

**BOROUGH OF MIDLAND PARK  
280 GODWIN AVENUE  
MIDLAND PARK, NJ 07432  
8:00 P.M. Open Public Meeting Minutes  
April 28, 2011**

**Mayor Monahan** called the meeting to order at 8:00 P.M.

**The Mayor** called upon **Councilman Pruiksm**a to give this evening's Invocation. **The Mayor** then led all present in the Pledge of Allegiance.

**SUNSHINE LAW STATEMENT:** This meeting is being held in accordance with the Sunshine Law, notice having been published according to law with a copy on file in the Borough Clerk's Office and a copy posted on the bulletin board in the Municipal Building.

<b>Roll Call:</b>	<b>Mayor Monahan</b>	<b>Present</b>
	<b>Councilman Papapietro</b>	<b>Present</b>
	<b>Councilman Junta</b>	<b>Present</b>
	<b>Councilman Pruiksm</b> a	<b>Present</b>
	<b>Councilman Holst</b>	<b>Present</b>
	<b>Councilman O'Hagan</b>	<b>Present</b>
	<b>Council President Peet</b>	<b>Present</b>

**ALSO PRESENT:** Borough Attorney Regan, Borough Clerk/Administrator Hanna

**APPROVAL OF MINUTES:**

A Motion to approve the Minutes of the Closed Session, Work Session and Open Public Meetings of April 14, 2011, as all Governing Body members have previously received copies of the Minutes and copies are available to the Public at the Borough Clerk's Office.

**Introduced by: Councilman O'Hagan**      **Seconded by: Councilman Papapietro, and carried**

**OPEN TO THE PUBLIC:**

**Mayor Monahan** opened the meeting with a statement noting the Governing Body will discuss recreation programs and the progress of developing solutions going forward. This discussion will be limited to a half hour and each person speaking will be allowed 2 to 3 minutes. The Governing Body will not be discussing any former employee issues.

**Samantha Fearless, 79 Pine Street** – expressed support for the former Recreation Director. She asked the Governing Body for an explanation as to why no one has initiated a conversation with this former employee. **The Mayor** stated the Governing Body is not at liberty to discuss this issue.

**Renee Gandet, 112 Prospect Street** - Mrs. Gandet expressed her support for the prior Recreation Director and would like her to come back. She then spoke of her son's relationship with this former employee. Mrs. Gandet asked if preparing a petition would make any difference. **Mayor Monahan** stated we are not at liberty to discuss this issue.

**Bob Miele, 42 Glen Ave.** - Mr. Miele came before the Council regarding the property adjacent to his property (48 Glen Avenue). He feels there is an excess of debris on that property and has filed a complaint with the Code Enforcement Official. Mr. Miele stated he was not happy with the attitude of Mr. Wittekind, the Code Enforcement Official, when he spoke with him. **Councilman O'Hagan** stated he will have a conversation with Mr. Wittekind regarding this issue, and then explained the steps that are taken if the property owner does not respond to a complaint. The Councilman will have Mr. Wittekind report what he has done and what his follow-through is going to be.

**Samantha Fearless** – stated she would like to know the status of the search for a new Recreation Director. **Mayor Monahan** explained the Council met with the Recreation Board this evening and discussed a job description, and they will meet again in May to move forward.

There being no further response from the public, the **Mayor** closed the meeting to the public.

**BUDGET PROCESS:**

**RESOLUTION:**

**Resolution #094-11 – Budget by Title on Final**

**WHEREAS**, the provisions of N.J.S.A. 40A:4-8 and N.J.S.A. 40A:4-9 have been followed. **NOW, THEREFORE, BE IT RESOLVED**, that a majority of the full authorized membership of Borough Council of the Borough of Midland Park, affirmatively concurs that the 2011 Municipal Budget may be read by title only.

