

MINUTES OF A SPECIAL SESSION OF THE EDGEWATER MAYOR AND COUNCIL HELD IN THE NANCY MERSE COUNCIL CHAMBERS, LOCATED AT 55 RIVER ROAD, EDGEWATER, COUNTY OF BERGEN, STATE OF NEW JERSEY ON JANUARY 28, 2015

PRESENT: Councilman Henwood, Councilwoman Lawlor, Councilman Monte and Councilman Vidal

PRESIDING: Mayor Michael J. McPartland

ALSO PRESENT: Administrator Gregory S. Franz, Borough Clerk Annamarie O'Connor and Borough Attorney Joseph R. Mariniello, Sr.

ABSENT: Councilman Jordan and Council Bartolomeo

OPEN PUBLIC MEETING ACT

Mayor McPartland read the following into the record:

“In compliance with New Jersey’s Open Public Meetings Act, Chapter 231 of P.L. 1975, I hereby declare that adequate notice of this special meeting has been provided Specifying that this meeting would be held on this date, January 28, 2015 in the Municipal Building, 55 River Road, Edgewater, New Jersey at 6:00 p.m. This notice Was published in the Record and Jersey Journal, posted on the bulletin board in the lobby of the Borough Hall and posted on the Borough’s website.”

SALUTE TO FLAG

Mayor McPartland led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor McPartland asked for a moment of silence and remembered all the people affected by the Avalon fire.

OPEN MEETING TO PUBLIC

Mayor McPartland opened the meeting to the public. No one wished to be heard therefore the Mayor closed the meeting to the public.

RESOLUTIONS

1. 2015- 41 Award Bid

Borough Attorney Mariniello read the following resolution:

**RESOLUTION
2015-041**

January 28, 2015

INTRODUCED: Councilman Vidal

SECOND: Councilman Monte

WHEREAS, pursuant to N.J.S.A. 40A:11-1 et seq., the Borough solicited sealed bids from interested vendors for Little League Improvements at Veteran field, Edgewater, New Jersey; and,

WHEREAS, the Borough Clerk has caused the required notice to be advertised; and,

WHEREAS, five bids were received on January 23, 2015 pursuant to the advertisement; and,

WHEREAS, the bids were reviewed by Daniel Kaufman of Neglia Engineering.; and

WHEREAS, N.J.S.A. 40A:11-1 et seq., requires that public contracts be awarded to the lowest responsible bidder; and,

WHEREAS, Neglia Engineering has recommended the award of the lowest bid be awarded to Tomco Construction, Inc, 22 Howard Blvd, Mount Arlington, New Jersey 07856, in the total amount of \$1,119,141.00; and,

WHEREAS, the Chief Financial Officer of the Borough of Edgewater has certified to the Mayor and Council that sufficient funds are available in the Capital Fund Improvement of Veterans Field in order to execute an agreement with Tomco Construction, Inc.; and,

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

1. That Tomco Construction, Inc is determined to be the lowest responsible bidder for the Little League improvements at Veterans Field;
2. The Mayor and Borough Clerk are authorized to enter into a Contract, in a form approved by the Borough Attorney with Tomco Construction, Inc.
3. The Contract shall provide for payment to the successful bidder in the amount of \$1,119,141.00;
4. The Borough Clerk shall immediately forward to the successful bidder, the Chief Financial Officer, and the Borough Administrator a copy of this Resolution.

ATTEST:

ANNAMARIE O'CONNOR
Borough Clerk

MICHAEL MC PARTLAND
Mayor

WHEREAS, I, Sercan Zoklu, Chief Financial Officer, do hereby certify that funding is available for the Little League improvements at Veterans Field.

SERCAN ZOKLU C.F.O.

