

## **REGULAR MEETING**

### **MAYOR AND COUNCIL**

**Thursday, January 16, 2020 @ 7:00 p.m.**

The Regular Meeting of the Mayor and Council of the Borough of Fort Lee was held on the above date in the Council Chambers, Memorial Municipal Building, 309 Main Street, Fort Lee, New Jersey.

**PRESENT:** Mayor Sokolich, Council Members Sohmer, Yoon, Suh, Sargenti, Kasofsky, Cervieri

**ALSO PRESENT:** Al Restaino, Borough Administrator  
Evelyn Rosario, Borough Clerk  
J. Sheldon Cohen, Borough Attorney

### **OPEN PUBLIC MEETINGS ACT STATEMENT**

In accordance with Chapter 231, P.L. 1975 adequate notice of this meeting was e-mailed on October 16, 2019 to The Record, the Jersey Journal and the Star Ledger. Said notice was also posted on the Borough Hall bulletin board and Borough website. A copy of this notice is on file in the Office of the Borough Clerk.

### **MAYOR'S REPORT AND ANNOUNCEMENTS**

“Good evening everyone. I am going to dispense with a long Mayor’s report since we all endured the State of the Borough only a few days ago. I just want to share with you two things, though. A friend of mine, a fellow Mayor, had a press conference today and he announced that he was not seeking re-election. The Mayor of Teaneck, Mohammed. Great guy, incredibly smart, great Mayor, I use to confer with him all the time; we use to share ideas. He has become a near and dear friend. And I, on behalf of all the government here in Fort Lee, we extend to Teaneck and to Mohammed, just good wishes. But he was having lunch in Fort Lee and he said, you know, Fort Lee is a pretty amazing place and I really envy you. And I said, what do you mean. He said well, he was there, and he was looking at this incredibly manicured park, he was sitting in a great restaurant, he said I am looking in the distance at these two beautiful, iconic buildings, and we are not bragging, we are just saying what he is looking at, right? And he took a stroll down Main Street, and he saw the cleanest Main Street in the world, thanks to the gentleman over there to my right. And then he walked a little further, and he realized that there is a new theater that is about to be christened in a few months and then he looked into the parking lot and saw a new parking deck and he saw a new Post Office and he said, how did you do it? And my answer to him was, it was not about me, it was about a collective effort of a lot of people in this community that just want to live in the best place, the safest place, the happiest place that we can possibly make it. Where we raise our families and where we work and where we live and where we call home. So, I just wanted to let you know what other people think of us, and I also want to let you know that because of a collective, collective effort and know that there is not one woman or man that can take credit for any progress we experience. It is a joint effort and I am very, very proud to be in that type of community.

And before we go much further, I just want to say a few words about our volunteer fire department. One of the best things about Fort Lee and I was sure to share this with the Mayor, was our emergency service agencies. Of which we have four like most other places. Right? Police, Fire, Ambulance and OEM, and I was explaining to him that tonight is a big night for our volunteer fire department and I was also telling him, as I am now going to tell you that in my view we have the best fire department in the State of New Jersey. We are incredibly proud of you. We, as a Council, cannot run to these fires

and squirt water on a fire, but the least we could do is make sure that we provide you with the best resources we can. And we try our hardest to make sure that we do that. That is why we have liaisons, that is why our chiefs confer with government, and that is why, whenever possible, we are able to provide you with those resources, because you men and women provide the commitment that is necessary to make sure that those resources are applied properly. So, know that we are very proud of you. Yes, new chiefs tonight, new officers. Super excited. I can tell you I am Mayor for 12 years, every single year, every couple of years when the shifts change, it is just this incredible amount of knowledge that all of you bring to the table. We even talk amongst ourselves at the Inspection Day on going from truck to truck and hearing about it. It is just, it is great that you are so committed, and it really is a passion that you possess. And that passion, the beneficiaries of that passion are our residents. So, on behalf of the 40,000 people that call Fort Lee home, thank you, God bless you and on behalf of the counsel, thank you so much for being the best Fire Department in the State of New Jersey.

And before we get to the swearing in, I just want to ask a dear friend to Fort Lee, Tak, are you in the audience? Tak Furumoto. Can somebody give Tak a scream and ask him to come in? Tak, you are here. Am I going to read the Proclamation, or would you like to? It is your choice. You got it. So, I just wanted to recognize Tak and Carolyn Furumoto, Carolyn, how are you? Give a wave guys so they can see who you are. So, Tak and his wife, over the many, many years, have taken on quite a few initiatives and challenges, and one of them has been the cause of Fred Korematsu. Fred Korematsu, I am going to read the Proclamation, but this story is about a gentleman that resisted the Japanese internment camps back in, gosh it has to be back in early 1940s. Correct? And he challenged the Supreme Court, the Supreme Court ruled against him. It is an incredible story. Only recently, correctly, 2019 did a Federal Court finally find in his favor. And they deprived him of his due process. I am going to read you a quick story and I want you to think about how there are these unsung heroes out there that make sure our civil liberties are preserved. And Fred Korematsu, the recipient of the Presidential Medal of Freedom from President Clinton in 1998 is no exception. But Tak and Carolyn, I want to thank you for bringing this to everyone's attention."

