

REGULAR MEETING

MAYOR AND COUNCIL

Thursday, September 23, 2021 @ 7:00 p.m.

The Regular Meeting of the Mayor and Council of the Borough of Fort Lee was held on the above date in the Council Chambers, Memorial Municipal Building, 309 Main Street, Fort Lee, New Jersey.

PRESENT: Mayor Sokolich, Council Members Sohmer,
Suh, Sargenti, Kasofsky, Cervieri

ABSENT: Councilman Paul Yoon
Brian Chewcaskie, Borough Attorney

ALSO PRESENT: Al Restaino, Borough Administrator
Evelyn Rosario, Borough Clerk
Daniel Lagana, Borough Attorney

OPEN PUBLIC MEETINGS ACT STATEMENT

In accordance with Chapter 231, P.L. 1975 adequate notice informing the public of the time and place of this meeting was duly published in the Record issue of December 22, 2020 and the Jersey Journal and Star Ledger issues of December 24, 2020. Said notice was also posted on the Borough Hall bulletin board, and on the outside door of Borough Hall and the Borough website.

Please take further notice that a rescheduled meeting notice for this meeting informing the public that the date has changed from September 11, 2021 to September 23, 2021 was duly published in the Record issue and the Jersey Journal issue of September 14, 2021. Said notice was also posted on the Borough Hall bulletin board and Borough website.

MAYOR'S REPORT AND ANNOUNCEMENTS

"Thank you and good evening, everyone. Just a couple of quick announcements this evening. As we start this meeting, upon us yet again is another torrential downpour and thunderstorm which I am sure reminds everyone of the incredible storm we had 3 weeks ago. That was clearly what people would refer to as a "Hundred Year Storm". Quite frankly, it is happening more frequently than a hundred years. Fort Lee took a beating 3 weeks ago. Our garbage service is still picking up debris, our DPW and General Services is still assisting residents in the best way they can with the damages sustained to their houses with an emphasis obviously on empty nesters and folks that are elderly or incapable. I know that I have adopted a few seniors myself and I know we are helping them get through this. Tonight unfortunately, a forewarning with a severe thunderstorm in place, a flood-watch now in place starting at around 5:15. I'm reading directly from the notice circulated by our OEM. Doppler Radar picked up strong thunderstorms and expecting upwards of 3 inches. That is a lot of rain in a short period of time. Now to put this in perspective, three or so weeks ago, we got almost 7 inches of rain and about 80% of that happened in an hour and a half. It is not a question of the inches; it is a question of the concentration and the time-period within which it falls. We do not expect anything near that this time. If you are a homeowner or have a property that is susceptible to flooding you may experience a flooding event again tonight but if you are a homeowner where that is a rare occurrence and only happens with the type of storm we had three weeks ago, we are hoping that we are not going to experience anything like that tonight. Specifically, there are many towns in Bergen County where

they have warnings, closest to us is Bergenfield. I don't know about you folks, but I know that radar is accurate, but not that accurate so Fort Lee be forewarned we're going to have a storm tonight with wind gusts up to 45 mph which means once the ground is wet those trees are susceptible to falling and that's a dangerous condition. Short answer is if you don't have to leave your house tonight, if you can stay home and hunker down, please do so. There will be enough to sweep up and rake tomorrow and do whatever else you have to do. If you don't have to leave your house tonight, please it would be great if you can stay home. With regard to the storm that occurred several weeks back I want to extend my thanks from the entire governing body to our Police department who responded to 450 calls during that storm and the period immediately after, our fire department who pumped out over 200 residences, our ambulance corp. that attended to so many calls and of course our OEM who we don't thank a lot but they are there for everything and they are the group that keeps everyone together. To our volunteers and to everyone, we got through it, and we are going to get through tonight and we will get through everything that befalls us in the future and with the group that we have assembled here in Fort Lee, I can't imagine a circumstance or challenge that we couldn't overcome. Finally, I just want to, on behalf of Fort Lee, extend a Happy Birthday to our Borough Administrator, Al Restaino. Al, Happy Birthday. It wasn't that long ago that the Borough of Fort Lee was confronted with a heck of a challenge, we lost 2 or 3 of what we believe to be, very critical positions held by people combined that had upwards of a hundred years' experience and I cannot begin to tell you how happy we are with Al and Evelyn, you are part of that group that came in and others that filled that void because Fort Lee is operating as well as it has ever operated and we are very proud of that. Happy Birthday Al and many, many more. The only problem with you and birthdays is, it is another year closer to retirement, which is a concern for me. It's a selfish perspective. That is my report for this evening, and I know we have a busy agenda and some folks that want to speak this evening."

APPROVAL OF MINUTES

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried unanimously, the minutes of the August 12th Work Session were approved.

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried unanimously, the minutes of the September 2nd Work Session were approved.

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried unanimously, the minutes of the August 12th Regular Session were approved.

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried unanimously, the minutes of the August 12th Closed Session were approved.

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried unanimously, the minutes of the September 2nd Closed Session were approved.

INTRODUCTION OF ORDINANCES

Ord. #2021-21 AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 358 ENTITLED "STORMWATER MANAGEMENT " OF THE CODE OF THE BOROUGH OF FORT LEE (Public Hearing October 21, 2021)

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried, Ord. #2021- 21 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 358 "STORMWATER MANAGEMENT" OF THE CODE OF THE BOROUGH OF FORT LEE (Public Hearing October 21, 2021) was introduced and passed on first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance was scheduled for **October 21, 2021**.

AYES: Council Members Sohmer, Suh , Sargenti, Kasofsky, Cervieri

ORDINANCE PUBLIC HEARINGS

Ord. #2021-17 “AN ORDINANCE AMENDING ORDINANCE NO. 2021-5 ESTABLISHING SALARIES AND WAGES FOR DEPARTMENT HEADS, BOROUGH ADMINISTRATOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER, TAX COLLECTOR, TAX ASSESSOR AND CERTAIN NON-UNION EMPLOYEES FOR 2017-2021 ”

On motion by Councilman Cervieri, seconded by Council woman Kasofsky, and carried, the public hearing was opened relative to Ord. #2021-17 “AN ORDINANCE AMENDING ORDINANCE NO. 2021-5 ESTABLISHING SALARIES AND WAGES FOR DEPARTMENT HEADS, BOROUGH ADMINISTRATOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER, TAX COLLECTOR, TAX ASSESSOR AND CERTAIN NON-UNION EMPLOYEES FOR 2017-2021”

AN ORDINANCE AMENDING ORDINANCE NO. 2021- 5 ESTABLISHING SALARIES AND WAGES FOR DEPARTMENT HEADS, BOROUGH ADMINISTRATOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER, TAX COLLECTOR, TAX ASSESSOR AND CERTAIN NON-UNION EMPLOYEES FOR 2017-2021

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I: All employees covered by the **Department Head Bargaining Unit** (Schedule A), shall receive salaries for 2017, 2018, 2019, 2020 and 2021 as established by the Department Head Contract for the years 2017, 2018, 2019, 2020 and 2021.

