

**MAYOR & COUNCIL
REORGANIZATION MEETING
JANUARY 4, 2021
6:30 p.m.**

The Reorganization Meeting of the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, was held at Morris Hills High School, 520 West Main Street, Rockaway Borough, as well as remotely utilizing Zoom Webinar, 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, Borough Hall, and sending to the officially designated newspapers, a notice indicating that a meeting would take place at Morris Hills High School, 520 West Main Street, Rockaway Borough, as well as remotely utilizing Zoom Webinar, at 6:30 p.m. on this date.

Please note that members of the public attending remotely will be muted until the public comment portion of the meeting is opened, and then unmuted to allow for public comment. When making comments, members of the public must first state their name and address.

If using a phone, press *9 to raise your hand and *6 to mute and unmute yourself.

Mayor Mulligan asked everyone to take a moment to silence their electronic devices.

Mayor Mulligan led everyone present in the Pledge of Allegiance.

STATEMENT OF DETERMINATION

Mayor Mulligan read the following Statement of Determination:

A Statement of Determination of the Board of Canvassers, relative to an Election held in the Borough of Rockaway, County of Morris and State of New Jersey, for the election of certain Municipal Officers for the Municipality on the 3rd day of November 2020.

The said Board does determine that at the said election:

Name	Office	Term
Melissa Burnside	Borough Council	3 Years
Patrick McDonald	Borough Council	3 Years

were duly elected to the office and for the term above set forth.

I DO HEREBY CERTIFY that the foregoing is a true, full and correct statement of the determination of the Board of Canvassers therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of November, 2020.

Attested by: Ann F. Grossi, Esq. Morris County Clerk and
John J. Murphy, Chairman of the Board of County Canvassers

Mayor Mulligan administered the Oath of Office to Councilwoman Burnside, followed by Councilman McDonald.

Mayor Mulligan asked the Acting Borough Clerk to call the roll.

Council Member	Present	Absent
Councilwoman Burnside	X	
Councilman Greuter	X	
Councilman Haynes	X	
Councilman Hurley	X	
Councilman McDonald	X	
Councilman Smith	X	

ELECTION OF COUNCIL PRESIDENT

Mayor Mulligan called for nominations for Council President. Councilman Greuter nominated Councilman Smith as Council President. Councilman Hurley nominated Councilwoman Burnside as Council President. Mayor Mulligan asked if there were any other nominations. Hearing none, the nominations for President of the Council were closed and Councilwoman Burnside was elected as Council President for 2021 via roll call vote.

Council Member	Councilman Smith	Councilwoman Burnside	Abstain	Recuse	Absent
Councilwoman Burnside		X			
Councilman Greuter	X				
Councilman Haynes		X			
Councilman Hurley		X			
Councilman McDonald		X			
Councilman Smith	X				

APPOINTMENTS OF MAYOR

Mayor Mulligan announced the following appointments:

Standing Committees of Council:

Committee	Chair	Members
Finance and License	James Hurley	Thomas Haynes, Patrick McDonald
Fire	Melissa Burnside	Russell Greuter, Patrick McDonald
Ordinance	Robert Smith	James Hurley, Russell Greuter
Personnel	Patrick McDonald	Melissa Burnside, Thomas Haynes
Public Safety	Russell Greuter	Melissa Burnside, Robert Smith
Public Utility and Works	Thomas Haynes	James Hurley, Robert Smith

Other Related Council Appointments: (terms ending 12/31/21)

Committee	Representative	Alternate
Community Development Revenue Sharing Representative	James Hurley	Thomas Haynes

Council Liaison Appointments: (terms ending 12/31/21)

Committee	Liaison
Board of Health	Melissa Burnside
Environmental Commission	Robert Smith
Historical Committee	James Hurley
Shared Municipal Court (Parsippany)	Thomas Mulligan, Russell Greuter (Alternate)
Local Board of Education	Thomas Haynes
Parks and Recreation Advisory Committee	Patrick McDonald
Library Board of Trustees	Melissa Burnside

Mayor Mulligan asked for a motion to approve the standing committee, other related Council, and Council liaison appointments.