**Introduced by: Councilman Junta**

**Seconded by: Councilman Holst**

**Roll Call: Councilman Papapietro  
Councilman Junta  
Councilman Pruiksma  
Councilman Holst  
Councilman O’Hagan  
Council President Peet**

**Aye  
Aye  
Aye  
Aye  
Aye  
Aye**

**PUBLIC HEARING OF THE 2011 BUDGET -**

**Mayor Monahan** opened the meeting to the public for discussion on the 2011 Budget. There being no response, **Mayor Monahan** closed the meeting to the public on the 2011 Budget and the following Resolution was adopted:

**Resolution #095-11 - 2011 Budget Amendment**

**WHEREAS**, the local municipal budget for the year 2011 was introduced and approved on the 24th day of March, 2011; and

**WHEREAS**, the public hearing on said budget has been held as advertised; and

**WHEREAS**, it is desired to amend said approved budget as required by the Director of the Division of Local Government Services;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Midland Park, in the County of Bergen, State of New Jersey, that the following amendments to the approved budget of 2011 be made:

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	From	To
<b>Current Fund - Anticipated Revenues</b>		
1. Surplus Anticipated	\$ 1,500,000.00	\$ 1,523,907.00
Total Surplus Anticipated	\$ 1,500,000.00	\$ 1,523,907.00
6. Amount to be Raised by Taxes for support of municipal budget:		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	\$ 6,188,564.35	\$ 6,188,564.35
c) Minimum Library Tax	\$ -	\$ 436,990.15
Total Amount to be Raised by Taxes for Support of Municipal Budget	\$ 6,188,564.35	\$ 6,625,554.50
7. TOTAL GENERAL REVENUES	\$ 9,327,238.18	\$ 9,788,135.33
<b>Current Fund - Appropriations</b>		
8. General Appropriations:		
(A) Operations - within "CAPS"		
Municipal Court - Salaries and Wages	\$ 80,000.00	\$ 35,000.00
Total Operations {Item 8(A)} within "CAPS"	\$ 5,693,501.00	\$ 5,648,501.00
Total Operations Including Contingent - within "CAPS"	\$ 5,693,501.00	\$ 5,648,501.00
Detail: Salaries and Wages	\$ 2,608,416.00	\$ 2,563,416.00
Other Expenses	\$ 3,085,085.00	\$ 3,085,085.00
(E) Deferred Charges and Statutory Expenditures - Municipal within "CAPS"		
(2) Statutory Expenditures		
Contribution to: Public Employees' Retirement System	\$ 95,920.00	\$ 119,827.00
Total Deferred Charges and Statutory Expenditures - Municipal within "CAPS"	\$ 651,420.00	\$ 675,327.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	\$ 6,344,921.00	\$ 6,323,828.00
	From	To
(A) Operations - excluded from "CAPS"		
Other Operations		
Maintenance of Free Public Library	\$ 18,009.85	\$ 455,000.00
Total Other Operations Excluded from "CAPS"	\$ 1,327,329.85	\$ 1,764,320.00
Shared Service Agreements		
Municipal Court - Salaries and Wages - Waldwick	\$ -	\$ 45,000.00
Total Shared Service Agreements	\$ 463,911.00	\$ 508,911.00
Total Operations Excluded from "CAPS"	\$ 1,891,558.68	\$ 2,373,548.83
Detail: Salaries and Wages	\$ 146,611.00	\$ 146,611.00
Other Expenses	\$ 1,744,947.68	\$ 2,226,937.83
(H-2) Total General Appropriations for Muni. Purposes Excl. from "CAPS"	\$ 2,432,317.18	\$ 2,914,307.33
(O) Total General Appropriations - Excluded from "CAPS"	\$ 2,432,317.18	\$ 2,914,307.33
(L) Subtotal General Appropriations {Items (H-1) and (O)}	\$ 8,777,238.18	\$ 9,238,135.33
9. TOTAL GENERAL APPROPRIATIONS	\$ 9,327,238.18	\$ 9,788,135.33

**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith with the Director of the Division of Local Government Services for approval.

**Introduced by: Councilman Junta**

**Seconded by: Councilman Holst**

**Roll Call: Councilman Papapietro  
Councilman Junta  
Councilman Pruiksma  
Councilman Holst  
Councilman O'Hagan  
Council President Peet**

**Aye  
Aye  
Aye  
Aye  
Aye  
Aye**

**ADOPTION OF THE 2011 BUDGET:**

**Introduced by: Councilman Papapietro**

**Seconded by: Councilman Holst**

<b>Roll Call:</b>	<b>Councilman Papapietro</b>	<b>Aye</b>
	<b>Councilman Junta</b>	<b>Aye</b>
	<b>Councilman Pruiksmas</b>	<b>Aye</b>
	<b>Councilman Holst</b>	<b>Aye</b>
	<b>Councilman O’Hagan</b>	<b>Aye</b>
	<b>Council President Peet</b>	<b>Aye</b>

