

DECOTIIS

DeCotilis, FitzPatrick, Cole & Giffin, LLP

OFFICE

61 S. PARAMUS RD., SUITE 250

PARAMUS, NJ 07652-1236

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WWW.DECOTIISLAW.COM

Invoice Date: 03/17/23

Fed ID #31-1425096

Due Date: 04/16/2023

File No. 22-022.2

Invoice No. 261628

Period Ending: 2/28/23

Ms. Elizabeth Brandsness
Borough of Pompton Lakes
25 Enox Avenue
Pompton Lakes, NJ 07442
VIA E-MAIL: clerk@pomptonlakes-nj.gov

File Labor Counsel
Description:

3-01-20-MS-112

PROFESSIONAL FEES

Date	Timekeeper	Description	Hours	Amount
02/01/23	Deena B. Rosendahl	Email from Administrator re: PERC charge; call with C. Jameson re: charge; email to Administrator re: Status;	0.80	116.00
02/09/23	Deena B. Rosendahl	Call with Administrator re: union dues; email to C. Jameson;	0.30	43.50
02/15/23	Deena B. Rosendahl	Receipt/review of emails concerning Daniel's law and appointing redactor; review redactor requirement;	0.30	43.50
02/22/23	Deena B. Rosendahl	Review memo on removal of commissioner; research official misconduct;	0.60	87.00
02/27/23	Kimberlin L. Ruiz	Research; preparation of memo regarding union questions	1.00	145.00
02/28/23	Kimberlin L. Ruiz	Research union dues in NJ; preparation of memorandum; review and revise and e-mail to partner	3.50	507.50
02/28/23	Deena B. Rosendahl	Review and finalize memo on union membership;	0.40	58.00
02/28/23	Deena B. Rosendahl	Email to/from Administrator regarding union activity;	0.20	29.00
Total			7.10 \$	1,029.50

FEE SUMMARY

Timekeeper	Title	Hours	Hrs At	Rate	/Hrs	Total
Deena B. Rosendahl	Partner	2.60		145.00		377.00
Kimberlin L. Ruiz	Associate	4.50		145.00		652.50
Total Professional Fees					\$	1,029.50



ENTERED

DISBURSEMENTS

<u>Date</u>	<u>Description</u>	<u>Total</u>
02/28/23	Legal Research - Vendor - West (West Group)	70.76

Total Disb.	70.76
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Fees	\$ 1,029.50
Disbursements	\$ 70.76

CURRENT INVOICE DUE	\$ <u>1,100.26</u>
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Invoice Date: 03/17/23

Fed ID #31-1425096

Due Date: 04/16/2023

File No. 22-022

Invoice No. 261626

Period Ending: 2/28/23

Ms. Elizabeth Brandsness
Borough of Pompton Lakes
25 Enox Avenue
Pompton Lakes, NJ 07442
VIA E-MAIL: clerk@pomptonlakes-nj.gov

File Borough Attorney
Description:

PROFESSIONAL FEES

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/02/23	Guenther Waldow, Jr.	Telephone call with Borough Clerk and BA to discuss OPRA request for expenditures and our approach in responding to same.	0.30	43.50
02/02/23	Guenther Waldow, Jr.	Begin to research regarding recording meetings and process, Open Public Meetings Act requirements for meetings and the amount of members needed to be considered a meeting and, removal process for member on borough agency.	1.10	159.50
02/03/23	Guenther Waldow, Jr.	Research regarding Open Public Meetings Act and its impact on other Borough Agencies that are autonomous to Borough on the issue of meetings that are outside scope of regular meetings; confer with Borough Attorney and associate regarding same.	0.60	87.00
02/03/23	Guenther Waldow, Jr.	Review e-mail from Clerk providing me with response from party submitting opira request for expenditure of money for professional services as to his clarification of causation; telephone call with Clerk to discuss our response and set up a meeting with BA to discuss same.	0.20	29.00

