

**MAYOR & COUNCIL
REGULAR MEETING
DECEMBER 10, 2020
6:30 p.m.**

The Regular Meeting of the Mayor and Council of the Borough of Rockaway, in the County of Morris, New Jersey, was held remotely with Mayor Thomas Mulligan presiding. Mayor Mulligan called the meeting to order at 6:30 p.m.

Mayor Mulligan read the following statement: In accordance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Laws, 1975, be advised that notice of this meeting was made by posting on the Bulletin Board, Town Hall, and sending to the officially designated newspapers, indicating that the meeting would take place as a telephonic meeting only at 6:30 p.m. on this date.

Councilmembers Present

Melissa Burnside
Russell Greuter
Thomas Haynes
James Hurley
Patrick McDonald
Robert Smith - Council President

Councilmembers Absent

Borough Attorney Joseph J. Bell, IV., Esq., was also present.

Everyone present participated in the salute to the flag.

CORRESPONDENCE

Mayor Mulligan read a letter from Joe Rossi expressing his desire to resign as the RVRSA Representative effective December 31, 2020.

Mayor Mulligan read a letter from Tom Slockbower expressing his intent to resign as the Superintendent of the Department of Public Works effective December 31, 2020.

COUNCIL/COMMITTEE COMMENTS

Councilman Haynes – Public Utility and Works Committee

Department of Public Works – Councilman Haynes reported that the Department of Public works repaired two water main breaks and, in preparation for the snowy weather, is in the process of winterizing vehicles and dividing up roads to be plowed. William Hopley has accepted the position of DPW Supervisor.

Board of Education – Councilman Haynes provided an update on all schools being virtual as of December 7th with the plan to return to hybrid learning on January 4th.

Councilman McDonald - Personnel Committee

Personnel – Councilman McDonald reported that he and the Administrator met one-on-one with Town Hall employees.

Recreation – Councilman McDonald reported that Mayor Mulligan will be lighting the Christmas tree virtually tomorrow night.

Downtown Redevelopment Committee – Councilman McDonald reported the committee met and hopes to announce what they will be working on going forward next month.

Councilwoman Burnside - Fire Committee

Board of Health – Councilwoman Burnside provided an update on COVID-19 and ongoing contact tracing.

Fire Department – Councilwoman Burnside reported that Tom Slockbower, who currently handles the smoke detector and fire alarm inspections, is retiring and there is a need to hire a replacement; the Fire Marshal has made a recommendation.

Councilman Greuter - Public Safety Committee

Police Department – Councilman Greuter reported that the Public Safety Committee received a letter regarding speeding on Swede Mine Road. The section of roadway in question belongs to the Rockaway Township, so Mayor Mulligan passed the information on to them.

Councilman Hurley - Finance and License Committee

Payment of Bills - Upon motion by Councilman Hurley, seconded by Councilwoman Burnside, and carried unanimously upon voice vote, that the bills presented to the Borough of Rockaway for payment by the Borough, as evidenced by proper vouchers, be referred to the Committee or unit contracting for same, and, when endorsed by them and approved by appropriate action of Council, that they are to be paid.

Councilman Hurley reported that he attended a meeting with the CFO and Council President Smith to review proposals submitted for Borough Engineer.

Councilman Hurley reported the Historical Museum will be opening up with limited hours for the next two weekends so that people may purchase ornaments and other gifts.

Council President Smith - Ordinance Committee

Council President Smith reported that some sidewalk street lights are out or at half capacity.

ATTORNEY'S REPORT

The Attorney provided an update on his continued involvement with various projects.

MAYOR'S REPORT

Mayor Mulligan provided an update on the RPM lawsuit against the Borough of Rockaway.

ADMINISTRATOR'S REPORT

The Administrator reported that Town Hall has received several calls regarding the sale of marijuana.

The Administrator reported that a new DPW worker has been hired and will be starting January 1st. In the beginning of January, the Administrator and Councilman Haynes will meet with the Department of Public Works to discuss the reorganization of the department.

The Administrator reported the Fire Sub Code Official resigned and a potential replacement has been interviewed.

CLERK'S REPORT

No report.