SECTION II: All **Non-Union Personnel** listed in (Schedules B and C) shall receive salaries for 2017, 2018, 2019, 2020 and 2021 as outlined in (Schedules B & C), which is attached hereto and made a part hereof.

SECTION III: All salary increases for 2017-2021 reflect a two percent (2%) salary increase for 2017, 2018, 2019, 2020 and 2021, with the exception of the Mayor and Council. In addition all employees listed in (Schedules A and B) receive additional compensation as negotiated per the Department Head Contract.

SECTION IV: This ordinance shall supersede any other previous salary ordinance for members of the **Department Head Bargaining Unit** and **Non-Union Personnel** as listed in (Schedules A, B and C).

SECTION VI: This ordinance shall take effect immediately upon passage and publication prescribed by law.

There being no public discussion, the public hearing was closed **on motion by Councilman Cervieri, seconded by Council woman Kasofsky.**

On motion by Councilman Cervieri, seconded by Council woman Kasofsky, the Ordinance was adopted on the following roll call:

AYES: Council Members Sohmer, Suh, Sargenti, Kasofsky, Cervieri

ORD. #2021-18 “AN ORDINANCE AMENDING ORDINANCE NO. 2021-4 ESTABLISHING SALARIES AND WAGES FOR BLUE COLLAR EMPLOYEES FOR 2021-2022 ”

On motion by Councilman Cervieri, seconded by Councilman Sargenti, and carried, the public hearing was opened relative to Ord. #2021-18 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 2021-4 ESTABLISHING SALARIES AND WAGES FOR BLUE COLLAR EMPLOYEES FOR 2021-2022"

AN ORDINANCE AMENDING ORDINANCE NO. 2021-4 ESTABLISHING SALARIES AND WAGES FOR BLUE COLLAR EMPLOYEES FOR 2021-2022

BE IT ORDAINED by the Mayor and Council of the Borough of Fort Lee as follows:

SECTION I: All employees covered by the **Blue Collar Bargaining Unit** shall receive salaries during the 2021 and 2022 as established by the Blue Collar Memorandum of Agreement for the years 2021 through 2022. (Schedule B-1, B-2, B-3, B-4, B-5 and B-6), which are attached hereto and made a part hereof.

SECTION II: This ordinance reflects the minimum salaries to be paid to current employees in said title and does not necessary include the starting salary for any new employee hired after this ordinance is adopted.

SECTION III: This ordinance shall supersede any other salary ordinance for members of the **Blue Collar Bargaining Unit**.

SECTION IV: This ordinance shall take effect immediately upon passage and publication as prescribed by law.

There being no public discussion, the public hearing was closed **on motion by Councilman Cervieri, seconded by Councilman Sargenti.**

On motion by Councilman Cervieri, seconded by Councilman S argenti, the Ordinance was adopted on the following roll call:

AYES: Council Members Sohmer, Suh, Sargenti, Kasofsky, Cervieri

ORD. #2021- 19 "AN ORDINANCE AMENDING CHAPTER 193 CONSTRUCTION CODES, UNIFORM SECTION 193-2 FEES "

On motion by Councilman Cervieri, seconded by Councilman Sargenti, and carried, the public hearing was opened relative to Ord. #2021-19 entitled "AN ORDINANCE AMENDING CHAPTER 193 CONSTRUCTION CODES, UNIFORM SECTION 193-2 FEES

AN ORDINANCE AMENDING CHAPTER 193, UNIFORM CONSTRUCTION CODES, SECTION 2, FEES, OF THE CODE OF THE BOROUGH OF FORT LEE

BE IT ORDAINED, by the Mayor and Council of the Borough of Fort Lee, County of Bergen, and State of New Jersey, that Chapter 193, Uniform Construction Codes, Section 2, Fees, of the Code of the Borough of Fort Lee, is hereby amended as follows:

ADD:

G. There shall be a fee of \$100.00 when a request for a change of contractor is submitted to the Building Department. This applies to each respective sub code (ie. Building, Electrical, Plumbing and Fire)

This Ordinance shall take effect immediately upon final passage and publications according to law.

There being no public discussion, the public hearing was closed **on motion by Councilman Cervieri, seconded by Council woman Kasofsky.**

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, the Ordinance was adopted on the following roll call:

AYES: Council Members Sohmer, Suh, Sargenti, Kasofsky, Cervieri

ORD. #2021-20 "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 69 OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "HANDICAPPED PARKING SPACES " (DELETE: 410 Fairview Avenue and 1626 Maple Street. ADD: 1023 Ponsi Street

On motion by Councilman Cervieri, seconded by Councilman Sohmer, and carried, the public hearing was opened relative to Ord. #2021-20 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 69 OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "HANDICAPPED PARKING SPACES"

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 388, SECTIONS 14 AND 69 OF THE CODE OF THE BOROUGH OF FORT LEE, ENTITLED "HANDICAPPED PARKING SPACES " (DELETE: 410 Fairview Avenue and 1626 Maple Street. ADD: 1023 Ponsi Street)

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE as follows:

Section I: Chapter 388, Section 69, Schedule XXIII, is hereby amended and supplemented so as to **delete and add** the following as a handicapped parking spaces:

DELETE

(oo) 410 Fairview Avenue

Along the south curblineline of Fairview Avenue, beginning a point eight feet east of the east curb apex of the driveway between number 410 and 420 Fairview Avenue, and continuing to a point 28 east of the same point.

DELETE

(qqqq) 1626 Maple Street

Starting at the apex of Maple Street and Hazlitt Avenue progressing 38 feet east on the north curblineline on Hazlitt Avenue then extending another 22 feet east for a total of 60 feet. This spot should be just east of Maple Street along the north curblineline .

ADD

1023 Ponsi Street

Starting at the apex of Ponsi Street and Hazlitt Avenue progress 46 feet west on the south curblineline on Hazlitt Avenue then extending another 22 feet east for a total of 68 feet. This spot should be just west of Ponsi Street along the south curblineline .