 ENTERED

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/03/23	Guenther Waldow, Jr.	Prepare e-mail to Counsel for the Redevelopment Agency, Director of the Redevelopment Agency, and clerk of redevelopment agency regarding potential Redevelopment Project and requesting documents and advising to set up appropriate escrow agreement for professional services; confer with Borough attorney regarding same.	0.40	58.00
02/03/23	Guenther Waldow, Jr.	E-mail to clerk of redevelopment agency, director of redevelopment agency, and attorney for redevelopment agency following up on prior requests for copies of all documents related to redevelopment matters and status of matters to be sent to the BA and Borough attorney; confer with partner regarding same.	0.50	72.50
02/03/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk enclosing agenda for next week's council meeting.	0.10	14.50
02/03/23	Guenther Waldow, Jr.	Review and respond to emails regarding OPRA request for expenditures for professional services charges requested by OEM director	0.10	14.50
02/03/23	Guenther Waldow, Jr.	E-mail to Clerk request calendar for Council meetings for 2023; review and respond to e-mail from Clerk enclosing said calendar.	0.10	14.50
02/03/23	Guenther Waldow, Jr.	Telephone call with Andy Silverstein to discuss amount of redevelopment projects in Borough and brief status of same and advising me to send Mr. Delisle emails on the development projects in the borough; sent all recent emails to Mr. Delisle.	0.40	58.00
02/03/23	Morgan G. Valeo	Research re redevelopment agency three separate issues(1.5) draft memo re three sperate issues (1) confer with partner (.5)	3.00	435.00
02/03/23	Mark J. Semeraro	Two email exchanges with Clerk relating to OPRA issues.	0.10	14.50
02/06/23	Kimberlin L. Ruiz	Receipt and review of e-mail chain regarding OPRA request from Al Evangelista and documents provided by Borough; preparation of response letter	0.50	72.50
02/06/23	Morgan G. Valeo	Complete research and corresponding memo and send to assigning partner	1.50	217.50
02/06/23	Guenther Waldow, Jr.	E-mail to Clerk advising that we will be preparing a response to the OPRA request for professional expenditures; confer with associate to discuss the form of response and legal issues.	0.20	29.00
02/06/23	Mark J. Semeraro	Receipt and review of Memos on redevelopment agency, commissioner removal and OPMA; discuss with partner further to find memos.	0.30	43.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/07/23	Mark J. Semeraro	Finalize memo on recording meetings.	0.10	14.50
02/07/23	Kimberlin L. Ruiz	Review of OPMA regarding whether members meeting outside of a scheduled council meeting which constitutes a quorum requires minutes to be taken	0.40	58.00
02/07/23	Guenther Waldow, Jr.	Review and revise memo regarding the recording of meetings; confer with Partner and associate to discuss law regarding same.	1.80	261.00
02/07/23	Guenther Waldow, Jr.	Review and revise memo on the issue of what type of meeting and the amount of participants triggers Open Public Meetings Act and recommending how the Borough should proceed; confer with partner and associate to discuss law regarding the same; research regarding same.	2.90	420.50
02/07/23	Morgan G. Valeo	Conduct additional research re: quorum discussing official matters; edit memo to include updated research; confer with partner and associate regarding same	4.10	594.50
02/07/23	Guenther Waldow, Jr.	Review and revise memo on misconduct in redevelopment agency and process for the removal of someone from that agency.	1.70	246.50
02/08/23	Guenther Waldow, Jr.	Research case law regarding removal process of commissioners of the Redevelopment Authority; confer with associate regarding analysis of legal research; review and revise memo to include additional case law on the issue.	2.00	290.00
02/08/23	Guenther Waldow, Jr.	E-mail to attorney and clerk for Redevelopment Agency to inquire if there are ByLaws for the redevelopment agency; review emails from clerk and attorney responding to same; review and respond to emails from attorney for Agency regarding him responding to my emails sent earlier this week on status of redevelopment projects.	0.20	29.00
02/08/23	Kimberlin L. Ruiz	Research case law for removal procedures for a member of a redevelopment agency	1.30	188.50
02/08/23	Guenther Waldow, Jr.	Telephone call with Council President and Borough attorney to discuss in detail the redevelopment agency appointment and removal of commissioners and amending borough code to explain the removal process; discuss revisions to memo with Borough attorney; research the need to rice someone who is a volunteer unpaid commissioner in the Redevelopment Agency	0.60	87.00
02/08/23	Guenther Waldow, Jr.	Review and revise response to OPRA request for billing expenditures for professional services.	0.50	72.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/08/23	Kimberlin L. Ruiz	Review and revise letter in response to OPRA request	1.20	174.00
02/08/23	Mark J. Semeraro	Final prep and attendance at council meeting.	1.40	203.00
02/08/23	Mark J. Semeraro	Review caselaw, legal memo and amendments on redevelopment agency removal.	0.20	29.00
02/08/23	Mark J. Semeraro	Prepare for meeting; review and revise memos; redraft OPMA memo with examples.	0.80	116.00
02/08/23	Mark J. Semeraro	Telephone conversation with council president regarding redevelopment and OPMA.	0.20	29.00
02/08/23	Mark J. Semeraro	Conversation with Paula Cozzarelli regarding Agenda and discussed various resolutions.	0.40	58.00
02/08/23	Mark J. Semeraro	Review code regarding mandatory insurance bill; instruct associate to draft and tailor ordinance relative to same.	0.10	14.50
02/08/23	Mark J. Semeraro	Conversation with Debbie Lawlor regarding general redevelopment information and scheduling presentation before the governing body.	0.20	29.00
02/09/23	Mark J. Semeraro	Email exchange with Lori Clinton regarding escrow accounts in general.	0.10	14.50
02/09/23	Guenther Waldow, Jr.	Review and revise response to opra request for billing records; confer with associate to discuss case law for requests for information to incorporate into response; telephone call with BA to discuss response.	0.50	72.50
02/09/23	Kimberlin L. Ruiz	Review, revise and finalize OPRA response; e-mail exchanges with Clerk regarding response	0.40	58.00
02/09/23	Mark J. Semeraro	Email exchange with Jim LaSala regarding subpoena; email exchange with Sal Poli regarding contents and documents requested in subpoena.	0.10	14.50
02/10/23	Kimberlin L. Ruiz	Review and revise proposed ordinances for boat launch and park permits; e-mail drafts to Councilman DeLine per MJS instructions	0.30	43.50
02/10/23	Kimberlin L. Ruiz	Review of e-mails regarding powers delegated between mayor and council president; begin preparing separation of powers memorandum as per MJS instructions	0.50	72.50
02/10/23	Mark J. Semeraro	Receipt and review of email exchange by Council President and Mayor regarding issue on separation of powers; prepare email to associate to expand upon prior research delineating the same and addressing specific concerns raised by council president; meeting with associate to discuss the memo so that to ensure duplication of past research does not occur; conversation with Mayor regarding the same.	0.50	72.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/10/23	Mark J. Semeraro	Review issues with respect to lease extension; confirm ordinance being drafted.	0.10	14.50
02/13/23	Mark J. Semeraro	Review memo and law as it relates to committees; instruct associate how to finalize memo.	0.20	29.00
02/13/23	Mark J. Semeraro	Conversation with Jim LaSala; receipt of email from Jim LaSala; reply to email; send separate email to clients.	0.40	58.00
02/13/23	Jaime Placek	Review memorandum issued by Borough consulting planner re: affordable housing compliance issues to prepare for meeting with Borough consultants.	0.50	72.50
02/13/23	Kimberlin L. Ruiz	Research case law; review of By-Laws, Borough Code and NJ Statutory law to include in memorandum; review and revise memo	4.00	580.00
02/14/23	Jaime Placek	Attend meeting (virtual) with Borough consultants re: affordable housing compliance status issues (1.0); review documents provided by Borough's consulting planner re: affordable housing compliance/project status issues (0.5); review Court docket re: Borough's affordable housing declaratory judgment action (0.5).	2.00	290.00
02/14/23	Kimberlin L. Ruiz	Review and revise memorandum for separation of powers to include sections of Borough's Code and By-Laws per MJS instructions; research case law	1.50	217.50
02/14/23	Kimberlin L. Ruiz	Conference call with Lt. and Clerk regarding records we have in response to OPRA request for BWC for house fire	0.60	87.00
02/14/23	Guenther Waldow, Jr.	Review e-mail from Clerk regarding letter from attorney for the newspaper objecting to Boroughs response OPRA request for body camera video footage for house fire; telephone calls with Clerk and sergeant to discuss in great detail the nature of the videos and who in the police department is able to view three days of video footage and law regarding service charges and attorney general guidelines.	3.10	449.50
02/14/23	Kimberlin L. Ruiz	Review of e-mails regarding OPRA request for BWC regarding house fire; telephone call with clerk regarding response sent and opposition received; receipt of second OPRA regarding fire seeking investigation reports	0.80	116.00
02/14/23	Kimberlin L. Ruiz	Preparation of 14-point analysis for OPRA response for BWC footage; review of Attorney General Guidelines	0.80	116.00
02/14/23	Mark J. Semeraro	Prepare for phone conference on affordable housing.	0.50	72.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/14/23	Mark J. Semeraro	Receipt and review of OPRA objection on denial; communicate with partner and clerk regarding same; receipt and review of all related documents.	0.30	43.50
02/14/23	Mark J. Semeraro	Receipt and review of affordable housing documents sent by San.	0.90	130.50
02/15/23	Mark J. Semeraro	Receipt and review of email exchange from Anthony Rodriguez relative to the extend of the OPRA production; partner raised issue with recovering cost of production and 14 point analysis and I approved the exercise.	0.10	14.50
02/15/23	Mark J. Semeraro	Receipt and review of email from Clerk regarding Daniel's Law; assign task to associate; look for earlier memo associated with Jerry Vogel and review same;	0.30	43.50
02/15/23	Guenther Waldow, Jr.	Review e-mail from Police Sargent regarding the amount of videos and total hours of video that would need to be reviewed in response to OPRA request; Review e-mail from Clerk providing response that was sent to previous OPRA request when fire department was investigating fire; confer with associate regarding how to handle discussion with attorney for requesting party.	0.50	72.50
02/15/23	Kimberlin L. Ruiz	Receipt of e-mail from clerk confirming response sent to OPRA for investigative reports; review of Directive 2021-5; telephone call with adversary regarding extension needed	1.00	145.00
02/15/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing second OPRA request submitted by attorney for newspaper regarding fire at [REDACTED] Ramapo Avenue.	0.10	14.50
02/15/23	Guenther Waldow, Jr.	Review and respond to e-mail regarding OPRA request for video footage regarding response.	0.10	14.50
02/15/23	Guenther Waldow, Jr.	Telephone call with Lieutenant to discuss OPRA request from Newspaper regarding fire; communication with associate to discuss the law regarding who is qualified to review video footage for purpose of imposing a service charge on requesting party.	0.60	87.00
02/15/23	Guenther Waldow, Jr.	Telephone call with Lieutenant to discuss OPRA request and to inquire who in his office is qualified to review and redact; also discussed that we will be speaking to attorney for the requesting party later today to inquire what video footage her client needs and the time it may take to review; communication with associate to discuss what to say to attorney when handling call.	0.80	116.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/15/23	Guenther Waldow, Jr.	Review and respond to e-mail from the Borough Clerk regarding how the Borough should be handling Daniel's Law and enclosing a draft ordinance from another borough; review draft ordinance; confer with partner to discuss the law and ordinance to determine how we should council the Borough to proceed; e-mail to Borough advising them how to proceed.	0.40	58.00