RESOLUTIONS (CONSENT AGENDA ITEMS)

Upon motion by Councilman Greuter, seconded by Council President Smith, and carried unanimously upon call of the roll, the following resolutions were adopted:

RESOLUTION 189-20: AUTHORIZE SUBMISSION OF STRATEGIC PLAN FOR MUNICIPAL ALLIANCE GRANT

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey recognize that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and

WHEREAS, the Mayor and Council of the Borough of Rockaway further recognize that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Mayor and Council of the Borough of Rockaway have applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Morris.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rockaway do hereby authorize the submission of a strategic plan for the Rockaway Borough Municipal Alliance grant for fiscal year 2021 in the amount of:

Alliance DEDR	\$3,400.00
Cash Match	\$ 850.00
In-Kind	\$2,550.00

The Borough of Rockaway Mayor and Council acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 190-20: ACCEPT THE RESIGNATION OF DPW SUPERINTENDENT THOMAS SLOCKBOWER

WHEREAS, The Borough of Rockaway has received a letter of resignation from Thomas Slockbower stating his intention to retire from his position as DPW Superintendent to be effective December 31, 2020; and,

WHEREAS, the Mayor and Council express their appreciation of the work performed by Mr. Slockbower during his time with the Borough of Rockaway.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council accepts the resignation of Thomas Slockbower from the position listed above.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 191-20: ACCEPT THE RESIGNATION OF DPW LABORER SHANE O'BRIEN

WHEREAS, The Borough of Rockaway has received a letter of resignation from Shane O'Brien stating his intention to retire from his position as DPW Laborer to be effective November 25, 2020; and,

WHEREAS, the Mayor and Council expresses its appreciation of the work performed by Mr. O'Brien during his time with the Borough of Rockaway.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council accepts the resignation of Shane O'Brien from the position listed above.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 192-20: APPOINT WILLIAM HOPLER DEPARTMENT OF PUBLIC WORKS SUPERVISOR

WHEREAS, on November 23, 2020, the Mayor and Council voted in favor of reorganizing the Department of Public Works, including the elimination of the Department of Public Works Superintendent and Department of Public Works Assistant Superintendent positions, effective December 31, 2020; and

WHEREAS, the Mayor and Council have offered William Hopley the position of Department of Public Works Supervisor, effective December 31, 2020; and

WHEREAS, on December 4, 2020, Mr. Hopley agreed to accept said offer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris and State of New Jersey, that William Hopley is hereby appointed to the position of Department of Public Works Supervisor by the Borough of Rockaway at salary within the salary ordinance, effective Thursday, December 31, 2020.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 193-20: AWARD CONTRACT (DPW - PURCHASE OF LAWN MOWER)

WHEREAS, there exists a need to obtain a lawn mower for the Department of Public Works; and

WHEREAS, the Educational Services Commission of New Jersey, NJ State approved Co-Op #65MCESCCPS Grounds Equipment includes the purchase of a Exmark 72" Diesel Series Lazer Lawn Mower from Kenvil Power 926 US Highway 46, Kenvil, New Jersey, 07847 (973) 584-8115; and

WHEREAS, a Certification for Availability of Funds has been filed by the Borough of Rockaway Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that it does hereby authorize the purchase of a Exmark 72" Diesel Series Lazer Lawn Mower from Kenvil Power, 926 US Highway 46, Kenvil, New Jersey 07847 (973) 584-8115, under the Educational Services Commission of New Jersey, NJ State approved Co-Op #65MCESCCPS Grounds Equipment, not to exceed the amount of \$19,003.39.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, Patricia Reiche, CFO/Treasurer, of the Borough of Rockaway, in the County of Morris, New Jersey, do hereby certify that funds in the amount not to exceed \$19,003.39 are available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Kenvil Power, 926 US Highway 46, Kenvil, New Jersey 07847 (973) 584-8115
For the purpose of: Purchasing a Lawn Mower
The funds are available in General Capital Fund
Budget Line Item#: 04-215-55-954-010

DATE: December 10, 2020

BY: Patricia Reiche, CFO/Treasurer

RESOLUTION 194-20: APPROPRIATE ENGINEERING COSTS (FOX LAKE DAM REHABILITATION)

WHEREAS, the Fox Lake Dam must meet certain requirements of the State of New Jersey Department of Environmental Protection (NJDEP) to prevent dam failure and minimize damage in the event of such failure; and

WHEREAS, the Borough Engineer has submitted a proposal dated March 11, 2020 for the professional engineering and survey work required to bring the dam into compliance with the NJDEP's Dam Safety Standards; and

