

**SPECIAL MEETING
OF THE
ELMWOOD PARK MAYOR AND COUNCIL
October 14, 2021
6:45P.M.**

1. CALL TO ORDER:

2. STATEMENT OF COMPLIANCE:

Whereas, Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read by the presiding officer.

Now, Therefore Be Advised, that the meeting requirements for this meeting have been met by publishing a special meeting notice in The Record and Herald News and by posting such notice in the office of the Borough Clerk as well as in a public place within the Municipal Building, and by notifying interested citizens. Said notice was posted and transmitted on October 8, 2021 and published on October 12, 2021.

3. ORDINANCES: SECOND READING

R-375-21

Introduce Ord. #21-23

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MOLA BOULEVARD (PHASE 2) IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$250,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

R-376-21

Introduce Ord. #21-24

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 21-15, ENTITLED “AN ORDINANCE TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS, EMPLOYEES AND SERVANTS OF THE BOROUGH OF ELMWOOD PARK, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2021”, REGARDING ADDITIONAL TEMPORARY STIPEND POSITIONS IN THE CLERK’S OFFICE.

4. RESOLUTIONS:

R-377-21

Approval of Submission of NJDCA ROID Application

R-378-21

Award of Bid – Gutters/Curbs Replacement

R-379-21

Award of Bid – Basketball Court Improvements

R-380-21

Approve the Consent Agenda

5. PUBLIC HEARING:

6. ADJOURNMENT:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-375-21**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #21-23

SECOND READING

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MOLA BOULEVARD (PHASE 2) IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$250,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

was introduced and passed at a meeting held on Tuesday, September 21, 2021 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MOLA BOULEVARD (PHASE 2) IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$250,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

pass on final reading.

APPROVED: October 14, 2021

Robert Colletti, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC

Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Golabek				
Fakhoury					Pellegrine				
Fasolo					Wechtler				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 14th day of October 2021. Signed and sealed before me.

Erin Delaney, MPA, RMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 21-23**

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MOLA BOULEVARD (PHASE 2) IN, BY AND FOR THE BOROUGH OF ELMWOOD PARK, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$250,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Borough of Elmwood Park, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to undertake the improvement of Mola Boulevard (Phase 2), including road resurfacing and drainage, curb and sidewalk improvements, where necessary, in, by and for the Borough. Said improvement shall include all work, materials and appurtenances necessary and suitable therefor. It is hereby determined and stated that said road being 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 \$250,000 is hereby appropriated to the payment of the cost of making the improvement described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. 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) the making of such improvement is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$250,000, and (4) \$12,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$238,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$40,000 which is estimated to be necessary to finance the cost of such 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. It is hereby determined and stated that moneys exceeding \$12,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purpose. The sum of \$12,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$238,000 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 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$238,000 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 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and 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 said 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 8. 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 9. 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 said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$238,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. 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 such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. 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 12. The Borough intends to issue the 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 the 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 13. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Erin Delaney, MPA, RMC
Borough Clerk

APPROVED: _____

Robert Colletti, Mayor

Introduced: September 21, 2021

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-376-21**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #21-24

SECOND READING

WHEREAS, a public notice has been given by the Borough Clerk that an ordinance entitled:

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 21-15, ENTITLED “AN ORDINANCE TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS, EMPLOYEES AND SERVANTS OF THE BOROUGH OF ELMWOOD PARK, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2021”, REGARDING ADDITIONAL TEMPORARY STIPEND POSITIONS IN THE CLERK’S OFFICE.

was introduced and passed at a meeting held on Tuesday, September 21, 2021 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, that an ordinance entitled:

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 21-15, ENTITLED “AN ORDINANCE TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS, EMPLOYEES AND SERVANTS OF THE BOROUGH OF ELMWOOD PARK, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2021”, REGARDING ADDITIONAL TEMPORARY STIPEND POSITIONS IN THE CLERK’S OFFICE.

pass on final reading.

APPROVED: October 14, 2021

Robert Colletti, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC

Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Golabek				
Fakhoury					Pellegrine				
Fasolo					Wechtler				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 14th day of October 2021. Signed and sealed before me.

Erin Delaney, MPA, RMC

Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 21-24**

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 21-15, ENTITLED “AN ORDINANCE TO FIX THE SALARY, WAGE AND COMPENSATION OF THE OFFICERS, EMPLOYEES AND SERVANTS OF THE BOROUGH OF ELMWOOD PARK, COUNTY OF BERGEN, STATE OF NEW JERSEY FOR THE YEAR 2021”, REGARDING ADDITIONAL TEMPORARY STIPEND POSITIONS IN THE CLERK’S OFFICE.

BE IT ORDAINED by the Mayor and Council of the Borough of Elmwood Park, in the County of Bergen, as follows:

SECTION 1. Salary

Ordinance 21-15 entitled “An Ordinance to Fix the Salary, Wage and Compensation of the Officers, Employees and Servants of the Borough of Elmwood Park, County of Bergen, State of New Jersey for the Year 2021”, adopted July 15, 2021, be and hereby is amended and supplemented as follows:

The chart contained in SECTION III entitled “Part-Time Employees” be and is hereby amended to include the following:

Additional Duties Stipend for Borough Clerk’s Office Employee	Up to \$5,000
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SECTION 2. Repealer

All Ordinances and parts thereof conflicting herewith be, and the same hereby are, repealed.

