

MINUTES OF THE MEETING OF THE COUNCIL OF THE BOROUGH OF ESSEX
FELLS, ESSEX COUNTY, NEW JERSEY

Held at the Essex Fells Municipal Building in said Borough on March 1, 2022 at 7:00 p.m.

Present

Mayor Edward A. Davis
Councilman Michael Cecere
Councilman Greg Hindy
Councilman John King
Councilwoman Maggie O'Connor
Councilman William Sullivan

Absent

Councilman BJ D'Avella

Also Present

Borough Administrator/Borough Clerk Francine T. Paserchia
Borough Attorney James Parisi

Mayor Davis called the meeting to order. He stated that in compliance with the Open Public Meetings Law (Chapter 231, Public Laws of 1975) notice of this meeting was transmitted to The Progress and The Star Ledger and was filed with the Borough Clerk and is posted on the Bulletin Board of the Borough Hall.

Mayor Davis led the Council in the Pledge of Allegiance and gave the Invocation.

Councilman Hindy moved, Councilman Sullivan seconded approval of the minutes of February 15, 2022

And was carried on call of the roll:

Ayes

Greg Hindy
John King
Maggie O'Connor
William Sullivan

Nays

None

Absent

BJ D'Avella

Abstain

Michael Cecere

Correspondence

- 2021-2022 Elected Officials Seminar

The Administrator reminded Council Members of this yearly training.

All were in Agreement.

Mayor Davis announced introduction on first reading of Ordinance 2022-1055

Councilman King moved; Councilman Hindy seconded a motion to introduce on first reading and publish according to law an ordinance entitled 2022-1055, **ORDINANCE AMENDING CHAPTER 286 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF ESSEX FELLS AND ESTABLISHING A RATE FOR WATER CONSUMPTION**, hearing to be held on April 5, 2022 at 7:00 p.m.

BE IT ORDAINED by the Mayor and Council of the Borough of Essex Fells, in the County of Essex and State of New Jersey, as follows:

Section 1. Chapter 286, Section 286-34, of the Revised General Ordinances of the Borough of Essex Fells entitled “Per-gallon rate,” shall be amended to read in its entirety as follows:

286-34. Per-gallon rate.

- A. The rate for water consumption shall be six dollars and seventy-five cents (\$6.75) for each thousand gallons of water consumed. This rate shall be effective beginning January 1, 2022.
- B. The rate for contractual wholesale customers shall be calculated on an annual basis pursuant to the terms of the applicable contract.

Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage and

Publication in the manner provided by law.

And was carried on call of the roll:

<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>
Michael Cecere	None	BJ D’Avella
Greg Hindy		
John King		
Maggie O’Connor	<u>Abstain</u>	
William Sullivan	None	

Councilman King moved, Councilman Hindy seconded, approval of the following resolutions on consent:

2022-51

A RESOLUTION AUTHORIZING THE PURCHASE OF 4RE IN-CAR VIDEO SYSTEM FOR POLICE VEHICLES

WHEREAS, the Borough of Essex Fells wishes to purchase 4RE in-car video system for use in police department vehicles; and

WHEREAS, this equipment can be purchased under the New Jersey State Contract 17-Fleet-00793; and

WHEREAS, Public bids are not required when the purchase is made under a state contract in accordance with N.J.S.A 40A:11-12 of the Local Public Contracts Law; and

WHEREAS, the maximum amount of the contract is \$24,362.00 and the Borough’s Chief Financial Officer has certified that the funds are available; and

WHEREAS, The Borough Council wishes to authorize a contract for the purchase of the equipment and labor from WatchGuard, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Essex Fells, in the County of Essex and State of New Jersey as follows:

1. A contract is hereby awarded to WatchGuard Inc. for the purchase of 4RE in-car video system for use in police department vehicles in an amount not to exceed \$24,362.00.
2. The contract is awarded in accordance with the unit pricing, terms and conditions contained in New Jersey State Contract 17-Fleet-00793 in an amount not to exceed \$24,362.00.
3. Any and all Municipal Officials are hereby authorized to take whatever actions may be necessary to implement the terms and conditions of this resolution.
4. The Borough Clerk is hereby authorized and directed to provide a copy of this Resolution to WatchGuard, Inc.