## **PROCLAMATION**

### **"Fred Korematsu Day "**

**WHEREAS**, **Fred T. Korematsu** made the brave decision at the age of 23 to challenge the policy of Japanese Internment by refusing to abide by Executive Order 9066 issued by President Roosevelt in February of 1942 and thereby the federal government's demand that all Japanese Americans on the West Coast report to internment camps; his act of protest led to his arrest and conviction, which he fought all the way to the Supreme Court; the Court ultimately ruled against him arguing that the incarceration of Japanese Americans was justifiable based on military necessity; and,

**WHEREAS**, ultimately over 120,000 Japanese Americans, of which over two thirds were native born American Citizens who were incarcerated in various camps for the duration of World War II. As this relocation was implemented a month after Executive Order 9066 was declared, Japanese Americans had to suddenly leave their homes, businesses, farms and lost everything; and,

**WHEREAS**, nearly 40 years later, a federal court overturned Korematsu's criminal conviction; Judge Marilyn Hill Patel then said, "a grave injustice was done to American Citizens and resident aliens of Japanese ancestry who, without individual review or any probative evidence against them, were excluded, removed and detained by the United States during World War II"; and,

**WHEREAS**, in the Civil Liberties Act of 1988, signed by then President Ronald Reagan, was a federal law that granted reparations to those Japanese Americans who had been interned by the United States government during World War II. Starting from

President Reagan through President William Clinton, each time reparations were given to surviving internees, a letter of apology was also sent acknowledging the wrongs of the past; and,

**WHEREAS**, Fred Korematsu received the Presidential Medal of Freedom from President William Clinton in 1998. Over the course of his life, Fred fought for the civil liberties of others; his life teaches us the importance of how anyone can and should stand up for what is right - no matter the odds; and,

**WHEREAS**, Fred's story teaches us not only about one of the most blatant civil rights violations in U.S. history, the Japanese American incarceration, but also about broader topics including other civil rights heroes and movements, World War II, the Constitution, and global human rights; and,

**WHEREAS**, Fred's story also connects to present day civil rights discrimination and political scapegoating such as mass incarceration and anti-immigrant sentiment; and,

**WHEREAS**, since 2010, when California became the first state to establish Fred Korematsu Day of Civil Liberties and the Constitution on January 30, other states have followed or currently have legislation in the process such as Hawaii, Utah, Illinois, Georgia, Michigan, Pennsylvania, Virginia, and Maryland, Florida, South Carolina and Arizona.

**NOW, THEREFORE, BE IT RESOLVED** that I, Mayor Mark J. Sokolich and the Borough Council of the Borough of Fort Lee wish to recognize **Fred T. Korematsu** and declare **Fred T. Korematsu Day of Civil Liberties and the Constitution on January 30<sup>th</sup>**.

**January 16, 2020**

**Takeshi "Tak" Furumoto** - He thanked the Mayor and Council for approving this so quickly. He stated that Fort Lee is the only municipality in the state in New Jersey to pass this. He mentioned that he is a survivor and a Viet Nam veteran, and he does not want this to happen to any other people in this country.

## **OATHS OF OFFICE**

### **FIRE CHIEFS' SWEARING IN CEREMONY (OATHS OF OFFICE)**

Mayor Sokolich administered the Oaths of Office to the newly elected Lieutenants, Captains, Battalion Chief, Deputy Chief and Chief for the Fort Lee Volunteer Fire Department.

Fire Chief Sauvageot thanked the Mayor & Council for allowing the Fire Department to take this time to allow the swearing in of the new Officers. He also thanked the new Fire Department Officers.

And at this time, he asked the Mayor to come forward to swear in the 2020 Officers and Chiefs.

The following were sworn in by Mayor Sokolich as Lieutenants:

Fort Lee Volunteer Fire Department

2020 Lieutenants

Company # 1  
2<sup>nd</sup> Lt. Jacqueline Calkins 1<sup>st</sup>  
Lt. Mary Boujotas

Company # 2  
2<sup>nd</sup> Lt. John T. Klein  
1<sup>st</sup> Lt. Michael Contento

Company # 3  
2<sup>nd</sup> Lt. Anthony Hand  
1<sup>st</sup> Lt. Alex Acosta

Company # 4  
2<sup>nd</sup> Lt. Joseph Piemonte  
1<sup>st</sup> Lt. Kenneth Richter

The following were sworn in by Mayor Sokolich as Captains:

Fort Lee Volunteer Fire Department  
2020 Captains

Company # 1 Captain: William Kalsky  
Company # 2 Captain: Keith Dalton  
Company # 3 Captain: Samuel Ghali  
Company # 4 Captain: Chris Richter

Patrizio Peluso was sworn in as the 2020 Battalion Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

Bryan Drumgoole was sworn in as the 2020 Deputy Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

Donald Sauvageot was sworn in as the 2020 Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

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Chief Sauvageot: "I would like to call up Battalion Chief for 2020 Patrizio A. Peluso. Holding the Bible will be his parents John and Susan Hronsich; pinning the Badge will be his wife Firefighter Dana Galasso-Peluso."