**OLD BUSINESS FOR DISCUSSION:**

**Work session Agenda items:**

**1. Update on Open Space Projects / Drainage / DOT approved projects:**

**Mike DeSena attended to explain projects in detail.**

**A.** Bleacher Plans with the Handicap Walk Way and Sports Field Shed (10 x 18) **Mayor Monahan** spoke of the Boy/Girl Scouts request to store equipment in this shed. **Councilman Pruiksmas**’s recommendation is, if the room is there, let them use it. **Councilman O’Hagan** expressed a concern that the sports organizations may not be aware of sharing the shed with the Scouting Organizations. **Council President Peet** stated she has no objection to one group as long as it is open to all. **Mayor Monahan** noted the field manager should be managing the use.

**B.** Greenwood Avenue Rehabilitation

**C.** Wostbrock Drainage Proposal

**D.** Insulation of lighting and electrical at the facilities at Wortendyke Park

**E.** Parker Place Drainage Project

**Engineer DeSena** briefly reviewed the stage each of these projects is in.

**G.** Curbing on Hill Street - Council discussed with Mr. DeSena, the prior decision to curb the properties on Hill Street that were not addressed during the drainage project in 2010. Mr. DeSena noted a survey must be done on 245 Erie Avenue before any action is taken. Council directed the engineer to submit a proposal for the project and survey.

**Mayor Monahan** requested all plans and proposals be reviewed by **Council** prior to going out for bid.

**2. Zoning Board Fee Request**

Linda Herlihy, 114 Highwood Avenue and Chairwoman of the Zoning Board, and Rich Wostbrock, Zoning Board Engineer, came before Council to explain the Board’s request to implement a \$400 escrow fee, to be submitted with every residential application, for engineering review costs. She stated most applicants do not have an engineer/architect and the plans need review. There are questions the Board may have and the resident may not be qualified to answer. The residents look to the Board Engineer for answers, however, he has not reviewed the application. It was noted the excess escrow fee would be returned to the resident. **Councilman Holst** noted this should be given some hard thought because he does not see it is favorable to the people of Midland Park as they already have expenses. **Councilman Papapietro** inquired if it would be helpful if Zoning Official Wittekind attended the Zoning Board meetings. Chairwoman Herlihy stated it would, 80% of these issues could be addressed with him at the meetings. . The **Mayor** noted the cost of Mr.

Wittekind attending would have to be discussed. **Councilman O’Hagan** suggested when Mr. Wittekind gives a denial letter he may be able to determine if there is escrow needed. The Chairwoman stated she and Mr. Wostbrock could develop a list of criteria as to what type of variances would need engineering. **Council** will discuss the options before they make a decision.

- 3. Sample Resolution – Relief of Permit Process – Desnagging/DeSilting**  
This will be addressed by Resolution at a future meeting.

**NEW BUSINESS FOR DISCUSSION:**

There was no New Business to discuss this evening.

**LIAISON REPORTS:**

**Mayor Monahan**

**Mayor Monahan** noted The Mayor’s association met with NWBCUA, and our town has been consistent with fee charges however other towns have not been. **The Mayor** gave an overview of the meetings agenda and noted we should have more involvement in the working of the service. He also noted the Library renovations are going well, with the completion scheduled for July 1<sup>st</sup>, and their circulation is up, even during the construction. Midland Park Public Library is ranked high, 26 out of 75. **The Mayor** also announced some Mayor advisories from Trenton: Energy Tax and Comptra Funding, Energy Tax give back, and the State is perusing the contribution of health care of employees (30% of premium). **The Mayor** also distributed a PDF on shared services.

**Councilman Junta**

**Public Safety-Fire/Board of Health**

**Councilman Junta** noted progress with the **Board of Health**. The **Councilman** reported the **Fire Department** had 14 calls and 2 drills for the month, and on Saturday, May 7<sup>th</sup> at 10:00 A.M., the Department will be having their Field Day. Also, on Tuesday evening a fire fighter was injured on a call and transported to Hackensack Hospital, noting he was happy to report the fireman is now home and doing great.

**Councilman O’Hagan**

**Public Safety-Police/JIF/Alliance**

**Councilman O’Hagan** stated he will be speaking to the **Council** in closed session regarding the **Police Department**. The **Councilman** had nothing to report for **JIF** or **Alliance** at this time.

