

**Borough of Paramus
Mayor and Council Public Meeting
Caucus Room
February 16, 2021, 7:00 P.M.
MINUTES**

Any member of the public may email a question or matter of discussion to;
boroclerk@paramusborough.org

The Public May Participate In The Mayor And Council Meeting By Telephone:

Phone Number **866-390-1828**
Participation Access Code: **3083465**

Resolution No: 21-02-101: Notification of meetings as required by "The Open Public Meetings Act." Read by the Borough Clerk at 7:03 PM

PLEDGE OF ALLEGIANCE: led by Borough Administrator Joseph D'Arco

ROLL CALL:

Present: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile, Mayor LaBarbiera

Also Present: Borough Administrator Joseph D'Arco, Borough Clerk Annemarie Krusznis, Borough Attorney Daniel Lagana, Deputy Borough Clerk Nicolette Riggi

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber,

Councilmembers Bellinger & Verile are present via phone conference

BOROUGH CLERK'S REPORT:

- a. Request received from Glass Gardens, Inc. to sell Easter flowers outside of Shoprite from March 26th to April 5th, and Mother's Day flowers from April 30th to May 10th, 2021. **Approved.**
- b. Request received from Bergen County DPW for permission to utilize a helicopter during the summer season to spray for mosquitoes over standing water in wooded areas, not over residential or commercial property. **Approved.**
- c. Millennium Strategies January 2021 grant report
- d. Request received from The Valley Hospital for permission to perform upgrades to clinical equipment on various Sundays in March and April, to allow for uninterrupted to patient treatment. **Approved.**
- e. Request received from Chipotle DML5 for permission to work overnight from February 15, through February 17, 2021 to perform extensive upgrades. **Approved**

COUNCIL MEMBERS REPORTS:

Councilwoman Tedesco-Santos Will discuss pool fees tonight to bring back to the commission. The deadline for lacrosse and softball is coming up. There is a Board of Education meeting Monday. The Council or Health Department have absolutely no input on whether or not schools close because of COVID-19. It is entirely up to the Board of Education. Mayor LaBarbiera inquires on the plans for the Pool this upcoming season. There will be full time as well as monthly memberships.

Councilman Verile The Golf Commission wants to discuss the fees for golf registration where it comes to residents registering first. The restaurant is moving along. Mayor LaBarbiera advises that we must look into the Library Grant. If the match isn't raised to pay off the project, we have to reject the grant.

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Councilwoman Bellinger Residents have asked if the Golf Course will be allowing for golf outings again. Mr. Verile responds. Ms. Bellinger inquires about the status of the Covid-19 vaccines because she has heard that other municipalities are giving out the vaccine. Mayor LaBarbiera explains that the state redirected and reallocated the vaccines that were supposed to be coming to Paramus. We have no additional vaccines scheduled to be received at this time. Mayor LaBarbiera reads the statement he received from the state.

MAYOR'S REPORT: Mayor LaBarbiera asks for a motion to appoint Dana Folcarelli to the Board of Health and Emil Trione to the Board of Adjustment

Motion: Councilwoman Tedesco-Santos Second: Councilwoman Bellinger

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

Mayor LaBarbiera continues to give kudos to DPW and Shade Tree on their work during the last storm. Ms. Tedesco-Santos advises of complaints about state jurisdiction roads being poorly plowed.

ADMINISTRATOR'S REPORT: Updates Council on the Shade Tree Policy. Borough Attorney Daniel Lagana is working on it. We'll be closing on the property for the golf retention basin soon. The 2021 budget is being worked on and will have a draft to the Council shortly. The move from Golf to Recreation is being planned as far as park maintenance. There is a Teamsters meeting tomorrow regarding their contract. There are six applicants for the director of the Health Department.

PUBLIC COMMENTS: Citizens are welcome to address the Mayor and Council on any governmental item of concern to them, whether or not it is scheduled on the agenda. Comments will be made at the public portion of tonight's Public Meeting in the Council Chambers. 7:45 PM

Roy Hegg – inquires about the junkyard on Route 17. Code enforcement and the Police have been there and they are walking a fine line. Mr. Hegg inquires about the potential new garage that was discussed for DPW. Mr. D'Arco advises it was a budget issue but is still being discussed.

