



Meeting Agenda

Virtual Regular Meeting of the Mayor and Council of the Borough of Bogota, to be held at the Bogota Council Chambers, 375 Larch Avenue, Bogota, NJ 07603 on Thursday, December 2, 2021 at 7:30 pm

Topic: Mayor and Council Meeting

Time: Dec 2, 2021 07:30 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/85495474549>

Meeting ID: 854 9547 4549

Passcode: 893755

Dial by your location

+19292056099 US (New York)

Find your local number: <https://us02web.zoom.us/u/kdfnc9NA11>

The notice requirement of the Open Public Meeting Law have been satisfied as notice was sent to two newspapers and posted on the Borough Hall bulletin board on October 6, 2021.

Roll Call: Mayor Kelemen, Council members Carpenter, Connors, Fede, Granquist, Murphy, and Robbins; other Attendees: Borough Administrator and Borough Attorney

Salute to Flag

Citizen Remarks: One Five (5) minute time limit per person

Discussion:

Police Lieutenant and County Radio Communications

Consent Agenda:

21-171 Grant application –Ridgefield ave

21-172 Authorizing local transportation project

21-173 Authorizing an Emergency Montana Construction

21-174 Holiday Schedule 2022

21-175 Meeting Schedule 2022

21-176 Hire Andrea Tarantula as the new tax collector

Resolution to be voted on separately:

PC21-18 Payment of Claims

21-177 Assigning agenda setting to Council President

Approvals:

Minutes 11-10-21

Citizen Remarks:

One Five (5) minute time limit per person

Reports:

Five (5) minute time limit per Council Member

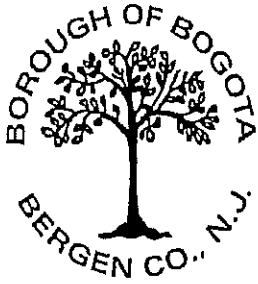
Mayor, Council Committees, Borough Administrator, Borough Attorney, Deputy Clerk

Closed Session: "Redevelopment" and "Litigation".

Adjournment

RESOLUTION # 21-171

DATE: 12-02-2021



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

**BERGEN COUNTY COMMUNITY DEVELOPMENT BLOCK
GRANT (CDBG) APPLICATION – RIDGEFIELD AVENUE
ROADWAY AND DRAINAGE IMPROVEMENTS
MUNICIPAL ENDORSING RESOLUTION**

Borough of Bogota
Resolution No.:21-171

WHEREAS, a Bergen County Community Development Block Grant totaling \$471,516.00 has been proposed by the Borough of Bogota for the Ridgefield Avenue Roadway Improvements in the Borough of Bogota; and,

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and,

WHEREAS, aforesaid project is in the best interest of the people of Bogota; and,

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development application; and,

NOW, THEREFORE, BE IT RESOLVED by the Borough of Bogota Mayor and Council hereby confirms endorsement of the aforesaid project; and,

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development (Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, 4th Floor; Hackensack, N.J. 07601) so that implementation of the aforesaid project may be expedited.

Certified as a true copy of the Resolution adopted by the Council
On this _____ day of _____, 20__.

Deputy Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

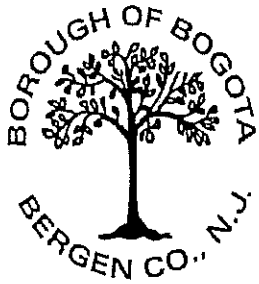
Deputy Clerk

(Mayor)

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RESOLUTION # 21-172

DATE: 12-02-21



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

RESOLUTION NO. 21-172

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S LOCAL TRANSPORTATION PROJECTS FUND GRANT PROGRAM

WHEREAS, the Borough of Bogota desires to improve transit access, walkability, safety, and livability within Fairview Avenue by obtaining a grant from the New Jersey Department of Transportation (NJDOT) through the 2022 Local Transportation Projects Fund Grant; and,

WHEREAS, the New Jersey Department of Transportation Local Transportation Project is a program of the NJDOT which provides funds to governmental entities so they may substantially improve the safety and usability of local transportation infrastructure; and,