Moved	Seconded	Voice Vote	
Councilman Greuter	Council President Burnside	In favor: X	Against: None

Land Use Board:

Mayor Mulligan made the following appointments to the Land Use Board:

Land Use Board Position	Name	Term
Class II Member	William Hopler	1 Year
Class III Member	Russell Greuter	1 Year
Class IV Members	Joyce Freiermuth	3 Years
	Ron Hamman	3 Years
	Barbara Koch	3 Years
Alternate #1	Kim Rose	2 Years
Alternate #3	Kenneth Banbor	2 Years

Boards and Commissions:

Mayor Mulligan made the following board and commission appointments:

Board/Commission	Name	Term
Board of Health	Christine Radzai	3 Years
	Cynthia Rueter	3 Years
	Sandra Castellano*	2 Years
Environmental Commission	Sylvia Banbor	3 Years
	Jean Blohm	3 Years
	Joyce Freiermuth	3 Years
Library Board of Trustees	Rosaly Caliendo	5 Years
	Richard Gorges	5 Years
Parks & Recreation Advisory Committee	John Bryant	2 Years
	Rosaly Caliendo	2 Years
	Christine Scalzo	2 Years

* Sandra Castellano is filling an unexpired term.

Mayor Mulligan asked for a motion to approve the aforesaid Land Use Board and board and commission appointments as submitted.

Moved	Seconded	Voice Vote	
Councilman Haynes	Councilman Smith	In favor: All	Against: None

Professional and Other Appointments (unless otherwise noted, all appointments below are one-year terms ending 12/31/21)

Professional Service	Name
Bond Counsel	Matthew Jessup (McManimon, Scotland & Baumann)
Borough Attorney	Joseph Bell (Bell & Shivas, P.C.)
Borough Auditor	Kathryn Mantell (Nisivoccia LLP)
Borough Engineer (3 year term)	Mott MacDonald
Health Officer	Mark Caputo (Randolph Township)
Labor Attorney	Matthew Giacobbe (Cleary, Giacobbe, Alfieri, Jacobs, LLC)
Planner	Topology NJ LLC
Risk Manager	Charolotte Wendland (Henry O. Baker Insurance Group)
Treasurer	Patricia Reiche
Water Utility Software Services	Neal Systems

(NOTE: The attorney for the Land Use Board is appointed by that Board, not by the Mayor.)

Part-Time Appointments (All appointments below are one-year terms ending 12/31/21)

Appointment	Name(s)
Licensed Water Operator	Andrew DuJack
Police Matrons	Jennifer DePaul Jennifer Hertzell Monica Sanchez
School Crossing Guards <i>(appointment required pursuant to N.J.S.A. 40A:9-154.1)</i>	Ernie Ciccone Kevin Duffy Richard Hilla Carline Kuhlmeier John Sauter Joan Sayek Arthur Schumm George Thompson Edward Lyons (sub) Katherine Peer (sub) Melissa Phelan (sub)
Zoning Officer	Kevin Lewthwaite
Office of Emergency Management Volunteers	Alfred Andujar Michael Capps Suzanne Capps Robert O'Connor

Mayor Mulligan asked for a motion to approve the aforesaid professional and part-time appointments as submitted.

Moved	Seconded	Voice Vote	
Councilman Greuter	Council Burnside	President	In favor: X Against:

RESOLUTIONS (CONSENT AGENDA)

RESOLUTION 01-21: DESIGNATE OFFICIAL DEPOSITORIES

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the following banks be and the same are hereby designated as the official depositories for the Borough of Rockaway for the year 2021:

1. Santander Bank
2. PNC Bank
3. State of New Jersey – Cash Management Fund
4. Provident Bank

RESOLUTION 02-21: DESIGNATE OFFICIAL NEWSPAPERS

BE IT RESOLVED that the following three (3) newspapers of general circulation in the Borough of Rockaway be and are hereby designated as the official newspapers of the Borough of Rockaway for the year 2021:

1. The Citizen
2. The Morris County Daily Record
3. The Newark Star-Ledger

RESOLUTION 03-21: DESIGNATE 2021 MEETINGS OF THE BOROUGH OF ROCKAWAY MAYOR AND COUNCIL

WHEREAS, on October 21, 1975, the Open Public Meetings Act became the law of the State of New Jersey, which law became effective on January 19, 1976; and

