

Borough of Palisades Park
275 Broad Avenue
County of Bergen
State of New Jersey

Work & Regular Meeting
of the Mayor & Council
May 23, 2022

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

Mayor Christopher Chung opened the meeting at 6:02 P.M.

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

1. Notice was filed April 27, 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: **JAE KWAN PARK**

Moment of Silence for Our Troops

ROLL CALL:

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

Borough Attorney John Schettino, Esq. Present

Borough Administrator David Lorenzo Present

Mayor Chung asked for a motion to go into Closed Session.

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Min

To Enter Closed Session

All Present in Favor by Voice Vote.

OFF CONSENT:

RESOLUTION 2022-174: Authorization to Enter Closed Session (RE: Confidential Report of the Special Counsel):

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Mayor and Council of the Borough of Palisades Park wishes' to discuss the following:

CONFIDENTIAL REPORT OF THE SPECIAL COUNSEL

Minutes will be kept, and once the matter involving the confidentiality of the above no longer requires that confidentiality, the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED, that the public be excluded from this meeting.

The Borough Attorney stated that the Mayor and Council would be going into Closed Session to discuss the Confidential Report of the Special Counsel, and the Council would reopen the meeting and may take further action.

At approximately 6:05 P.M., the Mayor and Council proceeded with the Closed Session inside the Mayor's Office.

At approximately 6:50 P.M., the Mayor and Council returned to the dais, and the Mayor asked for a motion to close the Closed Session and reopen the Work Session.

Motion Made By Councilperson: Kim

Seconded By Councilperson: Pirrera

To Close Closed Session and Reopen Work Session

All Present in Favor by Voice Vote.

ROLL CALL:

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

Councilperson	Jang	Present
“	Kim	Present
“	Min	Present
“	Park	Present
“	Pirrera	Present
“	Vietri	Present

Borough Attorney John Schettino, Esq. Present

Borough Administrator David Lorenzo Present

BUDGET AMENDMENT HEARING

The CFO, Roy Riggitano, explained that the budget had to be amended due to the garbage trash removal, which was a \$400,000 increase. The decision was made to use surplus as to not impact the taxpayer. The tax rate would remain the same. The budget would be increased by \$400,000. The contract was bid numerous times, and this was the best the Borough could do.

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
To Open Budget Amendment Hearing to Public

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Youbong Won-Yoon – Wanted clarification of the budget increase. Mr. Riggitano explained the increase.

Anieska Garcia – Wanted to know if using the surplus would impact the town’s credit rating. The Borough Administrator, David Lorenzo, answered no. Ms. Garcia asked if there was a plan to recoup the \$400,000. The CFO answered that part of the plan was increasing the parking fees.

Gerry White – Asked why they would be receiving an estimated tax bill if the budget was set. Mr. Riggitano explained that they did not have the County tax rate, which would be available at the end of June. The Governor’s office said that the budget would not be adopted in time to send the actual tax bills. The estimated tax bills would be reconciled in November.

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Kim
To Close Budget Amendment Hearing to Public

All Present in Favor by Voice Vote.

ADOPTION OF PREVIOUS MONTH’S MINUTES

Special Meeting of the Mayor and Council: April 11, 2022
Mayor & Council Meeting: April 26, 2022
Special Meeting of the Mayor and Council: May 9, 2022

CONSENT AGENDA:

RESOLUTION 2022-144 Claims
RESOLUTION 2022-145 Redemption of Tax Sale Certificate (RE: 464 11th Street)
RESOLUTION 2022-146 Authorization of Pool Membership Fee Refund (RE: K. Policastro)
RESOLUTION 2022-147 Award of Contract for Clothing, Shoes, and Textiles Curbside Pickup Services (RE: OGS Recycling, LLC-DBA Helpsy)
RESOLUTION 2022-148 Authorization of Amendment of Contract with Westphal Waste Services
RESOLUTION 2022-149 Authorization of Raffle License (RE: St. Michael’s Church RL #660)
RESOLUTION 2022-150 Authorization of Raffle License (RE: St. Nicholas Church RL #661)
RESOLUTION 2022-151 Authorization of Raffle License (RE: Joey’s Fund Inc. RL #662)
RESOLUTION 2022-152 Authorization of Raffle License (RE: Palisades Park BPOE RL #663)
RESOLUTION 2022-153 Authorization of Hold Harmless Agreement between the Borough of Palisades Park and the Palisades Park Swim Club for Food Drive
RESOLUTION 2022-154 Authorization of Borough Administrator to Advertise for a Police Director
RESOLUTION 2022-155 Authorization of Revised Paragraph 10 of Agreement between the Borough of Palisades Park and General Code for Editorial and Legal Analysis of the Borough’s General Code
RESOLUTION 2022-156 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and BSM Soccer Camp

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

- RESOLUTION 2022-157 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Children's Home Montessori School
- RESOLUTION 2022-158 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Edgewater Summer Camp
- RESOLUTION 2022-159 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and KCC Englewood
- RESOLUTION 2022-160 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Les Enfants School
- RESOLUTION 2022-161 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Lewis F. Cole Middle School
- RESOLUTION 2022-162 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Metropolitan Ice Cream Truck
- RESOLUTION 2022-163 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Neil Vill Summer Camp
- RESOLUTION 2022-164 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and NJ Promise Summer Camp
- RESOLUTION 2022-165 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Edwin's Pizza on Wheels
- RESOLUTION 2022-166 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Scarlet Aquatics
- RESOLUTION 2022-167 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and SH Enrichment
- RESOLUTION 2022-168 Hiring of Pool Employees for the 2022 Pool Season
- RESOLUTION 2022-169 Acceptance of Resignation of Building Department Secretary/TACO Officer
- RESOLUTION 2022-170 Authorization of the Borough of Palisades Park Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994 C. 72

OFF CONSENT:

- RESOLUTION 2022-171 Adoption of 2022 Municipal Budget
- RESOLUTION 2022-172 Elimination of Position of Deputy Borough Administrator
- RESOLUTION 2022-173 Authorization of Chamber of Commerce to Hold Street Festival
- RESOLUTION 2022-174 Authorization to Enter Closed Session (RE: Confidential Report of the Special Counsel)

INTRODUCTION OF ORDINANCE:

- ORDINANCE 2022-3 Bond Ordinance to Authorize the Resurfacing of West Palisades Blvd from Grand Ave to Broad Ave to Appropriate the Sum of \$225,000 to Pay the Cost Thereof
- ORDINANCE 2022-4 Amendment of Chapter 116 Entitled "Construction Codes, Uniform"

COUNCIL REPORTS:

None

Councilman Kim asked to move the following Resolutions #2022-146, #2022-147, #2022-152, #2022-154, #2022-155, and #2022-168 from the Consent Agenda to the Off Consent Agenda.

Councilwoman Jang asked about Resolution #2022-144. She asked if sick time payouts were included in the bills list. She stated that she just found out that the sick time payouts mentioned in the State Comptroller's report were still being paid out. She stated that she thinks the Borough had been paying out illegal payments continuously. Councilwoman Pirrera said it wasn't verified that there were any illegal payments. Mr. Riggitano stated that it was out of line to say that there was anything illegal done this year.

Councilman Kim asked about Resolution #2022-146, which was about the pool membership refund. Councilwoman Pirrera explained that this was done in the past.

Councilman Kim asked about Resolution #2022-147, which was about the curbside pickup for clothes, shoes, and textiles. He asked if the DPW picked these items up. Mr. Lorenzo answered that the DPW could, but this service would donate the items to people in need or different organizations. He added that this service was free, and the Borough would get paid by the ton.

Councilman Kim asked about Resolution #2022-152, which was about the Elks club raffle license. Mr. Lorenzo answered.