**Councilman Pruiksmas**

**Recreation**

**Councilman Pruiksmas** reported the **Recreation Department** had a very successful Easter Egg Hunt, which was well attended, and they completed the hunt before the rain started. He noted the Council has been meeting with the Recreation Board regarding the position of recreation coordinator, and the Board’s next meeting will be May 2<sup>nd</sup>. Finally, **Councilman Pruiksmas** stated Community Beautification Day will be held in the beginning of May.

**Councilman Holst**

**Public Works**

**Councilman Holst** noted **Public Works** has a paving plan in place, and is starting to take care of the drain basins, and property maintenance is moving forward.

**Councilman Papapietro**

**Finance/Ambulance Corps**

**Councilman Papapietro** reported for the month of March the **Ambulance Corp** responded to 34 calls which turned into 33 hours of department time to cover these responses. As for **Finance**, the 2011 Budget has been finalized and the tax implication on a \$300,000 home is a \$47 increase. We

also talked about capital projects earlier, and part of that money has been included in this year's budget, for example Parker Place and Wostbrock Lane. The **Councilman** also stated we are tracking our interest on deposits at our bank, year to date thru March the town has earned \$24,307.00 which was slightly lower than last year, the main reason being the bank's rate dropped.

**Council President Peet                      Personnel/Board of Education**

**Council President Peet** reported progress with **Personnel**. The **Council President** noted the **Board of Education** 2011- 2012 budget successfully passed, and the 3 candidates were unchallenged and will continue on the Board.

**ADMINISTRATOR'S REPORT:**

Clerk/Administrator Hanna noted the Storm Water Report has been completed and submitted.

**ORDINANCE ON FINAL:**

**ORDINANCE #02-11**

**AN ORDINANCE TO AUTHORIZE A MUNICIPAL IMPROVEMENT, ACQUISITION AND PROJECT IN THE BOROUGH OF MIDLAND PARK, TO APPROPRIATE THE SUM OF \$190,650 TO PAY THE COST THEREOF, FROM THE CAPITAL IMPROVEMENT FUND.**

**BE IT ORDAINED**, by the Borough Council of the Borough of Midland Park, in the County of Bergen, New Jersey as follows:

**Section 1.**

The following is to be funded from the Capital Improvement Fund and is hereby authorized for:

- |    |                     |           |
|----|---------------------|-----------|
| 3. | Drainage Project    | \$150,000 |
| 4. | Building Renovation | \$40,650  |

**Section 2.**

The sum of \$190,650 is hereby appropriated to the payment of the cost of such acquisition and improvement authorized and described in Section 1 hereof. Said sum so appropriated shall be met from the Capital Improvement Fund of the Borough.

**Section 3.**

Said improvement is a lawful capital improvement of the Borough having a period of usefulness of at least five (5) years. Said improvement shall be made as a general improvement, and no part of the cost has been nor shall be assessed against property specially benefited.

**Section 4.**

The capital budget is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

**Section 5.**

This ordinance hereby incorporates the provisions of N.J.S.A. 40A:2-20.

**Section 6.**

This ordinance shall take effect at the time and in the manner provided by law.

**Introduced by: Councilman Holst                      Seconded by: Councilman Papapietro**

At this time, **Mayor Monahan** opened the meeting to the public for any questions, comments or discussions on Ordinance No. 02-11. There being no response from the public **The Mayor** closed the

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meeting to the public and called for a Roll Call Vote of Council.

<b>Roll Call:</b>	<b>Councilman Papapietro</b>	<b>Aye</b>
	<b>Councilman Junta</b>	<b>Aye</b>
	<b>Councilman Pruiksma</b>	<b>Aye</b>
	<b>Councilman Holst</b>	<b>Aye</b>
	<b>Councilman O’Hagan</b>	<b>Aye</b>
	<b>Council President Peet</b>	<b>Aye</b>

**CONSENT AGENDA:**

All matters listed below are considered by the Borough Council to be routine in nature. There will be no separate discussion of these items. If any discussion is desired by the Borough Council, that item will be removed from the Consent Agenda and considered separately:

**Resolution #090-11 – Planning Board Performance Bond Release – Englishman Dr.**

**WHEREAS**, at the meeting of April 18, 2011, it was unanimously approved and recommended by the Planning Board, to release the performance bond of the following party: Homestead Builders (Blk 26, Lt 6.02)

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland Park that the Performance Bond is hereby released.

