

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 April 2, 2024 at 7:00 p.m.

Present

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

Absent

Also Present

Borough Administrator/Borough Clerk Francine T. Paserchia
Borough Attorney Robert Oostdyk

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.

Mayor Davis announced introduction on first reading of Ordinance 2024-1093

Councilman D'Avella moved, Councilman Sullivan seconded a motion to introduce on first reading and publish according to law an ordinance entitled 2024-1093, AN ORDINANCE TO AMEND FEES IN ARTICLE 1, RECREATION FEES, CHAPTER 125, RATES AND FEES, OF THE REVISED ORDINANCES OF THE BOROUGH OF ESSEX FELLS, hearing to be held on May 7, 2024 at 7:00 p.m.

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

ARTICLE 1, CHAPTER 125, SECTION 1, Rates and fees, the following fees are hereby amended:

Spring Registration

All Sports – Grades 3 to 8 \$165.00 per child

All Fees Collected pursuant to this Ordinance are Non-Refundable.

The Ordinances of the Council, when duly and properly adopted, shall become and be part of this ordinance by reference, to the same effect and with the same force as if set forth here in full and at length.

Section 2. All other ordinances or parts of ordinances inconsistent with the provisions of this ordinance, are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication according to law.

And was carried on call of the roll:

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

Mayor Davis announced a public hearing on second reading of Ordinance 2024-1092

The Clerk offered proof of publication of the ordinance, indicating that it was published in The Progress issue of March 21, 2024.

The public hearing was held and **ORDINANCE AMENDING CHAPTER 286 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF ESSEX AND ESTABLISHING A FEE FOR EMERGENCY WATER SHUTOFF**

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 286-39, of the Revised General Ordinances of the Borough of Essex Fells, "Utility Fees", Subparagraph C., shall be amended as follows:

C. Water shutoff and restart: \$200; emergency water shutoff: \$500.

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	None
BJ D'Avella		
Greg Hindy		
John King		
Maggie O'Connor	<u>Abstain</u>	
William Sullivan	None	

Councilman Cecere moved, Councilman D'Avella seconded, approval of the following resolutions on consent:

2024-62

RESOLUTION AUTHORIZING FIRST CHANGE ORDER TO THE AGREEMENT BETWEEN THE BOROUGH OF ESSEX FELLS AND COPPOLA SERVICES INC.

WHEREAS, The Borough entered into an agreement with Coppola Services for PFOA treatment at the Main Treatment Facility

WHEREAS, it has been determined that certain changes to this Contract are necessary due to extra work as specifically set out in a memo dated March 21, 2024 prepared by Suburban Consulting Engineers, Inc.; and

WHEREAS, the total contract amount incorporating the change order will be the amount of \$5,525,132.99; and

WHEREAS, the Consulting Engineer has recommended to the Borough Council that it modify its Contract with Coppola Services as a result of this change and the Borough Finance Officer has confirmed the availability of funds.

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, that the following Change Order is hereby approved in the Contract between the Borough of Essex Fells and Coppola Services Inc.: Increase in Contract \$29,242.99. Total Contract Amount: \$5,525,132.99.

2024-63

BE IT RESOLVED, by the Council of the Borough of Essex Fells that:

WHEREAS, New Jersey Statutes Annotated, Appendix A:9-41, requires that the Mayor of every Municipality appoint an Emergency Management Council (EMC) to coordinate all disaster control activities on behalf of the citizens and government of the Municipality; and

WHEREAS, the EMC is to be chaired by the Emergency Management Coordinator and is to be comprised of no fewer than 15 members representing five specific groups; and

WHEREAS, it is in the best interest of the Borough of Essex Fells that such a functional group be formalized and updated; and

WHEREAS, the Mayor has recommended a list of appointees to serve in the various capacities required by the Statute.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Essex Fells that the Mayor's nominations to serve on the Emergency Management Council of this Municipality are hereby confirmed and shall be as follows:

<i>NAME</i>	<i>WORKING TITLE</i>	<i>GROUP REPRESENTED</i>
<i>James M. Egan</i>	<i>EM Coordinator</i>	<i>Emergency Management</i>
<i>Paul Gomes</i>	<i>Deputy EM Coordinator</i>	<i>Emergency Management</i>
<i>Scott Cohen</i>	<i>Communications</i>	<i>Emergency Management</i>
<i>Edward Davis</i>	<i>Mayor</i>	<i>Elected Official</i>
<i>Francine T. Paserchia</i>	<i>Borough Administrator</i>	<i>Emergency Management</i>
<i>Darren Volker</i>	<i>Chief of Police</i>	<i>Police</i>

<i>Ken Monroe</i>	<i>Fire Chief</i>	<i>Fire</i>
<i>William Ryden</i>	<i>Licensed Water/Sewer Operator</i>	<i>Water Department</i>
<i>Anthony Sorisi</i>	<i>Superintendent</i>	<i>Public Works Department</i>
<i>Michelle Gadeletta</i>	<i>Superintendent of Schools</i>	<i>Elementary School</i>
<i>Michael A. Fonzino</i>	<i>Health Officer</i>	<i>Health/Welfare</i>
<i>Jocelyn Gilman</i>	<i>Disaster Coordinator</i>	<i>Red Cross</i>
<i>Jeff Sutherlin</i>	<i>First Aid Squad Captain</i>	<i>First Aid</i>
<i>Elizabeth K. Parker</i>	<i>Newspaper Reporter</i>	<i>NJ Hills Media</i>
<i>Greg James</i>	<i>Assistant to OEM Coordinator</i>	<i>Resident</i>

BE IT FURTHER RESOLVED, that this list of members of the Essex Fells Emergency Management Council be transmitted to the NJ Department of Law and Public Safety, Emergency Management Section, and to the Essex County Office of Emergency Management along with an explanation that James M. Egan also will serve as the Borough’s SARA Title-III alternate representative since no SARA facilities exist in Essex Fells.

2024-64

RESOLUTION AUTHORIZING EQUIPMENT RENTAL EXTENSION FOR THE TEMPORARY PFAS TREATMENT AT WELLS 5 AND 1 AND AMENDING THE AGREEMENT BETWEEN THE BOROUGH OF ESSEX FELLS AND COPPOLA SERVICES INC.

WHEREAS, The Borough entered into an agreement with Coppola Services for temporary PFAS treatment at wells 5 and 1;

WHEREAS, this agreement included the rental of the Adedge Tank System for temporary treatment pending completion of the permanent system for a period of twenty four months beginning May 2022 and expiring at the end of April 2024; and

WHEREAS, it is anticipated that there will be a need to extend the use of the Adedge Tank System beyond the original twenty four month period; and

WHEREAS, the Consulting Engineer has recommended to the Borough Council that it extend the equipment rental period for up to six additional months at a cost of \$8,000 per month up to a total cost of \$48,000 and the Borough Finance Officer has confirmed the availability of funds.

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, that Coppola Services, Inc. is hereby authorized to extend the rental period for the Adedge Tank System at Wells 5 and 1 for a period of up to six months at a rental cost of \$8,000 per month for a total of up to \$48,000.

And was carried on call of the roll:

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

Councilman D'Avella moved, Councilman King seconded, approval of the following resolution:

2024-65

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	3-01	\$3,200.00
Current	4-01	\$1,524,679.29
Borough Capital	C-04	\$0
Water	3-05	\$10,383.18
Water	4-05	\$57,086.40
Grant	04	\$0
Water Capital	C-06	\$138,318.76
Animal Control	T-10	\$0
Trust	T-11	\$1,904.43
Payroll	4-13	\$74.30
Payroll	T-13	\$770,018.38

And was carried on call of the roll:

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

On motion made by Councilwoman O'Connor, seconded by Councilman Sullivan and approved unanimously by the Council, the meeting adjourned at 7:04 p.m.

Respectfully submitted,

Francine T. Paserchia
Municipal Clerk