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

Councilman Kim asked about Resolution #2022-154, which was about the Police Director. He said that Councilwoman Jang wanted to put a Director, but he disagreed. He said that the PD needed a competent Chief to take responsibility and manage the PD. He wanted to know why make a Director which was similar to the consultants. Councilwoman Jang said that the Chief should be from one of the current police force. She felt that there was no one qualified to be Chief at this point. She explained that she did not want to bring a Chief from the outside. She stated that until they found a good person from among the police force, it would be a good idea to bring someone in temporarily to lay everything down about protocol, education, and form the right way for a certain period of time. The Borough Attorney, Mr. Schettino advised the entire Mayor and Council to please refrain from making any comments about any employees unless they were going to say what a great job they were doing. Other than that, he asked that the Governing Body refrain from making any public comments because it was not appropriate, and they would subject the Borough to unnecessary liability. Councilman Vietri addressed Councilwoman Jang and said that although the Borough Administrator had been authorized to advertise for the position of Police Director, there were no qualifications given to him to advertise for such. Councilman Vietri said that the three Police Consultants had been retired Police Chiefs. One of them could have been made the Police Director.

Councilman Kim asked about Resolution #2022-155. Mr. Lorenzo clarified that General Code had not been paid yet.

Councilman Kim asked about Resolution #2022-168. The Pool Manager, Karen Nascenti, said that the pool was having a hard time hiring lifeguards because the pay was low. That was why she asked for a raise for the pool employees. Mr. Schettino added that Ms. Nascenti's statement was true because pools across Bergen County were having the same issue with hiring lifeguards with the inflation.

All of the Resolutions with the exception of Resolution #2022-154 were placed back on the Consent Agenda for approval.

Councilwoman Jang asked about Resolution #2022-148. Mr. Lorenzo answered that a new Resolution was prepared by the Borough Attorney to clarify the wording and amounts. The bid price remained the same. Mr. Schettino clarified that his office had prepared the Resolution. There was a miscommunication about the alternate bid prices. The Borough Clerk clarified that the only thing that changed was the bond language. Councilwoman Jang said the contract amount had changed. Mr. Schettino and Mr. Lorenzo both stated that the contract amount had remained the same. Mr. Schettino again clarified that the change in the second contract dealt with the bond. It was approximately \$350,000 less a year than the other bid that was received. The total savings over a five year period was over one million dollars. Councilwoman Jang said she could not digest over 13 pages of writing in half an hour. Mr. Lorenzo stated that he was in his office all day long, and she was free to come anytime she wanted and he would walk her through the bid process. Ms. Jang said that the Borough Clerk should have included it in the agenda packet that was sent out. She said she doesn't like having the agenda on her desk at the last moment. It was clarified that the agenda was sent out the prior Thursday. Mr. Schettino said that the agenda was sent out Thursday or Friday by the Borough Clerk before the next meeting. The Council had the right to contact the Borough Clerk or the Borough Administrator with any questions they had with the agenda or any other information that they may need before the meeting.

The Mayor had two items to discuss. In looking at the budget, he thought that there were some areas that they could make a little bit more cuts. One of the areas was personnel. He did his due diligence by reviewing neighboring towns who were bigger than, of similar size, and smaller than Palisades Park and a lot of the towns did not have this particular position. He recommended to the Council to eliminate the Deputy Borough Administrator position that could potentially save \$82,000. Councilman Vietri asked how long the Borough had this position in existence. The Mayor said he did not know. Councilman Vietri asked one, two years? He said that if it's been over four, five years, he did not understand why it had to be eliminated now. He said there was no reason. The Mayor asked Councilman Vietri if he had looked at the budget. He said he was trying to tighten the belt. Councilman Kim asked why now. The Mayor said why not now. Councilman Kim said that during his tenure as Mayor, why he needed to bring this up now. The Mayor stated that Councilman Kim was being silly. He asked what participation Councilman Kim had in the budget this year. The Mayor said zero.

Councilman Kim handed out papers he had prepared to the Councilmembers. Mr. Kim said that everyone was talking about the State Comptroller's report and saving money. He spoke about car allowances and car usage. The Mayor said that he does not vote on these matters. Councilman Kim said that the Mayor was using taxpayer money for insurance for him and his wife. Councilman Kim said that the Mayor stated he never used the gas cards, but there were records of the Mayor using the gas cards. Councilman Kim said that if the Mayor wanted to talk about saving money, they should start with the Mayor. Councilman Kim told the Borough Attorney that he wanted to bring this to the Prosecutor's Office. The Mayor said to go for it. Councilman Kim said he also wanted to get Special Counsel and that no one had health insurance except for the Mayor. He wanted this investigated by the Prosecutor's Office and Special Counsel. Councilwoman Pirrera said that if this was going to be a political meeting, then she would leave.

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

She said she had enough of the political arguments. The Mayor continued and stated that he had given his recommendation and the Council could vote on it whether they liked it or not. Mr. Schettino said that once the meeting was open to the public, the public could then ask questions. The Mayor told Councilman Kim that if he spoke out of order again, he would be escorted out of the meeting.

The Mayor's second recommendation was to consider the removal of the Borough Administrator. He thought that they needed to start heading in a different direction. Councilman Vietri wanted to table the recommendation. Mr. Schettino clarified that a motion and second was needed for either item that the Mayor mentioned. After someone made a motion and second and before the roll call was taken, someone could make the motion to table it. Councilman Kim asked why the Mayor wanted to remove the Borough Administrator and who would take responsibility for this position. The Mayor stated that it would be in place and if Councilman Kim disagreed, he could choose to not vote on it. Councilman Kim asked again who would replace the Borough Administrator. The Mayor said they would find somebody for the position. Councilman Kim stated that this was a salaried position. The Mayor said he was fully aware of this fact. Councilman Kim asked what money would be saved if they were going to hire someone else. The Mayor asked what number Resolution this would be on the agenda. The Borough Clerk answered that the Deputy Borough Administrator would be 172 and the Borough Administrator would be 173.

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

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Gerry White – Asked about Resolution #2022-154; wanted to know if this was a civilian director. Second question was about #2022-155 and wanted clarification. She asked how much the Deputy Borough Administrator made and how much the Borough Administrator made.

Marsha Schor (50 Henry Ave) – With regard to the Deputy Borough Administrator and the Borough Administrator, she wanted to know if this was not a Mayoral election, if anyone would be losing their jobs.

Susan Brauer (50 Henry Ave) – Mentioned that the Mayor spoke about cutting two jobs and not having immediate replacements. It was in the middle of doing the budget, COVID money, and everything else like getting the Police Department in shape and yet Stephanie wanted to hire a Police Director. She did not see any sense in that.

Suk Min (455 9th Street) – Wanted to know if the Borough would be facing a lawsuit again if the Deputy BA and the BA were removed. If so, would this be paid out with the taxpayer's money?

Daniel Chung (316 E. Ruby Ave) – Had a question for Councilman Paul Kim. If the Councilmembers were in charge of the budget, why would he as a Councilman approve the budget and allow such spending if he cared so much about the taxpayers.

Youngmin Jung (50 E. Palisades Blvd) – Spoke about the BA's contract done in December 16, 2020. It was signed by the Mayor, the Clerk, and the BA. He spoke about the termination provision in the contract. He stated that the State Comptroller's report stated this provision was unlawful. He spoke about the Deputy BA's position being for pleasure. He spoke about fixing the contract.

Neris Papoters (444 Glen Ave) – Addressed Councilman Paul Kim and his political flyers. She congratulated the Mayor for finally making the right move and the right decision. She hoped that all of the Councilmembers would make the right decision. She said it was nothing personal against Mr. Lorenzo or Mr. Ashley. She asked why they have to pay the Deputy BA and BA's salary when the town doesn't even have a community center for the children.

Soo Chung – Asked about the unlawful sick payments.

Bob Lee (19 Henry Ave) – Asked what the plan was after firing the BA. He also asked what the overall budget for the town was. The Mayor had mentioned that the budget was slim, but there were thousands of new duplexes and home values had risen at least 100% in the past five years. There were no improvements, and Mr. Lee wanted to know where all the money was going.

Youbong Won-Yoon – Asked about implemented plan regarding the State Comptroller's report. She asked about 12 Bellview Place and the status of execution.