WHEREAS, pursuant to the Act, requirements of notice to the public are prescribed for such meetings as those of the Mayor and Council of the Borough of Rockaway.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the following dates during 2021 are designated as regular meetings of the Mayor and Council of the Borough of Rockaway:

January	4 (Reorganization), 14, 28	July	8, 22
February	11, 25	August	12, 26
March	11, 25	September	9, 23
April	8, 22	October	14, 28
May	13, 27	November	8, 22 (Mon., Mon.)
June	10, 24	December	9, 20 (Thurs., Mon.)

Such meetings shall be held for consideration of and official action may be taken upon all regular business which may arise.

All regular meetings shall commence at 6:30 p.m. and all shall be held remotely utilizing Zoom Webinar.

The meeting agenda and any document that would be made available to members of the public in hard copy at the time of the meeting will be available on the Borough's website, www.rockawayborough.org forty-eight (48) hours in advance of the meeting.

Public comments may be made at the time of the meeting or submitted in advance. In advance of the meeting, members of the public are welcomed to submit questions or comments by electronic mail or in written letter form. Comments submitted via email should be sent to comments@rockawayborough.org. Comments submitted in letter form should be sent to Kimberly Cuspilich, Acting Borough Clerk, 1 East Main Street, Rockaway, NJ 07866. All such questions or comments must include the name and address of the submitter and must be received by the Acting Borough Clerk no later than 4:30 pm on the day prior to the scheduled meeting.

Remote participation for these meetings will be offered via Zoom Webinar or by telephone as follows:

You are invited to a recurring Zoom webinar.

Topic: Mayor and Council Meeting

Please click the link below to join the webinar:

<https://zoom.us/j/93658655671?pwd=NnVMZlkyTVdHVGRZVTRmNTlj21YQT09>

Passcode: 078071

Or Telephone:

Dial (for higher quality, dial a number based on your current location):

US: +1 646 876 9923 or +1 301 715 8592 or +1 312 626 6799 or +1 346 248 7799 or
+1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782

Webinar ID: 936 5865 5671

Passcode: 078071

BE IT FURTHER RESOLVED that the Mayor and Council hereby designate the following dates during 2021 as their public budget hearings:

February 6, 13, 20, 27

March 6

No official action by the Mayor and Council will be taken at the budget hearings unless proper notice has been afforded in accordance with the Law. Said budget hearings shall be for the purpose of discussing the proposed budget for the Borough of Rockaway for the year 2021 and for the 2022 Capital Budget.

The February 6 budget hearing shall commence at 2:00 pm. All other budget hearings shall commence at 9:00 a.m. All shall be held remotely utilizing Zoom Webinar.

Remote participation for these meetings will be offered via Zoom Webinar or by telephone as follows:

You are invited to a recurring Zoom webinar.
Topic: Budget Hearing

Please click the link below to join the webinar:
<https://zoom.us/j/93658655671?pwd=NnVMZlkyTVdHVGRZVTRmNTljb21YQT09>
Passcode: 078071

Or Telephone:

Dial (for higher quality, dial a number based on your current location):
US: +1 646 876 9923 or +1 301 715 8592 or +1 312 626 6799 or +1 346 248 7799 or
+1 408 638 0968 or +1 669 900 6833 or +1 253 215 8782

Webinar ID: 936 5865 5671
Passcode: 078071

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to choose any two of the following three designated official newspapers for the purpose of publishing notice:

1. The Citizen
2. The Morris County Daily Record
3. The Newark Star-Ledger

A copy of this resolution, together with advance notice of any additional regular and/or special meetings of this body, shall be transmitted to the aforesaid newspapers and shall be filed with the Clerk of the Borough of Rockaway.

BE IT FURTHER RESOLVED that upon the affirmative vote of three-fourths of those members present, the Mayor and Council may hold a meeting without compliance with normal notice requirements if such meeting is required to deal with matters of such urgency and importance that a delay in order to effect notice would be likely to result in substantial harm to the public interest. The Borough Clerk shall subsequently post appropriate announcements with regard to any such meeting.