**Resolution #091-11 – Inter Local Agreement – Ramsey - Road Resurfacing**

**WHEREAS**, Ordinance No. 08-10 authorized the expenditure of funds for road resurfacing projects throughout the Borough of Midland Park; and

**WHEREAS**, the Borough Council previously has directed the Borough Administrator to participate in the Cooperative Pricing Systems 2011 Road Resurfacing bids; and

**WHEREAS**, the Borough of Ramsey (the lead agency) has complied with the Local Public Contracts Law, and publicly opened and read the bids; and

**WHEREAS**, attached please find the Lead Agency’s analysis of bid breakdown; and

**WHEREAS**, the Borough of Ramsey awarded a contract to the low bidder, D & L Paving Contractors, Inc.; and

**WHEREAS**, the participating municipalities are required to pass a Resolution to participate; and

**WHEREAS**, the Lead Agency is responsible for Affirmative Action requirements, prevailing wage requirements, bonding requirements and compliance with the Local Public Contracts Law.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of Midland Park, County of Bergen, State of New Jersey does hereby authorize a contract to the low bidder, D & L Paving Contractors, Inc. of Nutley New Jersey at a rate of \$61.65 per ton of installed asphalt.

**Resolution #092-11 – Raffle – M. P. Public Education Foundation**

**WHEREAS**, N.J.S.A. 5:28-7, provides for Governing Body approval of applications for license for legalized games of chance; and,

**WHEREAS**, the Midland Park Public Education Foundation, Inc., located at Post Office Box 5, Midland Park, has applied for such license to conduct a On-Site Merchandise Draw Raffle, to be held on June 17, 2011.

**WHEREAS**, an investigation of the Midland Park Police Department into qualifications and merit of the applicant has uncovered no reason to deny such application for licensing;

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland

Park that the Borough Clerk be and is hereby authorized to issue a raffle license to conduct this raffles on said date, at the location of 31 Highland Ave, Highland School, Midland Park, N. J. 07432.

**Resolution #093-11 – Legal Services – Ridgewood Water Issue**

**WHEREAS**, a need exists for additional professional legal services for the Borough of Midland Park in connection with Village of Ridgewood, Ridgewood Water; and

**WHEREAS**, funds are available for such services and have been properly appropriated in the Local Municipal Budget in an amount not to exceed \$20,000.00; and

**WHEREAS**, N.J.S.A. 40A:11-1, (Local Public Contracts Law) allows municipalities to contract for such professional services without the drawing of specifications for the receipt of competitive bids,

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Midland Park that the following appointment for professional services be and is hereby approved for the purpose of the legal services for litigation to:

Sokol, Behot & Fiorenzo  
Counselors at Law  
Continental Plaza  
433 Hackensack Avenue  
Hackensack, New Jersey 07601

**BE IT FURTHER RESOLVED**, by the Council of the Borough of Midland Park that aforementioned appointment for professional services be published in accordance with the Local Public Contracts Law.

**The Consent Agenda was:**

**Introduced by: Councilman Pruikisma**

**Seconded by: Councilman Holst**

**Roll Call: Councilman Papapietro  
Councilman Junta  
Councilman Pruikisma  
Councilman Holst  
Councilman O’Hagan  
Council President Peet**

**Aye  
Aye  
Aye  
Aye  
Aye  
Aye**

**RESOLUTIONS:**

**1. Resolution #089-11 – Bills List**

**WHEREAS**, claims have been submitted to the Borough of Midland Park in the following amounts:

Current Fund (2010)	\$ 48,675.00
Current Fund (2011)	\$ 1,058,734.43
Trust Fund	\$ 3,921.12
<b>TOTAL:</b>	<b>\$ 1,111,330.55</b>

**WHEREAS**, such claims have been listed according to Department and account number with corresponding vouchers to be reviewed and approved by the Finance Committee; and,

**WHEREAS**, the CFO has determined that the funds have been properly appropriated for such purposes and are available, in the Borough of Midland Park and that the claims specified on the schedule attached hereto, following examination and approval by the Finance Committee, be paid and checks issued accordingly; and,

**WHEREAS**, claims have already been paid in the following accounts:

Current	April 15th Payroll	\$ 122,298.71
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Current	Home Depot-Mnl Ck	\$	514.99
Current	USPS-Mnl Ck-newsletter	\$	473.00

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Midland Park that the claims totaling **\$1,234,617.25** be approved and ratified respectively.