Patrizio A. Peluso was sworn in as the 2020 Battalion Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

Chief Sauvageot: "I would like to call up Deputy Chief for 2020 Bryan Drumgoole. Holding the Bible will be his parents Kevin and Nancy children Ivy and Eli and; pinning the Badge will be his wife Nadine."

Bryan Drumgoole was sworn in as the 2020 Deputy Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

Donald Sauvageot was sworn in as the 2019 Deputy Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

Chief Drumgoole: "I would like to call up Chief for 2020 Donald Sauvageot. Holding the Bible will be his wife Carol and daughter-in-law Jennifer; pinning the Badge will be his son Justin."

Donald Sauvageot was sworn in as the 2020 Chief for the Fort Lee Volunteer Fire Department by Mayor Sokolich.

Chief Sauvageot: "I'd like to call up 2019 Chief Christopher Ipek to the podium. He is going to give us his end of the year report for the year 2019."

### **Fire Department Year-End Report**

Outgoing Chief Ipek congratulated the incoming 2020 officers and wished them a safe year. He thanked the Mayor, the Council and everybody for all their continued support. He stated that during 2019 the department responded to 1,500 calls for service. He stated that one of the most difficult challenges the Fort Lee Fire Department faced was one of the largest fires in the last 30 to 40 years. He stated he was grateful that they met this challenge with minimal injuries to the Borough personnel and without injuries to the residents of that building complex. He stated that one of his goals was to recruit personnel to increase the membership. He thanked everyone for their continued support. He stated that due to that support, the Fire Department has been able to replace their entire compliment of self-contained breathing apparatus and re-start a confined space team. He especially thanked Councilman Sohmer and Councilman Sargenti, the department's liaison council members, for their hard work and continued interest in the day-to-day operations of the Fire Department. He also thanked the Borough Administrator, Borough Clerk, Police Chief, Ambulance Corps Chief for their assistance through the year.

Chief Sauvageot, Chief Drumgoole and Chief Peluso presented a gift to outgoing Chief Ipek.

**Mayor Sokolich** - "Chris, thank you for your service. I keep telling you that 12 years of doing this and that every year, the Chiefs that are produced by this volunteer Fire Department, in my view, are heroic, they epitomize what Fort Lee is about, just smart and dedicated and loyal and Chris, you are no different and we are super, super proud of you. And I agree, nothing typifies Be Fort Lee better than the volunteer Fire Department. So, Chris Ipek, God bless you and thank you for your service for Fort Lee."

Chief Sauvageot thanked the Mayor and Council, and those in attendance for their time this evening.

At this point in the meeting Mayor Sokolich requested a brief recess.

On motion by Councilman Cervieri, seconded by Councilman Sargenti, a brief recess was approved and taken at 7:39 P.M.

On motion by Councilman Cervieri, seconded by Councilman Sargenti, the meeting was reconvened at 7:50 P.M.

### **INTRODUCTION OF ORDINANCES**

**Ord. #2020-1 "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 289 PARKING, SECTION 15 PARKING METER ZONES ESTABLISHED; VIOLATIONS AND PENALTIES OF THE CODE OF THE BOROUGH OF FORT LEE " (Public Hearing February 13, 2020)**

On motion by Councilman Cervieri, seconded by Councilman Sohmer, and carried,

**Ord. #2020-1** entitled “AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 289 PARKING, SECTION 15 PARKING METER ZONES ESTABLISHED; VIOLATIONS AND PENALTIES OF THE CODE OF THE BOROUGH OF FORT LEE” (Public Hearing February 13, 2020) was introduced and passed on first reading.

The Ordinance was **approved** on the following roll call, and the public hearing relative to this ordinance was scheduled for **February 13, 2020**.

**AYES: Council Members Sohmer, Yoon, Suh , Sargenti, Kasofsky, Cervieri**

**ORDINANCE PUBLIC HEARINGS**

NONE

**PROPOSED CONSENT AGENDA**

**On motion by Councilman Cervieri , seconded by Councilman Sargenti ,** the Proposed Consent Agenda was introduced, and the public hearing was opened relative to items CA-1 through CA-114

**CA-1 Payment of Claims**

BE IT RESOLVED that the following claims, the details for which are attached hereto and made a part hereof, are hereby authorized to be paid, having been audited and found correct by the Borough Administrator and Chief Financial Officer.