BE IT FURTHER RESOLVED that this Resolution shall constitute the appropriate resolution to be offered in regard to the Open Public Meetings Law and shall be posted and filed in accordance with the terms of this resolution.

RESOLUTION 04-21: PENALTIES CHARGED ON DELINQUENT TAXES

WHEREAS, the Governor of the State of New Jersey has signed into law an amendment to N.J.S.A. 54:4-67 regarding charges for delinquent taxes; and

WHEREAS, the Mayor and Council have heretofore established certain rates of interest for delinquent taxes to be ASSESSED on such delinquencies; and

WHEREAS, the amendment to the aforesaid New Jersey statute now permits the Mayor and Council to charge a penalty for certain delinquent accounts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that pursuant to N.J.S.A. 54:4-67, there is hereby assessed a six percent (6%) penalty on delinquent tax accounts in excess of the sum of \$10,000.00, if a taxpayer shall fail to make payment in full of the delinquent amount prior to the end of the calendar year in which such taxes shall have accrued and been assessed.

RESOLUTION 05-21: INTEREST RATE ON DELINQUENT TAXES

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the rate of interest to be paid upon delinquent taxes for the year 2021 shall be fixed at the rate of eight percent (8%) per centum per annum on the first \$1,500.00 of the delinquency, and eighteen percent (18%) per centum per annum on any amount in excess of \$1,500.00.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rockaway that no interest shall be charged if payment of any installment is made within ten (10) days after the date upon which the same became payable effective January 1, 2021 as per R.S. 54:4-67. In the event that the 10th day of the month falls on Saturday, Sunday or a Legal Holiday, the date of the grace period ends with the following work day.

RESOLUTION 06-21: INTEREST RATE ON DELINQUENT WATER AND SEWER CHARGES

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the rate of interest to be paid upon delinquent water and sewer charges be the same rate as for unpaid property taxes for the year 2021 and shall be fixed at the rate of eight percent (8%) per centum per annum on the first \$1,500.00 of the delinquency, and eighteen percent (18%) per centum per annum on any amount in excess of \$1,500.00.

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rockaway that no interest shall be charged if payment of any installment is made within thirty (30) days after the date upon which the same became payable effective January 1, 2021 as per R.S. 54:4-67, and pursuant to N.J.S.A. 40A:31-12. In the event that the 30th day of the month falls on a Saturday, Sunday, or Legal Holiday, the date of the grace period ends with the following work day.

RESOLUTION 07-21: DESIGNATE OFFICIAL FOR TAX SEARCHES AND BANKRUPTCY NOTICES

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the Tax Collector, Donna Browne, of the Borough of Rockaway be and is hereby designated as the official to make tax searches and searches for municipal liens of the Borough of Rockaway for the year 2021; and

BE IT FURTHER RESOLVED that the Tax Collector, Donna Browne, of the Borough of Rockaway be and is hereby designated as the official to approve bankruptcy notices for the year 2021.

RESOLUTION 08-21: DESIGNATE PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, P.L. c. 127 (N.J.A.C.17:27) requires that all public agencies shall designate an official or staff person to act as the liaison to the Affirmative Action Officer of the Department of Treasury and to serve as a Public Agency Compliance Officer; and

WHEREAS, the name, title, business address, telephone number and fax number shall be forwarded to the State Affirmative Action Office by January 10, annually.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that Kimberly Cuspilich, Acting Borough Clerk, is hereby named Public Agency Compliance Officer for 2021 and that the Acting Borough Clerk shall have the required registration forms completed so that the Mayor can apply his signature to them on behalf of the Borough of Rockaway; and

BE IT FURTHER RESOLVED that the Acting Borough Clerk is directed to supply a certified copy of this resolution to the State Affirmative Action Office along with the completed and signed registration forms and forward them to the State.

RESOLUTION 09-21: APPOINT JOINT INSURANCE FUND COMMISSIONER

WHEREAS, the Borough of Rockaway has resolved to join the Morris County Municipal Joint Insurance Fund; and

WHEREAS, the bylaws of said Fund require that each Municipality appoint a Fund Commissioner.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey that Patricia Reiche, Chief Financial Officer/Administrator, is hereby appointed as the Borough of Rockaway's Commissioner of the Morris County Municipal Joint Insurance Fund and Kimberly Cuspilich, Acting Borough Clerk as designated alternate for the year 2021; and

BE IT FURTHER RESOLVED that the Borough of Rockaway's Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund as required by the Fund's Bylaws and to deliver same to the Administrator of the Fund.