02/15/23	Guenther Waldow, Jr.	Telephone call with BA to discuss OPRA request received from newspaper and service charges associated with time it takes to review; review e-mail of attorney guidelines regarding what is permitted to be redacted from special recordings.	0.20	29.00
02/15/23	Kimberlin L. Ruiz	Research case law regarding special service charges	1.00	145.00
02/15/23	Kimberlin L. Ruiz	Conference call with Lt. Rodriguez regarding qualified individuals; telephone call with adversary regarding records request; draft e-mail to adversary; e-mail to BA with Attorney General Guidelines for redaction in BWC footage	1.10	159.50
02/15/23	Kimberlin L. Ruiz	Begin drafting written response to OPRA for BWC	0.50	72.50
02/15/23	Guenther Waldow, Jr.	Research open public meetings act to identify amendment pertaining to Daniel's Law for purpose of responding to Borough Clerk's request; e-mail to Clerk advising that resolution appointing redactors for Borough should be by title in case an employee leaves.	0.40	58.00
02/15/23	Kimberlin L. Ruiz	Review and revise draft 14 point analysis with updated information	0.30	43.50
02/15/23	Guenther Waldow, Jr.	Telephone call with attorney for newspaper regarding OPRA request for video footage to discuss how to handle; confer with associate regarding draft e-mail to attorney regarding same.	0.40	58.00
02/15/23	Kimberlin L. Ruiz	Telephone call with adversary regarding OPRA response; prepare follow-up e-mail to conversation	0.70	101.50
02/15/23	Mark J. Semeraro	Email exchange and understand the DEP requirements regarding the DEP requirement regarding the Flood Plan regulation changes and the need for an ordinance relative to same.	0.20	29.00
02/15/23	Jaime Placek	Review documents provided by Borough affordable housing consultants re: 3rd Round issues.	0.50	72.50
02/16/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk enclosing draft resolution appointing redactors for Daniel's Law; review said resolution.	0.20	29.00
02/16/23	Guenther Waldow, Jr.	Review e-mails regarding OPRA request from newspaper for body camera video footage for fire.	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/16/23	Guenther Waldow, Jr.	Review and revise letter to attorney for newspaper in response to OPRA request for body camera footage requesting an extension of time to respond.	0.40	58.00
02/16/23	Kimberlin L. Ruiz	Telephone call with Lt. Rodriguez regarding clarification to the OPRA request for BWC footage and department's ability to cut videos to short period of time; telephone call with Clerk advising of clarification and next steps; draft e-mail to Borough and Police Department confirming telephone conversations and next steps in OPRA response; draft letter requesting one week extension for OPRA response; review and revise letter; e-mail same to counsel, copying Clerk and BA	1.30	188.50
02/16/23	Guenther Waldow, Jr.	Research law regarding vacation of streets; review and revise Ordinance vacating Locust Street that was provided by counsel for County; E-mail to counsel for County enclosing revisions for their review and approval; review e-mail from Debbie Lawler regarding map to be attached to ordinance; Telephone call with Debbie Lawler to discuss map; e-mail to counsel for County recommending they get map from their client or Janice DeJohn; review and respond to e-mail counsel for the affordable housing corporation advising that he would speak to County to get map; review and respond to e-mail from Debbie Lawler advising she spoke to Janice DeJohn who will speak to architect for map; review email from attorney for affordable housing corporation enclosing map.	3.80	551.00
02/17/23	Kimberlin L. Ruiz	Receipt and review of e-mail chain with OPRA request for surveillance footage; telephone call with Clerk regarding documents; telephone call with Lt. Rodriguez regarding documents; begin preparation of OPRA response letter	1.00	145.00
02/22/23	Guenther Waldow, Jr.	Research regarding who has the power to appoint a planning board member when there is a vacancy; prepare memo regarding same.	1.60	232.00
02/22/23	Guenther Waldow, Jr.	Review revisions made to Ordinance vacating Locust Street; confer with partner regarding same; review e-mail to Clerk advising this is final ordinance for this evening's agenda.	0.10	14.50
02/22/23	Guenther Waldow, Jr.	Review OPRA requests for security footage of all buildings by Borough regarding redevelopment agency meeting; confer with partner regarding same.	0.10	14.50
02/22/23	Kimberlin L. Ruiz	Memos and research	2.40	348.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/22/23	Guenther Waldow, Jr.	Research case law on the issue of when you need to give notice someone for the issue of discussing redevelopment agency appointment; confer with Borough attorney and associate in detail the Supreme Court opinion on this issue as well as the removal process for redevelopment agency members.	0.80	116.00
02/22/23	Mark J. Semeraro	Review, revise and develop a consensus as to the process to propose for removal of redevelopment member and update memo regarding same.	0.80	116.00
02/22/23	Mark J. Semeraro	Review and revise redevelopment memo; request an expansion in memo from associate regarding council president's question.	0.40	58.00
02/22/23	Mark J. Semeraro	Review municipal land use law as per Council President's challenge to Mayor's appointment; email Administrator, Mayor and Council President regarding same.	0.40	58.00
02/22/23	Mark J. Semeraro	Review and revise memo on separation of powers with respect to committees to clarify roles between Council President and Mayor.	0.40	58.00
02/22/23	Mark J. Semeraro	Receipt and review of Peter Lefkowitz's February 6, 2023 letter; forward same to client inquiring as to status of █████ Lakeside Avenue.	0.10	14.50
02/22/23	Mark J. Semeraro	Receipt of amended agenda; review the appointment process of BOA members; review MIUL and local code.	0.50	72.50
02/22/23	Mark J. Semeraro	Email exchange with client regarding status of OPMA/Daniel's Law compliance.	0.10	14.50
02/22/23	Mark J. Semeraro	In anticipation of issues being raised at the council meeting, prepare memo for council meeting, including printing out and identifying pertinent sections of the open public meetings act, and N.J.S.A. 60:6-1.	0.20	29.00
02/22/23	Mark J. Semeraro	Prep for council meeting.	1.00	145.00
02/22/23	Mark J. Semeraro	Attend council meeting.	2.50	362.50
02/22/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk regarding OPRA request from Council President Polidori for video tape of redevelopment agency meeting.	0.10	14.50
02/22/23	Jaime Placek	Review documents provided by consultants re: affordable housing program status issues.	0.50	72.50
02/22/23	Mark J. Semeraro	Attend Council Meeting.	2.50	362.50
02/22/23	Mark J. Semeraro	Prep for Council Meeting.	1.00	145.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/23/23	Mark J. Semeraro	Review notes from Council Meeting; document and take steps to pursue status of assignments given.	0.30	43.50
02/23/23	Mark J. Semeraro	Email administrator regarding noise ordinance.	0.10	14.50
02/23/23	Mark J. Semeraro	Research the appointment restrictions on redevelopment agency members; two at length conversations with Andy Brewer.	0.70	101.50
02/23/23	Kimberlin L. Ruiz	Confer with Clerk regarding OPRA response to BWC footage; e-mail letter and send; confer regarding security camera OPRA request	0.30	43.50
02/23/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss OPRA requests for video footage of house explosion and video footage of council chambers and lobby for time frame of January redevelopment meeting; also discussed ordinance vacating locust street and notice requirements.	0.60	87.00
02/23/23	Kimberlin L. Ruiz	Conference call with Clerk regarding OPRA requests; e-mail to Lt. Rodriguez regarding OPRA response; review and revise OPRA response to reflect documents being produced an e-mail to clerk	0.80	116.00
02/23/23	Kimberlin L. Ruiz	Research statutory law regarding a municipality's administrative code as per MJS instructions	0.40	58.00
02/24/23	Kimberlin L. Ruiz	Receipt and review of e-mail regarding outstanding items with the Borough; review of BA's response/update on all matters; reply thereto	0.10	14.50
02/24/23	Guenther Waldow, Jr.	Review e-mail from BA requesting who should be noticed for vacation of Locust Street; telephone call with BA to discuss same; e-mail to mayor, BA and clerk confirming everything and explaining how we will proceed; telephone call with attorney for developer to discuss same.	0.40	58.00
02/24/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk regarding OPRA request for video footage for redevelopment authority meeting.	0.10	14.50
02/24/23	Kimberlin L. Ruiz	Receipt of e-mail from Clerk clarifying a request for records was made under OPRA; begin preparation of OPRA response letter	0.10	14.50
02/24/23	Guenther Waldow, Jr.	Confer with associate to discuss legal research for recording of public meetings.	0.30	43.50
02/24/23	Kimberlin L. Ruiz	Review of e-mail with ordinances to draft; review of memo	0.50	72.50
02/24/23	Mark J. Semeraro	Email exchange between client and partner relative to metes and bounds on forfeiture of Locust Place.	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/27/23	Guenther Waldow, Jr.	Review numerous emails from the Clerk advising that she has received additional requests for video footage from house explosion during fire; confer with associate regarding the legal issues surrounding the requests and how to advise borough clerk to respond.	0.40	58.00
02/27/23	Kimberlin L. Ruiz	Receipt and review of additional OPRA requests for the body worn camera footage of the house fire/explosion; preparation of e-mail to clerk regarding how to respond to incoming OPRA's on this matter; telephone call with clerk regarding same	0.50	72.50
02/27/23	Kimberlin L. Ruiz	Receipt and review of e-mails regarding OPRA requests' confer regarding statuses of separate requests	0.30	43.50
02/27/23	Kimberlin L. Ruiz	Receipt and review of e-mail with request for BWC footage from FIX Digital News; reply to Clerk regarding how to handle at this time	0.30	43.50
02/27/23	Guenther Waldow, Jr.	Review and respond to e-mail from the Clerk regarding due date for OPRA request submitted by Council President as well as OPRA request submitting by Mr. Troast for video footage of redevelopment agency meeting; confer with associate and Borough attorney regarding legal issues pertaining to request.	0.30	43.50
02/28/23	Kimberlin L. Ruiz	Review of case law; prepare OPRA response to request for surveillance video	1.50	217.50
02/28/23	Jaime Placek	Attend meeting (virtual) with client and planning consultant re: ongoing redevelopment issues.	1.00	145.00
02/28/23	Mark J. Semeraro	Review all documents provided by affordable housing professionals, fair share housing plan, settlement agreement, calculations, list questions to be answered by professionals in preparation for meeting; participate in call.	1.80	261.00
02/28/23	Mark J. Semeraro	Work on outline for presentation.	0.50	72.50
02/28/23	Mark J. Semeraro	In depth email exchange with Administrator regarding various outstanding ordinances (5).	0.20	29.00
02/28/23	Mark J. Semeraro	Review COAH documents in depth; delineate issues in preparation for redevelopment meeting and COAH meeting.	2.20	319.00
02/28/23	Mark J. Semeraro	Participate in COAH meeting (1.0); prepare post meeting memo (.70).	1.70	246.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
02/28/23	Guenther Waldow, Jr.	Review letter in response to OPRA request for video footage from security cameras from Troast; confer with associate to discuss Supreme Court case on this issue in detail; confer with partner regarding same and how we should legally proceed.	1.10	159.50
Total			95.70	\$ 13,876.50