Section II: The provisions of this Ordinance are hereby declared to be severable; should any part, portion or provision hereof be declared invalid or unconstitutional, said finding shall not affect any other part, portion or provision thereof.

Section III: In the event on any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough of Fort Lee, the provisions hereof shall be deemed to govern. All other parts, portions, and provisions of Chapter 388 are hereby ratified and confirmed, except where inconsistent herewith.

Section IV: This Ordinance shall take effect immediately upon final passage and publications according to law.

There being no public discussion, the public hearing was closed **on motion by Councilman Cervieri, seconded by Council woman Kasofsky**

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, the Ordinance was adopted on the following roll call:

AYES: Council Members Sohmer, Suh, Sargenti, Kasofsky, Cervieri

PROPOSED CONSENT AGENDA

On motion by Councilman Cervieri, seconded by Councilman Sohmer, the Proposed Consent Agenda was introduced, and the public hearing was opened relative to items CA-1 through CA-18.

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer		X				
Yoon						X
Suh						
Sargenti						
Kasofsky						
Cervieri	X					

September 23, 2021 Regular Session Meeting Resolution # CA-1 to CA-18 Carried: ___ Defeated: ___ Tabled: ___ Approved on Consent Agenda: <u>X</u>

CA-1 Payment of Claims

BE IT RESOLVED that the following claims, the details for which are attached hereto and made a part hereof, are hereby authorized to be paid, having been audited and found correct by the Borough Administrator and Chief Financial Officer.

<u>ACCOUNT</u>	<u>AMOUNT</u>
Current	\$28,061,864.87
Current - Grant	
Capital	143,215.23
Road Improvement Plan	
Multiple Dwelling	
Construction Fees	
COAH Fees	
Senior Citizen Advisory Council	
Trip Admissions	
Special Dog Account	
Trust Account Fund	733.00
Disability Insurance Trust	
Public Assistance Trust Fund	
Police Activity Trust	
Fort Lee Film Commission	
Community Development	
Redemption Account	4,986.00
School Resource Account	
Dedicated Penalties (Fire Prevention)	
POAA	
Cop Card Donation	
Police Treasury	14,946.00
Police Justice	9,009.30
Flexible Spending	
Trust Account	
Developers CONNECT ONE	49,396.20
Developers B of America	1,988.99
	<hr/>
Total:	\$ 28,286,139.59

CA-2 Approving Firefighter Jr. Auxiliary Application for Christopher D. Prangan, Fire Company #2

The Jr. Firefighter Membership Application for Christopher D. Prangan, Fire Company #2 was approved.

CA-3 Approving the Adoption of the Volunteer Handbook

RESOLUTION OF THE BOROUGH OF FORT LEE APPROVING THE ADOPTION OF THE VOLUNTEER HANDBOOK FOR THE BOROUGH OF FORT LEE

WHEREAS, on May 15, 2021 the Borough received a draft Volunteer Handbook from representatives of the South Bergen Joint Insurance Fund (JIF); and

WHEREAS, it is the policy of the Borough of Fort Lee to treat current and prospective employees and volunteers in a manner consistent with all state and federal laws and regulations; and

WHEREAS, the Borough has determined that there is a need for a Volunteer Handbook to ensure that current and prospective volunteers are treated in a manner consistent with all state and federal laws and regulations; and

NOW, THEREFORE BE IT RESOLVED, that the Borough of Fort Lee hereby adopts and approves for distribution The Borough of Fort Lee Volunteer handbook.

CA-4 Authorizing a Merit Increase for K. Hartley, Tax Assessor, Annual Salary \$145,000.00, Effective September 27, 2021

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE AUTHORIZING A MERIT INCREASE FOR MR. KEVIN HARTLEY, TAX ASSESSOR

WHEREAS, the Mayor and Council have authorized merit increases and/or title changes for the following employee:

<u>Name</u>	<u>Title</u>	<u>Salary</u>
Hartley, K.	Tax Assessor	\$145,000.00

BE IT RESOLVED that the above listed salaries and titles associated with said employee shall be effective September 27, 2021.

CA-5 Accepting Resignation Notice of Juwang Jae Lee, Keyboarding Clerk 1 Recreation Department, Effective Retroactively to September 3, 2021

RESOLUTION OF THE BOROUGH OF FORT LEE ACCEPTING THE RESIGNATION NOTICE OF JUWANG JAE LEE

BE IT RESOLVED that **Juwang Jae Lee, Keyboarding Clerk 1** of the **Recreation Department**, has submitted his resignation notice dated August 30, 2021 and the Mayor and Council have accepted same; and

BE IT RESOLVED that Mr. Lee’s resignation will be **effective retroactively to September 3, 2021** with the Borough of Fort Lee.

BE IT FURTHER RESOLVED that the Mayor and Council extend their best wishes to Mr. Lee.

CA-6 Authorizing the Hiring of Al Nobre as a Part-Time Electrical Inspector in the Building Department, \$36.68 Hourly

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE HIRING OF A PART-TIME ELECTRICAL INSPECTOR IN THE BUILDING DEPARTMENT

WHEREAS, Brian Ribarro, Construction Code Official, has made a request to the Governing Body to hire a part-time Electrical Inspector in the Building Department; and,

NOW, THEREFORE, BE IT RESOLVED that **Al Nobre** be hired as a Part-Time Electrical Inspector in the Building Department, at an hourly rate of \$36.68 for eight hours a week.

CA-7 Authorizing the Hiring of Joanne Samuel-Olagunju as a Fall Seasonal Employee in the Recreation Department, \$15.00 Hourly

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE HIRING OF A FALL SEASONAL EMPLOYEE

BE IT RESOLVED that the Mayor and Council of the Borough of Fort Lee have authorized the hiring of a fall seasonal employee; and,

NOW, THEREFORE, BE IT RESOLVED that the below listed individual will be hired and added to the fall seasonal employee listing for the Recreation Department, with an effective date provided by the Department Head to our Payroll Department and ending on December 31, 2021; and

BE IT FURTHER RESOLVED that each employee will be compensated at an hourly rate listed for each individual.