RESOLUTION 10-21: APPOINT RISK MANAGEMENT CONSULTANT (CHARLOTTE WENDLAND – HENRY O. BAKER INSURANCE GROUP)

WHEREAS, the Borough of Rockaway has resolved to join the Morris County Municipal Joint Insurance Fund, and;

WHEREAS, the bylaws of said Fund require that each Municipality appoint a Risk Management Consultant to perform various professional services as detailed in the bylaws; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey does hereby appoint as its Risk Management Consultant Charlotte Wendland – Henry O. Baker Insurance Group, 7 S. Warren Street, Dover, NJ 07801 (973-366-0500), in accordance with the bylaws of the Morris County Municipal Joint Insurance Fund.

RESOLUTION 11-21: AUTHORIZATION TO RETAIN PROFESSIONAL SERVICES (MUNICIPAL ATTORNEY, MUNICIPAL AUDITOR, AND MUNICIPAL PLANNER)

WHEREAS, N.J.S.A. 40A:11-1 et. seq., known as the Local Public Contracts Law, requires that all contracts or agreements for the performance of any work, shall not be made or awarded unless public advertising for bids and bidding therefore is solicited; and

WHEREAS, N.J.S.A. 40A:11-5 provides that any contract or agreement may be made, negotiated or awarded without public advertising for bids and bidding therefore, if the subject matter thereof consists of professional services, are rendered or performed by a person authorized by law to practice a recognized profession; and

WHEREAS, the Borough of Rockaway has need for such professional services as municipal attorney, municipal auditor and municipal planner which said services will be performed by persons authorized by law to practice a recognized profession; and

WHEREAS, the Borough of Rockaway has a need to acquire the services of municipal attorney, municipal auditor and municipal planner as non-fair and open contracts without public advertising pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Borough of Rockaway Chief Financial Officer has determined and certified in writing that the value of the aforementioned contracts will exceed \$17,500; and

WHEREAS, the certification by the Borough of Rockaway Chief Financial Officer that funds are available is contingent upon the adoption of the 2021 temporary budget and the 2021 municipal budget;

WHEREAS, the anticipated terms of the contracts for municipal attorney, municipal auditor and municipal planner shall be one year; and

WHEREAS, Bell & Shivas, P.C.; Nisivoccia LLP; and Topology NJ LLC have submitted proposals indicating they will provide the municipal attorney, municipal auditor and municipal planner services respectively for the Borough of Rockaway; and

WHEREAS, Bell & Shivas, P.C.; Nisivoccia LLP; and Topology NJ LLC have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Borough of Rockaway in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of their contracts.

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

1. That in accordance with provisions of N.J.S.A. 40A:11-1, this Mayor and Council is hereby authorized to proceed with the awarding of contracts for the following enumerated services, without the advertising for and the receipt of bids for such work, inasmuch as they are professional services as set forth in said statute:
 - a. Municipal Attorney (Bell & Shivas, P.C.)
 - b. Municipal Auditor (Nisivoccia LLP)
 - c. Municipal Planner (Topology NJ LLC)
2. The Business Disclosure Entity Certification and the Determination of Value shall be available for inspection in the office of the Acting Borough Clerk.
3. The Acting Clerk of this Borough is hereby authorized and directed to forthwith publish a copy of this resolution in the official newspaper of the Borough of Rockaway.