FEE SUMMARY

<u>Timekeeper</u>	<u>Title</u>	<u>Hours</u>	<u>Hrs At</u>	<u>Rate</u>	<u>/Hrs</u>	<u>Total</u>
Guenther Waldow, Jr.	Partner	31.20		145.00		4,524.00
Jaime Placek	Partner	4.50		145.00		652.50
Mark J. Semeraro	Partner	25.00		145.00		3,625.00
Kimberlin L. Ruiz	Associate	26.40		145.00		3,828.00
Morgan G. Valeo	Associate	8.60		145.00		1,247.00
Total Professional Fees						\$ 13,876.50

DISBURSEMENTS

<u>Date</u>	<u>Description</u>	<u>Total</u>
02/28/23	Legal Research - Vendor - West (West Group)	254.22
	Reproduction	304.05

Total Disb.	558.27
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Fees	\$ 13,876.50
Disbursements	\$ 558.27

CURRENT INVOICE DUE**\$ 14,434.77**

LAW OFFICES
APRUZZESE, McDERMOTT, MASTRO & MURPHY
A PROFESSIONAL CORPORATION

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25 INDEPENDENCE BOULEVARD
P.O. BOX 112
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Phone: (908) 580-1776
Fax: (908) 647-1492

A0177

pmilo@ammn.com

Pompton Lakes/Borough of
25 Lenox Avenue
Pompton Lakes NJ 07442

Attn: Paula Cozzarelli, B.A.

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April 19, 2023
Account No: 2974-06080M
Invoice No. 230820

General Labor

Previous Balance		<i>paid 5294.26 3.22.23</i> <i>pay. 2564.68 4-26-23</i>		\$7,858.94
03/01/2023	BOS [REDACTED] Analysis of file; extended phone conference with client regarding matter; preparation of notes to file.	1.40	287.00	
	ART Telephone call from/to Chief Clark regarding IA matter.	0.10	20.50	
03/02/2023	BOS [REDACTED] Phone conference with client regarding matter.	0.30	61.50	
	ART Receive and review correspondence from Lt. Rodriguez regarding IA issue.	0.10	20.50	
03/03/2023	BOS [REDACTED] Phone conference with client regarding personnel matter; receipt and analysis of documents.	0.60	123.00	
	BOS [REDACTED] Receipt and review of notice of appeal of discipline and related documents from counsel; phone conference with counsel regarding same; phone counsel with client regarding same; preparation of notes to file.	1.00	205.00	
	BOS [REDACTED] Review of file.	0.20	41.00	
03/04/2023	ART Telephone call to Chief Clark regarding [REDACTED]	0.30	61.50	
03/07/2023	BOS [REDACTED] Extended phone conference with client regarding matters; preparation of notes to file; receipt and review of email from counsel.	0.50	102.50	
03/08/2023	BOS [REDACTED] Analysis of file and documents from client; preparation of notes to file.	3.20	656.00	

3-01-20-155-118

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03/09/2023	BOS	Legal research regarding filing of grievances by employees; preparation of notes to file.	0.40	82.00
	BOS	Analysis of media and documents in file and from client; analysis of discovery demands; preparation of list of outstanding information and document;s email correspondence with client; preparation of notes to file.	3.70	758.50
	ART	Review and assess grievance; analyze police department response to grievance; direct associate work.	0.60	123.00
03/10/2023	BOS	Continued analysis of documents and media from client; extended phone meeting with client to discuss documents, charges, outstanding issues, etc.; email correspondences with client; preparation of notes to file;	3.20	656.00
03/14/2023	BOS	Extended phone conference with Chief of Police; analysis of discovery production from counsel for analysis of discovery deficiency letter; preparation of notes to file.	1.10	225.50
	ART	Receive and review multiple correspondence from and draft multiple correspondence to Paula Cozzarelli regarding review PBA contract.	0.50	102.50
03/15/2023	BOS	Phone conference with counsel; email correspondence with client regarding discovery.	0.30	61.50
03/16/2023	BOS	Analysis of documents from client; email with client; preparation of notes to file.	0.30	61.50
03/17/2023	BOS	Phone conference with client regarding matter.	0.20	41.00
	BOS	Phone conference with client regarding matter; receipt and review of documents from client.	0.20	41.00
03/21/2023	BOS	Phone conference with client; email correspondences with client; assist client with grievance response; preparation of notes to		

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	file.	0.80	164.00
	BOS [REDACTED] Email correspondences with client; receipt and analysis of documentation from client; preparation of notes to file.	0.90	184.50
03/22/2023	BOS [REDACTED] Extended phone conference with client; receipt and review of documents from client; analysis of discovery demands; email correspondence with client; preparation of discovery responses; preparation of notes to file.	3.80	779.00
03/23/2023	BOS [REDACTED] Legal research relating to procedural arbitrability.	0.50	102.50
	BOS [REDACTED] Extended phone conference with Mayor and Administrator regarding matter; preparation of letter to counsel for [REDACTED] continued analysis of documents from client; preparation of notes to file.	1.60	328.00
03/24/2023	BOS [REDACTED] Continued legal research relating to procedural arbitrability and right of individual to file for arbitration; phone conference with client; phone conference with Lt. Rodriguez; email correspondence with client; preparation letter to PERC objecting to issuance of panel of arbitrators; receipt and analysis of correspondence from PERC declining to issue panel of arbitrators; preparation of notes to file.	2.40	492.00
	BOS [REDACTED] Continued analysis of documents from client; continued preparation of responses to [REDACTED] discovery requests; phone conference with client; email correspondence with hearing officer; preparation of letter to counsel regarding discovery; preparation of letter to counsel regarding outstanding phone records; email correspondences with counsel; preparation of notes to file.	4.20	861.00
03/27/2023	BOS [REDACTED] Receipt and review of revised request for a panel of arbitrators; correspondences with client; preparation of notes to file.	0.30	61.50
03/28/2023	BOS [REDACTED] Multiple phone conferences with client regarding arbitration; phone conference with counsel for PBA regarding arbitration; preparation of letter to PERC regarding arbitration; receipt and review of letters from counsel for PBA and counsel for [REDACTED] regarding		