NAME	DEPARTMENT	POSITION	WAGE/HOUR
Samuel-Olagunju, Joanne	Recreation	Recreation/Tennis Attendant	\$15.00

CA-8 Authorizing the Appointment of Yuen Chul Lee and Chung Seon Kim as Unpaid Interns in Certain Municipal Offices, Effective Retroactively September 1, 2021 Through January 31, 2022

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE APPOINTMENT OF TWO UNPAID INTERNS IN VARIOUS BOROUGH OFFICES

WHEREAS, at various times of the year, unpaid intern positions are available within certain municipal offices; and,

WHEREAS, the Borough of Fort Lee received a request from a representative of the Fort Lee Korean American Association (KAAFL) to host two governmental interns from Namyangju City, Korea; and,

WHEREAS, it has been determined that this relationship will reinforce cooperation based on a Sister City Agreement between the Borough of Fort Lee and Namyangju City, Korea and will also promote mutual communication and trust; and,

NOW THEREFORE BE IT RESOLVED that **Mr. Yuen Chul Lee and Mr. Chung Seon Kim** be appointed as Interns within the Borough of Fort Lee; and

BE IT FURTHER RESOLVED, that said internship will commence retroactively on September 1, 2021 and end on January 31, 2022.

CA-9 Authorizing the appointment of Rabbi Zev Goldberg as a Chaplain for the Borough's Emergency Services

RESOLUTION OF THE BOROUGH OF FORT LEE APPOINTING RABBI ZEV GOLDBERG AS A CHAPLAIN FOR OUR EMERGENCY SERVICE DEPARTMENTS

WHEREAS, the Mayor and Council of the Borough of Fort Lee are desirous of naming a Chaplain for our Emergency Service Departments; and,

WHEREAS, a Chaplain will offer a comforting presence and provide spiritual care, guidance and support for our Emergency Services members; and,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Fort Lee that Rabbi Zev Goldberg of the Young Israel of Fort Lee is hereby named a chaplain for our Fort Lee Emergency Services.

CA-10 Authorizing the appointment of Reverend Rick Spenst as a Chaplain for the Borough's Emergency Services

RESOLUTION OF THE BOROUGH OF FORT LEE APPOINTING REVEREND RICK SPENST AS A CHAPLAIN FOR OUR EMERGENCY SERVICE DEPARTMENTS

WHEREAS, the Mayor and Council of the Borough of Fort Lee are desirous of naming Chaplains for our Emergency Service Departments; and,

WHEREAS, a Chaplain will offer a comforting presence and provide spiritual care, guidance and support for our Emergency Services members; and,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Fort Lee that Reverend Rick Spenst, Fort Lee Gospel Church is hereby named a chaplain for our Fort Lee Emergency Services.

CA-11 Authorizing the appointment of Reverend Dominick Apollo as a Chaplain for the Borough's Emergency Services

RESOLUTION OF THE BOROUGH OF FORT LEE APPOINTING REVEREND DOMINICK APOLLO AS A CHAPLAIN FOR OUR EMERGENCY SERVICE DEPARTMENTS

WHEREAS, the Mayor and Council of the Borough of Fort Lee are desirous of naming Chaplains for our Emergency Service Departments; and,

WHEREAS, a Chaplain will offer a comforting presence and provide spiritual care, guidance and support for our Emergency Services members; and,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Fort Lee that Reverend Dominick Apollo, First Reformed Church of the Palisades is hereby named a chaplain for our Fort Lee Emergency Services.

CA-12 Urging Policymakers to Include Significant State and Local Tax Deduction Relief

RESOLUTION OF THE BOROUGH OF FORT LEE CALLING FOR THE REINSTATEMENT OF STATE AND LOCAL TAX DEDUCTION (SALT)

WHEREAS, the Mayor and Council of the Borough of Fort Lee believe that the state and local tax deduction cap has imposed a significant burden on residents of Fort Lee and New Jersey as a whole, and that the repeal of the SALT deduction cap should be a critical component of federal legislation to support the economic recovery.

WHEREAS, the state and local tax deduction cap has imposed a damaging double tax on residents of Fort Lee and has created one of the largest marriage penalties in all of the federal tax code.

WHEREAS, thousands of families in Fort Lee, already suffering from over a year of public health and economic hardship resulting from the COVID-19 pandemic, will now be hit by a large increase in federal taxes compared to what they would have paid before the cap was imposed in 2017.

WHEREAS, there is a misconception that the SALT deduction doesn't help middle class families who need relief, while in fact SALT does make a critical difference in helping make ends meet for middle class families in Fort Lee.

WHEREAS, teachers, first responders, and public servants often depend on the SALT deduction to afford the high cost of living in this

CA-13 Approving a Request to Place a Drop Box at the Richard and Catherine Nest Senior Activity Center for Afghan Refugees

RESOLUTION OF THE BOROUGH OF FORT LEE APPROVING A REQUEST FROM MR. PETER LUPO TO PLACE A DROP BOX AT THE RICHARD AND CATHERINE NEST SENIOR ACTIVITY CENTER FOR AFGHAN REFUGEES

WHEREAS, on August 28, 2021, the Borough of Fort Lee received a request from **Mr. Peter Lupo** to place a drop box in the Richard and Catherine Nest Senior Activity Center to benefit Afghan refugees; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Fort Lee, grants permission to Mr. Lupo for the placement of a drop box at the Richard and Catherine Nest Senior Activity Center to benefit Afghan refugees.

CA-14 Authorizing the Purchasing Agent to Obtain Specifications and Advertise for Bids for Project Known as On Call Milling and Paving Services

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE PURCHASING AGENT TO OBTAIN SPECIFICATIONS AND ADVERTISE FOR BIDS FOR "ON CALL MILLING AND PAVING SERVICES "

BE IT RESOLVED, by the Mayor and Council of the Borough of Fort Lee, that the Borough's Purchasing Agent is hereby authorized and directed to obtain specifications and advertise for bids for:

1. On Call Milling and Paving Services

CA-15 Authorizing Change Order No. 1 Reduction \$11,700, Increase \$5,610.00, Net Amount \$6,090.00 for Project Known as 2021 CDBG Road Resurfacing Project Eleventh Street, DLS Contracting, Inc.

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING CHANGE ORDER NO. 1 TO THE CONTRACT FOR THE CONSTRUCTION OF IMPROVEMENTS AS PART OF THE 2021 CDBG ROAD RESURFACING PROGRAM FOR PROJECT KNOWN AS IMPROVEMENTS TO 11TH (ELEVENTH) STREET

WHEREAS, on August 12, 2021 the Governing Body of the Borough of Fort Lee authorized the award of a contract to D.L.S Contracting, Inc. ("D.L.S.") in the amount of \$43,769.95 for the construction of improvement to 11th Street; and

WHEREAS, "D.L.S." has submitted a change order reflecting a decrease to the contract in the amount of \$11,700.00 and an increase in the amount of \$5,610.00 due to adjustments to the quantities of the materials used for said project resulting in an adjusted contract in the amount of \$37,679.95; and

WHEREAS, Boswell Engineering has reviewed and recommended the change order as submitted;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Fort Lee that said change order be and is hereby approved.