WHEREAS, a Certification for Availability of Funds has been filed by the Borough of Rockaway Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, that the amount appropriated for engineering costs to Paul W. Ferriero, Ferriero Engineering, Inc., 180 Main Street, P.O. Box 571, Chester, NJ 07930 for the Fox Lake Dam Improvements Project including: (a) stability analysis of the existing dam and subsurface investigation; (b) analysis of the proposed dam to ensure stability under normal conditions, Probable Maximum Flood conditions, and ice loading; (c) preparation of design plans, calculations, reports, and specifications for the rehabilitation of the dam; coordination of the sub-consultants, landscape modifications, and preparation of permit applications to the regulatory agencies; (d) finalization of construction plans, specifications and bid documents for the public bid process; (e) survey work for land acquisition/easements; (f) survey stakeout of the proposed improvements for construction; (g) construction administration and inspection services; (h) a survey of the improvements after the project is completed (as-built survey), and (i) attendance at meetings, shall not exceed \$109,000.00.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, Patricia Reiche, CFO/Treasurer, of the Borough of Rockaway, in the County of Morris, New Jersey, do hereby certify that funds in the amount not to exceed \$109,000.00 are available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Ferriero Engineering, Inc. 180 Main Street, Chester, NJ 07930
For the purpose of: Engineering Cost for Fox Lake Dam Improvements
The funds are available in
Budget Line Item#:

DATE: December 10, 2020

By: Patricia Reiche, CFO/Treasurer

RESOLUTION 195-20: AUTHORIZE ADOPTION OF AMENDED RECREATION RULES AND REGULATIONS

WHEREAS, on February 14, 2019, the Mayor and Council adopted rules and regulations promulgated by the Borough of Rockaway Parks and Recreation Advisory Committee, including standards for approval and conditions for use of facilities, governing lands, playgrounds and recreation facilities within the Borough of Rockaway; and

WHEREAS, the rules and regulations have been amended by the Borough of Rockaway Parks and Recreation Advisory Committee; and

WHEREAS, the Mayor and Council have reviewed the amended rules and regulations and wish to adopt same.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway as follows:

1. The Mayor and Council hereby adopt the amended rules and regulations governing lands, playgrounds and recreation facilities promulgated by the Parks and Recreation Advisory Committee; and

2. The rules and regulations shall have the full force of law and shall be enforceable by the Borough of Rockaway Police Department.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 196-20: AWARD PROFESSIONAL AGREEMENT (FOX LAKE DAM – COUREL ENGINEERING)

WHEREAS, there exists a need for professional services for providing structural engineering services for Fox Lake Dam; and

WHEREAS, said needs or certain specified professional services are to be rendered or performed by a person or persons authorized by law to practice a recognized profession whose practice is regulated by law within the meaning of N.J.S.A. 40A:11-2, et seq. as amended; and

WHEREAS, the performance of said professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal base of specialized training and study; as distinguished from general academic instruction or apprenticeship and training; and

WHEREAS, said professional services cannot reasonably be described by written specifications; and

WHEREAS, the Borough of Rockaway has a need to acquire said professional services as a contract without public advertising pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the services to be performed are "Professional Services" as defined in N.J.S.A. 40A:11-5(1)(a)(i) and therefore excepted from the Local Public Contracts Law requirements for competitive bidding; and

WHEREAS, a Certificate of Availability of Funds has been filed by the Borough of Rockaway Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey as follows:

1. That the Borough of Rockaway, in accordance with the Local Public Contracts Law, hereby authorizes and approves the award of a professional services contract to Courel Engineering, LLC, 9 Wren Way, Bridgewater, New Jersey 08807 (980-526-8629), per proposal dated March 10, 2020, to provide structural engineering services for the Fox Lake Dam Rehabilitation Project. The primary goal of this structural engineering service is to design the spillway, the spillway walls and the inspection of the construction, at a cost not to exceed \$27,000.00; contract copies are on file in the Office of the Clerk and are incorporated herein by reference. Said contract is hereby ratified and confirmed, and upon passage of this Resolution, the Mayor and Borough Clerk be and the same are hereby authorized to enter into said contract.
2. That this Contract is awarded without competitive bidding as a professional services contract under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) because such service is a recognized profession licensed and regulated by law.
3. That the Mayor and Council of the Borough of Rockaway, New Jersey hereby authorize and direct the execution of the aforesaid contracts for the period commencing on the date set forth therein.
4. That an executed copy of the Contract and a copy of this resolution shall be filed in the Office of the Borough Clerk and be available there for inspection in accordance with law.
5. That this resolution shall take effect immediately.