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

Robert DeVito – Addressed the Mayor and said he did his due diligence but didn't know how long the Deputy BA had worked. He also asked what the town was doing with regard to the parking because the town was bleeding money.

Peter Longo – Said that he had been coming to the meetings for a long time, and he was very upset. He said that respect should be given to the speakers. He asked about the parking situation and the refunds. He asked about Resolution #2022-108 and the corrections suggested by the State Comptroller's report. He asked about the pool using credit cards. He was curious who approved the medical benefits.

Joseph Sperlazzo – Asked about Ordinance #2022-3.

Motion Made By Councilperson: Jang
Seconded By Councilperson: Pirrera
To Close Public Portion and Adjourn the Work Session

All Present in Favor by Voice Vote.

The Borough Administrator proceeded to answer the questions. With regard to Ms. White's question about whether the director would be a civilian, the answer was yes. Mr. Lorenzo explained that #2022-155 was for a company to come in and look at the Borough's codification of Ordinances. The Deputy BA and the BA's salary was posted online.

Mr. Lorenzo referred Ms. Schor's question to the Mayor. The Mayor stated that there was political motive behind his actions.

Mr. Lorenzo reiterated Ms. Brauer's questions and referred it to the Council. No one answered.

Mr. Lorenzo referred Mr. Min's question to Mr. Schettino. Mr. Schettino said that anyone could file a lawsuit on any matter in this Country. Palisades Park seemed to be pretty litigious. Yes, someone could file a lawsuit but that didn't mean they were going to be successful. The Borough depending on what the allegations were, would be covered by its insurance and the insurance company would assign an attorney to represent the Borough.

Mr. Lorenzo referred Mr. Chung's question to Councilman Kim. Mr. Chung repeated his question and asked why Councilman Kim voted for the budget if he had such a problem with some of the payments that were made. Councilman Kim asked for clarification of the question, and he answered that he voted to approve the settlements based on advice of the counsel.

Mr. Lorenzo referred Mr. Jung's question to Mr. Schettino. Mr. Schettino answered that the Statute read that 4 affirmative votes of the Council were needed to remove the Administrator in a Borough form of government.

Mr. Lorenzo reiterated Ms. Papoters question.

Mr. Lorenzo referred Ms. Chung's question to Mr. Schettino. Mr. Schettino answered that based upon the passage of the State Statute in 2007 and 2010, annual payout of sick days were not allowed depending on when the employee was hired. With respect to five employees, the State Comptroller's report was inaccurate as to the number of employees that were involved, the Borough sent these employees letters seeking reimbursement. Now the Mayor and Council had to wait to receive a response from the employees, and then they would have to make a decision on how they want to pursue the payments. One avenue may be litigation, but this may not be cost effective. Another may be to seek a payment schedule from the employee. There were several options open to the Governing Body.

Ms. Papoters wanted an answer to her question. Mr. Lorenzo thought that questions regarding campaign flyers were not appropriate for this venue. Mr. Schettino said that the Council was not obligated to answer questions regarding political flyers because it was not a Borough matter. Mr. Schettino clarified Ms. Papoter's question which was, "Who approved the Mayor receiving health benefits?" Councilman Kim said that he didn't because he didn't even know about it. He stated that he received his facts regarding the health benefits and the car usage from Mary Leto and Randall Topping. The State Comptroller's report stated that as of 2010, elected officials were not allowed to receive health benefits. There were two ways of getting insurance from the Borough. One was if you were a full-time employee. Councilman Kim said that he didn't think the Mayor was a full-time employee as an elected official. Second, as an elected official, you are supposed to work 35 hours a week. There was no proof of the Mayor working these hours. The Mayor said that he used the Borough car to collect money for philanthropy; there was no record of that either. Ms. Papoters wanted to know who was approving these items so that the Mayor could have it. Councilman Kim stated it did not go through the Council because there was no agenda or Resolution for this. Ms. Papoters asked the BA to answer. Mr. Lorenzo said that the Mayor came to him and wanted health benefits. He explained that the Mayor, as an executive officer of the Borough, overrode

Borough of Palisades Park
Work Session of the Mayor and Council
May 23, 2022

him as the BA, and made a decision that he would get health benefits. The Mayor had told the BA that he was working enough hours to qualify and he went in, filled out the paperwork, which was not signed by the BA, and he proceeded to put himself on the benefits. The Mayor said that the BA handed him the form. The BA said that the Mayor made the decision to sign the health benefits form.

Mr. Lorenzo answered Ms. Won-Yoon's question regarding the State Comptroller's report and the 12 Bellview place project. The Borough Engineer was preparing plans and specs for the demolition. Mr. Schettino said that at this point in time, every recommendation of the State Comptroller's report had been implemented. The policies were changed, contracts were revised, changes were made in the finance office, and every single recommendation had been corrected and implemented. The last meeting addressed one of the final things – one sentence in the employee manual needed to be changed.

Mr. Lorenzo referred Mr. DeVito's question to the Mayor. The Mayor said that he did his due diligence. Regarding the parking program, it was Mr. Lorenzo's understanding that Councilman Park was taking the charge. Councilman Min had been to the BA's office multiple times, but there was no conclusion.

Mr. Lorenzo said Mr. Longo was upset with the conduct of the meeting. Councilwoman Pirrera said that to implement the use of credit cards, it would be about \$50 a month cost. The biggest problem was that the pool was open for three months. The cost would have to be paid for the whole year. A cost would be created that wasn't necessary. There would also be a 2-3% surcharge per transaction. Additionally, when credit cards were accepted, the pool encountered server problems, and there were issues with fraud. It was not worth it at the end of the day to institute the usage of credit cards.

Mr. Lorenzo answered Mr. Sperlazzo regarding the bond ordinance. Mr. Lorenzo stated that the resurfacing of W. Palisades Blvd was underway. The E. Edsall Blvd project was an ongoing process with the DOT.

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Min
To Adjourn the Work Session

Meeting adjourned at 8:00 P.M.

Attest:



Gina S. Kim, RMC, CMC
Borough Clerk

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Mayor Christopher Chung opened the meeting at 8:00 P.M.

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

1. Notice was filed April 27, 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	Present
"	Park	Present
"	Pirrera	Present
"	Vietri	Present

Borough Attorney John Schettino, Esq. Present

Borough Administrator David Lorenzo Present

ADOPTION OF PREVIOUS MONTH'S MINUTES

Special Meeting of the Mayor and Council: April 11, 2022

Mayor & Council Meeting: April 26, 2022

Special Meeting of the Mayor and Council: May 9, 2022

Motion Made By Councilperson: Pirrera

Seconded By Councilperson: Min

To Adopt the April 11, 2022 Mayor and Council Special Meeting Minutes, April 26, 2022 Mayor and Council Minutes, and the May 9, 2022 Mayor and Council Special Meeting Minutes

All Present in Favor by Voice Vote.