<b><u>ACCOUNT</u></b>	<b><u>AMOUNT</u></b>
Current	\$10,977,513.53
Current - Grant	5,964.00
Capital	2,750,085.93
Road Improvement Plan	
Multiple Dwelling	
Construction Fees	
COAH Fees	
Senior Citizen Advisory Council	1,242.00
Trip Admissions	
Special Dog Account	
Trust Account Fund	
Disability Insurance Trust	
Public Assistance Trust Fund	
Police Activity Trust	
Fort Lee Film Commission	100.00
Community Development	
Redemption Account	67,819.26
School Resource Account	1,300.00
Dedicated Penalties (Fire Prevention)	
POAA	
Cop Card Donation	
Police Treasury	29,067.30
Police Justice	4,265.00
Flexible Spending	
Trust Account	
Developers BOFNJ	69,400.98
Developers B of America	<u>15,855.50</u>
<b>Total:</b>	<b>\$ 13,922,613.50</b>

**CA-2 Approving Firefighter Full Membership Application for Matthew P. Oden, Fire Co. 4**

The Firefighter Full Membership Application for Matthew P. Oden, Fire Co. 4 was approved.

**CA-3 Authorizing the Renewal of Various Municipal Licenses for the January 1, 2020 - December 31, 2020 Licensing Period**

**RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE RENEWAL OF VARIOUS MUNICIPAL LICENSES FOR THE JANUARY 1, 2020 - DECEMBER 31, 2020 LICENSING PERIOD**

**BE IT RESOLVED**, by Governing Body of the Borough of Fort Lee that the following municipal licenses are hereby renewed for the January 1, 2020 - December 31, 2020 licensing year.

**CLOTHING BINS** - Chapter 189

**LIMOUSINES** - Chapter 372, Article II  
White Lines Global, Inc.  
Korex Limo

**TAXI**

**MOTELS/HOTELS** - Chapter 377  
Aiello's Hilltop Motel  
Slumber, Inc. dba Holiday In Fort Lee

**SERVICE/GAS STATION** - Chapter 333  
Debway Oil, Inc.  
Gulf Express, Inc.

**USED CAR LOTS** - Chapter 289, Article III

**VENDING** - Chapter 190 (Washers, Dryers, Candy, Soda Machines)  
CSC Service Works, Inc.  
Crate Laundry, LLC  
Professional Corp. dba Speed Wash

**Theater** - Chapter 134

**CA-4 Amending the Terms, Conditions and Governing Rules of the Fire Department Stipend Program**

**A RESOLUTION OF THE BOROUGH OF FORT LEE AMENDING THE TERMS, CONDITIONS, AND GOVERNING RULES OF THE FORT LEE FIRE DEPARTMENT STIPEND PROGRAM**

**WHEREAS**, the Mayor and Council of the Borough of Fort Lee previously instituted a Stipend Program for members of the Borough Fire Department ("Stipend Program") to encourage active recruitment, retention and participation by members of the Fire Department; and,

**WHEREAS**, pursuant to Fort Lee Ordinance §55-28, Stipend Program, the terms, conditions and governing rules applicable to the Stipend Program shall be established by a resolution adopted by the Mayor and Council of the Borough of Fort Lee and may be amended, in their sole discretion, by subsequent resolutions of the Mayor and Council; and,

**WHEREAS**, the Mayor and Council of the Borough hereby amend the terms, conditions, and governing rules applicable to the Stipend Program as follows:

Section 1: If a member is unable to respond to any incidents due to a fire related injury, he or she will not be denied credit for same provided that the member is otherwise eligible to receive credit, subject to the conditions contained in Section 2. The member must provide documentation from a physician certifying the injury before any credit is given and obtain a release when he or she is able to return to duty.

Section 2: All injury cases must be reviewed and approved by the Chief(s) and the Borough Administrator before any credit will be given. If any member sustains a disabling injury or occupational illness as a result of his/her volunteer services while acting on behalf of the Borough (including, Fort Lee Mutual Aid) that prohibits them from performing a significant portion of his/her duties as a member, which meets the eligibility requirements in accordance with and as determined under the New Jersey Workers' Compensation law, N.J.S.A. 34:15-1 et. seq., and for which he/she is awarded benefits pursuant thereto, then he/she shall also continue to receive the stipend from the Borough pursuant to this Article until either: 1) he/she has been awarded maximum compensation under Workers' Compensation in accordance with N.J.S.A. 34:15-75 as a result of said injury or occupational illness; or, 2) until he/she has been receiving the stipend granted under this Article for a maximum of twelve (12) months, whichever occurs first.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Fort Lee, County of Bergen, State of New Jersey as follows:

1. The above amendments to the existing terms, conditions and governing rules applicable to the Fort Lee Fire Department Stipend Program are hereby approved by the Borough of Fort Lee.
2. Any term, condition or governing rule applicable to the Fort Lee Fire Department Stipend Program or part thereof inconsistent with this Resolution is repealed to the extent of such inconsistency.
3. No further action is required.

#### **CA-5 Authorizing the Membership of Volunteer Ambulance Corps. Members**

#### **RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE MEMBERSHIP OF VOLUNTEER AMBULANCE CORPS MEMBERS**

**WHEREAS**, the Fort Lee Volunteer Ambulance Corps, Inc. is a non-profit agency that has provided life-saving emergency medical services to the Borough of Fort Lee and surrounding areas for over 45 years; and

**WHEREAS**, the Borough of Fort Lee is desirous of formally approving all volunteer Ambulance Corps members; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Fort Lee, that the following individuals be approved as members with the Fort Lee Volunteer Ambulance Corps.