DATE: December 10, 2020

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, Patricia Reiche, CFO/Treasurer, of the Borough of Rockaway, in the County of Morris, New Jersey, do hereby certify that funds in the amount not to exceed \$25,000.00 are available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Hunter Research, 120 West State Street, Trenton NJ, 08608 (609-695-0122)
For the purpose of: Fox Lake Dam Rehabilitation, Technical Proposal, Phase IA Archaeological Assessment
The funds are available in General Capital Fund
Budget Line Item#: 04-215-55-955-001

DATE: December 10, 2020 BY: Patricia Reiche, CFO/Treasurer

RESOLUTION 197-20: REFUND PERFORMANCE BOND AND ESCROW BALANCE (BLOCK 17 LOT 22)

WHEREAS, on November 10, 2016, Hometown Development, 66 E. Main Street, Rockaway, New Jersey 07866, (973-713-3923) paid fees totaling \$81,921.95, representing a performance bond in the amount of \$62,436.00, an engineering fees escrow deposit in the amount of \$14,485.95, and an escrow deposit in the amount of \$5,000.00; and

WHEREAS, the Borough Engineer has inspected the site and is satisfied that the work has been completed properly and recommended that the performance bond and the escrow balance may be released; and

WHEREAS, the Borough of Rockaway Chief Financial Officer has determined that the escrow posted by Hometown Development, LLC is sufficient to cover the Borough's costs and that the remaining funds are owed to Hometown Development, LLC; and

WHEREAS, the Mayor and Council of the Borough of Rockaway concur with the recommendation of the Borough Engineer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, that the Chief Financial Officer is hereby authorized to return funds totaling \$73,998.59, representing a performance bond in the amount of \$62,436.00, an engineering escrow balance in the amount of \$9,505.76 and an escrow balance in the amount of \$2,056.83, to Hometown Development, 66 E. Main Street, Rockaway, New Jersey 07866, (973-713-3923).

DATE: December 10, 2020 BOROUGH OF ROCKAWAY
ATTEST: Kimberly Cuspilich, Acting Borough Clerk BY: Thomas Mulligan, Mayor

RESOLUTION 198-20: REFUND OF PERFORMANCE BOND (66 EAST MAIN STREET BLOCK 17, LOT 22)

WHEREAS, on March 14, 2019, Robert Makepeace, 75 Milton Road, Oak Ridge, New Jersey 07438 (973-222-7082), paid a Performance Bond totaling \$1,000.00, for 66 East Main Street, Rockaway, New Jersey 07866, Block 17, Lot 22; and

WHEREAS, upon review by Construction Official and the Zoning Officer, it was determined that all work was completed as necessary; and

WHEREAS, the Construction Official and Ferriero Engineering has inspected the site and is satisfied that the work has been completed properly and has recommended the refund of the performance bond; and

WHEREAS, the Mayor and Council of the Borough of Rockaway concur with the recommendation of the Borough Engineer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, that the Chief Financial Officer is hereby authorized to return funds totaling \$1,000.00, representing the performance bond to Robert Makepeace, 75 Milton Road, Oak Ridge, New Jersey 07438 (973-222-7082).

Date: December 10, 2020 Borough of Rockaway

Attest: Kimberly Cuspilich, Acting Borough Clerk

By: Thomas Mulligan, Mayor

RESOLUTION 199-20: APPROVE TRANSFER OF FUNDS – CURRENT

WHEREAS, there appears to be inadequate funds in various 2020 budget appropriation accounts to meet the demands thereon; and

WHEREAS, there appears to be a surplus in various other accounts over and above the demand necessary for the 2020 expenditures.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmative concurring) that in accordance with the provision of R.S. 40A:4-58, part of the surplus in the accounts heretofore mentioned be and same are hereby transferred to the accounts (excepting the appropriation for contingent expenses or deferred charges) mentioned as being insufficient, to meet the current demands, and

BE IT FURTHER RESOLVED that the Chief Finance Officer is hereby authorized and directed to make the following transfers:

<u>TO</u>	<u>ACCOUNT #</u>	<u>AMOUNT</u>
Land Use Board – S&W	01-201-20-190-010	\$1,000.00
Construction Official – S&W	01-201-22-195-010	\$1,000.00
Uniform Construction Code – S&W	01-201-30-422-010	\$2,500.00
<u>FROM</u>	<u>ACCOUNT #</u>	<u>AMOUNT</u>
Salary Adjustments	01-201-30-425-100	\$4,500.00