**Introduced by: Councilman Papapietro**

**Seconded by: Councilman Holst**

<b>Roll Call:</b>	<b>Councilman Papapietro</b>	<b>Aye</b>
	<b>Councilman Junta</b>	<b>Aye</b>
	<b>Councilman Pruiksma</b>	<b>Aye</b>
	<b>Councilman Holst</b>	<b>Aye</b>
	<b>Councilman O’Hagan</b>	<b>Aye</b>
	<b>Council President Peet</b>	<b>Aye</b>

**ORDINANCES ON INTRODUCTION:**

**1. ORDINANCE #03-11**

**AN ORDINANCE ESTABLISHING SALARIES AND WAGES FOR CERTAIN BOROUGH OFFICERS AND EMPLOYEES OF THE BOROUGH OF MIDLAND PARK FOR THE YEAR 2011, BEGINNING JANUARY 1<sup>ST</sup>, AND THEREAFTER.**

**BE IT ORDAINED**, by the Council of the Borough of Midland Park, in the County of Bergen, State of New Jersey as follows:

1. The following schedule setting forth the salaries and wages to be paid to certain Borough Officers, Employees and Officials during the year 2011, beginning January 1<sup>st</sup>, and thereafter, be and is hereby approved:

<b>POSITION</b>	<b>2011 RATE</b>	
Mayor	Up to	\$ 4,000.00
Council Members	Up to	\$ 4,000.00
Borough Administrator	\$28,000.00 to	\$107,000.00
Chief Financial Officer/Treasurer	\$ 2,500.00 to	\$ 45,000.00
Borough Clerk	Up to	\$ 60,000.00
Assessment Search Officer	\$ 500.00 to	\$ 1,000.00
Administrative Assistant	Up to	\$ 33,000.00
Administrative Secretary/Support	Up to	\$ 28,000.00
Financial Assistant	\$17,000.00 to	\$ 60,000.00
Tax Collector	Up to	\$ 30,000.00
Tax Search Officer	\$ 500.00 to	\$ 1,000.00
Deputy Tax Collector/Tax Clerk	\$20,000.00 to	\$ 55,000.00
Tax Assessor	\$11,000.00 to	\$ 40,000.00
Plumbing Subcode Official	\$ 6,000.00 to	\$ 12,000.00
Fire Subcode Official	\$ 1,000.00 to	\$ 7,000.00
Elevator Subcode Official/Inspector	\$ 1,500.00 to	\$ 2,600.00
Construction Code Control Person and/or Assistant Control Person	\$ 2,000.00 to	\$ 26,000.00
D.P.W. Working Foreman/Mechanic	Up to	\$ 86,000.00
D.P.W. Utility Laborers	\$ 20,000.00 to	\$ 60,000.00
Recycling Center Attendant	Up to	\$ 33,000.00
Recycling Coordinator	Up to	\$ 3,000.00
Custodian/Building Maintenance Worker	Up to	\$ 42,500.00
Municipal Court Judge	\$ 7,000.00 to	\$ 18,500.00
Municipal Court Administrator	\$ 15,000.00 to	\$ 61,000.00
Deputy Municipal Court Clerk	\$ 65.00	per Session

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Municipal Prosecutor	Up to	\$ 10,000.00
Special Help-Court Clerk’s Office/Deputy	\$ 7.00/hr to	\$ 25.00/hr
Zoning/Property Maintenance Official	\$ 6,000.00 to	\$ 17,000.00
Zoning Official Attendance at Zoning Meetings	\$ 100.00	per Session
Zoning Board of Adjustment Secretary	\$ 6, 000.00 to	\$ 15,000.00
Planning Board Secretary	\$ 10,000.00 to	\$ 20,000.00
Fire Prevention Officer	\$ 8,000.00 to	\$ 20,000.00
Secretary-Clerk/Fire Prevention & Police	\$ 20,000 to	\$ 40,000.00
Police Chief	\$ 60,000.00 to	\$139,000.00
Special Police/Matron	\$ Up to	\$ 20.00/hr
Crossing Guard	\$ Up to	\$ 20.00/hr
Extra Help - Any department	\$ Up to	\$ 18.00/hr
Field Manager	\$ 9,000.00 to	\$ 35,000.00
Recreation Coordinator	\$ 500.00 to	\$ 55,000.00
Recreation Building Attendant	Up to	\$ 15,000.00
Tennis Camp Instructor		\$35.00/hr
Tennis Assistant	\$ 8.00 to	\$10.00 per hour
Cooking Instructor		\$20.00 per hour