CA-16 Authorizing the Award of a Contract to Boswell Engineering for Environmental Engineering Services for Project Known as Vehicle Exhaust Extraction System Fort Lee Department of Public Works, Not to Exceed \$5,000.00

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL ENVIRONMENTAL ENGINEERING SERVICES

WHEREAS, there exists a need for the Borough of Fort Lee (“Borough”) to retain the services of a licensed engineer to provide environmental engineering services to install a vehicle exhaust system in the Department of Public Works (DPW) building in the Borough; and

WHEREAS, said services are recognized as “professional services” as same shall be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6); and

WHEREAS, the Borough is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

WHEREAS, the Borough wishes to retain the services of Boswell Engineering to perform such professional environmental engineer services in accordance with its proposal, dated August 16, 2021, attached hereto; and

WHEREAS, Boswell Engineering possesses the requisite expertise and skilled personnel required to provide professional environmental engineering services related to the preparation of construction plans and specifications to install a vehicle exhaust system in the Department of Public Works (DPW) building in the Borough; and

WHEREAS, the Mayor and Council of the Borough are desirous of awarding a contract for professional environmental engineering services to Boswell Engineering in accordance with the procedures mandated under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, N.J.S.A. 40A:11-1 et seq. requires that the resolution awarding contracts for “professional services” without competitive bidding and the agreement between the parties must be available for public inspection; and

WHEREAS, pursuant to Resolution R-9, duly adopted by the Borough on January 7, 2021, Boswell Engineering was awarded a contract pursuant to a “fair and open” process in accordance with the New Jersey Local Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.4 et seq. to serve as Borough Engineer; and

WHEREAS, the professional engineering services for this phase of the project will be performed by Boswell Engineering at a cost not-to-exceed \$5,000.00, and the contract for such professional engineering services is awarded pursuant to a “fair and open” process in accordance with the New Jersey Local Unit Pay-To-Play Law; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available from account number No. 04-2150-5-2109-001 for this purpose, said certification being attached to this resolution; and

WHEREAS, the award of a contract for the provision of professional engineering services to prepare the construction plans and specifications to install a vehicle exhaust system in the Department of Public Works (DPW) building in the Borough is in the best interests of the Borough and the implementation of this contract is necessary for the efficient operation of the Borough;

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

Borough of Fort Lee, in the County of Bergen, State of New Jersey as follows:

1. That Boswell Engineering shall be and is hereby appointed to provide professional engineering services related to the preparation of construction plans and specifications to install a vehicle exhaust system in the Department of Public Works (DPW) building in the Borough, in accordance with its proposal, dated August 16, 2021, attached hereto and made a part hereof, for a cost not-to-exceed \$5,000.00, and the terms and provisions of the agreement by and between Boswell and the Borough for services as the Borough Engineer.
2. That upon 80% completion of the engineering work pursuant to this resolution, Boswell Engineering shall provide written notice to the Borough Clerk as to whether the services will be completed within the budget established for the services. If the services are expected to exceed the budget, Boswell Engineering shall submit a detailed cost overrun schedule for review and consideration by the Borough.
3. That Boswell Engineering is specifically placed on notice that it will be required to comply with the Affirmative Action regulations of N.J.S.A. 10:5-31 et seq.
4. That a notice of the contract award shall be published as may be required by law, and this resolution must be available for public inspection, in accordance with the requirements of N.J.S.A. 40A:11-1 et seq.
5. That the Chief Financial Officer has certified that funds are available for this purpose.
6. That no further action of the Borough shall be required.

CA-17 Authorizing a Person-to-Person Transfer of Liquor License No. 0219-33-010-008 From Sunbichon Restaurant, Inc. to Park Shim Family, LLC

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING A PERSON-TO-PERSON TRANSFER OF LIQUOR LICENSE NO. 0219-33-010-008 FROM SUNBICHON RESTAURANT, INC. TO PARK SHIM FAMILY, LLC., EFFECTIVE SEPTEMBER 24, 2021

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 0219-33-010-008, heretofore issued to Sunbichon Restaurant, Inc.; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed, and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED, that the Borough of Fort Lee Governing Body does hereby approve, effective September 24, 2021 the transfer of the aforesaid Plenary Retail Consumption License to Park Shim Family, LLC and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Park Shim Family, LLC., effective September 24, 2021."

CA-18 Authorizing the Issuance of Requests for Qualifications for 2022 Professional Services or Extraordinary Unspecifiable Services to the Borough of Fort Lee

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE ISSUANCE OF REQUESTS FOR QUALIFICATIONS FOR PROFESSIONAL SERVICES AND OR

EXTRAORDINARY UNSPECIFIABLE SERVICES TO THE BOROUGH OF FORT LEE

WHEREAS, as of January 1, 2006, N.J.S.A. 19:44A-20.1 et seq., commonly known as the “State Pay to Play” law, enacted by the New Jersey State Legislature became effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.3, a municipality may not award contracts with a value in excess of \$17,500.00 to a business entity which has made reportable contributions in excess of \$300.00, in the aggregate, to the said municipality’s political parties or to any candidate’s committee of any person serving in an elective public office of the said municipality when such a contract was awarded, unless said business entity is awarded a contract under a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a “fair and open process” constitutes the following: (1) public advertisement of a Request for Qualifications (hereinafter the “RFQ”) issued a minimum ten (10) calendar days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly announce the weightings for the evaluation criteria and open the Qualifications Statements; and

WHEREAS, it has become necessary for the Borough of Fort Lee (hereinafter the “Borough”) to engage professionals and the Borough desires to appoint such professionals by a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Fort Lee, County of Bergen and State of New Jersey that requests for RFQs for professional services for the following professional services for the Borough and its agencies are hereby authorized:

1. Borough Attorney
2. Labor Attorney
3. Borough Auditor
4. Bond Counsel
5. Borough Engineer
6. Building Department/Fire Prevention Bureau Accountant
7. Municipal Court/Police Department Accountant
8. Tax Counsel
9. Borough Risk Manager
10. Health Benefits
11. Traffic Engineer
12. Special/Conflict Counsel
13. Borough Planner
14. Rent Leveling Board Attorney
15. Radio Frequency Communications Engineer
16. Financial Advisor
17. Real Estate Tax Appeal Appraiser
18. Grant Consulting Services
19. Certified Social Worker (CSW), Licensed Social Worker (LSW), Licensed Clinical Social Worker (LCSW) or a Licensed Psychologist, who focuses on hoarding and geriatrics
20. Redevelopment Attorney
21. Affordable Housing Attorney
22. Ethics Board Attorney

BE IT FURTHER RESOLVED, that all of the RFQs for the professional services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all such RFQs shall be evaluated on the basis of the most advantageous RFQ, all factors considered, including, but not limited to: (1) experience and reputation in the profession; (2) knowledge of the subject matter to be addressed under contract; (3) availability to accommodate any required meetings of the Borough or Borough Agency; (4) and cost proposal.