<b>First Name</b>	<b>Last Name</b>	<b>First Name</b>	<b>Last Name</b>
Matthew	Abril	Arthur	Lee
Steve	Ahn	Katarina	Lieber
Grace	An	Gabriel	Llopiz
Gabriel	Arismendi	Faten	Masri

Jeff	Bernard	Kevin	McNaught
Jackie	Calkins	Travis	Mok
Erica	Choe	Jackie	Montesino
Jonathan	Chung	Eliana	Morales
Steve	Curry	Glenn	O'Connor
Stephen	DiMora	Liscary	Pacheco
Melissa	Donmez	Juliann	Park
Werner	Ennesser	Slavena	Pashovska
David	Flisler	Jessica	Pinela
Jamal	Ghrayeb	Eleazer	Prinz
Cathi	Goldfischer	Julian	Ramirez
Irais	Gonzalez	Christine	Rizkalla
James	Han	Derek	Rose
Christopher	Heffner	Jacqueline	Ross
Diran	Jebejian	Boruch	Schmelczer
Januarie	Joubert	Barbara	Silvia
Daheun	Kang	Eugene	Suh
Shant	Khatchadourian	Cathy	Umrichin
Christian	Kim	Stephania	Vazquez
Dongmin	Kim	John	Waddleton
Eunbi	Koh	Andrew	Ward
Anton	Krutyakov	Laura	Weintraub
Wooseok	Kwon		

**CA-6 Authorizing Change Order No. 17, \$45,436.44 Dobco, Inc. for Project Known as the “Barrymore Film Center and Museum ”**

**RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING CHANGE ORDER NO. 17 TO THE CONTRACT FOR THE CONSTRUCTION OF THE BARRYMORE FILM CENTER AND MUSEUM**

**WHEREAS**, the Mayor and Council of the Borough of Fort Lee (“Borough”) previously determined that it was necessary to contract for the construction of the Barrymore Film Center and Museum in the Borough; and

**WHEREAS**, on prior occasion pursuant to duly adopted resolution, the Borough awarded a contract to H3 Hardy Collaboration Architecture, LLC to provide services as a licensed architect for the preparation of construction plans and bid specifications; and

**WHEREAS**, on April 18, 2018, pursuant to resolution and in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Borough publicly advertised and solicited bids for the construction of the Barrymore Film Center and Museum; and

**WHEREAS**, on prior occasion pursuant to duly adopted resolution, the Borough awarded a contract to Dobco, Inc. in the amount of \$9,842,700.00 as the lowest, responsible and complying bidder for the construction of the Barrymore Film Center and Museum in the Borough; and

**WHEREAS**, on prior occasions pursuant to duly adopted resolutions, the Borough authorized Change Orders #1 through 16, detailing adjustments to the quantities of services and materials for fixed seating, soil testing, additional steel for the curtain wall and veil metal panel support/connections, the addition of a switchboard panel and generator quick connect cabinet, the removal of rock interfering with footings and foundations, the installation of an under-slab vapor mitigation system and all associated testing to meet NJDEP Vapor Intrusion Guidance, the disposal of contaminated soil from the site, change the 1/2” tempered glass in the ornamental railing system to 9/16” laminated tempered glass panels, modify electrical outlets at the concession stand, add steel tubes at two levels to support the curtain wall, additional labor, materials and equipment to hammer rock interfering with sewer line tie-in, install exterior blocking within the EIFS system to support exterior printed aluminum panel

graphics, replace fence sign, removal of contaminated soil and the installation of the vapor mitigation system and winter heating, and rock removal to accommodate the connection to the electrical vault that resulted in an increase of \$290,061.04 to the original contract price awarded a contract to Dobco, Inc.; and

**WHEREAS**, Dobco, Inc. submitted Change Order No. 17, detailing additional labor, materials, equipment and costs for forming and installing a concrete slab in the transformer room at the Barrymore Film Center and Museum to satisfy an inspection by Public Service Electric and Gas Company that results in an increase of \$45,436.44 to the original contract price; and

**WHEREAS**, the Borough has determined that the authorization of Change Order No. 17 to the contract for the construction of the Barrymore Film Center and Museum in the Borough is in the best interests of the Borough and is necessary for its continued efficient operation;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Fort Lee, in the County of Bergen, State of New Jersey, as follows:

1. That Change Order #17 for an increase in an amount not to exceed \$45,436.44 in the original contract price for additional labor, materials, equipment and costs for forming and installing a concrete slab in the transformer room at the Barrymore Film Center and Museum to satisfy an inspection by Public Service Electric and Gas Company is hereby authorized in accordance with the provisions of the Local Public Contracts Law and its implementing regulations, N.J.A.C. 5:30-11.1 et seq.

2. That a copy of this resolution, the contract, and change order shall be maintained in the Borough Clerk's Office and made available for public inspection.