RESOLUTION 12-20: AUTHORIZATION TO RETAIN PROFESSIONAL SERVICES (BOND COUNSEL, LABOR ATTORNEY, LAND USE BOARD ATTORNEY, SPECIAL COUNSEL)

WHEREAS, N.J.S.A. 40A:11-1 et. seq., known as the Local Public Contracts Law, requires that all contracts or agreements for the performance of any work shall not be made or awarded unless public advertising for bids and bidding therefore is solicited; and

WHEREAS, N.J.S.A. 40A:11-5 provides that any contract or agreement may be made, negotiated or awarded unless public advertising for bids and bidding therefore, if the subject matter thereof consists of professional services, which are rendered or performed by a person authorized by law to practice a recognized profession; and

WHEREAS, the certification by the Borough of Rockaway Chief Financial Officer that funds are available is contingent upon the adoption of the 2021 temporary budget and the 2021 municipal budget; and

WHEREAS, the Borough of Rockaway has need for such professional services, which said services will be performed by persons authorized by law to practice a recognized profession.

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

1. That in accordance with provisions of N.J.S.A. 40A:11-1 et seq., this Mayor and Council is hereby authorized to proceed with the awarding of contracts for the following enumerated services, without the advertising for and the receipt of bids for such work, inasmuch as they are professional services as set forth in said statute:
 - a. McManimon, Scotland & Baumann, LLC, 75 Livingston Avenue, Roseland, NJ 07068
 - b. Cleary Giacobbe Alfieri Jacobs, LLC, 169 Ramapo Valley Road, Oakland, NJ 07436
 - c. Mills & Mills, 1 Western Ave, Morristown, NJ 07960
 - d. Edward Wacks, 110 S Jefferson Rd #304, Whippany, NJ 07981
2. That a notice in accordance with this resolution and the Local Public Contracts Law of New Jersey, shall be published in the official newspaper or newspapers of the Borough of Rockaway if required by law.

RESOLUTION 13-21: 2021 TEMPORARY APPROPRIATIONS FOR OPERATING PURPOSES

WHEREAS, N.J.S.A.40A:4-19 Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 2021 budget) temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty (30) days of 2021, and

WHEREAS, the total appropriations in the 2020 Budget, less appropriations made for capital improvement fund and debt service are as follows:

General	\$7,729,522.00
Water Utility	\$1,689,740.00

WHEREAS, 26.25% of the total appropriations in the 2020 Budget less appropriations for capital improvement fund and debt service in the said 2020 Budget is as follows:

General	\$2,028,973.00
Water Utility	\$ 443,553.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records.

2021 TEMPORARY BUDGET

Water Utility Fund

Administrative and Executive – Salaries and Wages	\$160,000.00
Administrative and Executive – Other Expenses	140,000.00
General Insurance	36,553.00
Group Insurance	57,000.00
Statutory Expenditures	<u>50,000.00</u>

TOTAL WATER UTILITY **\$443,553.00**

Water Utility Debt Service

Water Debt Service	\$42,788.28
TOTAL DEBT SERVICE WATER UTILITY	<u>\$42,788.28</u>

Current Fund

Mayor and Council – Salaries and Wages	\$7,419.00
Mayor and Council – Other Expenses	472.00
Municipal Clerk – Salaries and Wages	25,000.00
Municipal Clerk – Other Expenses	11,000.00
Finance – Regular Salaries	50,000.00
Finance – Other Expenses	5,433.00
Financial Annual Audit	0.00
Collection of Taxes	16,839.00
Collection of Taxes – Other Expense	2,000.00
Assessment of Taxes	5,381.00
Assessment of Taxes – Other Expense	1,000.00
Legal Services – Other Expenses	20,000.00

Engineering Services – Other Expense	7,000.00
Land Use Board – Salaries	5,722.00
Land Use Board – Other Expense	1,000.00
Construction Official – Salaries	8,870.00
Construction Official – Other Expense	1,338.00
Liability Insurance	61,000.00
Workmen's Compensation	62,000.00
Employee Group Insurance	155,000.00
Unemployment Insurance – Other Expense	0.00
Police – Salaries	579,258.00
Police – Other Expense	20,000.00
Alarm System Police & Fire – Other Expense	0.00
Emergency Management – Salaries	1,312.00
Emergency Management – Other Expense	735.00
Fire Department – Other Expense	23,329.00
Fire Prevention Bureau – Regular Salaries	12,448.00
Fire Prevention Bureau – Other Expense	1,000.00
Length of Service Award Program	0.00
Streets & Roads – Salaries	99,030.00
Streets & Roads – Other Expense	46,987.00
Zoning Enforcement – Salaries	4,368.00
Zoning Enforcement – Other Expense	577.00
Sewer – Salaries	29,741.00
Sewer – Other Expenses	9,843.00
Vehicle Maintenance – Other Expense	14,358.00
Shade Tree Commission – Other Expense	0.00
Public Library – Other Expense	71,526.00
Solid Waste - Salaries	9,817.00
Solid Waste Disposal – Other Expense	163,406.00
Building and Grounds – Other Expense	23,100.00
Board of Health – Salaries	705.00
Board of Health – Other Expense	37,431.00
Recreation Salaries	11,000.00
Recreation – Other Expense	10,000.00
Maintenance of Parks – Other Expense	8,505.00
Senior Citizens - Salaries	1,656.00
Senior Citizens - Other Expense	0.00
Uniform Construction Code Enforcement – Salaries	6,825.00