WHEREAS, the Borough of Bogota has worked diligently to implement projects that improve the accessibility, safety, use and maintenance of the area's roadways and public transportation; and,

NOW THEREFORE BE IT RESOLVED that the Mayor and Borough Council of the Borough of Bogota, State of New Jersey, formally authorize submission of the electronic grant application identified as **LTPF-2022-Fairview Avenue-00050** to the New Jersey Department of Transportation for funding under the Local Transportation Projects Fund Program on behalf of the Borough of Bogota. Certified as a true copy of the Resolution adopted by the Council on this 02 day of December 2021.

Deputy Clerk

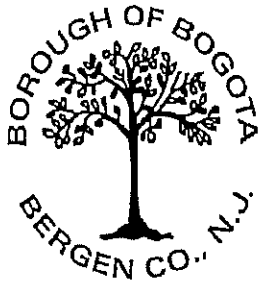
My signature and the Deputy Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL _____
Deputy Clerk

Mayor

RESOLUTION # 21-173

DATE: 12-02-21



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

BOROUGH OF BOGOTA

RESOLUTION NO. 21- 173

A Resolution Declaring an Emergency Affecting the Public Health, Safety and Welfare and Awarding an Emergency Contract to Montana Construction Pursuant to N.J.S.A. 40A:11-6 and N.J.A.C. 5:34-6.1

WHEREAS, the Borough Engineer, by letter report dated November 23, 2021, advised the Borough that a 15" sanitary sewer main had collapsed on River Road in the Borough on November 8, 2021; and,

WHEREAS, the collapsed sewer main created an immediate danger to the health and safety of the general public and needed to be replaced; and,

WHEREAS, the Borough Engineer has recommended that the Borough proceed with a declaration of emergency services to permit the immediate replacement of the aforementioned sewer main, as the incident was unforeseen and could not be anticipated by the Borough; and,

WHEREAS, the Borough Engineer did therefore contact three contractors to address the emergency condition, from whom two quotes were received, with the lowest quote being from Montana Construction in the total amount of \$88,500; and,

WHEREAS, it would be impracticable to obtain additional quotes due to the rapid response that was necessary to replace the collapsed sewer main; and,

WHEREAS, it is the opinion of the Borough Engineer that the scope of services in Montana Construction's quote is intended to only meet the immediate needs of the emergency, and that there is no feasible way to further minimize the scope of services for this contract under the circumstances; and

WHEREAS, this emergency situation could not have been reasonably foreseen by the Borough; and

WHEREAS, the Borough Council is satisfied, based upon the letter report from the Borough Engineer dated November 23, 2021, that the collapsed sewer main represented a danger to the health and safety of the general public, and thus constituted an “imminent emergency” for purposes of N.J.S.A. 40A:11-6 and N.J.A.C. 5:34-6.1; and

WHEREAS, the Borough Council is desirous of awarding a contract to Montana Construction at an amount not to exceed \$88,500.

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

1. The recitals set forth above are incorporated herein as if set forth at length.
2. The Borough Council hereby declares that the November 8, 2021 sewer main break on River Road constituted an “imminent emergency” justifying the use of emergency procurement procedures.
3. The contract with Montana Construction for a total amount of \$88,500 is hereby awarded, and the Mayor and Deputy Borough Clerk are hereby directed, authorized and empowered to execute all documents necessary to effectuate the provisions and purposes of this resolution.
4. A copy of the November 23, 2021 letter report from the Borough Engineer shall be filed in the minutes along with this resolution.