There being no further discussion, the public hearing was closed on motion by Councilman Cervieri, seconded by Councilman Sohmer. The Consent Agenda

regarding CA-1 through CA-18 was approved on the following roll call:

AYES: Council Members Sohmer, Suh, Sargenti, Kasofsky, Cervieri

RESOLUTIONS

R-1 Authorizing the Execution of a Developer 's Agreement between the Borough of Fort Lee and Redco Construction Corporation Regarding Property Known as Block 553, Lot 2 Further Known as 216-218 Columbia Avenue

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer	X		X			
Yoon						X
Suh			X			
Sargenti		X	X			
Kasofsky			X			
Cervieri			X			

September 23, 2021 Regular Session Meeting
Resolution # R-1
Carried: <u>X</u> Defeated: <u> </u> Tabled: <u> </u>
Approved on Consent Agenda: <u> </u>

Mayor Sokolich recused and left the dais. Council President Cervieri presided over this portion of the meeting.

RESOLUTION OF THE BOROUGH OF FORT LEE APPROVING AND AUTHORIZING THE EXECUTION OF THE DEVELOPER 'S AGREEMENT BETWEEN THE BOROUGH OF FORT LEE AND REDCO CONSTRUCTION CORPORATION

WHEREAS, the Zoning Board of Adjustment of the Borough of Fort Lee adopted a resolution approving a development by for property located at **Block 553, Lot 2** commonly known as **216-218 Columbia Avenue, Fort Lee, New Jersey;** and

WHEREAS, the Resolution was conditioned upon developer entering into a Developer's Agreement with the Borough of Fort Lee and the posting of the necessary performance guarantees; and

WHEREAS, the Developer's Agreement has been executed by **Redco Construction Corporation** and all other documentation required in accordance with the provisions of the Developer's Agreement has been reviewed and approved by the Borough Attorney;

NOW THEREFORE, BE IT RESOLVED by the Borough of Fort Lee that the Mayor and Borough Clerk are hereby authorized to execute the Developer's Agreement with **Redco Construction Corporation**.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be provided to: (i) Matthew Rutch, Chief Financial Officer; (ii) Brian Ribarro, Construction Code Official; (iii) Saverio V. Cereste, Esq., attorney for the Developer and (iv) Brian M. Chewcaskie, Esq., Borough Counsel.

R-2 Authorizing a Title Grade and Step Change for M. Anderson, DPW Supervisor of Parks 16-G; J. Sutera, Supervisor of Roads 16-G and D. Zwernemann , Maintenance Repairer 14-C, Effective September 27, 2021

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer		X	X			
Yoon						X
Suh			X			
Sargenti			X			
Kasofsky			X			
Cervieri	X		X			

September 23, 2021 Regular Session Meeting
Resolution # R-2
Carried: <u>X</u> Defeated: <u> </u> Tabled: <u> </u>
Approved on Consent Agenda: <u> </u>

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING A TITLE, GRADE AND STEP CHANGE FOR DEPARTMENT OF PUBLIC WORKS EMPLOYEES M. ANDERSON, J. SUTERA AND D. ZWERNEMANN

WHEREAS, the Mayor and Council have authorized a title and grade change for the employees as listed below; and

Dept.	Name	Current Title	Current Grade & Step	New Title	New Grade & Step
DPW	Anderson, M.	Supervisor of Parks	16-G	Supervisor of Parks	17-G
DPW	Sutera, J.	Supervisor of Roads	16-G	Supervisor of Roads	17-G
DPW	Zwernemann, D.	Maintenance Repairer	14-C	Welder	16-A

BE IT RESOLVED that the above listed change shall be effective on September 27, 2021.

BE IT FURTHER RESOLVED that this appointment shall be provisional pending certification from the New Jersey Civil Service Commission.

R-3 Authorizing the Insertion of a Special Item of Revenue from the State of New Jersey Distracted Driver Crackdown, \$10,500.00

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer			X			
Yoon						X
Suh		X	X			
Sargenti			X			
Kasofsky			X			
Cervieri	X		X			

September 23, 2021 Regular Session Meeting Resolution # R-3 Carried: <input checked="" type="checkbox"/> Defeated: <input type="checkbox"/> Tabled: <input type="checkbox"/> Approved on Consent Agenda: <input type="checkbox"/>

CHAPTER 159 RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING APPROVAL TO AMEND CY-20 21 MUNICIPAL BUDGET BY INSERTING ITEMS OF REVENUE AND APPROPRIATION IN ACCORDANCE WITH NJSA 40A:4-87 IN THE AMOUNT OF \$ 10,5000.00 FROM STATE OF NJ - DISTRACTED DRIVER CRACKDOWN

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Fort Lee received **\$10,500.00** from the **STATE OF NEW JERSEY - DISTRACTED DRIVER CRACKDOWN** and wishes to amend its **2021** Budget to include a portion of this amount as an item of revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough Of Fort Lee, that the Mayor and Council hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Budget year of **2021**, in the sum of.....**\$10,500.00** which is now available as a revenue item from:

- Miscellaneous Revenues
- Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
- Revenues Offset with Appropriations:

**STATE OF NJ - DISTRACTED DRIVER CRACKDOWN
BE IT FURTHER RESOLVED,** that a like sum

of.....**\$10,500.00**
be and the same is hereby appropriated under the caption:
General Appropriations:

- (a) Operations excluded from CAPS
- Programs Offset by Revenues:

STATE OF NJ - DISTRACTED DRIVER CRACKDOWN

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to forward two (2) copies of this Resolution electronically to the Director of Local Government Services.

