

**Borough of Paramus  
Mayor and Council Public Meeting  
Work Session held in Caucus Room  
April 2, 2019, 7:00 P.M.  
MINUTES**

**Work Session**

**Resolution No: 19-04-248:** Notification of meetings as required by “The Open Public Meetings Act.” Read by Borough Clerk at 7:07 PM

**In Accordance with the Open Public Meetings Act, notice of this meeting of The Borough of Paramus Mayor and Council was transmitted to the Bergen Record on January 7, 2019. Notice was posted on the bulletin board of the municipal building and on the Borough of Paramus website.**

**PLEDGE OF ALLEGIANCE:** Led by Senior Veteran Rich Sinascalchi at 7:08 PM

**ROLL CALL:**

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

Also Present: Borough Administrator Joseph D’Arco, Borough Attorney Paul Kaufman, Borough Clerk Annemarie Krusznis

Absent: Deputy Borough Clerk Nicolette Riggi, Associate Borough Attorney Justin Santagata

**PRESENTATION:**

- a. Girl Scout Troop 95940-Bronze Award Project – Girl Scouts speak asking to plant flowers and clean up around Welcome to Paramus signs. Mayor LaBarbiera says yes and adds another location where they can also plant. We’ll also get them together with Shade Tree to help out.

Associate Borough Attorney Justin Santagata enters at 7:20 PM

**PROCLAMATION:** Proclamation Supporting the *2019 UDrive. UText. UPay. Distracted Driving Crackdown*  
April 1 - 21, 2019 – Read by Mayor LaBarbiera at 7:21 PM

**Motion to go into closed to discuss Affordable Housing at 7:24 PM**

Motion: Councilwoman Tedesco-Santos

Second: Councilman Amato

Yeas: Councilman Amato, Councilwoman Bellinger, Councilman DiPiazza, Councilwoman Tedesco-Santos, Councilman Verilie, Councilwoman Weber

Nays: None

Motion carries 6-0

**BOROUGH CLERK’S REPORT:**

a. Request received from the St. Athanasios Greek Orthodox Church to hold their Annual 44<sup>th</sup> Greek Festival from Thursday, May 16<sup>th</sup> through Sunday, May 19<sup>th</sup> 2019 from 11:00 AM to 12:00 AM. **Approved**

b. Request received from Millers Ale House to hold a car show in the parking lot leading from Millers to Lowes on May 19<sup>th</sup>, 2019 from 10 AM to 3 PM. **Approved as long as there is no sale of anything**

c. Request received for the temporary naming of Jockish Square to NCAA Wrestling Champion Nick Suriano. **Approved**

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**COUNCIL MEMBERS REPORTS:**

Councilwoman Bellinger- The Senior Center is moving along.

Councilwoman Tedesco-Santos- Pool registration is open and they are going to extend the hours opening early and staying open a week later in September. The pool is also offering this year just weekend memberships. Mayor LaBarbiera notes that this is the first time the Fourth of July fireworks are the weekend immediately after graduation.

Councilman DiPiazza- Reports he received an email from a member of the Historic Commission asking for an update on the status of the Van Dian Rough Garden house at 124 W Midland Ave. Mayor LaBarbiera says they sat down with the owners awhile back to acquire property based on the appraisal but they wanted twice the market rate. The neighborhood purchased the property. Councilman DiPiazza asks Mr. Santagata about another property and is told we are working with the applicant to set up a day and they granted an extension. Councilman DiPiazza says last meeting he brought up the Anti-Nepotism Ordinance and says he researched the other towns that have the Ordinance. He continues that he looked into Bergenfield's and thinks that is good for Paramus and made his own Ordinance and explains. Councilman DiPiazza gives to Borough Attorney Paul Kaufman to review. Mr. Kaufman says if there is no immediate problem or situation that has to be addressed immediately we should evaluate all the different possibilities and try to give Council as many options for them to make decisions. Mayor LaBarbiera says to let Mr. Kaufman to do his work and to come back to them. Mr. Kaufman explains the Ordinance process and discussion ensues. Councilman DiPiazza would like it sent around for Council to read and get their option. Mayor and Council discuss Paramus' hiring process and Nepotism and discussion ensues. Mayor LaBarbiera believes that Nepotism is not abused in this Borough and we have done a pretty good job in hiring nothing but best and discussion ensues. Mr. Kaufman says he will send it around to the Council.