ORDINANCES:

ORDINANCE ON INTRODUCTION:

ORDINANCE 2021-06: AN ORDINANCE TO AMEND CHAPTER 429-40, FENCES AND WALLS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PARAMUS

Motion: Councilwoman Tedesco-Santos Second: Councilman Verile

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

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ORDINANCE 2021-09: AN ORDINANCE TO AMEND ORDINANCE 19-09, AN ORDINANCE TO AMEND CHAPTER A460 OF THE CODE OF THE BOROUGH OF PARAMUS TITLED "FEES"

Motion: Councilwoman Tedesco-Santos Second: Councilwoman Bellinger
Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile
Nays: None
Abstain: None
Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber
Motion Carries 3-0

ORDINANCE ON FINAL:

ORDINANCE 2021-02: AN ORDINANCE TO AMEND ORDINANCE No. 18-16 AN ORDINANCE TO ESTABLISH, CREATE AND RATIFY AND CONFIRM CERTAIN POSITIONS OF EMPLOYMENT IN THE BOROUGH OF PARAMUS, COUNTY OF BERGEN AND STATE OF NEW JERSEY, NOT COVERED BY ANY COLLECTIVE BARGAINING UNIT AND TO PROVIDE AND DETERMINE THE RATE AND METHOD OF PAYMENT OF COMPENSATION TO SUCH OFFICERS AND EMPLOYEES."

Motion: Councilwoman Tedesco-Santos Second: Councilman Verile
Explanation by Council President
Open to Public for Comment on Ordinance 2021-02-: None
Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile
Nays: None
Abstain: None
Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber
Motion Carries 3-0

ORDINANCE 2021-03: AN ORDINANCE TO AMEND CHAPTER 429, ZONING SECTION 6, DEFINITIONS, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PARAMUS

Motion: Councilwoman Tedesco-Santos Second: Councilman Verile
Explanation by Council President
Open to Public for Comment on Ordinance 2021-03-: None
Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile
Nays: None
Abstain: None
Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber
Motion Carries 3-0

ORDINANCE 2021-04: AN ORDINANCE TO AMEND CHAPTER 429-29, MINIMUM YARD DEPTH; REAR YARD SETBACK OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PARAMUS

Motion: Councilwoman Tedesco-Santos Second: Councilman Verile
Explanation by Council President
Open to Public for Comment on Ordinance 2021-04-: None
Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile
Nays: None
Abstain: None
Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber
Motion Carries 3-0

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ORDINANCE 2021-05: AN ORDINANCE TO AMEND CHAPTER 429-215, FEE SCHEDULE OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PARAMUS

Motion: Councilwoman Tedesco-Santos

Second: Councilman Verile

Explanation by Council President

Open to Public for Comment on Ordinance 2021-05-: None

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

A CONSENT AGENDA WILL BE ADOPTED FOR ITEM NUMBERS 13 AND 14

RESOLUTIONS:

RESOLUTION NO 21-02-106: AUTHORIZING PAYMENT OF BILLS

RESOLUTION NO 21-02-107: RESOLUTION AUTHORIZING THE PLACE TO PLACE TRANSFER OF PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE NO. 0246-44-035-006 TO 396 STATE ROUTE 17 NORTH

RESOLUTION NO 21-02-108: RESOLUTION AUTHORIZING SETTLEMENT OF 2019 TAX APPEAL CAPTIONED: AJG Enterprises, LLC v. Borough of Paramus Docket Nos: 004191-2019

RESOLUTION NO 21-02-109: A RESOLUTION AUTHORIZING A REFUND TO THE FOLLOWING TAXPAYERS DUE TO TAX COURT APPEALS (PSE&G)

RESOLUTION NO 21-02-110: RESOLUTION AUTHORIZING THE REDEMPTION OF A TAX SALE CERTIFICATE FOR BLOCK 5508 LOT 13 INCOME ONE LLC

RESOLUTION NO 21-02-111: RESOLUTION AUTHORIZING THE RELEASE OF TREE PRESERVATION DEPOSIT FROM SHADE TREE ESCROW ACCOUNT T-22-56-286-850-802 TO THE FOLLOWING AS RECOMMENDED BY THE DIRECTOR OF THE SHADE TREE & PARKS COMMISSION (Vikani)

RESOLUTION NO 21-02-112: RESOLUTION AUTHORIZING THE RELEASE OF TREE PRESERVATION DEPOSIT FROM SHADE TREE ESCROW ACCOUNT T-22-56-286-850-802 TO THE FOLLOWING AS RECOMMENDED BY THE DIRECTOR OF THE SHADE TREE & PARKS COMMISSION (Kwasnik)

RESOLUTION NO 21-02-113: RESOLUTION AUTHORIZING THE RELEASE OF TREE PRESERVATION DEPOSIT FROM SHADE TREE ESCROW ACCOUNT T-22-56-286-850-802 TO THE FOLLOWING AS RECOMMENDED BY THE DIRECTOR OF THE SHADE TREE & PARKS COMMISSION (Rennar)

RESOLUTION NO 21-02-114: RESOLUTION AUTHORIZING THE RELEASE OF TREE PRESERVATION DEPOSIT FROM SHADE TREE ESCROW ACCOUNT T-22-56-286-850-802 TO THE FOLLOWING AS RECOMMENDED BY THE DIRECTOR OF THE SHADE TREE & PARKS COMMISSION (Wanat)