3. That this Resolution shall take effect immediately.

4. That no further action of the Borough shall be required.

**CA-7 Person-to-Person Liquor License Transfer No. 0219-33-022-007 , B Story USA, Inc. TO JJ Bada Operating Corporation., 799 Abbott Blvd, Unit 1**

**RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING TRANSFER OF PERSON TO PERSON LIQUOR LICENSE NO. 0219-33-022-007 B STORY USA, INC. TO JJ BADA OPERATING CORPORATION**

**WHEREAS**, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 0219-33-022-007, heretofore issued to B Story USA, Inc.; and

**WHEREAS**, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed, and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

**NOW, THEREFORE BE IT RESOLVED**, that the Borough of Fort Lee Governing Body does hereby approve, effective January 17, 2020 the transfer of the aforesaid Plenary Retail Consumption License to JJ Bada Operating Corporation and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to JJ Bada Operating Corporation, effective January 17, 2020."

**CA-8 Authorizing the Award of a Contract to Boswell Engineering for the Provision of Engineering Services for Project Known as Inwood Terrace Improvements (Section 2), Not to Exceed \$17,000.00**

**RESOLUTION OF THE BOROUGH  
OF FORT LEE AUTHORIZING THE AWARD OF A CONTRACT FOR  
PROFESSIONAL ENGINEERING SERVICES**

**WHEREAS**, there exists a need for the Borough of Fort Lee (“Borough”) to retain the services of a licensed engineer to prepare construction plans, specifications and bid documents for the performance of improvements to Inwood Terrace in the Borough; and

**WHEREAS**, the Borough has been approved for a grant in the amount of \$193,000 from the 2020 New Jersey Department of Transportation Municipal Aid Grant Fund for the performance of improvements to Inwood Terrace Park in the Borough; and

**WHEREAS**, said services are recognized as “professional services” as same shall be rendered by persons authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advance type in a field of learning acquired by a prolonged formal course of specialized instruction and study, pursuant to and in accordance with N.J.S.A. 40A:11-2(6); and

**WHEREAS**, the Borough is empowered by law to appoint and employ professionals, technical advisors and experts as the Borough may determine to be necessary for its efficient operation; and

**WHEREAS**, the Borough wishes to retain the services of Boswell Engineering to perform such professional engineer services in accordance with its proposal, dated December 12, 2019, attached hereto; and

**WHEREAS**, Boswell Engineering possesses the requisite expertise and skilled personnel required to provide professional engineering services related to the preparation of construction plans, specifications, and bid documents for the performance of improvements to Inwood Terrace; and

**WHEREAS**, the Mayor and Council of the Borough are desirous of awarding a contract for professional engineering services to Boswell Engineering in accordance with the procedures mandated under the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, N.J.S.A. 40A:11-1 et seq. requires that the resolution awarding contracts for “professional services” without competitive bidding and the agreement between the parties must be available for public inspection; and

**WHEREAS**, pursuant to Resolution R-10, duly adopted by the Borough on January 7, 2020, Boswell Engineering was awarded a contract pursuant to a “fair and open” process in accordance with the New Jersey Local Unit Pay-To-Play Law, N.J.S.A. 19:44A-20.4 et seq. to serve as Borough Engineer; and

**WHEREAS**, the professional engineering services for this phase of the project will be performed by Boswell Engineering at a cost not-to-exceed \$17,000, and the contract for such professional engineering services is awarded pursuant to a “fair and open” process in accordance with the New Jersey Local Unit Pay-To-Play Law; and

**WHEREAS**, the Chief Financial Officer has determined that sufficient funds are available for this purpose, said certification being attached to this resolution; and

**WHEREAS**, the award of a contract for the provision of professional engineering

services to prepare construction plans, specifications and bid documents for the performance of improvements to Inwood Terrace is in the best interests of the Borough and the implementation of this contract is necessary for the efficient operation of the Borough;

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Fort Lee, in the County of Bergen, State of New Jersey as follows:

1. That Boswell Engineering shall be and is hereby appointed to provide professional engineering services related to the preparation of construction plans, specifications and bid documents for the performance of improvements to Inwood Terrace, in accordance with its proposal, dated December 12, 2019, attached hereto and made a part hereof, for a cost not-to-exceed \$17,000, and the terms and provisions of the agreement by and between Boswell and the Borough for services as the Borough Engineer.

2. That upon 80% completion of the engineering work pursuant to this resolution, Boswell Engineering shall provide written notice to the Borough Clerk as to whether the services will be completed within the budget established for the services. If the services are expected to exceed the budget, Boswell Engineering shall submit a detailed cost overrun schedule for review and consideration by the Borough.

3. That Boswell Engineering is specifically placed on notice that it will be required to comply with the Affirmative Action regulations of N.J.S.A. 10:5-31 et seq.

4. That a notice of the contract award shall be published as may be required by law, and this resolution must be available for public inspection, in accordance with the requirements of N.J.S.A. 40A:11-1 et seq.