R-4 Authorizing the Insertion of a Special Item of Revenue from the State of New Jersey Drive Sober or Get Pulled Over, \$6,000.00

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer			X			
Yoon						X
Suh		X	X			
Sargenti			X			
Kasofsky			X			
Cervieri	X		X			

September 23, 2021 Regular Session Meeting Resolution # R-4 Carried: <u>X</u> Defeated: <u> </u> Tabled: <u> </u> Approved on Consent Agenda: <u> </u>
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CHAPTER 159 RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING APPROVAL TO AMEND CY-2021 MUNICIPAL BUDGET BY INSERTING ITEMS OF REVENUE AND APPROPRIATION IN ACCORDANCE WITH NJSA 40A:4-87 IN THE AMOUNT OF \$6,000.00 FROM STATE OF NJ - DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY CRACKDOWN

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Fort Lee received **\$6,000.00** from the **STATE OF NEW JERSEY - DRIVE SOBER OR GET PULLED OVER** and wishes to amend its **2021** Budget to include a portion of this amount as an item of revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough Of Fort Lee, that the Mayor and Council hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Budget year of **2021**, in the sum of.....**\$6,000.00** which is now available as a revenue item from:

- Miscellaneous Revenues
- Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
- Revenues Offset with Appropriations:

STATE OF NJ - DRIVE SOBER OR GET PULLED OVER

BE IT FURTHER RESOLVED, that a like sum

of.....**\$6,000.00**
be and the same is hereby appropriated under the caption:
General Appropriations:

- (a) Operations excluded from CAPS
- Programs Offset by Revenues:

STATE OF NJ - DRIVER SOBER OR GET PULLED OVER

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to forward two (2) copies of this Resolution electronically to the Director of Local

Government Services.

R-5 Authorizing the Insertion of a Special Item of Revenue from the County of Bergen Municipal Alliance Grant, \$5,754.10

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer			X			
Yoon						X
Suh		X	X			
Sargenti			X			
Kasofsky			X			
Cervieri	X		X			

September 23, 2021
Regular Session Meeting

Resolution # R-5

Carried: X Defeated: ___ Tabled: ___

Approved on Consent Agenda: ___

CHAPTER 159 RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING APPROVAL TO AMEND CY-2021 MUNICIPAL BUDGET BY INSERTING ITEMS OF REVENUE AND APPROPRIATION IN ACCORDANCE WITH NJSA 40A:4-87 IN THE AMOUNT OF \$5,754.10 FROM COUNTY OF BERGEN MUNICIPAL ALLIANCE GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the Budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Borough of Fort Lee received **\$5,754.10** from the **COUNTY OF BERGEN - MUNICIPAL ALLIANCE GRANT** and wishes to amend its **2021** Budget to include a portion of this amount as an item of revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough Of Fort Lee, that the Mayor and Council hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the Budget year of **2021**, in the sum of.....**\$5,754.10** which is now available as a revenue item from:

- Miscellaneous Revenues
- Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
- Revenues Offset with Appropriations:
- COUNTY OF BERGEN - MUNICIPAL ALLIANCE GRANT**

BE IT FURTHER RESOLVED, that a like sum of.....**\$5,754.10** be and the same is hereby appropriated under the caption:

- General Appropriations:
- (a) Operations excluded from CAPS
- Programs Offset by Revenues:
- COUNTY OF BERGEN - MUNICIPAL ALLIANCE GRANT**

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to forward two (2) copies of this Resolution electronically to the Director of Local Government Services.

R-6 Authorizing the Execution of a Shared Services Agreement with the Fort Lee Board of Education for the Purchase of Gasoline/Diesel Fuel

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer			X			
Yoon						X
Suh		X	X			

September 23, 2021
Regular Session Meeting

Resolution # R-6

Carried: X Defeated: ___ Tabled: ___

Approved on Consent Agenda: ___

Sargenti			X			
Kasofsky			X			
Cervieri	X		X			

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FORT LEE
AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE
FORT LEE BOARD OF EDUCATION FOR THE PURCHASE OF GASOLINE/DIESEL
FUEL FOR BOARD OF EDUCATION VEHICLES**

WHEREAS, the Borough of Fort Lee (“Borough”) is a municipal corporation of the State of New Jersey in the County of Bergen, established in accordance with N.J.S.A. 40A:60-1 et seq.; and

WHEREAS, the Fort Lee Board of Education (“Board”) in the County of Bergen, was established in accordance with N.J.S.A. 18A:10-1 et seq.; and

WHEREAS, the Borough and the Board desire to provide for a sharing of various municipal services through the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., that will result in efficiencies for the benefits of the citizens of the Borough; and

WHEREAS, the Borough purchases gasoline/diesel fuel through the registered Pricing System Co-op with Bergen County, and the current vender is Rachles/Micheles Oil Co. Inc., pursuant to an agreement that expires on September 20, 2017; and

WHEREAS, the Borough intends to supply gasoline/diesel fuel for use by the Board based upon usage and current per gallon pricing, in exchange for the Board sharing the cost of new gas pumps and associated piping and equipment that are in need of replacement; and

WHEREAS, the entry into a shared services agreement with the Board for the provision of gasoline/diesel fuel by Board vehicles in exchange for the Board sharing the cost of new gas pumps and associated piping and equipment that are in need of replacement will result in cost savings to both the Borough and the Board; and

WHEREAS, the shared services agreement will have a term of one (1) year, and may be extended for additional one (1) year terms at the mutual option of both the Borough and the Board; and

WHEREAS, the Borough wishes to enter into the shared services agreement for the shared use of gasoline/diesel fuel purchased by the Borough through the registered Pricing System Co-op with Bergen County, in exchange for the Board sharing the cost of new gas pumps and associated piping and equipment that are in need of replacement; and

WHEREAS, the entry into the shared services agreement with the Board complies with the Uniform Shared Services and Consolidation Act and is in the best interests of the Borough;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Fort Lee, in the County of Bergen, State of New Jersey as follows:

1. That entry into the shared services agreement with the Board is pursuant to and in accordance with the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., and is hereby authorized.
2. That the Mayor shall be and is hereby authorized to execute an agreement between the Borough and the Board, memorializing the terms and conditions for the shared use of gasoline/diesel fuel purchased by the Borough through the registered Pricing System Co-op with Bergen County, in exchange for the Board sharing the cost of new gas pumps and associated piping and equipment that are in need of replacement.
3. That upon execution of the shared services agreement, this resolution and

the agreement between the parties shall be available for public inspection in the Office of the Borough Clerk.