DATE: December 10, 2020

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 200-20: AUTHORIZE REFUND OF ROAD OPENING PERMIT APPLICATION FEE

WHEREAS, on November 12, 2020, New Jersey Natural Gas (NJNG), 201 Roundhill Drive, Rockaway, NJ 07866 (973-586-4675), paid a Road Opening Permit application fee totaling \$50.00; and

WHEREAS, upon review by Ferriero Engineering and DPW Superintendent Tom Slockbower, it was determined that the road was not located in the Borough of Rockaway; and

WHEREAS, NJNG has requested, in writing, a refund of the Road Opening Permit application fee; and

WHEREAS, the Mayor and Council of the Borough of Rockaway concur with the recommendation of the Borough Engineer and DPW Superintendent;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, that the Chief Financial Officer is hereby authorized to return funds totaling \$50.00, representing the Road Opening Permit application fee, to NJNG, 201 Roundhill, Rockaway, NJ 07866 (973-586-4675)

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 201-20: RESOLUTION APPOINTING DANIEL GILBERTI AS DPW LABORER

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris and State of New Jersey, that Daniel Gilberti is hereby appointed to the position of DPW Laborer and is hereby employed by the Borough of Rockaway at a salary within the salary ordinance, effective Monday, January 4, 2021.

DATE: December 10, 2020

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 202-20: AWARD CONTRACT (LIBERTY RECORDER AND SOUND SYSTEM)

WHEREAS, there exists a need for the installation of audio and video equipment at the Community Center; and

WHEREAS, the Educational Services Commission of New Jersey, NJ State approved Co-Op #65MCESCCPS includes the purchase of a Cat-5E HDMI Converter, Sanus TV Wall Mount, CF2-5 Audio/Video Recessed Floor Box, the Mounting of Zoom tv, run 2x wires to equipment room, run wire to tv, remount camera, configure Zoom on Zoom computer, tip and make all necessary connections from Gramco Business Communications, 1149 Bloomfield Ave, Clifton, New Jersey 07012 (973-773-8500); and

WHEREAS, a Certification for Availability of Funds has been filed by the Borough of Rockaway Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that it does hereby authorize the purchase and installation of video and audio equipment from Gramco Business Communications, 1149 Bloomfield Ave, Clifton, New Jersey 07012 (973-773-8500), under the Educational Services Commission of New Jersey, NJ State approved Co-Op #65MCESCCPS, not to exceed the amount of \$3,807.00.

DATE: December 10, 2020

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

CERTIFICATION FOR AVAILABILITY OF FUNDS

I, Patricia Reiche, CFO/Treasurer, of the Borough of Rockaway, in the County of Morris, New Jersey, do hereby certify that funds in the amount not to exceed \$3,807.00 are available for the purpose of awarding a contract for the furnishing of goods or services to the following entity:

Gramco Business Communications, 1149 Bloomfield Ave, Clifton, New Jersey 07012 (973-773-8500)
For the purpose of: Installation of video and audio equipment for Zoom Meetings
The funds are available in Current Fund
Budget Line Item#: 01-201-20-120-217

DATE: December 10, 2020

BY: Patricia Reiche, CFO/Treasurer

ORDINANCE NO. 16-20, Public Hearing & Adoption

On motion by Councilman Grueter and seconded by Council President Smith, to offer the following ordinance as read by title on second reading:

ORDINANCE NO. 16-20

**ORDINANCE OF THE BOROUGH OF ROCKAWAY
MAYOR AND COUNCIL
AMENDING CHAPTER 241, VEHICLES AND TRAFFIC,
OF THE CODE OF THE BOROUGH OF ROCKAWAY**

BE IT ORDAINED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the following amendments be made to Chapter 241, Vehicles and Traffic, Part 2, Vehicle and Traffic Regulations, Article XV, Schedules of the Code of the Borough of Rockaway as follows:

Section I

1. Section 241-50, Schedule I: Parking Prohibited At All Times, is hereby amended to add the following item:

§ 241-50. Schedule I: Parking Prohibited At All Times.

In accordance with the provisions of § 241-13, no person shall park a vehicle at any time upon any of the following described streets or parts of streets:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Woodland Avenue	West	From Route 46 to a point 150' south thereof

Section II

1. This Ordinance may be renumbered for codification purposes.
2. All Ordinances of the Borough of Rockaway which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
3. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.
4. This Ordinance shall take effect as provided by law.