5. That the Chief Financial Officer has certified that funds are available for this purpose.

6. That no further action of the Borough shall be required.

**CA-9 Authorizing the Purchasing Agent to Advertise and Obtain Bid Specifications for Project Known as "Fire House #1 Bay Doors "**

**RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE PURCHASING AGENT TO ADVERTISE AND OBTAIN BID SPECIFICATIONS**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Fort Lee, that the Borough's Purchasing Agent is hereby authorized and directed to obtain specifications and advertise for bids for:

1. Fire House #1 Bay Doors

**CA-10 Approving a Request from Gran Fondo New York to Permit the 2020 Gran Fondo World Championship Race to Travel Through Fort Lee on May 17, 2020**

**RESOLUTION OF THE BOROUGH OF FORT LEE APPROVING A REQUEST FROM GRAN FONDO NEW YORK TO PERMIT THE 2020 GRAN FONDO WORLD CHAMPIONSHIP RACE TO TRAVEL THROUGH FORT LEE**

**WHEREAS**, the Borough of Fort Lee received a request from the Gran Fondo New York to permit the organization to conduct its annual Gran Fondo race in the Borough of Fort Lee; and

**WHEREAS**, the Gran Fondo is scheduled for May 17, 2020; and

**WHEREAS**, the organizers ensure that this event will occur with no cost to the Borough; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Fort Lee, grants permission for the 2020 Gran Fondo.

**CA-11 Authorizing the Amendment of Resolution No. R-3 dated September 5, 2019 for the Award of a Bid of a New Hotel Liquor License: Sapthagiri Hospitality LLC, T/A Hyatt Place**

**RESOLUTION OF THE BOROUGH OF FORT LEE AWARDING THE BID OF A NEW HOTEL LIQUOR LICENSE**

**WHEREAS**, on November 8, 2018, the Fort Lee Mayor and Council passed Resolution CA-15 authorizing the issuance of a new liquor license by public sale; and,

**WHEREAS**, on September 5, 2019, Resolution R-3 entitled “Resolution of the Borough of Fort Lee Awarding the Bid of a New Hotel Liquor License” was duly passed by the Governing Body; and

**WHEREAS**, the New Jersey Division of Alcoholic Beverage Control subsequently reviewed said resolution and requested that a new resolution be approved that would reflect the applicant’s name as **Sapthagiri Hospitality, LLC**; and

**WHEREAS**, the Fort Lee Mayor and Council had determined it would be issuing a new liquor license as a hotel exception using the public sale option; and,

**WHEREAS**, an application has been filed for a new hotel exception liquor license by Sapthagiri Hospitality, LLC, for the premises located at 2167 Route 4 East and designated as Block 5452 Lots 3 & 4 in the Borough of Fort Lee; and

**WHEREAS**, Sapthagiri Hospitality, LLC, was the successful bidder at a public sale held on July 23, 2019; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder as well as pertinent local ordinances and conditions consistent with Title 33.

**NOW, THEREFORE, BE IT RESOLVED** by the Fort Lee Mayor and Council of the Borough of Fort Lee, in the County of Bergen, State of New Jersey that the new hotel liquor license be awarded to Sapthagiri Hospitality LLC, for premises located at 2167 Route 4 East and designated as Block 5452 Lots 3 & 4 in the Borough of Fort Lee, New Jersey. The ultimate issuance of the license is subject to the payment of the balance of the bid price, payment of the annual state and municipal licensing fees and the satisfactory outcome of an investigation of the source of funds and criminal background checks as well as compliance with all regulations concerning issuance of a license in N.J.A.C. 13:2.1 et seq.

**CA-12 Liquor License New Issuance, Hotel Exception, Sapthagiri Hospitality, LLC, 2167 Route 4 East**

**RESOLUTION OF THE BOROUGH OF FORT LEE AUTHORIZING THE ISSUANCE OF A NEW HOTEL EXCEPTION LIQUOR LICENSE PURSUANT TO N.J.S.A. 33:1-12.20 TO SAPTHAGIRI HOSPITALITY, LLC**

**WHEREAS**, on November 8, 2018, the Fort Lee Mayor and Council passed Resolution CA-15 authorizing the issuance of a new liquor license by public sale; and,

**WHEREAS**, an application was filed for a new hotel exception liquor license by Sapthagiri Hospitality, LLC, for the premises located at 2167 Route 4 East and designated as Block 5452 Lots 3 & 4 in the Borough of Fort Lee; and

**WHEREAS**, Sapthagiri Hospitality, LLC, was the successful bidder at a public sale held on July 23, 2019; and

**WHEREAS**, an application has been filed for a new hotel exception liquor license to be issued to Sapthagiri Hospitality, LLC T/A Hyatt Place for the premises located at 2167 Route 4 East, Fort Lee, New Jersey; and

**WHEREAS**, the submitted application form is complete in all respects, and the appropriate fees have been paid; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes and Regulations promulgated thereunder, including N.J.A.C. 13:2.1 et seq., as well as pertinent local ordinances and conditions consistent with Title 33; and

**WHEREAS**, the applicant has disclosed, and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Fort Lee, County of Bergen, State of New Jersey that it hereby approves the issuance of a hotel exception license to “Sapthagiri Hospitality, LLC, 2167 Route 4 East, Fort Lee, New Jersey” and hereby directs the Municipal Clerk to endorse the license certificate.