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		arbitration; preparation of notes to file.	1.80	369.00
03/29/2023	BOS	(RC) Review of correspondence from Mr. Bukosky; phone conference with Ms. Longarzo.	0.60	123.00
	ART	*Telephone call from/to Chief Clark regarding [REDACTED] arbitration request.	0.20	41.00
03/30/2023	BOS	(RC) Extended phone conference with Police Chief regarding matter; receipt and review of correspondences from counsel and from PERC; assess list of arbitrators.	1.10	225.50
03/31/2023	BOS	(TM) Email correspondence with counsel and client.	0.10	20.50
		For Current Services Rendered	36.50	7,482.50

A.R. Thibault
Boris Shapiro

Hours	Rate	Total
1.80	\$205.00	\$369.00
34.70	205.00	7,113.50

03/28/2023	Photocopy charges throughout the period.	0.25
	Photocopy charges throughout the period.	0.25
03/31/2023	Computerized legal research.	44.71
	Computerized legal research.	44.71
	Total Expenses Thru 03/31/2023	44.96
	Total This Invoice	7,527.46
	Total Payments Thru 04/19/2023	-5,294.26

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Pompton Lakes/Borough of

General Labor

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Balance Due

\$10,092.14

R3-00829

DECOTIIS

DeCotlis, FitzPatrick, Cole & Giblin, LLP

OFFICE

61 S. PARAMUS RD., SUITE 250

PARAMUS, NJ 07652-1236

T: 201.928.1100 F: 201.928.0588

WWW.DECOTIISLAW.COM

10062

Invoice Date: 04/24/23

Fed ID #31-1425096
Due Date: 05/24/2023File No. 22-022
Invoice No. 262766
Period Ending: 3/31/23Ms. Elizabeth Brandsness
Borough of Pompton Lakes
25 Enox Avenue
Pompton Lakes, NJ 07442
VIA E-MAIL: clerk@pomptonlakes-nj.govFile Borough Attorney
Description:

3-01-20-155-112

PROFESSIONAL FEES

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/02/23	Mark J. Semeraro	Receipt and review of email with attachments from Perry Florio and Zoom conference with Perry Florio regarding 104 Beech; draft detailed email to client regarding issue raised.	0.40	58.00
03/02/23	Mark J. Semeraro	Receipt and review of email from Paula Cozzarelli; draft email to Sal Poli regarding Beech Avenue.	0.10	14.50
03/02/23	Guenther Waldow, Jr.	Telephone call to Lt. Rodriguez to discuss video footage that was requested from two individuals through an OPRA request; telephone call with Clerk to discuss in detail the OPRA request and to ask that she have Lt. Rodriguez contact me to discuss; confer with partner regarding legal issues related to same; telephone call with Lt. Rodriguez to discuss the purpose of the borough cameras.	1.10	159.50
03/02/23	Guenther Waldow, Jr.	Research Supreme Court case regarding release of security footage for security of the Borough's facility; e-mail to Lt. Rodriguez and Chief Clark asking them to advise me if five cameras on Borough's facility are or are not part of the security system for the Borough's facility as a whole.	0.60	87.00