CONSENT AGENDA:

RESOLUTION 2022-144	Claims
RESOLUTION 2022-145	Redemption of Tax Sale Certificate (RE: 464 11 th Street)
RESOLUTION 2022-146	Authorization of Pool Membership Fee Refund (RE: K. Policastro)
RESOLUTION 2022-147	Award of Contract for Clothing, Shoes, and Textiles Curbside Pickup Services (RE: OGS Recycling, LLC-DBA Helpsy)
RESOLUTION 2022-148	Authorization of Amendment of Contract with Westphal Waste Services
RESOLUTION 2022-149	Authorization of Raffle License (RE: St. Michael's Church RL #660)
RESOLUTION 2022-150	Authorization of Raffle License (RE: St. Nicholas Church RL #661)
RESOLUTION 2022-151	Authorization of Raffle License (RE: Joey's Fund Inc. RL #662)
RESOLUTION 2022-152	Authorization of Raffle License (RE: Palisades Park BPOE RL #663)
RESOLUTION 2022-153	Authorization of Hold Harmless Agreement between the Borough of Palisades Park and the Palisades Park Swim Club for Food Drive
RESOLUTION 2022-154	Authorization of Borough Administrator to Advertise for a Police Director
RESOLUTION 2022-155	Authorization of Revised Paragraph 10 of Agreement between the Borough of Palisades Park and General Code for Editorial and Legal Analysis of the Borough's General Code
RESOLUTION 2022-156	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and BSM Soccer Camp
RESOLUTION 2022-157	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Children's Home Montessori School
RESOLUTION 2022-158	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Edgewater Summer Camp
RESOLUTION 2022-159	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and KCC Englewood
RESOLUTION 2022-160	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Les Enfants School
RESOLUTION 2022-161	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Lewis F. Cole Middle School
RESOLUTION 2022-162	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Metropolitan Ice Cream Truck
RESOLUTION 2022-163	Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Neil Vill Summer Camp

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

- RESOLUTION 2022-164 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and NJ Promise Summer Camp
- RESOLUTION 2022-165 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Edwin's Pizza on Wheels
- RESOLUTION 2022-166 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Scarlet Aquatics
- RESOLUTION 2022-167 Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and SH Enrichment
- RESOLUTION 2022-168 Hiring of Pool Employees for the 2022 Pool Season
- RESOLUTION 2022-169 Acceptance of Resignation of Building Department Secretary/TACO Officer
- RESOLUTION 2022-170 Authorization of the Borough of Palisades Park Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994 C. 72

OFF CONSENT:

- RESOLUTION 2022-171 Adoption of 2022 Municipal Budget
- RESOLUTION 2022-172 Elimination of Position of Deputy Borough Administrator
- RESOLUTION 2022-173 Authorization of Chamber of Commerce to Hold Street Festival
- RESOLUTION 2022-174 Authorization to Enter Closed Session (RE: Confidential Report of the Special Counsel)

INTRODUCTION OF ORDINANCE:

- ORDINANCE 2022-3 Bond Ordinance to Authorize the Resurfacing of West Palisades Blvd from Grand Ave to Broad Ave to Appropriate the Sum of \$225,000 to Pay the Cost Thereof
- ORDINANCE 2022-4 Amendment of Chapter 116 Entitled "Construction Codes, Uniform"

CONSENT AGENDA:

RESOLUTION 2022-144: Claims:

RESOLVED, by the Mayor and Council of the Borough of Palisades Park, that the following claims, aggregating **\$ 2,924,371.12** 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	\$ 2,076.92
Affordable Housing Security Acct	\$ 0.00
Affordable Senior Facility	\$ 0.00
Animal Account	\$ 0.00
Building Dept Account	\$ 0.00
Capital Account	\$ 27,400.40
Cash Management Account	\$ 0.00
Centennial Trust	\$ 0.00
Community Development Trust	\$ 0.00
Current Account	\$ 2,863,052.65
Developers Escrow	\$ 22,327.25
Electronic Parking Meter Account	\$ 0.00
Federal Share Forfeiture	\$ 0.00
Free Public Library	\$ 728.00
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
Public Defender Trust	\$ 0.00
Recycling Trust	\$ 0.00
Swim Pool Operating Account	\$ 7,869.90

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Swim Pool Cafe	\$ 0.00
Swim Pool Capital Account	\$ 0.00
Tree Preservation	\$ 916.00
UFC Fines & Penalty	\$ 0.00
Unemployment Trust	\$ 0.00
Veterans Account	\$ 0.00
Total:	<u>\$ 2,924,371.12</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 2022-145: Redemption of Tax Sale Certificate (RE: 464 11th Street):

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 \$74,300.76 payable to "Carina Realty" 127 S. Washington Avenue Bergenfield NJ, 07621 for the Redemption of Tax Sale Certificate #3151, dated 12/12/2019 on property known as Block 420, Lot 14, 464 11th Street. This amount includes a premium of \$27,500.00.

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, \$27,500.00 as a Premium to the Borough of Palisades Park on the day sale for Tax Sale Certificate #3151.

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 2022-146: Authorization of Pool Membership Fee Refund (RE: K. Policastro):

WHEREAS, the Pool Manager has advised the Mayor and Council that Kathleen Policastro of 175 Railroad Ave, Hackensack, NJ 07601 is requesting a refund of her pool membership fee due to medical reasons; and

WHEREAS, the total amount of the refunded membership will be **\$275.00**; and

WHEREAS, upon the review and recommendation of the Pool Manager, the Mayor and Council hereby approve of said refund.

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 Tax Collector is hereby authorized and directed to issue a refund check to the following individual:

Kathleen Policastro, 175 Railroad Ave, Hackensack, NJ 07601

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

1. Chief Financial Officer
2. Tax Collector
3. Pool Manager
4. Kathleen Policastro

RESOLUTION 2022-147: Award of Contract for Clothing, Shoes, and Textiles Curbside Pickup Services (RE: OGS Recycling, LLC-DBA Helpsy):

WHEREAS, the Borough of Palisades Park advertised for bids for Clothing, Shoes and Textiles Curbside Pickup Services; and

WHEREAS, the Borough received one bid from OGS Recycling, LLC-DBA Helpsy for \$60.00/ton; \$.03 cents per pound as a royalty to be paid to the Borough;

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

WHEREAS, the Borough Clerk and Borough Attorney have reviewed the bid submitted and recommend the approval of same; and

WHEREAS, the Borough Attorney has prepared a contract agreement between the Borough and OGS Recycling, LLC-DBA Helpsy, 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 bid submitted by OGS Recycling LLC-DBA Helpsy for Clothing, Shoes and Textiles Curbside Pickup Services, 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 OGS Contracting LLC-DBA Helpsy 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 OGS Recycling LLC-DBA Helpsy 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 OGS Recycling LLC-DBA Helpsy upon its passage.

RESOLUTION 2022-148: Authorization of Amendment of Contract with Westphal Waste

Services:

WHEREAS, the Borough previously adopted a resolution and agreement for Solid Waste and Recycling Collection and Disposal Services with Westphal Waste Services; and

WHEREAS, after further review of the contract, it is necessary to revise the commencement date and bond language in same; and

WHEREAS, a copy of the revised Agreement between the Borough and Westphal Waste Services is attached hereto and incorporated herein by reference; and

WHEREAS, the Borough Administrator has reviewed the revision to the contract agreement revising the commencement date and bond language, 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 revised Contract Agreement between the Borough of Palisades Park and Westphal Waste Services for Solid Waste and Recycling Collection and Disposal Services be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute the attached revised Agreement 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 the attached revised Agreement to Westphal Waste Services upon its passage.

RESOLUTION 2022-149: Authorization of Raffle License (RE: St. Michael's Church RL #660):

WHEREAS, **St. Michael's Church**, located at 19 E. Central Blvd, Palisades Park, NJ 07650, Registration ID #371-1-7777), has filed an application to conduct a raffle game during an event to be held on June 3, 2022 at 3:00 P.M.; and

WHEREAS, said application has been investigated, and it is the determination of the Mayor and Council of the Borough of Palisades Park that it be approved.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Clerk is hereby authorized to issue raffle License #**RL-660** to **St. Michael's Church**, and that the licensee shall submit a fee of \$140.00 payable to the State of New Jersey, Legalized Games of Chance Control Commission.

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

1. State of NJ – Legalized Games of Chance Control Commission
2. Police Department
3. St. Michael's Church

RESOLUTION 2022-150: Authorization of Raffle License (RE: St. Nicholas Church RL #661):

WHEREAS, St. Nicholas Church, located at 442 E. Brinkerhoff Avenue, Palisades Park, NJ 07650, Registration ID #**371-1-8183**), has filed an application to conduct a raffle game during an event to be held on August 13, 2022 at 11:00 P.M.; and

WHEREAS, said application has been investigated, and it is the determination of the Mayor and Council of the Borough of Palisades Park that it be approved.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Clerk is hereby authorized to issue raffle License #**RL-661** to **St. Nicholas Roman Catholic Church**, and that the licensee shall submit a fee of \$20.00 payable to the State of New Jersey, Legalized Games of Chance Control Commission.

