

1. Regular Council Meeting March 28, 2018

Documents:

[MARCH 28, 2018.PDF](#)

1.1. March 28, 2018 Meeting Ordinance

Documents:

[18-09 ESTABLISH A CAP BANK.PDF](#)

# **PLEASE TURN OFF PAGERS AND CELL PHONES**

## **AGENDA REGULAR MEETING March 28, 2018**

The following is the Agenda for the Regular Meeting of the Mayor and Council of the Borough of Pompton Lakes, Passaic County, to be held in the Pompton Lakes Municipal Building, 25 Lenox Ave., Pompton Lakes, NJ, Wednesday, March 28, 2018 beginning at 7:30 pm.

### **1. CALL TO ORDER – Mayor Michael Serra**

#### **PRAYER**

#### **SALUTE TO FLAG**

**STATEMENT OF COMPLIANCE:** “In conformance with the Open Public Meetings Law, Public Law 1975, Chapter 231, adequate notice of this Meeting setting forth the time, date, place and purpose of this regular Meeting through notice posted on the Bulletin Board in the Municipal Building, mailed to all who had requested and paid for same, and published in the Suburban Trends.

#### **ROLL CALL:**

Mayor Michael Serra  
Council President Terri Reicher  
Councilman William Baig  
Councilman Christian Barranco  
Councilman Erik DeLine  
Councilman Frank Jaconetta  
Councilman Ekamon Venin

#### **Borough Officers:**

Joseph Ragno, Borough Attorney  
Kevin Boyle, Borough Administrator  
Elizabeth Brandsness, Municipal Clerk

#### **MAYOR PRESENTATIONS AND UPDATES:**

#### **BUSINESS IMPROVEMENT DISTRICT BUDGET**

#### **Resolution 18-88**

#### **RESOLUTION AUTHORIZING ADOPTION OF A BUDGET IN THE AMOUNT OF \$607,859.85 FOR THE SPECIAL IMPROVEMENT DISTRICT IN THE BOROUGH OF POMPTON LAKES FOR THE YEAR 2018**

Motion to introduce the B.I.D. Budget in the amount of \$607,859.85 for the year 2018\_\_\_Second\_\_\_.

Roll Call:

**NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING AND FINAL ADOPTION FOR THE FOREGOING SPECIAL IMPROVEMENT DISTRICT BUDGET WILL BE HELD ON WEDNESDAY, APRIL 25, 2018 AT 7:30 P.M. IN THE MUNICIPAL COUNCIL CHAMBERS, 25 LENOX AVENUE, POMPTON LAKES, NEW JERSEY.**

**WHEREAS,** a Special Improvement District has been duly constituted in the Borough of Pompton Lakes; and

**WHEREAS,** the Special Improvement District has forwarded a budget to the Municipal Council for adoption; and

**IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POMPTON LAKES THAT:**

The annexed statements of Revenues and Appropriations totaling \$607,859.85 shall constitute the year 2018 Budget for the Special Improvement District of the Borough of Pompton Lakes in the County of Passaic, New Jersey.

**BE IT FURTHER RESOLVED THAT:**

The Mayor and Council of the Borough of Pompton Lakes does hereby approve the annexed statements of Revenues and Appropriations for Introduction as the Special Improvement District budget for calendar year 2018.

**PRESENTATIONS**

**2. MEETING OPEN FOR PUBLIC COMMENTS:**

Motion to open the Meeting for Public Comments \_\_\_ Second \_\_\_ All in favor \_\_\_ Nays \_\_\_  
 Motion to close the Meeting for Public Comments \_\_\_ Second \_\_\_ All in favor \_\_\_ Nays \_\_\_

**3. APPROVAL OF MINUTES:**

Motion to approve the following Minutes \_\_\_ Second \_\_\_. All in favor \_\_\_, Nays \_\_\_.

Regular Meeting Minutes of March 14, 2018

**4. AUTHORIZED BILLS AND CLAIMS:** Motion to approve the following Bill Lists \_\_\_ Second \_\_\_. All in favor \_\_\_ Nays \_\_\_.

Current Fund	\$ 817,406.85
Capital Fund	\$ 274,654.28
Recreation Trust	\$ 3,960.47
Open Space Trust	\$ -0-
Clerk Trust	\$ -0-
Other Trust	\$ 117.87
Unemployment Trust	\$ -0-
Dog Trust	\$ 412.20
PLMAC #2	\$ -0-

**5. PRESENTATION OF PETITIONS: None**

**6. CONSENT AGENDA – RESOLUTIONS:**

*(Does Any Councilperson Require Any Consent Agenda Item To Be Pulled For Separate Actions?)*

**WHEREAS**, the Mayor and Council of the Borough of Pompton Lakes has reviewed the Consent Agenda consisting of various proposed Resolutions; and

**WHEREAS**, the Mayor and Council of the Borough of Pompton Lakes (*does / does not*) desire to remove Resolutions for individual action from that Agenda.