Councilman Amato- The DPW had a retirement party for Karl Vanderslouth and Martin Fleur. DPW is filing a grant for recycling. Councilman Amato continues that he was happy to see the military policy that will be included in the handbook and discussion ensues.

Councilman Verile – Reminds Mayor and Council of Recreation dinner this Thursday at Biagios at 6 PM where they will be honoring Rich Conte. Saturday April 6<sup>th</sup> is the Easter egg hunt. Spring sports are underway and the usage of turf is going well.

Councilwoman Weber- No Report

Mayor Labarbiera inquires about Environmental Commission wanting the plastic bag Ordinance and asks Justin what it latest. Justin says he can draft an Ordinance but they were still determining how they want to proceed and discussion ensues. Justin says he sent around Hoboken's Ordinance and explains. Mayor LaBarbiera asks about if there any tax of any sort and Justin replies not that he is aware of. Councilman DiPiazza asks a question about the tax and discussion ensues. Mayor LaBarbiera continues if we do accept it we should have a fazing period. Mayor LaBarbiera continues to tell Justin to circulate Ordinance.

**Mayor LaBarbiera opens to the public at 8:26 PM**

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Tom Donahue- 579 Dover Street- speaks about the water bottles being left after the games and asks if we could put an initiative together that the teams clean up after the game. Mayor LaBarbiera asks Councilman Verile if we can do something with Recreation and discussion ensues. Mr. Donahue continues that the marsh has bottles in it and that the brook over by the pool is clogged with stuff and Styrofoam. Mayor LaBarbiera says we will send the DPW over.

Councilman Amato exits at 8:28 PM

Mr. Donahue continues that he has other concerns and asks how he can write them and is told he can email the Administrator. Mayor LaBarbiera asks Mr. Donahue if he would be interested in joining the Environmental Commission and tells Mr. Donahue to email his resume to the Borough Clerk.

Councilman Amato returns at 8:30 PM

Mr. Donahue inquires about whats happening on Winters Ave and is told that is the proposed location for the Hospital. Mr. Donahue inquires about Styrofoam disposal and Paramus having no processing place for it and he was told that we found that any Styrofoam we collected just went into the landfill. Mr. Donahue asks if we can regularly clean the brook. Mayor LaBarbiera says that the brooks are regulated by DEP and we need a permit to clean them. Councilman DiPiazza says to Mr. Donahue that he should contact Tony Landa the man who ran Pride in Paramus. Mr. Donahue continues to inquire about the knocking down of the trees and the placement of animals. He is informed that the Town doesn't regulate trees on private property and that we are constantly replanting. Mr. Donahue inquires about the FAA flight patterns and regulations and discussion ensues. Mr. Donahue asks if the town plans to put in any 5G towers and explains what he knows about them and says he will have his wife send in any information she has on it. Councilman Amato states that people have come to them before about cell towers and tells Mr. Donahue that he should go to the Zoning Board and see when the applications are moving forward. Councilman Amato is told that these types of technologies are being bypassed for approvals by Boroughs.

Mayor LaBarbiera discusses the marijuana bill and says anyone who took action ahead time would have had to redo it if the Bill had passed and discussion ensues. Mayor LaBarbiera says we can do a Referenda here locally. We can do a non-binding referendum on this year's ballot to hear from the public. He believes as a governing body we are all agreeable on the medicinal but as far as recreational the Bill would be a 180 day opt in period and we have a window of opportunity to hear from the residents. A discussion ensues and the Council agrees that we should hear what the public wants.

Melissa Caminiti -824 Hyland Ave thinks it's a good idea and inquires if the referendum will have a split between medicinal and recreational and in terms of tax dollars will there be a portion of tax dollars that will go to the municipality. Mrs. Caminiti is informed we don't know and Mayor LaBarbiera says that we have time to gather some input from professionals and the residents and let the majority decide. He continues to explain how the Refendum will work and discussion ensues. Mayor LaBarbiera continues that we should have an open house for educational purposes so that residents can make an educated decision and discussion ensues.

