SPECIAL MEETING SESSION
SEPTEMBER 29, 2026

This Special Meeting was called pursuant to the provisions of the Open Public Meetings Law. Notice of this meeting was posted on the Borough's website on September 24, 2026. In addition, notices were posted on the bulletin board in the Municipal Building and filed in the office of the Municipal Clerk on aforementioned date.

Mayor Paul N. Mirabelli called the meeting to order at 8:37 AM

PRESENT: Mayor Mirabelli, Councilman Dierkes, Council President Matejek, Councilwoman Pacifico, Councilman Rinaldo, Councilwoman Wass and Administrator Mortimer. Councilman Van Deusen was absent.

The following resolution was introduced by Councilman Dierkes and seconded by Councilwoman Wass.

RESOLUTION 125-2026

RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE UNION COUNTY IMPROVEMENT AUTHORITY (UCIA) FOR THE 2026 CAPITAL PROJECT GRANT PROGRAM AND ACKNOWLEDGING THE STATUTORY COMPLIANCE AND CONDITIONAL REPAYMENT COVENANTS THEREOF

WHEREAS, the Union County Improvement Authority (UCIA) has established the 2026 Capital Project Grant Program, utilizing an aggregate funding pool of $10,000,000.00 to stimulate local capital projects of economic, transportation, or governmental importance to constituent municipalities; and

WHEREAS, the Borough of Mountainside desires to advance a public improvement project known as Mountainside Community Pool Renovation, with an estimated total capital cost of $7,800,000; and

WHEREAS, under the regulations of the UCIA program, funding is structured as a capital grant that requires all allocated funds to be fully expended within five (5) years of the execution of the formal grant agreement; and

WHEREAS, to qualify for funding, the Borough of Mountainside certifies that the proposed public improvement project is an eligible capital project identified and permitted under the New Jersey Bond Law (N.J.S.A. 40A:2-1 et seq.); and

WHEREAS**,** the Borough of Mountainside explicitly recognizes that a failure to fully expend the grant allocation within the mandated five (5) year window will require the enforcement remedy to be selected and applied in consultation with the County, the UCIA, and municipal representatives at the conclusion of the 5-year expenditure deadline, which remedy shall consist of either a complete administrative bar from applying for future County Grants for a period of five (5) years or a requirement that the unspent balance be repaid to the UCIA by annual appropriations over five (5) years at a fixed interest rate of two percent (2%) per annum.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Mountainside, County of Union, State of New Jersey, as follows:

1. Submission Authorization: The Mayor, Business Administrator, and Chief Financial Officer are hereby authorized and directed to execute and submit the formal 2026 Capital Project Grant Application package to the UCIA for an amount not to exceed $1,000,000.

2. NJ Bond Law Certification: The Municipality hereby certifies that the scope of work for Mountainside Community Pool Renovation aligns with the public capital improvements permitted under the New Jersey Bond Law (N.J.S.A. 40A:2-1 et seq.).

3. Acceptance of Terms and Enforcement Covenants: In the event an award allocation is made, the Municipality affirms its intent to complete the project scope and fully expend the grant funds within the five-year performance window. The Municipality acknowledges the legal, binding covenant that any remaining unspent balance after five (5) years shall be subject to a remedy determined in consultation with the County, the UCIA, and municipal representatives, resulting in either a five (5) year administrative bar from future County Grant programs or a requirement to repay the balance by annual appropriations over five (5) years at a fixed interest rate of 2% per annum.

4. Reporting Compliance: The Municipality commits to submitting the mandatory UCIA Quarterly Progress Worksheet directly to the UCIA Executive Director at BTaylorUCIA@ucnj.org as a condition of ongoing fund drawdowns.

5. Certified Copies: A certified copy of this Resolution shall be transmitted directly to Dr. Bibi Taylor, Executive Director of the Union County Improvement Authority, with the formal application package prior to the October 1, 2026 deadline.

Roll Call: Ayes: Dierkes, Matejek, Pacifico, Rinaldo, Wass. Nays: 0.

Upon motion by Councilman Rinaldo and a second by Councilwoman Wass, the meeting was unanimously adjourned at 8:42 AM.

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Martha Lopez, RMC
Borough Clerk