**NOW, THEREFORE, BE IT RESOLVED** that the following resolutions on the Consent Agenda are hereby approved:

1. Resolution 18-86 Authorizing Refund Of Other Lien Block 100 Lot 25.017
2. Resolution 18-87 Authorizing Refund Of Tax Overpayment Block 9401 Lot 6
3. Resolution 18-89 Extending Grace Period For BID Bills
4. Resolution 18-90 Authorizing The Use Of Hershfield Park By The Bicycle Touring Club Of North Jersey During The Ramapo Rally
5. Resolution 18-91 Refund Of Tax Overpayment Block 3100.01 Lot 17
6. Resolution 18-92 Appointing Part Time Telecommunication Officers for Employment in Pompton Lakes Police Department

**7. RESOLUTIONS FOR SEPARATE ACTION (ROLL CALL):**

**8. INTRODUCTION OF ORDINANCES–FIRST READING AND INTRODUCTION:**

*(Ordinance will be presented for second reading and final adoption on \_\_\_\_\_ )*

**9. ORDINANCES FOR SECOND READING AND FINAL ADOPTION:**

*(These ordinances have been advertised and posted on the Municipal Bulletin Board)*

**ORDINANCE 18-09**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

Motion to open the Meeting for public comments on Ordinance # 18-09 \_\_\_\_, Second\_\_\_\_.  
All in favor\_\_\_\_, Nays\_\_\_\_.

Motion to close the Meeting for public comments on Ordinance # 18-09 \_\_\_\_, Second\_\_\_\_.  
All in favor\_\_\_\_, Nays\_\_\_\_.

Motion to approve Ordinance # 18-09 for Final Adoption\_\_\_\_, Second\_\_\_\_.  
Roll Call:

**10. MAYOR REPORT:**

Motion to approve the appointment of Kelley Halewicz as a member of the Board of Health (unexpired term to 12/31/19) Motion to approve\_\_\_\_, Second. All in favor\_\_\_\_. Nays.

**11. COUNCIL COMMITTEE REPORTS:**

Council President Reicher:

Councilman Baig:

Councilman Barranco:

Motion to approve request for Lakeside Middle School to close a portion of Lakeside Avenue (Lakeside Avenue from Van Avenue to Mandeville Street) for the 8<sup>th</sup> Grade Awards Ceremony scheduled for Monday, June 18, 2018 (rain date Tuesday, June 19, 2018) from 6:15pm to 8:30pm and to make Van Avenue between Lakeside Avenue and Lenox Avenue a one-way street from 6:00-8:30pm (notify Police/Fire/First Aid) \_\_\_\_Second\_\_\_\_. All in favor\_\_\_\_Nays\_\_\_\_.

Councilman DeLine:

Councilman Jaconetta:

Councilman Venin:

**Professional Reports:**

**12. TABLED ITEMS:** None

**13. MEETING OPEN FOR PUBLIC COMMENTS:**

Motion to Open Meeting for Public Comments\_\_Second\_\_All in favor \_\_Nays\_\_\_\_.  
Motion to Close Meeting for Public Comments\_\_Second\_\_All in favor\_\_ Nays\_\_\_\_.

**14. PRIVILEGE OF THE FLOOR:**

**15. ADJOURN TO EXECUTIVE SESSION WHEN REQUIRED:**

Motion to Adjourn\_\_\_\_Second\_\_\_\_. All in favor\_\_\_\_Nays\_\_\_\_.

**Closed Session Time \_\_\_\_\_ Open Session Time \_\_\_\_\_**

Motion to Open\_\_\_\_Second\_\_\_\_. All in favor\_\_\_\_Nays\_\_\_\_.

**16. ADJOURNMENT:** Motion to Adjourn\_\_\_\_Second\_\_\_\_. All in favor\_\_\_\_Nays\_\_\_\_.  
Adjourn Time \_\_\_\_.

**ORDINANCE 18-09**

**CALENDAR YEAR 2018**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Pompton Lakes in the County of Passaic finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$108,044.89 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Pompton Lakes, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Borough of Pompton Lakes shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$378,157.10, and that the CY 2018 municipal budget for the Borough of Pompton Lakes be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**NOTICE**

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Mayor and Borough Council of the Borough of Pompton Lakes, County of Passaic, State of New Jersey held in the Municipal Building on the 14th day of March, 2018, and the same came up for final passage at the regular meeting of the Mayor and Borough Council held on the 28<sup>th</sup> day of March, 2018, at which time, after persons interested were given the opportunity to be heard concerning said Ordinance, the same was passed and will be in full force and effect in the Borough of Pompton Lakes after approval by the Mayor or in accordance with law.

Approved:

\_\_\_\_\_  
Michael Serra, Mayor

\_\_\_\_\_  
Elizabeth Brandsness, Borough Clerk