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

1. State of NJ – Legalized Games of Chance Control Commission
2. Police Department
3. St. Nicholas Roman Catholic Church

RESOLUTION 2022-151: Authorization of Raffle License (RE: Joey's Fund Inc. RL #662):

WHEREAS, Joey's Fund Inc. located at 436 Hillcrest Place, 2nd Floor, Palisades Park, NJ 07650, Registration ID #**371-4-41527**), has filed an application to conduct a raffle game during an event to be held on July 15, 2022 at 12:00 P.M.; and

WHEREAS, said application has been investigated, and it is the determination of the Mayor and Council of the Borough of Palisades Park that it be approved.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Clerk is hereby authorized to issue raffle License #**RL-662** to **Joey's Fund Inc.**, and that the licensee shall submit a fee of \$20.00 payable to the State of New Jersey, Legalized Games of Chance Control Commission.

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

1. State of NJ – Legalized Games of Chance Control Commission
2. Police Department
3. Joey's Fund Inc.'

RESOLUTION 2022-152: Authorization of Raffle License (RE: Palisades Park BPOE RL #663):

WHEREAS, Palisades Park BPOE located at 536 10th Street, Palisades Park, NJ 07650, Registration ID #**371-6-36007**), has filed an application to conduct a raffle game during an event to be held on May 14, 2022, thru August 6, 2022, during the hours of 2:00 P.M. thru 9:00 P.M. Monday thru Wednesday, 2:00 P.M. thru 12:00 A.M. on Thursday thru Saturday; and

WHEREAS, said application has been investigated, and it is the determination of the Mayor and Council of the Borough of Palisades Park that it be approved.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Clerk is hereby authorized to issue raffle License #**RL-663** to **Palisades Park BPOE**, and that the licensee shall submit a fee of \$750.00 payable to the State of New Jersey, Legalized Games of Chance Control Commission.

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

1. State of NJ – Legalized Games of Chance Control Commission
2. Police Department
3. Palisades Park BPOE

RESOLUTION 2022-153: Authorization of Hold Harmless Agreement between the Borough of Palisades Park and the Palisades Park Swim Club for Food Drive:

WHEREAS, the Palisades Park Swim Club wishes to hold a food drive for the duration of the swim club season with all donations going to St. Michael's Rectory; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that the Palisades Park Swim Club to enter into a Hold Harmless Agreement with the Borough wherein the Palisades Park Swim Club agrees to indemnify and hold the Borough of Palisades Park harmless for any and

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

all liability claims, costs and attorneys' fees arising out of the food drive; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and the Palisades Park Swim Club, 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 attached Hold Harmless Agreement between the Borough of Palisades Park and the Palisades Park Swim Club to hold a food drive for the duration of the swim club season for St. Michael's Rectory be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute the Hold Harmless Agreement attached hereto and incorporated herein by reference on behalf of the Borough; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution upon its passage together with the Hold Harmless Agreement to the Palisades Park Swim Club for signature and return to the Borough.

RESOLUTION 2022-154 WAS MOVED TO THE OFF CONSENT AGENDA DURING THE WORK SESSION.

RESOLUTION 2022-155: Authorization of Revised Paragraph 10 of Agreement between the Borough of Palisades Park and General Code for Editorial and Legal Analysis of the Borough's General Code:

WHEREAS, on February 22, 2022, the Borough adopted Resolution No. 2022-82 approving an agreement with General Code to perform an editorial and legal analysis of the Borough's General Code; and

WHEREAS, after further review of the agreement, it is necessary to revise paragraph 10 of said agreement as reflected on the attached revised Agreement between the Borough and General Code; and

WHEREAS, the Borough Administrator and Borough Attorney have reviewed the revision to Paragraph 10 of the Agreement between the Parties, 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 revised Paragraph 10 of the Agreement between the Borough of Palisades Park and General Code for editorial and legal analysis of the Borough's General Code, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute the attached revised Agreement 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 the attached revised Agreement to General Code upon its passage.

RESOLUTION 2022-156: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and BSM Soccer Camp:

RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH BSM SOCCER CAMP

WHEREAS, BSM Soccer Camp wishes to utilize the Palisades Park Swim Club for the period August 8, 2022 thru September 2, 2022, Monday thru Friday for 20 visits for a total approximate payment of \$14,400.00 dependent upon the total number of swimmers; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that BSM Soccer Camp enter into a Hold Harmless and License Agreement with the Swim Club wherein BSM Soccer Camp agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Borough and BSM Soccer Camp, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and BSM Soccer Camp for the use of the Swim Club for the period August 8, 2022 thru September 2, 2022, Monday thru Friday, for a total approximate payment of \$14,400.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution upon its passage together with the Hold Harmless and License Agreement to BSM Soccer Camp upon its passage.

RESOLUTION 2022-157: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Children's Home Montessori School:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH CHILDREN'S HOME MONTESSORI SCHOOL

WHEREAS, Children's Home Montessori School wishes to utilize the Palisades Park Swim Club Kiddie Pool between the hours of 10:00 a.m. to 11:00 a.m. on the following dates: July 7, July 14, July 21, July 28, August 4 and August 11 for twenty (20) swimmers with a total payment of \$1,200.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Children's Home Montessori School enter into a Hold Harmless and License Agreement with the Swim Club wherein Children's Home Montessori School agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Children's Home Montessori School, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Children's Home Montessori School for the use of the Swim Club Kiddie Pool between the hours of 10:00 a.m. to 11:00 a.m. on the dates referenced hereinabove for a total payment of \$1,200.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Children's Home Montessori School upon its passage.

RESOLUTION 2022-158: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Edgewater Summer Camp:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH EDGEWATER SUMMER CAMP

WHEREAS, Edgewater Summer Camp wishes to utilize the Palisades Park Swim Club on the following dates: July 8, July 15, July 22 and July 29 from 10:00 a.m. to 1:00 p.m. and from 1:00 p.m. to 6:00 p.m. for a total payment of \$7,700.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Edgewater Summer Camp enter into a Hold Harmless and License Agreement with the Swim Club wherein Edgewater Summer Camp agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Edgewater Summer Camp, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Edgewater Summer Camp Club on the following dates: July 8, July 15, July 22 and July 29 from 10:00 a.m. to 1:00 p.m. and from 1:00 p.m. to 6:00 p.m. for a total payment of \$7,700.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Edgewater Summer Camp upon its passage.

RESOLUTION 2022-159: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and KCC Englewood:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH KCC ENGLEWOOD

WHEREAS, KCC Englewood wishes to utilize the Palisades Park Swim Club on the following dates: July 8 and July 22 with a 12:45 arrival time for 120 students and 20 adults for a total payment of \$3,080.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that KCC Englewood enter into a Hold Harmless and License Agreement with the Swim Club wherein KCC Englewood agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and KCC Englewood, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and KCC Englewood on the following dates: July 8 and July 22 with a 12:45 arrival time for 120 students and 20 adults for a total payment of \$3,080.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to KCC Englewood upon its passage.

RESOLUTION 2022-160: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Les Enfants School:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH LES ENFANTS SCHOOL

WHEREAS, Les Enfants School wishes to utilize the Palisades Park Swim Club for a total of eighteen (18) visits on Tuesdays and Wednesdays between the hours of 9:30 a.m. thru 11:30 a.m. for a total payment of \$4,320.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Les Enfants School enter into a Hold Harmless and License Agreement with the Swim Club wherein Les Enfants School agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Les Enfants School, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Les Enfants School for the use of the Swim Club for eighteen (18) visits on Tuesdays and Wednesdays between the hours of 9:30 a.m. thru 11:30 a.m. for a total payment of \$4,320.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution upon its passage together with the Hold Harmless Agreement to Les Enfants School.