2022-52

RESOLUTION AUTHORIZING 2022 APPROPRIATION RESERVE TRANSFERS

WHEREAS, various 2021 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not covered by order number and/or recorded at the time of transfers between the 2021 Budget in the last two months of 2021; and

WHEREAS, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the closed of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Essex Fells, in the County of Essex, State of New Jersey, (2/3 of the majority of the full membership concurring herein) that the transfers in the amount of \$41,000.00 be made between the 2022 Budget Appropriation Reserves as follows:

<u>ACCOUNT</u>	<u>IN</u>	<u>OUT</u>
FINANCE O/E	\$ 1,000.00	
ENGINEERING O/E		\$20,000.00
POLICE S&W		\$21,000.00
POLICE O/E	\$ 5,000.00	
DPW O/E	\$30,000.00	
SEWER SYSTEM O/E	\$ 5,000.00	
TOTAL	\$41,000.00	\$41,000.00

2022-53

BE IT RESOLVED by the Council of the Borough of Essex Fells that the following Personnel action is hereby authorized;

1. The following named person/employee of the Borough of Essex Fells, in the title, at the rate of pay, on the effective date set forth opposite his/her name:

Name:	Title:	Rate of Pay:	Effective Date:
Joseph C. Setticas	Zoning Official	\$30.00/hour	March 1, 2022

2022-54

Authorization for Payment of Bills

BE IT RESOLVED by the Council of the Borough of Essex Fells that;

WHEREAS, the bill list as attached has been presented by the Chief Finance Officer for payment.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Essex Fells that the bill list as presented is approved.

<u>Fund</u>	<u>Fund No.</u>	<u>Amount</u>
Current	01	\$885,162.84
Borough Capital	03	\$84,687.75
Water	05	\$73,886.82
Grant	04	\$0
Water Capital	06	\$1,588.75
Animal Control	10	\$102.00
Trust	11	\$7,156.89
Payroll	13	\$100,685.86

2022-55

**A REVISED RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR THE
2021 MUNICIPAL ROAD PROGRAM**

WHEREAS, the Borough of Essex Fells solicited bids for the 2021 Municipal Road Program; and

WHEREAS, Onorati Construction Co. Inc. submitted the lowest responsible and responsive bid pursuant to the Borough's Notice to Bidders for the above-referenced contract, the other bids received are as follows,

D.L.S. Contracting, Inc.	36 Montesano Road Fairfield, NJ 07004	\$345,042.00 65,201.00
D&L Paving Contractors, Inc.	675 Franklin Avenue Nutley, NJ 07110	452,463.68 59,484.78
4 Clean-Up Inc.	PO Box 5098 North Bergen, NJ 07047	427,546.50 52,690.00
Reivax Contracting Corp.	68 Finderne Avenue Bridgewater, NJ 08807	333,990.00 60,372.00
Onorati Construction Co., Inc.	111 Cornelia Street Boonton, NJ 07005	274,530.37 48,359.43
American Asphalt & Trucking LLC	24 Murray Street West Orange, NJ 07052	432,124.24 62,886.93
AJM Contractors, Inc.	300 Kuller Road Clifton, NJ 07011	384,323.00 54,693.00

WHEREAS, the Borough Engineer and Borough Attorney have reviewed the bids and have found that the lowest responsible and responsive bidder, Onorati Construction Co. Inc. The have submitted a bid that is in proper form (with a minor mathematic error in

bid number 25 which has been corrected) and may be awarded by the Borough Council;
and

WHEREAS, the Borough Council wishes to award the contract to Onorati Construction Co. Inc. in accordance with its bid proposal dated August 4, 2021 inclusive of the “add alternative”; and

WHEREAS, the Chief Financial Officer of the Borough of Essex Fells has certified that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Essex Fells, in the County of Essex and State of New Jersey, as follows:

1. A contract for the 2021 Municipal Road Program is hereby awarded to Onorati Construction Co., Inc in accordance with its bid proposal for an amount of \$322,889.80.
2. The Mayor and Borough Clerk are hereby authorized and directed to execute a contract with Onorati Construction Co. Inc. in accordance with its bid proposal dated August 4, 2021.

This Resolution shall take effect immediately.

And was carried on call of the roll:

<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>
Michael Cecere	None	BJ D’Avella
Greg Hindy		
John King		
Maggie O’Connor	<u>Abstain</u>	
William Sullivan	None	

On motion made by Councilman Hindy, seconded by Councilwoman O’Connor and approved unanimously by the Council, the meeting adjourned at 7:23 p.m.

Respectfully submitted,

Francine T. Paserchia
Municipal Clerk