**IT IS FURTHER RESOLVED**, that the following Special Condition be and hereby is imposed on this New Hotel License:

1. The License is issued as a hotel exception license for a facility containing 100 or more sleeping rooms and may only be used in connection with a hotel or motel meeting those minimum requirements.

**CA-13 Approving Request from the Youth Council of Fort Lee (YCFL); Climate Color Run Event at Constitution Park, April 25, 2020**

**RESOLUTION OF THE BOROUGH OF FORT LEE APPROVING A REQUEST FROM THE YOUTH COUNCIL OF FORT LEE TO HOST A CLIMATE COLOR RUN AT CONSTITUTION PARK**

**WHEREAS**, the Borough of Fort Lee received a request from the Youth Council of Fort Lee to host a Climate Color Run at Constitution Park; and

**WHEREAS**, the Climate Color Run is scheduled for April 25, 2020 from 1:00 PM to 5:00 PM, with a rain date of April 26, 2020; and

**WHEREAS**, this event will increase knowledge of environmental issues facing our residents and raise awareness to the crisis facing Australia due to wild fires; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Fort Lee, New Jersey, that permission is granted to the Youth Council of Fort Lee to host a Climate Color Run Global at Constitution Park.

**CA-14 Approving Meter Rate Increase for Zone A to \$1.50 Per Hour and Zone B to \$0.75 Per Hour, Effective Immediately**

**RESOLUTION OF THE BOROUGH OF FORT LEE APPROVING METER RATE INCREASE FOR ZONE A AND ZONE B**

**WHEREAS**, the Parking Authority of the Borough of Fort Lee (the “Authority”), is authorized by Section 289-19 of the Code of the Borough of Fort Lee (“Borough”) to fix the amount of coins to be deposited and the time limits in parking meters for the use of parking spaces; and

**WHEREAS**, by resolution 2019-46 dated November 12, 2019, the Authority determined at its regular meeting and voted to increase the Zone A meter rates be increased to \$1.50 per hour and the Zone B meter rates be increased to \$0.75 per hour; and

**WHEREAS**, the Authority has requested the Mayor and Council approve the rate increases;

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Fort Lee that the Mayor and Council approve and support the Authority's request to increase the parking meter rates in Zone A to a rate of \$1.50 per hour and the parking meter rates in Zone B to a rate of \$0.75 per hour.

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately and no further action of the Borough shall be required.

There being no discussion, the public hearing was closed on motion by Councilman Cervieri, seconded by Councilman Sargenti. The Consent Agenda regarding CA-1 through CA-14 was approved on the following roll call:

**AYES: Council Members Sohmer, Yoon, Suh, Sargenti, Kasofsky, Cervieri**

### **COUNCIL REPORTS**

**Councilman Sohmer** - He congratulated all of the incoming officers of the Fire Department.

**Councilman Yoon** - He congratulated all of the promotions at the Fire Department.

He gave an update on the Barrymore Film Center and Museum with an official opening date of October 3, 2020. He stated that memberships are available online. Members will be invited to a special celebration of John Barrymore's birthday on February 15<sup>th</sup>. The Film Commission will also lay a wreath at John Barrymore Way at 6:00 p.m.

**Councilman Suh** - He thanked exiting Chief Ipek for his service. He also congratulated the new Chiefs and Captains and Lieutenants.

**Councilman Sargenti** - He stated that we are proud of our volunteer Fire Department.

He also congratulated Mr. Furumoto for all of his hard work on behalf of Fred Korematsu Day.

**Councilwoman Kasofsky** - She congratulated the outgoing and incoming Fire Department and thanked them for their work.

She stated that the Library is having its fourth annual Lunar New Year celebration on Saturday at the Jack Alter Community Center from 11:00 - 4:00.

**Councilman Cervieri** - He congratulated and recognized the outstanding service of the emergency service organizations like the fire department, OEM, and the ambulance corps, and the Police Department. Most of these departments are volunteers. He stated that they have great leadership and great spirit de corps and that they are all Be Fort Lee and that is why we are all happy to Be Fort Lee.

**Mayor Sokolich** - He congratulated the Fire Department, thanked Chris Ipek and welcomed Don Sauvageot and all the outgoing and incoming fire department members, and he requested orange fire trucks.

### **PUBLIC PARTICIPATION**

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and carried unanimously, the meeting was opened to the public for discussion.

There being no public discussion, the public hearing was closed **on motion by Councilman Cervieri, seconded by Councilwoman Kasofsky** .

On motion by Councilman Cervieri, seconded by Councilwoman Kasofsky, and there being no further discussion, the meeting was adjourned with no objections at 7:59 p.m.

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Evelyn Rosario, RMC  
Municipal Clerk