ENTERED

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/02/23	Guenther Waldow, Jr.	Telephone calls with Chief Clark to discuss the amount of security cameras for the Borough's facility and what the Police Department monitors them for; Review and respond to emails from Chief Clark informing me that the Police dispatch monitoring all borough cameras for security purposes.	0.60	87.00
03/02/23	Guenther Waldow, Jr.	Research regarding OPRA and common law right to access to surveillance videos of borough's facility; discuss law with partner to understand application of same on OPRA requests received from Borough.	1.50	217.50
03/03/23	Guenther Waldow, Jr.	Review e-mail from BA enclosing OPRA request for email from NJDEP approving riverbank construction; review said request and emails that the BA believed were responsive; telephone call with Clerk to discuss.	0.30	43.50
03/06/23	Guenther Waldow, Jr.	Review and respond to e-mail from County regarding vacating Locust Street and the Borough's need for a metes and bounds description.	0.20	29.00
03/06/23	Guenther Waldow, Jr.	Telephone call with BA to discuss OPRA request from Alan Heimall and vacation of locust street; confer with Borough Attorney regarding same; telephone call with Paula to discuss how to respond to OPRA and what to say at the meeting.	0.90	130.50
03/06/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing revised salary and wage resolution and advising that Ordinance vacating right of way will be pulled.	0.10	14.50
03/06/23	Kimberlin L. Ruiz	Receipt and reply to e-mail from clerk regarding outstanding OPRA responses; confer with partner regarding status of same	0.20	29.00
03/06/23	Guenther Waldow, Jr.	Review e-mail from Clerk requesting status of OPRA requests for surveillance camera footage; confer with associate regarding what legal information to include in letters to respond.	0.40	58.00
03/06/23	Kimberlin L. Ruiz	Review of e-mail from Chief Clerk regarding security cameras; review and revise OPRA response for Troast; draft OPRA response for Council President Polidori	0.50	72.50
03/06/23	Kimberlin L. Ruiz	Review of similar ordinances regarding requirement for all public meetings to be filmed; being preparation of ordinance	0.50	72.50
03/07/23	Guenther Waldow, Jr.	Review and revise letters in response to OPRA request for security footage received from Troast and Polidori.	1.20	174.00
03/07/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss resolution authorizing cancellation of taxes for disabled veteran as well as Daniel's Law; research regarding same.	0.20	29.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/07/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss how she should handle her agenda, copy of agenda posted on bulletin board and website, and meeting minutes to comply with Daniel's Law.	0.60	87.00
03/07/23	Kimberlin L. Ruiz	Review and finalize OPRA responses regarding surveillance videos; e-mail to clerk	0.30	43.50
03/07/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk regarding notice she needs to include on agenda as it relates to complying with requirements of Daniel's Law; review and revise said notice and send back to Clerk.	0.50	72.50
03/07/23	Kimberlin L. Ruiz	Research programs for seniors regarding vegetative waste; begin drafting ordinance as per MJS instruction regarding program; telephone call with BA regarding yard waste and broadcasting of board/agency meetings being done by resolution	3.10	449.50
03/07/23	Judy A. Verrone	Discussion with GW re landscaper grass waiver	0.20	29.00
03/07/23	Guenther Waldow, Jr.	Research Borough Code to identify their recycling program for the purpose of understanding how they may amend it to create an exception for seniors, veterans, and disabled individuals to be able to permit their landscapers to drop their lawn recycling materials off without the need of resident showing proof of residency; confer with associate and partners to discuss laws related to same and to strategize methods of proceeding.	1.10	159.50
03/07/23	Jaime Placek	Attend meeting with client and consultants re: redevelopment issues.	0.50	72.50
03/07/23	Mark J. Semeraro	Email exchange with Bob Benecke regarding redevelopment.	0.10	14.50
03/07/23	Mark J. Semeraro	Review file; telephone conversation with Alan Heimell.	0.40	58.00
03/07/23	Mark J. Semeraro	Conversation with Council President, Polidori and discuss ordinance for removal/discipline of redevelopment agency members.	0.20	29.00
03/08/23	Mark J. Semeraro	Email exchange with client; receipt and review of multiple emails from Clerk and developer for tonight's meeting regarding ordinances to adopt easements.	0.20	29.00
03/08/23	Mark J. Semeraro	Conversation with Sal Poli; receipt and review of email from Sal Poli; draft email to Perry Florio regarding Beech; review documents provided.	0.30	43.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/08/23	Guenther Waldow, Jr.	Telephone call with BA to discuss Ordinance amending Borough's Code to allow seniors, disabled individuals, and veterans to drop off yard waste for as long as they comply; also discussed Daniel's Law; e-mail to BA enclosing recycling Ordinance.	0.60	87.00
03/08/23	Guenther Waldow, Jr.	Review agenda for tonight's meeting; meeting with Partner to go over same.	0.30	43.50
03/08/23	Mark J. Semeraro	Prepare for council meeting; email exchange with business administrator.	0.60	87.00
03/08/23	Mark J. Semeraro	Appearance at council meeting. <i>AP payment</i>	1.00	145.00
03/09/23	Mark J. Semeraro	Email exchange with Sal Poli regarding subpoena he was served.	0.10	14.50
03/09/23	Mark J. Semeraro	In office meeting with partner regarding vacation of Locust Street and issues raised by County's recent email regarding redevelopment issues.	0.20	29.00
03/09/23	Mark J. Semeraro	Conversation with Anthony Ladouce regarding tax foreclosure question raised by administration.	0.10	14.50
03/09/23	Mark J. Semeraro	Review notes; prepare memo to partner and associate regarding assignments and status of outstanding assignments.	0.10	14.50
03/09/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk regarding Council President Polidori making request for records under common law.	0.10	14.50
03/09/23	Kimberlin L. Ruiz	Research common law right of access and standards for same; research proper submissions of common law right of access	1.80 <i>O.P.A.</i>	261.00
03/09/23	Guenther Waldow, Jr.	Review e-mail from Council President Palidori to Clerk requesting that she convert her request for records to a request for records under common law; review and respond to emails from Council President regarding her request; research case law on common law right to access of records; confer with partner regarding case law to analyze common law and discuss response to requestor request.	2.60	377.00
03/10/23	Guenther Waldow, Jr.	Review e-mail from BA regarding Pompton Lakes professional services contract for Planning services; review said contract and responded with comments; researched professional service liability insurance to try to identify exclusions for defense; e-mail to BA enclosing comments	0.80	116.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/10/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing e-mail she received from Council President Polidori pertaining to unidentified documents she would like to request from Borough under common law right to know and asking for guidance on how to proceed; telephone call with Clerk to discuss request from Council President Polidori.	0.40	58.00
03/10/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing draft letter in response to citizen who requested to be placed on no solicitation list, but is also registered under Daniel's Law; review Borough Code for non-solicitation list program; research Daniels Law; review and revise letter; emailed revised letter to Clerk.	1.20	174.00
03/10/23	Kimberlin L. Ruiz	Receipt of memorandum outlining ordinances to be drafted	0.10	14.50
03/10/23	Guenther Waldow, Jr.	Research regarding tax lien process to assist BA with handling 16 Central Avenue	0.50	72.50
03/10/23	Guenther Waldow, Jr.	Telephone call with BA to discuss 16 Central Avenue and what the Borough would need to do to lien the property for failure to pay taxes as well as including on lien court charges for failure to appear in Court on property violations.	0.80	116.00
03/10/23	Guenther Waldow, Jr.	Review and respond to e-mail regarding removal process for member of the redevelopment agency and adoption of resolution removing said person.	0.10	14.50
03/10/23	Guenther Waldow, Jr.	Review and respond to e-mail from the Clerk including links for Daniel's Law.	0.10	14.50
03/10/23	Guenther Waldow, Jr.	Review e-mail from Clerk regarding how she should proceed with including address on no solicitor's list for individuals who have registered under Daniel's Law; telephone call with Clerk to discuss how she should respond.	0.30	43.50
03/14/23	Mark J. Semeraro	Receipt and review of memo from Anthony Ladouce regarding tax liens; email Mayor regarding the same.	0.20	29.00
03/14/23	Guenther Waldow, Jr.	Telephone call with Clerk to inquire if Council President responded to e-mail to advise what records she is requesting under common law; also discussed status of 16 Central Avenue to inquire about when tax lien was issued and date it was sold.	0.20	29.00
03/14/23	Mark J. Semeraro	Prepare for redevelopment conference call; participate in conference call.	0.80	116.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/14/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing lien information for [REDACTED] Central Avenue; review said lien information for [REDACTED] Central Avenue; telephone call with BA to discuss lien and to recommend how she should proceed with recording and selling future liens for failure to pay taxes and clean up property; confer with partner regarding law related to tax liens and foreclosure so he may respond to Mayor; review e-mail to Mayor regarding same.	1.10	159.50
03/14/23	Jaime Placek	Participate in team meeting (virtual) re: redevelopment process issues.	0.70	101.50
03/14/23	Jaime Placek	Review e-mails received re: affordable housing issues.	0.10	14.50
03/15/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss citizen who registered for protection under Daniel's Law that wishes to waive her rights as it pertains to having her address on the Borough's no solicitor's list.	0.20	29.00
03/15/23	Guenther Waldow, Jr.	Review e-mail inquiring if people on solicitor's list also filed for protection under Daniel's law; review e-mail from Clerk advising that all five residents did sign up; confer with partner to discuss advice given to Clerk on Daniel's Law as it pertains to solicitor's list.	0.20	29.00
03/15/23	Mark J. Semeraro	Receipt and review of flood prevention ordinance; comment on same with engineer.	0.10	14.50
03/15/23	Mark J. Semeraro	Review emails and schedule regarding affordable housing meeting.	0.10	14.50
03/15/23	Mark J. Semeraro	Daniel's Law	1.10	159.50
03/16/23	Mark J. Semeraro	Review and approve redlined tracked changes to recycling and refuse ordinance.	0.20	29.00
03/16/23	Guenther Waldow, Jr.	Review e-mail from Clerk to Council President Polidori asking her to clarify what records she is requesting under the common law; telephone call with Clerk to discuss same; review e-mail from Council President Polidori clarifying her request; review and respond to e-mail from Clerk regarding our office preparing response.	0.30	43.50
03/16/23	Guenther Waldow, Jr.	Telephone calls with Clerk to discuss that several citizens have complained to the Borough that they do not want their names on no solicitor's list despite registering under Daniel's Law; Begin to prepare letter in response.	0.30	43.50
03/16/23	Kegan T. Sheehan	Review library by-laws, proclamation, and memo from R. Brescia to plan research regarding proposed use of library lawn by community group.	1.50	217.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/16/23	Guenther Waldow, Jr.	Review and respond to e-mail from BA enclosing draft Ordinance to allow seniors, disabled, and veterans to participate in program to be able to get landscaper drop off their grass cuttings two times per month by landscaper; e-mail to Clerk asking what time she needs final; review e-mail from Clerk advising that final is needed prior to 10 am; review and revise Ordinance; e-mail to Borough Clerk and BA enclosing redlined and clean copies.	2.40	348.00
03/16/23	Guenther Waldow, Jr.	Begin to draft letter to residents who wish to be on No Solicitor's list, but have also signed up for Daniel's Law Protection.	0.70	101.50
03/17/23	Guenther Waldow, Jr.	Review e-mail from BA enclosing revised Ordinance allowing seniors and disabled citizens to have their landscaper dump their grass clippings at recycling center and requesting 1 review; review and revise said ordinance and sent back to BA and Clerk; Review e-mail from BA making revisions to Ordinance; review and revise said ordinance to incorporate additional revisions; e-mail to Clerk and BA enclosing revised Ordinance; telephone call with Clerk to discuss same.	2.30	333.50
03/17/23	Guenther Waldow, Jr.	Review emails from Clerk enclosing agenda for next week's meeting; review said agenda and resolutions and ordinances included.	0.30	43.50
03/17/23	Mark J. Semeraro	Email exchange with Robert Cavanaugh regarding Beech.	0.20	29.00
03/17/23	Kegan T. Sheehan	Research case law addressing forum analysis under First Amendment for purposes of preparing memo regarding public use of library lawn.	3.00	435.00
03/20/23	Kegan T. Sheehan	Research cases addressing permissible time, place, and manner restrictions in traditional public fora for purposes of preparing memo re: public use of library lawn.	3.00	435.00
03/20/23	Kegan T. Sheehan	Research cases addressing permissible restrictions in designated public fora for purposes of preparing memo re: public use of library lawn.	3.00	435.00
03/20/23	Kegan T. Sheehan	Research cases with restrictions on use of public fora similar to library policy regarding use of its grounds.	1.50	217.50
03/20/23	Mark J. Semeraro	A1 - advising as to background and what issues are present to finalize resolution for clear title.	0.40	58.00
03/20/23	Mark J. Semeraro	Review amended agenda and circulate email regarding same noting issues with resolution.	0.20	29.00