Discussion:

Comments by Councilman Henwood.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilwoman Lawlor	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Absent

Councilman Bartolomeo Absent

2.2015-042 Declaration of Emergency

Borough Attorney Mariniello then read the following resolution:

**RESOLUTION
2015-042**

January 28, 2015

INTRODUCED: Councilman Vidal

SECOND: Councilwoman Lawlor

Resolution Declaring a State of Emergency as a result of the Avalon Fire on
Wednesday January 21, 2015

WHEREAS, pursuant to the powers vested by Chapter 251 of the laws of 1942, as amended and supplemented by N.J.S.A. App. A:9-30 et seq, N.J.S.A. 40:48-1(6); N.J.S.A. 2C:33-1 et seq, whichever law or laws apply, a local disaster emergency is declared to exist within the boundaries of the Borough of Edgewater, and

WHEREAS, the aforesaid laws authorize the promulgation of such orders, rules, and regulations as are necessary to meet the various problems which have or may occur due to such emergency, and

WHEREAS, by reason of the conditions which currently exist in certain areas of the Borough of Edgewater, which may affect the health, safety and welfare of the people of the Borough of Edgewater, and

WHEREAS, it has been determined that these areas of the Borough of Edgewater should then be declared disaster areas and further that certain measures must be taken in order to insure that the authorities as well as maintaining an orderly flow of traffic, and further in order to protect the persons and property of the residents affected by the conditions, and

WHEREAS, the following areas are hereby designated disaster areas as designated by the Mayor and Emergency Management Coordinator of the Borough of Edgewater on January 21, 2015 at 23:30 hours;

Avalon West Building (102 Russell Avenue), Eleanor Van Gelder School (251 Undercliff Avenue), Undercliff Avenue from Garden Place to Archer Street, Russell Avenue, Vreeland Terrace, Garden Place, River Road from Garden Place to Archer Street, any and all street access points and property enclosed within the perimeter of the public and private roadways identified above.

NOW THEREFORE BE IT RESOLVED in accordance with aforesaid laws, it is promulgated and declared that all regulations shall be in addition to all other laws of the State of New Jersey and the Borough of Edgewater

BE IT FURTHER RESOLVED that the Mayor and Emergency Management Coordinator of the Borough of Edgewater rescinded the emergency declaration on Saturday January 24, 2015.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilwoman Lawlor	Yes
Councilman Monte	Yes

Councilman Vidal	Yes
Councilman Jordan	Absent
Councilman Bartolomeo	Absent

3.2015-043

The Borough Attorney next read:

**RESOLUTION
2015-043**

January 28, 2015

INTRODUCED: Councilman Henwood

SECOND: Councilman Vidal

Emergency Temporary Appropriations

WHEREAS, an emergent condition has arisen in that the Borough of Edgewater is expected to enter in contracts, commitments or payments prior to the 2015 budget and no adequate provision has been made in the 2015 temporary budget for the aforesaid purposes, and

WHEREAS, N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose, and

WHEREAS, the total emergency temporary appropriation resolutions adopted in the year 2015 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$230,000,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Edgewater, in the County of Bergen, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$230,000 as follows:

General Government	
Public Buildings & Grounds	\$15,000
Public Safety	
Fire Department	
Other Expenses	\$75,000
Volunteer First Aid Squad	
Other Expenses	\$15,000
Police	
Other Expenses	\$75,000
Streets & Roads	
Other Expenses	\$15,000
Health & Welfare	
Adm of Public Assistance	
Other Expenses	\$20,000
Recreation & Education	
Recreation	
Other Expenses	\$15,000
TOTAL	\$230,000

2. Said emergency temporary appropriations will be provided for in the 2015 budget.
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services.

Discussion:

Administrator Franz responded to questions regarding the 2% cap.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilwoman Lawlor	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Absent
Councilman Bartolomeo	Absent

MOTION

January 28, 2015

INTRODUCED: Councilman Henwood

SECOND: Councilwomen Lawlor

Motion to adjourn.

On roll call the vote was as follows:

Councilman Henwood	Yes
Councilwoman Lawlor	Yes
Councilman Monte	Yes
Councilman Vidal	Yes
Councilman Jordan	Absent
Councilman Bartolomeo	Absent

Annamarie O'Connor, RMC
Borough Clerk

APPROVED: February 17, 2015