RESOLUTION 2022-161: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Lewis F. Cole Middle School:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH LEWIS F. COLE MIDDLE SCHOOL

WHEREAS, Lewis F. Cole Middle School located in Fort Lee wishes to utilize the Palisades Park Swim Club on June 7, 2022 between the hours of 9:00 a.m. to 2:30 p.m. for 300 swimmers for a total payment of \$2,400.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Lewis F. Cole Middle School enter into a Hold Harmless and License Agreement with the Swim Club wherein Lewis F. Cole Middle School agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Lewis F. Cole Middle School, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Lewis F. Cole Middle School for the use of the Swim Club on June 7, 2022 between the hours of 9:00 a.m. to 2:30 p.m. for 300 swimmers for a total payment of \$2,400.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Lewis F. Cole Middle School upon its passage.

RESOLUTION 2022-162: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Metropolitan Ice Cream Truck:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH METROPOLITAN ICE CREAM TRUCK

WHEREAS, Metropolitan Ice Cream Truck wishes to utilize the Palisades Park Swim Club on weekdays between June 27, 2022 through September 4, 2022, excluding July 4, 2022 unless otherwise noted for a weekly fee of \$100.00 for Monday thru Friday and a weekend fee of \$50.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Metropolitan Ice Cream Truck enter into a Hold Harmless and License Agreement with the Swim Club wherein Metropolitan Ice Cream Truck agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Metropolitan Ice Cream Truck, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Metropolitan Ice Cream Truck for the use of the Swim Club weekdays between June 27, 2022 through September 4, 2022, excluding July 4, 2022 unless otherwise noted for a weekly fee of \$100.00 for Monday thru Friday and a weekend fee of \$50.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Metropolitan Ice Cream Truck upon its passage.

RESOLUTION 2022-163: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Neil Vill Summer Camp:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH NEIL VILL SUMMER CAMP

WHEREAS, Neil Vill Summer Camp wishes to utilize the Palisades Park Swim Club on the following dates: June 28, July 5, July 12, July 19, July 26 and August 2 for a total of six (6) visits from 9:30 a.m. to 11:30 a.m. for a total payment of \$2,400.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Neil Vill Summer Camp enter into a Hold Harmless and License Agreement with the Swim Club wherein Neil Vill Summer Camp agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Neil Vill Summer Camp, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Neil Vill Summer Camp on the following dates: June 28, July 5, July 12, July 19, July 26 and August 2 for a total of six (6) visits from 9:30 a.m. to 11:30 a.m. for a total payment of \$2,400.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Neil Vill Summer Camp upon its passage.

RESOLUTION 2022-164: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and NJ Promise Summer Camp:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH NJ PROMISE SUMMER CAMP

WHEREAS, NJ Promise Summer Camp wishes to utilize the Palisades Park Swim Club on the following dates: July 19, July 21, July 26, July 28, August 2, August 4, August 9 and August 11 for 50 swimmers each day for a total payment of \$4,800.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that NJ Promise Summer Camp enter into a Hold Harmless and License Agreement with the Swim Club wherein NJ Promise Summer Camp agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and NJ Promise Summer Camp, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and NJ Promise Summer Camp on the following dates: July 19, July 21, July 26, July 28, August 2, August 4, August 9 and August 11 for 50 swimmers each day for a total payment of \$4,800.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to NJ Promise Summer Camp upon its passage.

RESOLUTION 2022-165: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Edwin's Pizza on Wheels:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH EDWIN'S PIZZA ON WHEELS

WHEREAS, Edwin's Pizza on Wheels wishes to utilize the Palisades Park Swim Club on weekdays between June 27, 2022 through September 2, 2022, excluding July 4, 2022 unless otherwise noted for a weekly fee of \$100.00 for Monday thru Friday and a weekend fee of \$50.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Edwin's Pizza on Wheels enter into a Hold Harmless and License Agreement with the Swim Club wherein Edwin's Pizza on Wheels agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Edwin's Pizza on Wheels, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Edwin's Pizza on Wheels for the use of the Swim Club weekdays between June 27, 2022 through September 2, 2022, excluding July 4, 2022 unless otherwise noted for a weekly fee of \$100.00 for Monday thru Friday and a weekend fee of \$50.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Edwin's Pizza on Wheels upon its passage.

RESOLUTION 2022-166: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and Scarlet Aquatics:
RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH SCARLET AQUATICS

WHEREAS, Scarlet Aquatics wishes to utilize the Palisades Park Swim Club as follows: Monday thru Friday from 6:30 a.m. to 8:30 a.m., Saturday and Sunday from 8:00 a.m. to 10:00 a.m for the period June 24th to August 5th with additional Monday to Friday afternoons as needed for the period June 6 thru June 22 for a total flat rate of # \$10,000.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that Scarlet Aquatics enter into a Hold Harmless and License Agreement with the Swim Club wherein Scarlet Aquatics agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and Scarlet Aquatics, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and Scarlet Aquatics as follows: Monday thru Friday from 6:30 a.m. to 8:30 p.m., Saturday and Sunday from 8:00 a.m. to 10:00 a.m. for the period June 24th to August 5th with additional Monday to Friday afternoons as needed for the period June 6 thru June 22 for a total flat rate of # \$10,000.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to Scarlet Aquatics upon its passage.

RESOLUTION 2022-167: Authorization of Hold Harmless and License Agreement between the Palisades Park Swim Club and SH Enrichment:

RESOLUTION APPROVING HOLD HARMLESS AND LICENSE AGREEMENT WITH SJ ENRICHMENT

WHEREAS, SJ Enrichment wishes to utilize the Palisades Park Swim Club on the following dates: June 29, July 6, July 13, July 20, July 27 and August 8 between the hours of 12:15 p.m. and 3:15 p.m. for approximately 150 swimmers for a total payment of \$10,800.00; and

WHEREAS, as a condition of same, the Borough of Palisades Park is requiring that SJ Enrichment enter into a Hold Harmless and License Agreement with the Swim Club wherein SJ Enrichment agrees to indemnify and hold the Palisades Park Swim Club harmless for any and all liability claims, costs and attorneys' fees arising out of the use of the Swim Club and to provide proof of insurance naming the Palisades Park Swim Club as an additional insured; and

WHEREAS, the Borough Attorney has prepared a Hold Harmless Agreement between the Borough and SJ Enrichment, 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 attached Hold Harmless and License Agreement between the Palisades Park Swim Club and SJ Enrichment as follows: June 29, July 6, July 13, July 20, July 27 and August 8 between the hours of 12:15 p.m. and 3:15 p.m. for approximately 150 swimmers for a total payment of \$10,800.00 be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to take all steps necessary to effectuate the Hold Harmless and License Agreement between the parties; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the Hold Harmless and License Agreement to SJ Enrichment upon its passage.

RESOLUTION 2022-168: Hiring of Pool Employees for the 2022 Pool Season:

WHEREAS, upon the recommendation of the Pool Manager, a pay increase is recommended for the pool employees for the 2022 Pool Season from June to September; and

WHEREAS, it is in the best interests of the Borough and its residents to hire certified lifeguards to maintain the safety of all pool visitors, secretaries and checkers to manage pool offices and daily operations, and maintenance/custodial workers to ensure the cleanliness of the pool grounds; and

WHEREAS, the following list of employees shall be hired and paid in accordance with the salary guide below:

1+ Years Experience
McKenzie Flynn - \$12.50

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Daniel Kim - \$12.50
Luis Rodriguez - \$12.50
Haslin Grandos - \$12.50

3+ Years Experience
James McDonagh - \$13
Gregory Hadoulis - \$13
Justin Ra - \$13
Jonathan Duarte - \$14
Paul Tarakdjian - \$14

4+ Years Experience
Julian Herreria - \$15
Jovany Domenici - \$15
Zahir Christopher McKnight - \$15
Anuar Nysanbayav - \$15
Lazaro Peyro - \$15

5+ Years Experience
Emilia Perez - \$16
Christopher Alvarez - \$17
Stephano Hadoulis - \$17
Talia Tobey - \$17

Guards (Pending Certification) - \$12
Joemy Medina
Eldris Lora
Joshua Garcia
Jefferson Lopez
Roy Park
Daniel Kim
Tyler Andrade
Jayden Serrata
Joseph Ntwalli
Freeilyn Mora
David You
Daniel Park
Travis Park
Jayson Zepeda
Yoomin Noh
Jesus Castillo

Yazeed Alomar - \$12.00

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned pool employees be hired and paid effective immediately for the duration for the 2022 Pool Season from June to September.