Uniform Construction Code Enforcement – Other Expense	1,207.00
Salary Adjustments	0.00
Electricity – Other Expense	12,337.00
Natural Gas – Other Expense	4,462.00
Street Lighting – Other Expense	19,162.00
Telephone – Other Expense	8,662.00
Gasoline and Diesel	5,000.00
Other Public Works Function – Other Expense	1,575.00
Sewerage Processing & Disposal	67,725.00
Public Employees Retirement System	93,703.00
Police and Fire Retirement System	100,000.00
Municipal Court – Other Expense	21,795.00
School Resource Officer – Salaries and Wages	15,093.00
Safe and Secure Communities Program – Salaries	3,859.00
Social Security – Other Expense	35,962.00
Celebration Public Events – Other Expense	0.00
Medical In Lieu of Coverage, Salaries and Wages	5,000.00
TOTAL CURRENT FUND	<u>\$2,028,973.00</u>

Current Fund Debt Service

Municipal Debt Service	<u>\$30,311.29</u>
TOTAL DEBT SERVICE - CURRENT FUND	<u>\$30,311.29</u>

RESOLUTION 14-21: CANCEL TAX BALANCES LESS THAN \$5.00

WHEREAS, N.J.S.A. 40A:5-17.1 provides that a municipality may authorize the processing of tax refunds of less than five dollars (\$5.00) and the cancellation of tax delinquencies and other delinquencies of less than five dollars (\$5.00); and

WHEREAS, the costs to collect certain balances exceed the delinquency itself.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the Tax Collector is hereby authorized to process, without any further action on the part of the governing body, any property tax refund of less than five dollars (\$5.00); and

BE IT FURTHER RESOLVED that the Tax Collector is hereby authorized to process, without further action on the part of the governing body, the cancellation of any property tax delinquency of less than five dollars (\$5.00); and

BE IT FURTHER RESOLVED that a certified copy of the resolution be provided by the Municipal Clerk to the Tax Collector and Borough of Rockaway Treasurer.

RESOLUTION 15-21: CANCEL WATER UTILITY BALANCES LESS THAN \$5.00

WHEREAS, N.J.S.A. 40A:5-17.1 provides that a municipality may authorize the processing of water utility refunds of less than five dollars (\$5.00) and the cancellation of water utility delinquencies and other delinquencies of less than five dollars (\$5.00); and

WHEREAS, the costs to collect certain balances exceed the delinquency itself.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, State of New Jersey, that the Water Clerk is hereby authorized to process, without any further action on the part of the governing body, any water utility refund of less than five dollars (\$5.00); and

BE IT FURTHER RESOLVED that the Water Clerk is hereby authorized to process, without further action on the part of the governing body, the cancellation of any water utility delinquency of less than five dollars (\$5.00); and

BE IT FURTHER RESOLVED that a certified copy of the resolution be provided by the Municipal Clerk to the Water Clerk and Borough of Rockaway Treasurer.

RESOLUTION 16-21: AUTHORIZE RENEWAL OF SHARED SERVICES AGREEMENT WITH RANDOLPH TOWNSHIP FOR ANIMAL CONTROL SERVICES

WHEREAS, the Borough of Rockaway has contracted with the Township of Randolph for Animal Control Services; and

WHEREAS, the Township of Randolph has submitted a proposal to continue this shared services agreement for Animal Control Services at a cost of \$12,204.00 for the period of January 1, 2021 through December 31, 2021; 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, New Jersey that proper Borough officials are authorized and directed to execute an Agreement between the Township of Randolph and the Borough of Rockaway for Animal Control Services for the year 2021 in the amount of \$12,204.00.