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Rich Sinascalchi – Resident- Explains that before he couldn't understand why Mayor and Council didn't do anything about marijuana and says that was because he wasn't educated. He continues that someone came into to speak at his Rotary meeting. Mr. Sinascalchi agrees that it should get out to the public and people need to be educated and discussion ensues. Councilwoman Weber thinks we should have other representatives besides our Board of Health come out.

Andrew – Resident- Inquires about a house on Farview close to Prospect where they knocked down a house and started something else but then stopped and is told they made improvements without permits. Mayor LaBarbiera tells Andrew to give his information to Mr. D'Arco so he can be updated.

**Mayor LaBarbiera opens to the public at 8:56 PM**

Rich Sinascalchi- Resident- Presents a check to the Borough for the Senior Center for \$1,825.00 from the Paramus Rotary Club from an LEPC fundraiser.

**Mayor LaBarbiera opens to the public at 8:59 PM- None**

**Mr. Kaufmann states there is Paramus Golf Course lawsuit that has been filed that is being covered by insurance and there is really nothing to discuss.**

**Mayor LaBarbiera asks for a motion to go into closed to discuss UNLTD, Affordable Housing, Potential Litigation and PSEA Negotiations at 9:00**

**Councilwoman Weber exits meeting at 9:00 PM**

**RESOLUTION No. 19-04-249:** Closing the meeting of the Mayor and Council to the public.

- a. Columbia Way/UNLMTD Development –Potential Contract
- b. Affordable Housing
- c. Potential Litigation
- d. PSEA Negotiations

Motion: Councilwoman Tedesco-Santos

Second: Councilman Amato

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

Nays: None

Absent: Councilwoman Weber

**Motion carries 5-0**

**Borough Attorney Paul Kaufman exits meeting at 9:22 PM**

**Mayor LaBarbiera says the Hospital application right now, they are coming in that they have improvements and will make even more improvements as long as the Board of Education dedicates a 10 foot strip across frontage of Parkway. In consideration they will make the improvements entirely at their cost and will provide the left turn into Parkway as well as a left turn out. We explained the urgency with the Board of Education and they will be voting on it at their next meeting.**

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**ADMINISTRATOR'S REPORT:** The Recreation Commission approved all the new fees and Mr. D'Arco is reviewing them now and hopes to have the fee Ordinance for the next meeting. He also asked all Departments to look at their fees and discussion ensues. Councilman DiPiazza ask Mr. Santagata a question about added Resolution No. 19-04-282.

**Mayor LaBarbiera opens to the public at 9:30 PM- None**

**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 above. Comments will be made at the public portion of tonight's Public Meeting in the Council Chambers.

**ORDINANCES:**

**ORDINANCE ON FINAL:**

**ORDINANCE 19-07-:** ORDINANCE AMENDING VARIOUS FEES AND TIMING RELATED PORTIONS OF PARAMUS CODE

Motion: Councilman Amato

Second: Councilman Verile

Explanation by Council President

Open to Public for Comment: None

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

Nays: None

Absent: Councilwoman Weber

**Motion carries 5-0**

**ORDINANCE 19-08:** AN ORDINANCE PROTECTING ACCESSIBILITY TO HANDICAP PARKING SPACES

Motion: Councilman Amato

Second: Councilwoman Tedesco-Santos

Explanation by Council President

Open to Public for Comment: None

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

Nays: None

Absent: Councilwoman Weber

**Motion carries 5-0**

**NON-CONSENT:**

**A CONSENT AGENDA WILL BE ADOPTED FOR ITEM NUMBERS 14 AND 15**

**RESOLUTIONS:**

RESOLUTION NO 19-04-250: AUTHORIZING PAYMENT OF BILLS

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**RESOLUTION NO 19-04-251:** RESOLUTION AUTHORIZING THE BOROUGH TO UPDATE THE BOROUGH OF PARAMUS EMPLOYEE HANDBOOK

**RESOLUTION NO 19-04-252:** RESOLUTION AUTHORIZING EXECUTION OF INTER-LOCAL SERVICES AGREEMENT BY AND BETWEEN BOROUGH OF PARAMUS AND THE BOROUGH OF EMERSON FOR ADMINISTRATION OF AFFORDABLE HOUSING