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

1. Chief Financial Officer
2. Pool Manager

RESOLUTION 2022-169: Acceptance of Resignation of Building Department Secretary/TACO Officer:

WHEREAS, the Building Department Official received written notification of resignation from the Building Department Secretary/TACO Officer, Gloria Aligo.

NOW, THEREFORE, BE IT RESOLVED, with deep regret that the Mayor and Council hereby accept the resignation of Gloria Aligo, effective immediately.

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

1. Payroll Department
2. Gloria Aligo

RESOLUTION 2022-170: Authorization of the Borough of Palisades Park Tax Collector to Prepare

and Mail Estimated Tax Bills in Accordance with P.L. 1994 C. 72:

A RESOLUTION AUTHORIZING THE BOROUGH OF PALISADES PARK TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994 C. 72

WHEREAS, the Borough of Palisades Park had a public hearing regarding its scheduled budget adoption on May 23rd, 2022 and the Bergen County Board of Taxation is unable to certify Palisades Park's tax rate at this time and the Borough of Palisades Park's Tax Collector will be unable to mail the Borough's 2022 tax bills on a timely basis; and

WHEREAS, the Borough of Palisades Park Tax Collector and Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Governing Body of the Borough of Palisades Park requests the Director of the Division of Local Government Services to approve the estimated tax levy conforming with the 105% listed below. Approval will enable the Borough to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest on borrowing.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Borough of Palisades Park, in the County of Bergen, State of New Jersey on this 23rd day of May 2022, as follows:

1. The Borough of Palisades Park Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2022 taxes. The Tax Collector shall proceed upon approval from the Director and take such actions as are permitted and required by P.L. 1993, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2022 is hereby set at \$53,128,054.30.
3. In accordance with law, the third installment of 2022 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Jang
To Adopt Consent Agenda Resolutions #2022-144 thru #2022-170

ROLL CALL:

Councilperson	Jang	Yes; No for Resolution #2022-148.
"	Kim	Yes
"	Min	Yes; Abstained for Resolution #2022-148.
"	Park	Yes
"	Pirrera	Yes
"	Vietri	Yes

OFF CONSENT:

RESOLUTION 2022-171: Adoption of 2022 Municipal Budget:

BE IT RESOLVED, by the Mayor and Council of the Borough of Palisades Park, County of Bergen, State of New Jersey, that the 2022 Budget hereinbefore set forth, is hereby adopted, and shall constitute an appropriation for the purposes stated of the sums set forth as appropriations and authorization in the amount of: \$27,345,820.62.

BE IT FURTHER RESOLVED, that the Clerk is hereby authorized to furnish a copy of this Resolution to the CFO, Tax Collector, and the Division of Local Government Services.

Motion Made By Councilperson: Pirrera
Seconded By Councilperson: Vietri
To Adopt Off Consent Agenda Resolution #2022-171

ROLL CALL:

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

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Councilwoman Pirrera suggested that the Council vote on #2022-154 before moving on to #2022-172 and #2022-173. Councilman Kim made a motion to table Resolution #2022-154.

OFF CONSENT:

RESOLUTION 2022-154: 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 #2022-154

ROLL CALL:

Councilperson	Jang	Yes
"	Kim	Yes
"	Min	Yes
"	Park	Yes
"	Pirrera	Recused
"	Vietri	Yes

OFF CONSENT:

RESOLUTION 2022-172: Elimination of Position of Deputy Borough Administrator:

WHEREAS, in addition to other jobs, titles, duties and responsibilities, Austin Ashley holds the title of Deputy Borough Administrator of the Borough of Palisades Park and is paid an annual salary of \$89,822.96 for said position; and

WHEREAS, the Deputy Borough Administrator serves at the pleasure of the Governing Body; and

WHEREAS, the position of Deputy Borough Administrator can be removed by the Governing Body with or without cause; and

WHEREAS, the Mayor has recommended the elimination of the title of Deputy Borough Administrator effective immediately for reasons of economy and efficiency which would result in a savings of \$89,822.96; and

WHEREAS, Austin Ashley would continue to be employed by the Borough of Palisades Park in his other capacities at a reduced salary.

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 position of Deputy Borough Administrator be and is hereby eliminated effective immediately; and

BE IT FURTHER RESOLVED that Austin Ashley's salary be reduced by \$89,822.96 in accord with the elimination of the title Deputy Borough Administrator; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution to Austin Ashley upon its passage.

Motion Made By Councilperson: Jang
Seconded By Councilperson: Park
To Adopt Consent Agenda Resolution #2022-172

Councilman Vietri made a motion to table Resolution #2022-172. Councilman Kim seconded the motion.

Motion Made By Councilperson: Vietri
Seconded By Councilperson: Kim
To Table Consent Agenda Resolution #2022-172

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Mr. Schettino said that first was the vote to table the Resolution. If the Council voted to table the Resolution, they would not be voting on the Resolution at all on the position of the Deputy Borough Administrator at tonight's meeting.

ROLL CALL:

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

Resolution #2022-172, Elimination of Position of Deputy Borough Administrator, was tabled.

Next was to vote on Resolution #2022-173, Removal of the Borough Administrator. Mr. Schettino asked the Council if they wished him to provide the legal opinion that he provided in Closed Session. They said yes. With regard to Councilwoman Jang and Councilman Park, based upon certain allegations that were pending, it was Mr. Schettino's legal opinion that they presently had a conflict of interest. The conflict of interest would not be resolved until such time that the allegations were resolved one way or the other. He recommended that these two Councilmembers recused themselves from participating in this vote or any matter dealing with the BA. They had also requested that Mr. Schettino write to the Ethics Board and receive an advisory opinion as to whether a conflict exists and how long that conflict would exist for. Both Councilwoman Jang and Councilman Park said they would follow Mr. Schettino's advice. Mr. Schettino advised both people to sit in the audience for this one vote. At approximately 8:11 P.M., Councilwoman Jang and Councilman Park recused themselves from the dais and sat in the audience.

The Mayor asked for a motion to remove the Borough Administrator. No motion was made, and no vote was taken.

Councilwoman Jang and Councilman Park returned to the dais at approximately 8:12 P.M.

INTRODUCTION OF ORDINANCE:

ORDINANCE 2022-3: Bond Ordinance to Authorize the Resurfacing of West Palisades Blvd from Grand Ave to Broad Ave to Appropriate the Sum of \$225,000 to Pay the Cost Thereof:

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

BOND ORDINANCE #2022-3

BOND ORDINANCE TO AUTHORIZE THE RESURFACING OF WEST PALISADES BOULEVARD (FROM GRAND AVENUE TO BROAD AVENUE) IN, BY AND FOR THE BOROUGH OF PALISADES PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$225,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Palisades Park, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Palisades Park, in the County of Bergen, State of New Jersey (the "Borough"), is hereby authorized to resurface West Palisades Boulevard (from Grand Avenue to Broad Avenue), including curb, sidewalk and drainage improvements, where necessary, in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor and shall be undertaken in accordance with plans and specifications prepared by the Borough Engineer and hereby approved and incorporated herein by this reference thereto. Such plans and specifications are on file or shall be placed on file with the Borough Clerk and made available for public inspection during regular business hours. It is hereby determined and stated that such road to be improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$225,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. It is anticipated that a grant in the amount of \$169,000 from the New Jersey Department of Transportation shall be received by the Borough to finance the cost of the improvement described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 9

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

hereof. Said improvement shall be made as a general improvement and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$225,000, and (4) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$225,000, and (5) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$43,000, which is estimated to be necessary to finance the cost of said purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$225,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 5. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$225,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 7. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 8. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$225,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 9. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 10. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 11. The Borough intends to issue bonds or notes to finance the cost of the improvement described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of such bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Motion Made By Councilperson: Kim

Seconded By Councilperson: Min

To Introduce Ordinance #2022-3

All Present in Favor by Voice Vote.

