim, RMC, CMC
Borough Clerk