RESOLUTION 17-21: AUTHORIZE EXECUTION OF SHARED SERVICES AGREEMENT WITH ROCKAWAY TOWNSHIP FOR CLEANUP AND SNOW/ICE REMOVAL AROUND PARK LAKE

WHEREAS, the Borough of Rockaway desires to contract with the Township of Rockaway for the cleanup and snow/ice removal around Park Lake; and

WHEREAS, the Borough of Rockaway and the Township of Rockaway approve the terms of the Shared Services Agreement with respect to the cleanup and snow/ice removal around Park Lake for the period of January 1, 2021 through December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris, New Jersey that proper Borough officials are authorized and directed to execute an Agreement between the Township of Rockaway and the Borough of Rockaway for to the cleanup and snow/ice removal around Park Lake for the period of January 1, 2021 through December 31, 2025.

RESOLUTION 18-21: AUTHORIZE RENEWAL OF SHARED SERVICES AGREEMENT WITH THE ROCKAWAY BOROUGH BOARD OF EDUCATION (CLASS III SPECIAL OFFICER)

WHEREAS, the Borough of Rockaway and the Board of Education of the Rockaway Borough Board of Education wish to enter into an Interlocal Service Agreement with respect to the appointment of a Class III Special Officer for the Rockaway Borough Board of Education; and

WHEREAS, municipalities are permitted to enter into such agreements pursuant to the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rockaway, in the County of Morris, State of New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute an Interlocal Service Agreement between the Borough of Rockaway and the Rockaway Borough

Board of Education with regard to the appointment of a Class III Special Officer commencing September 1, 2020 and terminating June 30, 2021.

RESOLUTION 19-21: AUTHORIZE EXECUTION OF SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF BOONTON (QUALIFIED PURCHASING AGENT)

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., allows a local unit to enter into a contract with another local unit for the joint provision of any services within their joint jurisdiction; and

WHEREAS, the Borough of Rockaway requires the services of a Qualified Purchasing Agent; and

WHEREAS, the Township of Boonton, 155 Powerville Road, Boonton Township, New Jersey 07005 (973-402-4002) has presented a proposal to provide such services; and

WHEREAS, by sharing services as set forth in this agreement, the Borough of Rockaway and the Township of Boonton will avoid duplication of services, will conserve financial resources and enhance community relations; 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 as follows:

1. That the Mayor is authorized to execute an Agreement providing for the services of a Qualified Purchasing Agent with the Township of Boonton, 155 Powerville Road, Boonton Township, New Jersey 07005 (973-402-4002) at a cost of \$3,000.00 for calendar year 2021.
2. That an executed copy of the Agreement 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.
3. That this resolution shall take effect immediately.

Councilman Smith requested Resolution 17-21 be pulled from the Consent Agenda for further discussion.

Mayor Mulligan asked for a motion to approve the consent agenda, with the exception of Resolution 17-21.

Moved: Councilman Smith		Seconded: Councilman Greuter			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilwoman Burnside	X				
Councilman Greuter	X				
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				

Councilman Smith questioned the vagueness of the portion of the agreement relating to geese control.

Borough Administrator, Patricia Reiche provided details of a recent meeting between Rockaway Borough and Rockaway Township.

After further discussion, Mayor Mulligan asked for a motion to approve Resolution 17-21.

Moved: Council President Burnside		Seconded: Councilman Hurley			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilwoman Burnside	X				
Councilman Greuter	X				

Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith		X			

PUBLIC PORTION

Mayor Mulligan opened the meeting to the public.

There being no comments, Mayor Mulligan closed the meeting to the public.

ADJOURNMENT

Moved	Seconded	Voice Vote	
Councilman Greuter	Councilman Hurley	In favor: X	Against:

Approved: As Submitted
Clerk

Kimberly Cuspilich, Acting Borough

Date: February 11, 2021