03/20/23	Mark J. Semeraro	Email exchange with Borough Administrator regarding Mr. Heimall.	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/20/23	Mark J. Semeraro	Receipt and review of email from client; telephone conversation with Sal Poli; interpret the code; email Sal Poli back regarding COAH developer fee.	0.40	58.00
03/20/23	Mark J. Semeraro	Review calculation in bid assessment; email client regarding same.	0.30	43.50
03/20/23	Mark J. Semeraro	Email exchange with Borough Administrator regarding video ordinance.	0.10	14.50
03/20/23	Guenther Waldow, Jr.	Meeting with partner to discuss background and issues present for clearing title on A-1 property for purpose of preparing memo to Mayor and BA.	0.40	58.00
03/20/23	Kegan T. Sheehan	Call with Councilman DeLine regarding prior uses of library lawn for purposes of preparing memo regarding constitutional dimensions of allowing outside groups to use library lawn.	0.30	43.50
03/20/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing draft resolution for special improvement district; confer with partner to discuss state statute and needed revisions; review and revise said resolution; telephone call with BA and Clerk to discuss same; research state statutes for purpose of making revisions to resolution.	2.70	391.50
03/20/23	Guenther Waldow, Jr.	Review e-mail from Clerk regarding advertising of the budget for SID; review budget for SID; review statute for carry over amount permissible by law; confer with partner to discuss law for purpose of the need to revise the special assessment; e-mail to Clerk asking her to hold off on advertising anything until budget issue is resolved; review and respond to e-mail from BA regarding said carryover requirements.	2.10	304.50
03/21/23	Guenther Waldow, Jr.	Review e-mail from BA regarding Business Improvement District's budget; telephone call with Clerk to discuss publication; telephone call with BA to discuss Business Improvement District's budget; review and revise said budget to show mistakes that need to be addressed by BA and BID; e-mail to BA including revised redlined budget.	1.20	174.00
03/21/23	Guenther Waldow, Jr.	Review e-mail from BA to Council advising that the BID budget needs to be corrected and as a result will not be on the agenda this week.	0.10	14.50
03/21/23	Guenther Waldow, Jr.	Review and respond to e-mail from BA regarding her contacting BID to discuss their budget.	0.10	14.50
03/21/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss how the Redevelopment Agency sets its meetings for the year so that I can include this in the Ordinance amendment; review and revise redevelopment agency ordinance; research law related to same.	4.20	609.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/21/23	Kimberlin L. Ruiz	Research statutory law regarding live broadcast of meetings under OPMA; draft ordinance regarding live broadcast for all council and committee meetings	3.10	449.50
03/21/23	Guenther Waldow, Jr.	Review and respond to e-mail pertaining to request for records for video footage.	0.10	14.50
03/21/23	Guenther Waldow, Jr.	Telephone call with BA to go over revised budget of the BID to explain why the budget is incorrect and to explain the revisions that I made to correct it.	0.30	43.50
03/21/23	Guenther Waldow, Jr.	Meeting with partner to discuss Ordinance requiring the broadcasting of meeting for Council, Board of Adjustment, Planning Board, and Redevelopment Agency; confer with associate regarding status of completion of Ordinance and to discuss what needs to be included.	0.30	43.50
03/21/23	Guenther Waldow, Jr.	Review e-mail from BA regarding review of Daniel's Law and to identify if exceptions apply to the Borough's issuance of a license to solicitors; review said law and respond with interpretation.	0.40	58.00
03/21/23	Kegan T. Sheehan	E-mail correspondence with M. Semeraro regarding status of memo on First Amendment use of library lawn and summary of research regarding same.	0.60	87.00
03/21/23	Kegan T. Sheehan	Prepare outline of memo regarding status of library lawn as public or nonpublic forum for purposes of First Amendment activity in connection with request received to use same by local Democratic club.	1.00	145.00
03/21/23	Mark J. Semeraro	Email exchange with administrator; email exchange with council president regarding redevelopment ordinance and inquire partner status of same.	0.20	29.00
03/21/23	Mark J. Semeraro	Email exchange with administrator and partner regarding bid tax.	0.10	14.50
03/21/23	Mark J. Semeraro	Receipt and review of email from Ken Bloom along with an indemnification agreement relative to crosswalk improvements; email client and partner regarding same.	0.30	43.50
03/21/23	Mark J. Semeraro	Email exchange between Eric DeLine and associate regarding the first amendment issues researched at library.	0.10	14.50
03/22/23	Mark J. Semeraro	Review OPMA/Daniel Law issue; discuss same at length with partner and agree on notification to people regarding non-solicitors list.	0.20	29.00
03/22/23	Mark J. Semeraro	Review and revise redevelopment ordinance.	0.40	58.00
03/22/23	Mark J. Semeraro	Review and revise AV ordinance for hearings.	0.50	72.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/22/23	Mark J. Semeraro	Review Locust/Grove Street issues, site plan, aerial photographs, conversation with superintendent of DPW and administrator regarding county meeting on Monday; draft email to county relative on how to proceed.	1.10	159.50
03/22/23	Mark J. Semeraro	Attendance at council meeting.	2.00	290.00
03/22/23	Mark J. Semeraro	Review notes from council meeting on items to follow up with; email to Mayor regarding crosswalk issue; email A. Heimall regarding appraisal.	0.30	43.50
03/22/23	Kegan T. Sheehan	Further preparation and revision of outline of memo re: public use of library lawn.	2.00	290.00
03/22/23	Kegan T. Sheehan	Further research of bases for asserting library's policy is content-neutral restriction on time, place, and manner of use of library grounds for First Amendment purposes.	1.50	217.50
03/22/23	Kimberlin L. Ruiz	Review and revise ordinance; e-mail to partner	1.00	145.00
03/22/23	Guenther Waldow, Jr.	Begin to review and revise Ordinance for broadcasting borough meetings for municipal council, planning board, board of adjustments, and Pompton Lakes Redevelopment Agency; confer with partner regarding same.	0.30	43.50
03/22/23	Guenther Waldow, Jr.	Review and revise Ordinance amending redevelopment agency to incorporate additional provisions required by law; meeting with Partner to discuss and draft a hearing process that the Borough could follow as it relates to removal of Commissioner as permitted by state law.	1.30	188.50
03/22/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk confirming that she will be sending letter out to those individuals that have sought protection under Daniel's law.	0.10	14.50
03/22/23	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing agenda and resolutions and ordinances on agenda; review said resolutions and ordinances.	0.40	58.00
03/22/23	Guenther Waldow, Jr.	Review e-mail to Mayor regarding draft Maintenance Agreement regarding installing solar-powered pedestrian light beacons approximately at [REDACTED] Ramapo Ave. in Pompton Lakes; review said agreement.	0.30	43.50
03/22/23	Guenther Waldow, Jr.	Review e-mail to County Counsel, Counsel for developer and Engineers related to vacation of locust street and the need for a metes and bounds description for the area to be vacated.	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/22/23	Guenther Waldow, Jr.	Review e-mail to BA requesting that Ordinance related to broadcasting of meetings be circulated to mayor and council; review e-mail from BA confirming same.	0.10	14.50
03/22/23	Guenther Waldow, Jr.	Review e-mail from County Counsel advising that they will be installing and paying for solar-powered pedestrian light beacons approximately at [REDACTED] Ramapo Ave. in Pompton Lakes; review e-mail from Mayor pertaining to same; email to County Counsel requesting copy of proposed agreement related to same.	0.20	29.00
03/22/23	Guenther Waldow, Jr.	Review and respond to e-mail from the BA pertaining to Daniel's Law and the Borough's question on if the Law's exception for a contract is the same as the Borough's issuance of a license to solicit, review Daniel's Law and State Portal for Daniel's Law; confer with Partner to review the law and discuss the best way to proceed; prepare e-mail to BA, Mayor and Clerk advising them how to proceed; review e-mail from BA in response; prepare e-mail to BA, Clerk and Mayor advising that the Borough needs to put this in writing and providing them with draft language that they can use.	2.20	319.00
03/23/23	Guenther Waldow, Jr.	Review e-mail from Mayor regarding how he would like to proceed with crosswalk that the County was asked by church to install; confer with Borough attorney to discuss contacting County to advise them how Borough wishes to proceed.	0.20	29.00
03/23/23	Michael A. Oppici	Legal research regarding candidate petitions	0.60	87.00
03/23/23	Kegan T. Sheehan	Revise background, questions presented, and short answer sections of memo re: public use of library grounds.	0.50	72.50
03/23/23	Kegan T. Sheehan	Draft Pt. I of memo re: public use of library lawn.	2.50	362.50
03/23/23	Jaime Placek	Research re: candidate nominating petition issues.	0.20	29.00
03/23/23	Mark J. Semeraro	Conference call with the Mayor regarding the bid and redevelopment agency ordinance.	0.50	72.50
03/23/23	Kegan T. Sheehan	Draft background, questions presented, and short answer section of memo re: public use of library grounds.	2.00	290.00
03/24/23	Kimberlin L. Ruiz	Review of file regarding Daniel's law issues that have arisen in the Borough	0.20	29.00
03/24/23	Mark J. Semeraro	Email exchange with Administrator regarding Fire Drills.	0.10	14.50
03/24/23	Mark J. Semeraro	Email exchange with Clerk regarding petition issues.	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/24/23	Kegan T. Sheehan	Revise Pt. I of memo re: public use of library grounds.	1.00	145.00
03/24/23	Kimberlin L. Ruiz	Review of case law with regard to response to common law request for surveillance footage	0.50	72.50
03/24/23	Jaime Placek	Conference with M. Oppici re: nominating petition issues.	0.20	29.00
03/24/23	Guenther Waldow, Jr.	Review e-mail from the Clerk requesting legal guidance on if there is a need to redact names from candidate petitions; telephone call with Clerk to discuss in detail the issue; review Daniel's Law to address same; e-mail to Clerk providing advice on how to proceed.	0.60	87.00
03/24/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss request for video footage under common law; confer with associate to discuss the law and approach on responding to said request.	0.20	29.00
03/27/23	Kegan T. Sheehan	Draft Pt. II of memo re: public use of library grounds.	3.80	551.00
03/27/23	Kegan T. Sheehan	Revise Pt. II of memo re: public use of library grounds.	1.00	145.00
03/27/23	Mark J. Semeraro	Review and comment on deficiencies on response to common law request; instruct associates to expand and provide basis.	0.20	29.00
03/27/23	Kimberlin L. Ruiz	Preparation of response to common law right to access request for video surveillance requested by Council President; review and revise same; e-mail to partner for review	4.00	580.00
03/28/23	Guenther Waldow, Jr.	Telephone call with Clerk to discuss status of OPRA request for video surveillance and for voter petitions.	0.20	29.00
03/28/23	Kegan T. Sheehan	Draft Pt. III and conclusion of memo re: public use of library grounds.	3.50	507.50
03/28/23	Kegan T. Sheehan	Conference with M. Semeraro and phone conference with E. DeLine regarding memo concerning permissible restrictions on public use of library grounds.	0.40	58.00
03/28/23	Kegan T. Sheehan	Cite check memo re: public use of library grounds.	1.80	261.00
03/28/23	Kegan T. Sheehan	Review and revise Pt. III of memo re: public use of library grounds.	1.00	145.00
03/28/23	Mark J. Semeraro	Review first amendment memo; conversation with Councilman DeLine regarding same; conference with associate regarding same.	0.80	116.00
03/28/23	Mark J. Semeraro	Telephone conference with Councilman DeLine and associate to discuss use of library lawn and review memo relative to same to understand case law.	0.40	58.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
03/29/23	Mark J. Semeraro	Conference with partner on OPRA right to no request.	0.20	29.00
03/29/23	Kegan T. Sheehan	Review and revise memo in light of conference with M. Semeraro and E. DeLine.	2.10	304.50
03/29/23	Mark J. Semeraro	Receipt and review of revised memo regarding the library and respond to associate regarding same.	0.20	29.00
03/29/23	Guenther Waldow, Jr.	Review and revise letter to Council President Polidori responding to her request for security footage of Borough Hall; meeting with Partner to discuss revisions to letter; research case law for purpose of revising letter.	2.30	333.50
03/29/23	Guenther Waldow, Jr.	Review title report and numerous communications related to ownership of Rear Wanaque Avenue, [REDACTED] for purpose of preparing a memo to BA advising her how to proceed; confer with partner regarding legal ownership of property and best way for the Borough to proceed.	2.10	304.50
03/29/23	Guenther Waldow, Jr.	Meeting with Partner to discuss legal issues related to response to common law request for video footage and revisions to response;	0.20	29.00
03/29/23	Guenther Waldow, Jr.	Meeting with partner to discuss the need to amend redevelopment agreement as well as separately prepare a easement agreement.	0.30	43.50
03/30/23	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk regarding Daniel's Law and voting petitions and emails that she received from New Jersey Election Division Acting Director.	0.20	29.00
03/30/23	Kegan T. Sheehan	E-mail to M. Semeraro regarding revised conclusion for memo re: public use of library lawn.	0.10	14.50
03/31/23	Kegan T. Sheehan	E-mail to E. DeLine with memo regarding restrictions on public use of library grounds.	0.10	14.50
03/31/23	Guenther Waldow, Jr.	Review case law regarding voter nomination signatures as it relates to receiving two nominations with signed by the same person; e-mail to Clerk advising her how to proceed; review and respond to numerous e-mails from Clerk regarding same; telephone call with Clerk and partner to discuss how to proceed.	0.70	101.50
03/31/23	Mark J. Semeraro	Email exchange with client regarding Lakeside.	0.10	14.50
Total			119.80 \$	17,371.00