**RESOLUTION NO 19-04-253:** RESOLUTION AUTHORIZING THE RELEASE OF CASH LANDSCAPE BOND IN THE AMOUNT OF \$2,000.00 TO MATKAL REALTY LLC FOR BLOCK 4007 – LOT 9 AS RECOMMENDED BY THE BOROUGH ENGINEER(PAES-2721)

**RESOLUTION NO 19-04-254:** A RESOLUTION AUTHORIZING A REFUND TO THE FOLLOWING TAXPAYERS DUE TO TAX COURT APPEALS (Gross Realty Associates LLC)

**RESOLUTION NO 19-04-255:** A RESOLUTION AUTHORIZING A REFUND TO THE FOLLOWING TAXPAYERS DUE TO TAX COURT APPEALS (Crestpoint Management LLC)

**RESOLUTION NO 19-04-256:** A RESOLUTION AUTHORIZING A REFUND TO THE FOLLOWING TAXPAYERS DUE TO TAX COURT APPEALS (Prestige Bergen Jag LLC)

**RESOLUTION NO 19-04-257:** A RESOLUTION AUTHORIZING THE BOROUGH OF PARAMUS TO APPLY FOR THE 2018 RECYCLING TONNAGE GRANT

**RESOLUTION NO 19-04-258:** RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF PARAMUS TO SIGN A PROFESSIONAL SERVICES AGREEMENT FOR THE APPOINTMENT OF AN ARCHITECT OF RECORD IN CONNECTION WITH THE BOROUGH RESCUE BUILDING ADDITION

**RESOLUTION NO 19-04-259:** RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF PARAMUS TO SIGN A PROFESSIONAL SERVICES AGREEMENT FOR THE APPOINTMENT OF AN ARCHITECT OF RECORD IN CONNECTION WITH THE BOROUGH'S CHILDREN'S LIBRARY ADDITION

**RESOLUTION NO 19-04-260:** RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF UNDERSTANDING WITH THE AMERICAN RED CROSS DEFINING A WORKING RELATIONSHIP WITH THE BOROUGH OF PARAMUS

**RESOLUTION NO 19-04- 261:** A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO SIGN A SHARED SERVICE AGREEMENT BETWEEN THE BOROUGH OF PARAMUS AND THE BOROUGH OF NORTHVALE FOR THE COLLECTION OF GRASS, BRUSH AND VEGETATIVE WASTE

**RESOLUTION NO 19-04-262:** A RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE BOROUGH OF NORTHVALE FOR THE MAINTENANCE AND REPAIR OF VEHICLES

**RESOLUTION NO 19-04-263:** RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A DEVELOPER'S AGREEMENT WITH PARAMUS ROAD INVESTMENTS, LLC WITH RESPECT TO 550, 554 AND 560 PARAMUS ROAD, BLOCK 4808, LOT 3 AND BLOCK 4809, LOTS 12 AND 13 IN THE BOROUGH OF PARAMUS

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**RESOLUTION NO 19-04- 264** RESOLUTION AUTHORIZING AN AGREEMENT WITH BERGEN COUNTY FOR OPEN SPACE RECREATION FLOODPLAIN PROTECTION FARMLAND AND HISTORIC PRESERVATION TRUST FUND GRANT IN THE AMOUNT OF \$45,231

**RESOLUTION NO 19-04-265:** RESOLUTION AUTHORIZING A SICK TIME PAYOUT IN THE AMOUNT OF \$75,330.32 TO JOSEPH PAYOCZKOWSKI

**RESOLUTION NO 19-04-266:** A RESOLUTION AUTHORIZING THE APPOINTMENT OF JAY RUHREN TO THE POSITION OF IRRIGATION TECHNICIAN PEA STEP 1 FOR THE PARAMUS GOLF COURSE AT A SALARY OF \$50,905.85 ANNUALLY

**RESOLUTION NO 19-04-267:** RESOLUTION AUTHORIZING THE PROMOTION OF ZACHARY YABROUDY TO THE POSITION OF PART TIME 911 TELECOMMUNICATION OPERATOR 3 GRADE 1 FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION AT A SALARY OF \$16.25 PER HOUR

**RESOLUTION NO 19-04- 268:** RESOLUTION AUTHORIZING THE PROMOTION OF MICHAEL FREDERICKS TO THE POSITION OF PART TIME 911 TELECOMMUNICATION OPERATOR 3 GRADE 1 FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION AT A SALARY OF \$16.25 PER HOUR