EXPERIENCED
DEDICATED
RESPONSIVE

negliagroup.com

November 23, 2021

Via E-mail

Mr. Joseph Scarpa
Borough Administrator
Borough of Bogota
375 Larch Avenue
Bogota, New Jersey 07603

Re: EMERGENCY DECLARATION
River Road - Fifteen Sanitary Sewer Main Replacement (Vicinity of 24 River Road)
Borough of Bogota, Bergen County, New Jersey
Neglia Project #: BOGOADM21.001

Dear Mr. Scarpa:


As you are aware, on November 08, 2021, this office was notified by Gordon Kohles, Borough Department of Public Works Superintendent, of sanitary sewer collapse on River Road in the Borough. The fifteen inch sanitary sewer main had collapsed and needed to be replaced. In response, Neglia Engineering Associates has contacted three contractors to address this emergent condition. Two quotes were received with the lowest quote being from Montana Construction, 80 Contact Avenue, Lodi, New Jersey 07644 in the amount of \$88,500.00

Declaration of Emergency

As described above, the incident that occurred was unforeseen, and could not be anticipated by the Borough. Accordingly, we recommended that the Borough proceed with the declaration of emergency for services, pertinent to State Statute (5:34-6.1 and 6.2) and in compliance with the Administrative Code, that were necessary to remedy the emergency situation. Clearly, the most rapid corrective work was required, and there was no way to reasonably foresee or prevent this condition. Therefore, immediate action was required in order to cope with the emergency conditions that affect the public health and safety.

We trust you will find the above in order. Should you have any questions or require additional information, please do not hesitate to contact the undersigned.

Very truly yours,
Neglia Engineering Associates


Gregory Polyniak, R.E., P.P., C.M.E., C.P.W.M.
For the Borough Engineer
Borough of Bogota

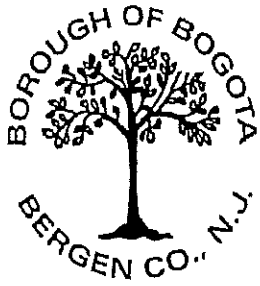
cc: Mayor and Council (via Deputy Borough Clerk)
Yenlys Flores-Bolivard, Deputy Borough Clerk (via E-mail)
Greg Bock, Chief Financial Officer (via E-mail)
William Betesh, Borough Attorney (via E-mail)

LYNDHURST
34 Park Avenue
PO Box 426
Lyndhurst, NJ 07071
p. 201.939.8805 f. 201.939.0846

MOUNTAINSIDE
200 Central Avenue
Suite 102
Mountainside, NJ 07092
p. 201.939.8805 f. 732.943.7249

RESOLUTION # 21-174

DATE: 12-02-21



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

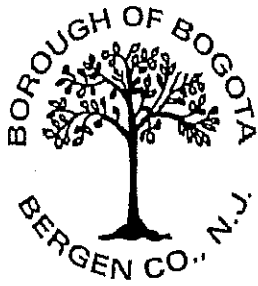
Holiday Schedule 2022

BE IT RESOLVED the Mayor and Council of the Borough of Bogota authorize the following 14 holidays for the year 2022 with pay, for full time employees of the Borough:

| | | |
|-------------|----------|---------------------------------------|
| Dec 31 2021 | Friday | New Year's Day |
| January 17 | Monday | Martin Luther King Day |
| February 11 | Friday | Lincoln's Birthday |
| February 21 | Monday | Washington's Birthday/Presidents' Day |
| April 15 | Friday | Good Friday |
| May 30 | Monday | Memorial Day |
| June 18 | Friday | Juneteenth |
| July 4 | Monday | Independence Day |
| September 5 | Monday | Labor Day |
| October 10 | Monday | Columbus Day |
| November 11 | Friday | Veteran's Day |
| November 24 | Thursday | Thanksgiving |
| November 25 | Friday | Day after Thanksgiving |
| December 26 | Monday | Christmas |

RESOLUTION # 21-175

DATE: 12-2-21



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

Borough of Bogota Yearly Meeting 2022

BE IT RESOLVED that the Mayor and Council of the Borough of Bogota, pursuant to provision of the Open Public meetings Act NJSA 10:4-6, et seq., adopts the following annual schedule of meetings for the year 2021. All meetings will be held on Thursday, (With some exceptions) beginning at 7:30 PM by in person and remotely unless otherwise noted and /or advertised:

January 2, 2021 Sine Die Meeting @ 12pm

Public Meeting Schedule

| | | |
|---------------|---------------|----------------------|
| January 20 | ----- | ----- |
| February 3 | February 17 | February 25 (Budget) |
| March 3 | March 17 | ----- |
| April 7 | April 21 | ----- |
| May 5 | May 19 | ----- |
| June 2 | June 16 | |
| August 11 | ----- | |
| September 1 | September 15 | |
| October 6 | October 20 | |
| **November 10 | ----- | |
| December 1 | ***December 3 | December 15 |

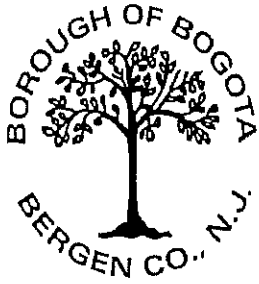
Formal action will be taken at all sessions.

**NJLOM State Convention

***Fire Chief's annual election December 3 @7:00pm - @ to be determine

RESOLUTION # 21-176

DATE: 12-02-21



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

**BOROUGH OF BOGOTA
RESOLUTION APPOINTING ANDREA TARANTULA AS TAX COLLECTOR**

WHEREAS, the Borough Tax Collector is appointed pursuant to N.J.S.A. 40A:9-141, which permits a municipality, by ordinance, to provide for the appointment of a municipal tax collector;

WHEREAS, N.J.S.A. 40A:9-145.7 requires that any person appointed or reappointed as a municipal tax collector must hold a tax collector certificate issued pursuant to NJSA 40A:9-141, section 2 of P.L. 1979, c. 384 (C. 40A:9-145.2), and section 6 of P.L. 1993, c. 25 (C.40A:9- 145.3a); and

WHEREAS, the Borough Tax Collector's term of office is designated pursuant to NJSA 40A:9- 142, which states that "every municipal tax collector shall hold his office for a term of four years from the first day of January next following his appointment. Vacancies other than due to expiration of term shall be filled by appointment for the unexpired term."; and

WHEREAS, Chris Battaglia who was appointed as tax collector for the term of January 1, 2020 through December 31, 2023 has submitted his resignation effective December 31, 2021; and

WHEREAS, Andrea Tarantula will be appointed to serve his unexpired term as Borough Tax Collector which shall be effective January 1, 2022 and shall end on December 31, 2023, pursuant to and in accordance with the appointment time frame set forth in NJSA 40A:9-142.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Bogota will appoint Andrea Tarantula as Borough Tax Collector and salary will be pursuant to the Borough of Bogota's most recent salary ordinance.



| COUNCIL | YES | NO | ABSENT | ABSTAIN | MOTION | SECOND |
|----------------|-----|----|--------|---------|--------|--------|
| C. Carpenter | | | | | | |
| M. Connors | | | | | | |
| D. Fede | | | | | | |
| J.E. Granquist | | | | | | |
| M.E. Murphy | | | | | | |
| R. Robbins | | | | | | |

Assigning agenda setting to Council President

WHEREAS, the Borough of Bogota, established in 1894, is a Borough form of municipal government; and;

WHEREAS, the Borough Act of 1878 (PL 1878, ch. 260), enacted by the State Legislature, created this form of municipal government here in New Jersey; and;

WHEREAS, this Borough form features an elected Mayor and 6 Council members, with the Mayor presiding at Council meetings and having no vote except to break a tie in certain circumstances; and;

WHEREAS, a revision to the Borough Act in 1987, allowed the Council to delegate all or a portion of the Executive responsibilities to an Administrator pursuant to NJ 40A:9-136, and;

WHEREAS, this revision was enacted by the Borough of Bogota, and;

WHEREAS, there is also no provision in State law, or local ordinance or in the Borough by-laws, that specifically provides for the Mayor to set the entire Council meeting agenda.

NOW, THEREFORE, BE IT RESOLVED that, effective immediately, that the Council authorizes the Council President, in conjunction with the Borough Clerk or Acting Borough Clerk, to set the agendas for upcoming Council meetings.