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RESOLUTION NO 21-02-115: RESOLUTION AUTHORIZING THE RELEASE OF TREE PRESERVATION DEPOSIT FROM SHADE TREE ESCROW ACCOUNT T-22-56-286-850-802 TO THE FOLLOWING AS RECOMMENDED BY THE DIRECTOR OF THE SHADE TREE & PARKS COMMISSION (Matkal)

RESOLUTION NO 21-02-116: RESOLUTION AUTHORIZING THE RELEASE OF TREE PRESERVATION DEPOSIT FROM SHADE TREE ESCROW ACCOUNT T-22-56-286-850-802 TO THE FOLLOWING AS RECOMMENDED BY THE DIRECTOR OF THE SHADE TREE & PARKS COMMISSION (Vadela)

RESOLUTION NO 21-02-117: PULLED PRIOR TO MEETING

RESOLUTION NO 21-02-118: A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE BOROUGH OF PARAMUS AND THE TOWN OF RAMAPO FOR USE OF THE RAMAPO POLICE RANGE FACILITY

RESOLUTION NO 21-02-119: RESOLUTION AUTHORIZING THE HIRING OF JOSEPH D'ARCO AS BOROUGH ADMINISTRATOR, ACCEPTANCE OF THE EMPLOYMENT AGREEMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE EMPLOYMENT AGREEMENT

RESOLUTION NO 21-02-120: RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT BETWEEN THE BOROUGH OF PARAMUS AND THE BOROUGH OF SOUTH HACKENSACK FOR CERTIFIED PUBLIC WORKS MANAGER SERVICES

RESOLUTION NO 21-02-121: RESOLUTION AUTHORIZING A 2021 HEALTH EDUCATION CONTRACT BETWEEN THE BOROUGH OF PARAMUS AND THE VALLEY HOSPITAL

RESOLUTION NO 21-02-122: BERGEN COUNTY COMMUNITY DEVELOPMENT 2021 PROJECT ENDORSING RESOLUTION

RESOLUTION NO 21-02-123: AUTHORIZATION TO ADOPT THE REVISED BERGEN COUNTY MULTI-JURISDICTION HAZARD MITIGATION PLAN

RESOLUTION NO 21-02-124: RESOLUTION TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECTS

RESOLUTION NO 21-02-125: A RESOLUTION AUTHORIZING THE APPOINTMENT OF THE FOLLOWING SEASONAL POSITIONS FOR PARAMUS RECREATION 2021 PART TIME SUMMER STAFF

RESOLUTION NO 21-02-126: RESOLUTION AUTHORIZING THE APPOINTMENT OF MICHAEL PICONCELLI TO THE POSITION OF PART TIME SENIOR BUS DRIVER STEP 1 FOR THE PARAMUS DPW – MECHANICAL DIVISION AT A SALARY OF \$15.00 PER HOUR

RESOLUTION NO 21-02-127: RESOLUTION AUTHORIZING THE PROMOTION OF LISA SEDITA TO THE POSITION OF CIRCULATION SUPERVISOR FOR THE PARAMUS PUBLIC LIBRARY AT A SALARY OF \$71,400.00 PER YEAR

RESOLUTION NO 21-02-128: RESOLUTION AUTHORIZING THE RETIREMENT OF KATHLEEN ORTIZ FROM THE POSITION OF LIBRARY ASSISTANT FOR THE PARAMUS PUBLIC LIBRARY

RESOLUTION NO 21-02-129: RESOLUTION AUTHORIZING THE STEP-UP OF ROBERT J. MITCHELL TO EMT STEP 3 FOR THE PARAMUS EMERGENCY MEDICAL SERVICES AT A SALARY OF \$21.39 PER HOUR

RESOLUTION NO 21-02-130: RESOLUTION AUTHORIZING THE STEP-UP OF ERICA MCCAUSLAND TO EMT STEP 2 FOR THE PARAMUS EMERGENCY MEDICAL SERVICES AT A SALARY OF \$20.17 PER HOUR

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RESOLUTION NO 21-02-131: RESOLUTION AUTHORIZING THE STEP-UP OF HADAR C. MARESKY TO EMT STEP 2 FOR THE PARAMUS EMERGENCY MEDICAL SERVICES AT A SALARY OF \$20.17 PER HOUR

RESOLUTION NO 21-02-132: RESOLUTION ACKNOWLEDGING THE RESIGNATION OF TINA M. MILORDO FROM THE POSITION OF EMT FOR THE PARAMUS EMERGENCY MEDICAL SERVICES

RESOLUTION NO 21-02-133: RESOLUTION AUTHORIZING THE RETIREMENT OF MARK CASIELLO FROM THE POSITION OF TRAFFIC MAINTAINER FOR THE PARAMUS POLICE TRAFFIC MAINTENANCE DIVISION