DATE: December 10, 2020

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

Mayor Mulligan opened the meeting to the public.

There being no comments, Mayor Mulligan closed the public hearing.

The above-mentioned ordinance was adopted by the following roll call:

Ayes: Councilwoman Burnside, Councilman Greuter, Councilman Haynes, Councilman Hurley,
Councilman McDonald, Council President Smith
Nays: None
Abstain: None

ORDINANCE NO. 17-20, Public Hearing & Adoption

On motion by Councilman McDonald and seconded by Council President Smith, to offer the following ordinance as read by title on second reading:

ORDINANCE NO. 17-20

**ORDINANCE OF THE BOROUGH OF ROCKAWAY
MAYOR AND COUNCIL
MUNICIPAL AND WATER UTILITY SALARIES**

BE IT ORDAINED by the Mayor and Council of the Borough of Rockaway in the County of Morris and State of New Jersey as follows:

Section 1:

The annual salaries or wages of the full-time officers and employees of the Borough of Rockaway and Water Utility shall be determined from time to time within the Minimum and Maximum Base Salary Range hereinafter established by the Mayor and Council.

Section 2:

The following positions shall have a Base Salary Range as noted:

<u>Position</u>	<u>Annual Salary Range</u>
Borough Clerk	\$40,000 - \$97,100

Administrator/Chief Financial Officer/Treasurer	\$40,000	-	\$150,000
Account Payable/Payroll Clerk	\$30,000	-	\$62,000
Tax Collector	\$40,000	-	\$61,000
Water/Sewer Clerk	\$30,000	-	\$55,000
Clerk/Typist	\$24,000	-	\$51,000
Receptionist/Cashier	\$20,000	-	\$41,000
Library Director	\$40,000	-	\$77,700
Director of Public Works	\$50,000	-	\$110,000
Superintendent of Public Works	\$45,000	-	\$103,500
Assistant Superintendent of Public Works	\$45,000	-	\$82,000
Public Works Supervisor	\$50,000	-	\$85,000
Public Works Foreman	\$31,500	-	\$63,500
Public Works Laborer	\$24,000	-	\$59,000
Water Utility Supervisor	\$50,000	-	\$85,000
Water Foreman	\$31,500	-	\$74,000
Water Utility Laborer	\$24,000	-	\$66,500
Construction Clerk	\$20,000	-	\$40,000
Police Chief	\$112,408	-	\$146,500
Police Lieutenant	\$112,408	-	\$136,000
Police Clerk/Typist	\$20,000	-	\$50,400

Section 3:

Unless otherwise provided for in a Collective Bargaining Agreement, each full-time employee listed in Section 2 who was hired prior to September 1, 2014 hereof shall be additionally compensated upon employment anniversary with tenurial incentive as follows:

- 2% over Base Salary after (5) years of service.
- 3% over Base Salary after (10) years of service.
- 4% over Base Salary after (15) years of service.
- 5% over Base Salary after (20) years of service.
- 6% over Base Salary after (25) years of service.

Section 4:

Each full-time employee hired prior to December 31, 1991 shall receive \$50.00 incentive compensation in addition to the regular salary to be paid in a separate check in the month of December.

Section 5:

Except for those employees designated in Section 2, all other employees of the Borough shall not be considered as full-time employees. The following for hourly or annual compensation for the hereinafter listed officers and employees shall be fixed each subsequent year by annual salary ordinance, consistent with New Jersey law applicable to each new position.

<u>Position</u>	<u>Salary/Hourly Range</u>
Mayor	\$4,500 - \$6,850 per year
Council Members	\$4,250 - \$5,600 per year
Ordinance No. 17-20	
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Tax Assessor	\$12,000 - \$29,100 per year
Deputy Borough Clerk Stipend	\$2,000 - \$10,000 per year
Assistant Treasurer Stipend	\$2,000 - \$10,000 per year
Construction Official	\$9,000 - \$10,000 per year
Public Works Foreman Stipend	\$1,200 - \$1,500 per year
Licensed Water Operator	\$4,000 - \$9,100 per year
Building Sub Code Official	\$3,000 - \$6,500 per year
Plumbing Sub Code Official	\$3,000 - \$11,300 per year
Fire Sub Code Official	\$2,000 - \$4,000 per year
Electrical Sub Code Official	\$4,000 - \$11,600 per year
Zoning Enforcement Official	\$4,500 - \$16,700 per year
Land Use Board Secretary	\$5,000 - \$11,000 per year
Fire Prevention/Inspection Official	\$1,200 - \$4,700 per year
Fire Marshal/NJ Fire Code	\$8,000 - \$43,000 per year
Fire Inspector	\$1,000 - \$4,700 per year
Registrar Stipend	\$600 - \$2,250 per year