INTRODUCTION OF ORDINANCE:

ORDINANCE 2022-4: Amendment of Chapter 116 Entitled “Construction Codes, Uniform”:

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

ORDINANCE #2022-4

**AN ORDINANCE AMENDING CHAPTER 116 OF THE CODE OF THE BOROUGH OF
PALISADES PARK ENTITLED “CONSTRUCTION CODES, UNIFORM”.**

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:

WHEREAS, Chapter 116 of the Code of the Borough of Palisades Park sets forth all regulations regarding Uniform Construction Codes within the Borough of Palisades Park; and,

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.

§ 116-3 Fees.

ELEVATOR INSPECTIONS

Re-inspection fee § 203.00

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: Vietri
Seconded By Councilperson: Pirrera
To Introduce Ordinance #2022-4

All Present in Favor by Voice Vote.

NOTICE IS HEREBY GIVEN that **Ordinance #2022-3 and #2022-4** were introduced and passed on first reading at a meeting of the Mayor & Council, held on **May 23, 2022** and ordered published in accordance with the law. Said Ordinance(s) will be considered for final reading and adoption at a meeting held on **June 27, 2022** at 6:30 PM, in the Council Chambers, at which time all persons interested may appear for or against the passage of said Ordinance(s).

A copy of the Ordinance(s) will be posted on the Bulletin Board in the Borough Hall and will be available at the Office of the Borough Clerk.

COUNCIL REPORTS:

Councilman Min – No report.

Councilwoman Jang – Asked about the construction in front of the School Board office. Mr. Lorenzo said that they were waiting for the results to come back from the State and once that was done, a monitoring well would be placed where the pipe was. This would happen within the next week or so.

Councilwoman Pirrera – Felt disillusioned and upset about sitting on the Council. She mentioned that the political back and forth was unproductive. She said that every Councilmember sat on the dais with equal responsibility and equal blame. She said that she would like to spend the last couple of years as Councilwoman knowing that she did something of value.

Councilman Kim – Said he did his research with the State Comptroller report and told the Borough Attorney that he would like for him to take a look. If Mr. Schettino saw fit, Councilman Kim asked that

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

he forward the information he had brought up during the meeting to the Prosecutor's Office and Special Counsel. He said that there was about \$72,000 missing.

Councilwoman Pirrera left the meeting at approximately 8:17 P.M.

Councilman Vietri – Said that Palisades Park had one of the best police forces. They did a good job. The Fire Department had responded to 175 calls from the beginning of the year. There was 6 fire calls over the weekend.

Councilman Park – Spoke about the DPW report. He stated that mold was found in the building. He hoped this would be resolved in a short time.

The Borough Clerk mentioned to the Mayor that there was a last minute request by the Chamber of Commerce to hold a Street Festival. The Council proceeded to vote to approve this matter.

OFF CONSENT:

RESOLUTION 2022-173: Authorization of Chamber of Commerce to Hold Street Festival:

WHEREAS, the Palisades Park Chamber of Commerce has requested permission to conduct a Spring Street Festival on Broad Ave. from June 2, 2022 thru June 4, 2022 from 10:00 A.M. – 8:00 P.M. (rain date from June 9, 2022 thru June 11, 2022 from 10:00 A.M. – 8:00 P.M.); and

WHEREAS, no materials shall be placed in the public right of way;

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 permission to conduct a Spring Street Festival from June 2, 2022 thru June 4, 2022 from 10:00 A.M. – 8:00 P.M. (rain date from June 9, 2022 thru June 11, 2022 from 10:00 A.M. – 8:00 P.M.) be granted; and

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

1. Police Department
2. Palisades Park Chamber of Commerce

Motion Made By Councilperson: Kim

Seconded By Councilperson: Jang

To Table Consent Agenda Resolution #2022-173

ROLL CALL:

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

Motion Made By Councilperson: Vietri

Seconded By Councilperson: Min

To Open Meeting to the Public

All Present in Favor by Voice Vote.

PUBLIC PARTICIPATION:

Kenny Goldman – Asked Councilman Kim why he had a picture and video of Mr. Goldman on Facebook without his permission. He asked Councilman Kim to take down the video.

Susan Brauer (50 Henry Ave) – Asked Mr. Schettino how many affirmative Council votes are necessary to eliminate the two positions – Deputy BA and the BA. She commented on the civilian Police Director. She said she agreed with Councilman Vietri, and she did not want to hear any more about the Police Director.

Lois Grato (310 Glen Ave) – Asked about the parking passes. Was there going to be charge? Mr. Lorenzo said that as of now, nothing has changed.

Youngmin Jung (50 E. Palisades Blvd) – Said he supported the efforts of the Police Department and Fire Department. He mentioned the lawsuits filed by the Police Officers. He said that the Police Department was heavily influenced by politics. He said he doesn't believe there was enough new leadership.

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Soo Chung – Asked about the sick time payouts. She described her own experience with the PD.

Youbong Won-Yoon (268 Highland Ave) – Asked Mr. Schettino if the BA's contract for example has been corrected and signed.

Robert DeVito – Mentioned the notices that were sent to the employees for the sick time payouts. He wanted to know if the Mayor received a notice too for receiving \$72,000 in health benefits. He wanted to know if the Mayor would repay the money as well.

Neris Papoters (444 Glen Ave) – Asked if a different type of payment would be accepted at the pool. The answer was no. She wanted to know how much money would be made at the pool.

Resident (329 E. Columbia Ave) – Spoke about the garbage removal.

Motion Made By Councilperson: Vietri
Seconded By Councilperson: Kim
To Close Public Portion

All Present in Favor by Voice Vote.

The Borough Administrator proceeded to answer the questions. Mr. Schettino said that Councilman Kim did not need to answer Mr. Goldman's question because it did not relate to the Borough.

Mr. Lorenzo answered Ms. Brauer that four affirmative votes of the Council were needed to remove the Borough Administrator, not inclusive of the Mayor.

Mr. Lorenzo answered Ms. Grato said he did not know what was happening with the parking program.

Mr. Lorenzo reiterated Mr. Jung's comments about the PD.

Mr. Schettino answered Ms. Chung that the checks are signed off by the CFO. Mr. Schettino clarified that many employees were getting the sick payout because they were entitled to it and they predated the Statute. As to whether there was any improper action taken, the State Comptroller's report stated that no one did it intentionally. It was clear that they were unaware there was a change in the law because it existed for a long time that one was allowed to get the payments. As a point of information, many communities were making the same mistake. When the Statute change was made, a notice was sent out, but it was very easy to miss that notice and not get to the right people. There were numerous municipalities doing the same thing. Mr. Lorenzo asked what would happen if the challenge was upheld. Mr. Schettino said it was the PBA challenging this, and if they won that would mean that the State Comptroller's report was wrong the employees were entitled to the payments.

Mr. Schettino answered Ms. Won-Yoon's question. The Mayor and Council voted to make all the changes in the contract. The changes were sent to the affected employees. The employees did not sign a new contract. The Mayor and Council would enforce the changes whether or not the new contracts were signed. The Borough had done all the necessary steps to change the language in the contracts that the State Comptroller's report indicated were not consistent with State Statutes.

Mr. Lorenzo repeated Mr. DeVito's question. Mr. Schettino said that the State Comptroller's report did not mention health benefits for anyone.

Ms. Papoters question about credit card payments was already addressed.

Mr. Lorenzo said that the garbage pickups are exactly the same, and the Borough did not pay separately for tonnage anymore.

Motion Made By Councilperson: Vietri
Seconded By Councilperson: Kim
To Adjourn the Regular Meeting

All Present in Favor by Voice Vote.

Meeting adjourned at 8:43 P.M.

Borough of Palisades Park
Regular Meeting of the Mayor and Council
May 23, 2022

Attest:



Gina S. Kim, RMC, CMC
Borough Clerk