**RESOLUTION NO 19-04-269:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF BRIAN KIEFERLE FROM THE POSITION OF PART TIME 911 TELECOMMUNICATION OPERATOR 1 GRADE 1 FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION

**RESOLUTION NO 19-04-270:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF LOUIS LESSNER FROM THE POSITION OF PART TIME 911 TELECOMMUNICATION OPERATOR 1 GRADE 1 FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION

**RESOLUTION NO 19-04-271:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF DESIREE WHITE FROM THE POSITION OF PART TIME 911 TELECOMMUNICATION OPERATOR 1 GRADE 1 FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION

**RESOLUTION NO 19-04-272:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF JON RIZER FROM THE POSITION OF 911 TELECOMMUNICATION OPERATOR FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION

**RESOLUTION NO 19-04-273:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF DOMINICK LIBRIE FROM THE POSITION OF 911 TELECOMMUNICATION OPERATOR FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION

**RESOLUTION NO 19-04- 274:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF LEE FRAZZANO FROM THE POSITION OF 911 TELECOMMUNICATION OPERATOR FOR THE PARAMUS POLICE DEPARTMENT- COMMUNICATIONS DIVISION

**RESOLUTION NO 19-04-275:** A RESOLUTION AUTHORIZING THE APPOINTMENT OF JIM TRUMP TO THE POSITION OF EMT FOR THE PARAMUS EMERGENCY MEDICAL SERVICES AT A SALARY OF \$16.79 PER

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**RESOLUTION NO 19-04-276:** A RESOLUTION AUTHORIZING THE APPOINTMENT OF JOHN C HEALY TO THE POSITION OF SEASONAL PART TIME FOR THE PARAMUS GOLF COURSE- MAINTENANCE STEP 1 AT A SALARY OF \$10.16 PER HOUR

**RESOLUTION NO 19-04-277:** RESOLUTION ACKNOWLEDGING THE RESIGNATION OF REGINA VALENCIA FROM THE POSITION OF SEASONAL PAGE FOR THE PARAMUS PUBLIC LIBRARY

**RESOLUTION NO 19-04- 278:** RESOLUTION ACCEPTING STEVE KALMAN AS A REGULAR MEMBER OF THE PARAMUS FIRE DEPARTMENT

**RESOLUTION NO 19-04- 279:** RESOLUTION AUTHORIZING AN INCENTIVE PAYMENT TO GUY PICONE

**RESOLUTION NO 19-04- 280:** RESOLUTION AUTHORIZING THE MAYOR AND THE BOROUGH CLERK TO SIGN AN AGREEMENT WITH BERGEN RISK MANAGERS, INC.

**RESOLUTION NO 19-04- 281:** RESOLUTION CORRECTING RESOLUTION NO. 11-02-141 AUTHORIZING THE AWARD OF THE GOLF COURSE/SHADE TREE HORTICULTURE BID

**RESOLUTION NO 19-04- 282:** RESOLUTION AUTHORIZING THE MAYOR AND BOROUGH CLERK TO SIGN PROFESSIONAL SERVICES CONTRACTS FOR THE CALENDAR YEAR 2019

**APPLICATIONS:**

**RAFFLES**

Pro Arte Chorale Inc. File #745

**SOLICITOR**

Luke Romeo 2019-SL-11

**Motion:** Councilman Amato

**Second:** Councilwoman Tedesco-Santos

**Yeas:** Councilman Amato, Councilwoman Bellinger, Councilman DiPiazza, Councilwoman Tedesco-Santos, Councilman Verile

**Nays:** None

**Absent:** Councilwoman Weber

**Motion carries 5-0**

Mayor LaBarbiera opens to public at 9:32 PM- None

**ADJOURNMENT: 9:32 PM**

**Motion:** Councilwoman Bellinger

**Second:** Councilman Verile

**Yeas:** Councilman Amato, Councilwoman Bellinger, Councilman DiPiazza, Councilwoman Tedesco-Santos, Councilman Verile

**Nays:** None

**Absent:** Councilwoman Weber

Motion carries 5-0

APPROVED MAY 21, 2019

RESPECTFULLY SUBMITTED

*Annemarie Krasznis RMC*

BOROUGH CLERK