4. That no further action of the Borough shall be required.

R-7 Authorizing a Lease Agreement between the Borough of Fort Lee and 2045 Lemoine Avenue, LLC D/B/A Plaza Diner Regarding Borough Owned Property Known as Block 4751, Lot 2

Council	Motion	Second	Yes	No	Abstain	Absent
Sohmer		X	X			
Yoon						X
Suh			X			
Sargenti			X			
Kasofsky			X			
Cervieri	X		X			

September 23, 2021
Regular Session Meeting

Resolution # R-7

Carried: X Defeated: ___ Tabled: ___

Approved on Consent Agenda: ___

RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING AN EXTENSION OF A LEASE BETWEEN THE BOROUGH OF FORT LEE AND 2045 LEMOINE AVENUE LLC D/B/A PLAZA DINER REGARDING THE USE OF BOROUGH OWNED PROPERTY KNOWN AS BLOCK 4751, LOT 2

WHEREAS, there exists a need for the Borough of Fort Lee (“Borough”) to lease for a period of five years certain real property owned by the Borough and no longer needed for public use, specifically known and designated as Block 4751, Lot 2 on the Tax Assessment Map of the Borough, measuring approximately 3,000 square feet (“Property”); and

WHEREAS, pursuant to duly adopted resolution, the Borough has leased the Property to 2045 Lemoine Avenue LLC d/b/a Plaza Diner, as more particularly described in a Lease Agreement that is available in the Office of the Borough Clerk, and the lease Agreement expired December 31, 2017; and

WHEREAS, THE Borough wishes to extend the Lease for a term of five years, commencing on January 1, 2022 and terminating on December 31, 2026, at the rate of \$7,000.00 per year; and

WHEREAS, the extension of the lease to 2045 Lemoine is necessary for the continued efficient operations of the Borough and is in the best interests of the Borough and its taxpayers; and

WHEREAS, the Borough and 2045 Lemoine desire to enter into a lease agreement for a five-year term subject to the terms and conditions respecting termination set forth therein.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fort Lee shall enter into a Lease Agreement with 2045 Lemoine Avenue LLC d/b/a Plaza Diner for a term of five years commencing on January 1, 2022 and terminating on December 31, 2026, at the rate of \$7,000.00 per year.

BE IT FURTHER RESOLVED that in accordance with the instructions of the Fort Lee Parking Authority, the terms and conditions of the Lease Agreement entered into in 2003, shall be incorporated into the new lease agreement.

BE IT FURTHER RESOLVED that the Mayor, be and he is hereby authorized and directed to execute the new lease agreement on behalf of the Borough.

BE IT FURTHER RESOLVED that the Borough Clerk shall be and she is hereby authorized and directed to maintain a copy of this Resolution and the Lease Agreement in the Office of the Borough Clerk for public inspection according to law.

COUNCIL REPORTS

Councilman Sohmer - He wished the Borough Administrator and Borough Clerk a happy birthday.

He thanked all emergency service respondents with their help during Hurricane Ida.

He offered his condolences to the Tropea family on the passing of Mrs. Tropea.

Mayor Sokolich - He offered his condolences to the Tropea family on the passing of Mrs. Tropea.

Councilman Suh- He wished the Borough Administrator and Borough Clerk a happy birthday.

He offered his condolences to the Tropea family on the passing of Mrs. Tropea.

He mentioned the Board of Education named the clubhouse "The Joseph Surace Field House" in memory of Mr. Joseph Surace. The Board of Education has also hired a new superintendent Mr. Robert Kravitz. He thanked Interim Superintendent Lauren Schoen.

Mayor Sokolich - He welcomed the new superintendent Mr. Robert Kravitz and mentioned it was a great celebration in honor of Mr. Joe Surace.

Councilman Sargenti - He thanked all emergency service respondents with their help during Hurricane Ida and the number of hours they stood ground. He mentioned the OEM Director, Bryan Drumgoole had FEMA come to town to help assist in the recovery.

He offered his condolences to the Tropea family on the passing of Mrs. Tropea.

Mayor Sokolich - He mentioned there were over 100 claims submitted to FEMA and thanked all involved.

Councilwoman Kasofsky - She mentioned the yearly health fair will not take place, but the Borough is offering a drive through flu clinic October 9th at the upper DPW garage located at 540 Jane Street from 9AM -1PM. A bone density screening will be held on September 29th from 9AM-2 PM and a free skin cancer screening will be held on October 5th from 10Am - 1PM both located at the Recreation center. A barbeque will be held at community garden no. 2 located on 15th street on October 2nd from 1PM - 4PM.

She mentioned the library is having a book and media sale on October 1st and 2nd from 10AM-4PM, they are accepting book and tape donations for the event.

Councilman Cervieri - He offered his condolences to the Tropea family on the passing of Mrs. Tropea.

He mentioned the 5th annual Fort Lee PBA golf outing was well attended and thanked everyone for their support.

He mentioned the Senior Activity Center offered flu vaccines to the members who participate in the meals on wheels program. He thanked the chef, senior center staff and volunteers involved.

He wished the Borough Administrator and Borough Clerk a happy birthday.

Mayor Sokolich - He thanked the senior center staff, the chef and volunteers for their hard work supporting our senior members.

PUBLIC PARTICIPATION

On motion by Councilman Cervieri, seconded by Councilman Sohmer, and carried unanimously, the meeting was opened to the public for discussion.

The following residents came forward and spoke of the proposed project known as Palisades Interstate Park and expressed their concerns regarding synthetic turf in place of grass, the artificial grass not absorbing rainwater which may cause flooding, the need for an additional field, the preservation of trees and parks, the additional noise and pollution it may cause, the desire to keep this park as a low volume section of the borough and to simply upgrade the park but not remove the pavement.

<u>Name</u>	<u>Address</u>
1. Moshe Politis	2200 N. Central Road
2. Ethel Slusack	2200 N. Central Road
3. Zoe Zachariadis	2205 N. Central Road
4. Elisabeth Greenberg Mitchell	2200 N. Central Road
5. George Constantine	Vicinity of the park
6. Joshua Demore	Fort Lee Resident
7. Igal Reckmond	Federspiel/Cedar Street

Mayor Sokolich expressed the need and demand for a new field and the preliminary status of the proposed project. A study will be conducted regarding the impact it may cause, exploring of natural turf and removal of the asphalt ring.

Mayor Sokolich responded to the public concerns that this will be handled in a smart, fair, and honest way in which the public will be well informed possibly by hosting a town meeting.

There being no further public discussion, the public hearing was closed **on motion by Councilman Cervieri, seconded by Councilwoman Kasofsky.**

On motion by Councilman Cervieri seconded by Councilwoman Kasofsky, and there being no further discussion, the meeting was adjourned with no objections at 8:20 p.m.

Prepared By:

Nadine Drumgoole
Deputy Municipal Clerk

Constantina Roditis
Municipal Clerk's Office

Rosa Tropea
Municipal Clerk's Office

Evelyn Rosario
Municipal Clerk