SECTION 3. Severability

If any section, paragraph subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this Ordinance shall be deemed to be valid and effective.

SECTION 4. Effective Date

This Ordinance shall be effective upon passage and publication as required by law.

ATTEST: _____
Erin Delaney, MPA, RMC
Borough Clerk

APPROVED: _____
Robert Colletti, Mayor

Introduced: September 21, 2021

Adopted:

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-377-21**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVAL OF SUBMISSION OF NJDCA ROID APPLICATION

WHEREAS, the Borough of Elmwood Park desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$12,500.00 to carry out a project designed to integrate disabled and non-disabled individuals in recreational and leisure activities;

NOW, THEREFORE, BE IT RESOLVED, the following:

- 1) that the **Mayor and Borough Council** understands the 20% match requirement of the program and does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between **Borough of Elmwood Park** and the New Jersey Department of Community Affairs; and

BE IT FURTHER RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement and any other documents necessary in connection therewith:

APPROVED: October 14, 2021

Robert Colletti, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Golabek				
Fakhoury					Pellegrine				
Fasolo					Wechtler				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 14th day of October 2021. Signed and sealed before me.

Erin Delaney, MPA, RMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-378-21**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

AWARD OF BID –GUTTERS/CURBS REPLACEMENT

WHEREAS, the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey solicited bid proposals for 2021 Borough Gutter/Curb Replacement on PSE&G streets; and

WHEREAS, the Bid Opening Committee did receive 5 bids pursuant to the advertisement for the above project; and

WHEREAS, the proposals were opened on Wednesday, October 13, 2021 and the results are as follows;

<u>Contractors</u>	<u>Bid</u>
Diamond Construction	\$212,725.00
Your Way Construction	\$232,736.00
Covino & Sons Construction Co. Inc.	\$246,320.00
A. Takton Concrete Corp.	\$200,580.00
AA Berms	\$217,561.00

WHEREAS, the bids submitted have been reviewed by the Borough Attorney and Borough Engineer and are in compliance with the New Jersey Local Public Contract Law, and it is the recommendation of the Mayor and Council that the above-mentioned project be awarded to A. Takton Concrete Corp. in the amount of \$200,580.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey that the bid submitted by A. Takton Concrete Corp.in the amount of \$200,580.00 be and is hereby awarded to be paid out of bond ordinance to be introduced at the Public Meeting on Thursday, October 21, 2021; and

BE IT FURTHER RESOLVED, that Mayor Robert Colletti and Borough Clerk Erin N. Delaney are hereby authorized to execute said contract upon the adoption of the bond ordinance.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

Roy Riggitano, Chief Financial Officer

October 13, 2021

Dated

APPROVED: October 14, 2021

Robert Colletti, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Golabek				
Fakhoury					Pellegrine				
Fasolo					Wechtler				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 14th day of October 2021. Signed and sealed before me.

Erin Delaney, MPA, RMC
Borough Clerk

Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-379-21**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

AWARD OF BID – BASKETBALL COURT IMPROVEMENTS

WHEREAS, the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey solicited bid proposals for Basketball Court Improvements; and

WHEREAS, the Bid Opening Committee did receive 4 bids pursuant to the advertisement for the above project; and

WHEREAS, the proposals were opened on Wednesday, October 13, 2021 and the results are as follows;

<u>Contractors</u>	<u>Base Bid</u>
JAG Paving Corp.	\$418,875.00
Picerno Giordano Construction	\$368,992.00
Halecon, Inc.	\$338,800.00
BelloGrande Contracting Inc.	\$353,400.00

WHEREAS, the bids submitted have been reviewed by the Borough Attorney and Borough Engineer and are in compliance with the New Jersey Local Public Contract Law, and it is the recommendation of the Mayor and Council that the above-mentioned project be awarded to Halecon, Inc. for the base bid in the amount of \$338,800.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park, County of Bergen, State of New Jersey that the base bid submitted by Halecon, Inc. in the amount of \$338,800.00 be and is hereby awarded to be paid out of bond ordinance #21-11C; and

BE IT FURTHER RESOLVED, that Mayor Robert Colletti and Borough Clerk Erin N. Delaney are hereby authorized to execute said contract upon the adoption of the bond ordinance.

I, Roy Riggitano, Chief Financial Officer for the Borough of Elmwood Park do hereby confirm that there are sufficient funds available for this resolution.

Roy Riggitano, Chief Financial Officer

October 13, 2021
Dated

APPROVED: October 14, 2021

Robert Colletti, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Golabek				
Fakhoury					Pellegrine				
Fasolo					Wechtler				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 14th day of October 2021. Signed and sealed before me.

 Erin Delaney, MPA, RMC
 Borough Clerk

 Dated

**BOROUGH OF ELMWOOD PARK
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-380-21**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

RESOLUTION TO APPROVE THE CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the Borough of Elmwood Park that the actions noted in the Consent Agenda, Resolutions R-377-21 through R-380-21 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: October 14, 2021

Robert Colletti, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
Borough Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Balistreri					Golabek				
Fakhoury					Pellegrine				
Fasolo					Wechtler				

This resolution was approved by the Mayor and Council of the Borough of Elmwood Park at a regular scheduled meeting held on the 14th day of October 2021. Signed and sealed before me.

Erin Delaney, MPA, RMC
Borough Clerk

Dated