RESOLUTION NO 21-02-134: RESOLUTION AUTHORIZING THE APPOINTMENT OF SANDRA GUNDERSON TO THE POSITION OF DEPUTY EMS COORDINATOR FOR THE PARAMUS EMERGENCY MEDICAL SERVICES AT A SALARY OF \$26.74 PER HOUR

RESOLUTION NO 21-02-135: RESOLUTION ACKNOWLEDGING THE RESIGNATION OF JOSEPH CINNANTE FROM THE POSITION OF POLICE RESERVES

RESOLUTION NO 21-02-136: AUTHORIZING A ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A MUNICIPAL PROSECUTOR NO. 3 FOR THE MAYWOOD MUNICIPAL COURT FOR CALENDAR YEAR 2021

RESOLUTION NO 21-02-137: MUNICIPAL ENDORSING RESOLUTION BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT FOR CHILDREN'S AID AND FAMILY SERVICES

RESOLUTION NO 21-02-138: MUNICIPAL ENDORSING RESOLUTION BERGEN COUNTY COMMUNITY DEVELOPMENT GRANT FOR CHILDREN'S AID AND FAMILY SERVICES

RESOLUTION NO 21-02-139: RESOLUTION AUTHORIZING EXECUTION OF A SUBSTANCE ABUSE GRANT AGREEMENT IN THE AMOUNTS OF \$4,422.07 WITH THE COUNTY OF BERGEN DEPARTMENT OF HEALTH SERVICES

APPLICATIONS:

RAFFLES

Paramus Catholic Regional High School Parents' Council

File # 811

Consent Agenda as Amended

Motion: Councilwoman Tedesco-Santos

Second: Councilman Verile

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

RESOLUTION No. 21-02-102: Closing the meeting of the Mayor and Council to the public.

- a. Pending litigation
- b. Contract negotiations

Motion: Councilwoman Tedesco-Santos

Second: Councilman Verile

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

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Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

Closed 7:58 PM

Open 8:09 PM

NON-CONSENT:

Mayor LaBarbiera recuses himself from the following votes on the non-consent agenda. Council president Tedesco-Santos chairs the meeting.

RESOLUTION NO 21-02-103: RESOLUTION AUTHORIZING SPECIAL COUNSEL'S DISCLOSURE OF PAGES ONE THROUGH FIVE OF THE MINUTES OF THE CLOSED SESSION MEETING HELD ON MARCH 17, 2020, IN DEFENSE OF THE BOROUGH OF PARAMUS IN LABARBIERA V. VARTOLONE, ET AL., BER-L-2318-20

Motion: Councilwoman Tedesco-Santos Second: Councilwoman Bellinger

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

RESOLUTION NO 21-02-104: RESOLUTION AUTHORIZING SPECIAL COUNSEL'S DISCLOSURE OF THE MINUTES OF THE CLOSED SESSION MEETING HELD ON JUNE 15, 2020, IN DEFENSE OF THE BOROUGH OF PARAMUS IN LABARBIERA V. VARTOLONE, ET AL., BER-L-2318-20

Motion: Councilwoman Tedesco-Santos Second: Councilwoman Bellinger

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

RESOLUTION NO 21-02-105: RESOLUTION AUTHORIZING SPECIAL COUNSEL'S DISCLOSURE OF THE MINUTES OF THE CLOSED SESSION MEETING HELD ON DECEMBER 8, 2020, IN DEFENSE OF THE BOROUGH OF PARAMUS IN LABARBIERA V. VARTOLONE, ET AL., BER-L-2318-20

Motion: Councilwoman Tedesco-Santos Second: Councilwoman Bellinger

Yeas: Councilwoman Bellinger, Councilwoman Tedesco-Santos, Councilman Verile

Nays: None

Abstain: None

Absent: Councilman DiPiazza, Councilman Vartolone, Councilwoman Weber

Motion Carries 3-0

Mayor LaBarbiera rejoins meeting as Chair

Open to public 8:12 PM

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Roy Hegg – Inquires about getting a copy of the proposed changes to the shade tree ordinance. Mr. Lagana responds.

Jean Hegg – Ms. Hegg is saddened by the comments on Facebook and appreciates the members of the Council at the meeting tonight and she feels like she can rely on them. Kudos to the DPW for the great job they did and Ms. Hegg believes they are one of the best DPW in the state. Thank you to the Council for their efforts. Mayor LaBarbiera thanks Ms. Hegg for her comments and states that he is disappointed in the comments on Facebook.

ADJOURNMENT: 8:20 pm

APPROVED: MARCH 23, 2021

RESPECTFULLY SUBMITTED:
**ANNEMARIE KRUSZNIS RMC
BOROUGH CLERK**