**Summer Staff Salaries 2011**

Acting Summer Camp Coordinator		\$20.00 per hour
Summer Facility Coordinator		\$17.50 per hour
Asst. Summer Camp Coordinator		\$17.50 per hour
Asst. Counselor	\$ 4.40 to	\$ 5.30 per hour
Junior Counselor	\$ 6.00 to	\$ 7.10 per hour
Senior Counselor	\$ 7.00 to	\$ 8.30 per hour
Key Counselor	\$ 7.50 to	\$11.50 per hour

2. Individual salaries shall be set by Resolution of the Council within the salary range. In the absence of a minimum, any employee may be hired at any sum less than the maximum set forth above.

3. All civilian employees’ fringe benefits will be in accordance with the Borough of Midland Park’s Personnel Policy Manual.

4. All salaries and wages provided for herein shall be effective in accordance to the Resolution adopted pursuant to paragraph 2 of the Ordinance.

5. This Ordinance shall take effect upon final passages and publication according to law.

**Introduced by: Councilman O’Hagan**

**Seconded by: Councilman Papapietro**

<b>Roll Call:</b>	<b>Councilman Papapietro</b>	<b>Aye</b>
	<b>Councilman Junta</b>	<b>Aye</b>
	<b>Councilman Pruiksma</b>	<b>Aye</b>
	<b>Councilman Holst</b>	<b>Aye</b>
	<b>Councilman O’Hagan</b>	<b>Aye</b>
	<b>Council President Peet</b>	<b>Aye</b>

Once again the Mayor opened the meeting to the public for any questions, comments or concerns.

**Daniel Collins 40 Spruce Street** – questioned if the Winter Theatre program being taken over by Park Players? **Mayor Monahan** stated there has been no decision made yet regarding the Winter Theatre, and this would be a decision made by the Recreation Board.

**Renee Gandet, 112 Prospect St.** – Mrs. Gandet commented on how beautifully the Council communicates with the engineers. She also wanted to know at what point would the situation concerned with the recreation director not be considered a legal matter, stating the community would like an answer regarding the former Recreation Director’s issue and what exactly happened. **Attorney Robert Regan** responded stating the statute of limitation is 2 years.

**Patricia Allen – Pine St.** – Mrs. Allen commented on the public statement from the Borough Administrator regarding when the kids know whether or not they had a job at summer camp. Mrs. Allen stated the kids were given an indication from Lori Dent verbally and if you were sent a letter in February you knew you had your job. She said the problem is the paper trail may imply the counselors and CIT’s were notified in May, however, they knew long before then. The end of May is too late for the college kids, to know if they have a position or not. Also, the other issue is the community would like to know when or if there will be a discussion as to why Ms Dent left. She then asked if there was an exit interview.

**Samantha Fearless** commented she volunteered in past years to process camp registration with Lori Dent at the Fire House, and weeks were closed out immediately.

**Danny Aviles - 5 Zimmer Ave.** – When is the shed being rebuilt? Will it be done after camp? The Summer Recreation Camp does use that area. **Mayor Monahan** stated the administrator and field manager will coordinate with the engineer and it will not affect the Summer Camp Program.

At 9:50 P.M., **Mayor Monahan** adjourned the Open Public Meeting on a Motion made by **Councilman Holst** and Seconded by **Councilman O’Hagan**, and carried, and the following resolution was adopted and Council convened into a Second Closed Session

:

**Resolution #093A-11 After Closed Session**

**WHEREAS**, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting; and

**WHEREAS**, the Governing Body of Midland Park has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

**WHEREAS**, the regular meeting of this Governing Body will reconvene;

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of Midland Park will go into closed session for the following reason (s) as outlined in N.J.S.A. 10:4-12:

\_\_\_\_\_ Any matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public (Provision relied upon): \_\_\_\_\_

\_\_\_\_\_ Any matter in which the release of information would impair a right to receive funds from the federal government;

\_\_\_\_\_ Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy;

\_\_\_\_\_ Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.