Deputy Registrar Stipend	\$250 - \$1,000	per year
Recycling Coordinator	\$3,000 - \$11,500	per year
Recreation Director/Community Liaison	\$10,000 - \$40,000	per year
Emergency Management Coordinator or Director Stipend	\$5,000	per year
School Resource Officer	\$700	per year
Department Assistant	\$12.00 - \$18.00	per hour
Fire Watch Team Member	\$25.00	per hour
School Crossing Guard	\$15.00 - \$21.50	per hour
Special Police Officer	\$15.00 - \$35.00	per hour
Police Matron	\$15.00 - \$20.50	per hour
Public Library – Youth Services Librarian	\$15.00 - \$26.00	per hour
Public Library – Assistant	\$10.00 - \$21.00	per hour
Public Works Worker	\$10.00 - \$16.30	per hour
Recycling Center Worker	\$15.00 - \$21.00	per hour
Senior Citizen Van Operator	\$13.50 - \$17.00	per hour
Recreation Seasonal –		
Waterfront Director	\$10.00 - \$20.00	per hour
Head Life Guard	\$10.00 - \$18.00	per hour
Life Guard	\$8.85 - \$15.00	per hour
Park Supervisor	\$11.00 - \$18.00	per hour
Park Instructor	\$8.85 - \$15.00	per hour
Park Counselors/Assistant	\$8.85 - \$14.00	per hour
Swim Team Coach	\$1,000 - \$1,250	per season

Section 6:

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section 7:

This ordinance shall take effect January 1, 2020, unless otherwise noted. Employees must be actively employed upon the adoption of the salary ordinance to receive retroactive pay.

Section 8:

The increase shall be effective July 1, 2020 for any employees hired between July 1, 2019 and December 31, 2019. Employees hired on or after January 1, 2020 will not be eligible for an increase in 2020.

DATE: December 10, 2020

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

Mayor Mulligan opened the meeting to the public.

PUBLIC PORTION

Joyce Freiermuth, 99 E. Flagge Street – questioned whether a recent case of COVID-19 in the Fire Department was reported to the Health Department. Ms. Freiermuth also inquired as to who would be responsible for hiring the Director of the Department of Public Works.

Priscilla DeMassi, 99 Academy Street - expressed concern over water bills coming to her house late or damaged. Ms. DeMassi commented on the excellent job being done at the Fox Lake Dam Rehabilitation project, but expressed concern on a section of land where dead trees were removed and possible erosion may happen. Ms. DeMassi suggestion that the Redevelopment Committee consider adding signage to make people aware of the parking available near Wall Street.

Bonnie Hook, 23 Jackson Ave – inquired about public attending the Downtown Development Committee meetings. Ms. Hook also inquired about contact tracing and the COVID-19 vaccine.

There being no further comments, Mayor Mulligan closed the meeting to the public at 7:42 P.M.

CLOSED SESSION

RESOLUTION 203-20: CLOSE MEETING TO THE PUBLIC

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the Public from a meeting under certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances do exist;

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

Personnel (matter involving employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, 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 the matter or matters be discussed at a public meeting)

3. The minutes of the discussion shall be made public as soon as the matters under discussion are no longer of a confidential or sensitive nature.

4. This resolution shall take effect immediately.

DATE: December 10, 2020

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

Mayor and Council went into closed session at 7:46 p.m. and resumed the public meeting at 8:52 p.m.

Councilman President Smith made a motion authorizing the Administrator to move forward with creating job descriptions for Director of Public Works and Water Utility Supervisor, and to advertise for same after approval by Mayor and Council.

Said motion was seconded by Councilman Greuter and passed as follows upon call of the roll:

Ayes: Councilwoman Burnside, Councilman Greuter, Councilman Haynes, Councilman Hurley, Councilman McDonald, Council President Smith

Nays: None

Abstain: None

ADJOURNMENT

The meeting adjourned at 8:54 p.m.

Approved: As Submitted

Kimberly Cuspilich, Acting Borough Clerk

Date: March 11, 2021