\_\_\_\_\_ Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

\_\_\_\_\_ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

\_\_\_\_\_ Any investigations of violations or possible violations of the law;

X Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer (If pending or anticipated litigation, the matter is: Han Maum Reformed Church Tax Agreement

- (If contract negotiations the nature of the contract and interested party is T-Mobile  
*Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Borough's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact);*

X Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting (Subject to the balancing of the public's interest and the employee's privacy rights under South Jersey Publishing, 124 N. J. 478, the employee(s) and nature of discussion is: Personnel Issues

\_\_\_\_\_ Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility;

**BE IT FURTHER RESOLVED**, that the Borough Council hereby declares that its discussion of the aforementioned subject(s) may be made public at a time when the Borough Attorney advises the Borough Council that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Borough, or any other entity, with respect to said discussion. That time is currently estimated as the time of said matter.

**BE IT FURTHER RESOLVED** that the Borough Council, for the aforementioned reasons, hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place, and hereby directs the Borough Clerk to take the appropriate action to effectuate the terms of this resolution.

At 9:25 P.M., the Governing Body reconvened into the Open Public Meeting, and the following resolution was adopted:

**1. Resolution #096-11 – Han Maum Reformed Church Tax Agreement**

**WHEREAS**, a tax sale is presently scheduled to be conducted by the Tax Assessor in the Borough of Midland Park on Friday, April 29, 2011; and

**WHEREAS**, property known as Block 25.10, Lot 21.02, being more commonly known as 218 Irving Street (hereinafter “the property” or “the premises”), which property is owned by the Han Maum Reformed Church, Inc. (hereinafter “the Church”) is listed for tax sale; and

**WHEREAS**, such property was assessed for the 2010 tax year as a consequence of the Church failing to file the required Statement of Exemption pursuant to N.J.S.A. 54:4-4.4, with the Church having acquired title to the property in April of 2009, with the prior owner being New Life Ministries Christian Reformed Church; and

**WHEREAS**, prior to 2010, the property was utilized as a house of worship and was exempt from taxation pursuant to N.J.S.A. 54:4-3.6; and

**WHEREAS**, the Church has filed an Exemption Statement and the property is exempt from taxation for 2011; and

**WHEREAS**, the property is listed for a tax sale due to the failure of the Church to file the Exemption Statement and to pay taxes as a result of the property being assessed and that the sole year for which taxes are open is the year 2010; and

**WHEREAS**, a settlement has been proposed whereby the Church would pay a total of \$50,000.00 representing taxes due, without interest, and that payment of such sum would be made in the following manner:

- A. \$10,000.00 within five (5) days of the date of the approval of this resolution
- B. \$20,000 payable on May 1, 2012
- C. \$20,000 payable on May 1 2013

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Midland Park that in the event any payment is not received by the tenth (10<sup>th</sup>) day after the due date, the Borough shall provide written notice to the Church advising of the termination of this Agreement and that the property will be relisted for tax sale for the above balance of the taxes due and owing at such time referenced taxes due and owing as of such time; and

**BE IT FURTHER RESOLVED** that the Tax Collector be and is hereby authorized to cancel the tax sale pertaining to the property scheduled for Friday, April 29, 2011; and

**BE IT FURTHER RESOLVED** that a copy of the within resolution shall be forwarded to Michael Korik, Esq., attorney for the Han Maum Reformed Church, Inc.

**Introduced by: Councilman Papapietro**

**Seconded by: Councilman Holst**

<b>Roll Call:</b>	<b>Councilman Papapietro</b>	<b>Aye</b>
	<b>Councilman Junta</b>	<b>Aye</b>
	<b>Councilman Pruiksma</b>	<b>Aye</b>
	<b>Councilman Holst</b>	<b>Aye</b>
	<b>Councilman O’Hagan</b>	<b>Aye</b>
	<b>Council President Peet</b>	<b>Aye</b>

There being no further business to discuss or transact, on a Motion made by **Council President Peet**, Seconded by **Councilman Junta** and Carried, the **Mayor** adjourned the open public meeting at 10:25 P.M.

Respectfully submitted,

Adeline M. Hanna, R.M.C.  
Borough Clerk/Administrator