DECOTIIS

DeCotie, FitzPatrick, Cole & Giblin, LLP

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Invoice Date: 10/25/22

Fed ID #31-1425096

Due Date: 11/24/2022

File No. 22-022

Revised Invoice No. 257357

Period Ending: 9/30/22

Ms. Elizabeth Brandsness
Borough of Pompton Lakes
25 Enox Avenue
Pompton Lakes, NJ 07442
VIA E-MAIL: clerk@pomptonlakes-nj.gov

File Borough Attorney
Description:

PROFESSIONAL FEES

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/01/22	Kimberlin L. Ruiz	Review and revise memorandum regarding Open Public Meetings Act	0.90	130.50
09/01/22	Kimberlin L. Ruiz	Confer with GW regarding Open Public Meetings Act and restrictions to public comment	0.20	29.00
09/01/22	Guenther Waldow, Jr.	Confer with associate regarding OPMA and potential restrictions on public comment	0.20	29.00
09/01/22	Kimberlin L. Ruiz	Continue drafting memorandum regarding constitutionality of using a nuisance ordinance to enforce noise complaints	1.60	232.00
09/06/22	Guenther Waldow, Jr.	Review and revised memo regarding Open Public Meeting Act and regulation of time for public to speak.	0.60	87.00
09/06/22	Kimberlin L. Ruiz	Confer with GW regarding language used in Clerk's opening statement	0.20	29.00
09/06/22	Kimberlin L. Ruiz	Confer with GW regarding lack of general nuisance ordinance in Borough's Municipal Code	0.20	29.00
09/06/22	Guenther Waldow, Jr.	Confer with associate to discuss Noise Ordinance memo on the constitutionality of enforcing noise violations under Borough's nuisance law.	0.20	29.00
09/06/22	Guenther Waldow, Jr.	Confer with associate regarding memo related to language to be used in agenda for meetings pursuant to Open Public Meetings Act.	0.20	29.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/06/22	Kimberlin L. Ruiz	Review and revise memorandum regarding constitutionality of using a nuisance ordinance to enforce noise complaints	1.50	217.50
09/06/22	Guenther Waldow, Jr.	Review e-mail from title search company for block 3000 lot 35 file number # c-23695 advising that his underwriter agreed with analysis of the title and authorized Heritage to insure the title based on the 2002 Final Judgment.	0.10	14.50
09/06/22	Guenther Waldow, Jr.	Review e-mail from title search company for [REDACTED] file number # c-23695 proposing to insure the original Final Judgment back in 2002 and require no further action.	0.10	14.50
09/06/22	Kimberlin L. Ruiz	Review of boat launch ordinances and state regulations regarding same	1.00	145.00
09/08/22	Kimberlin L. Ruiz	Begin drafting ordinance amending code to include permit requirement for boat launch and docks for events and tournaments	1.00	145.00
09/06/22	Mark J. Semeraro	Receipt and review of memo on OPMA and use it to instruct Clerk on how to amend the initial opening reading at council meetings.	0.30	43.50
09/07/22	Kimberlin L. Ruiz	Continue drafting Ordinance for permit requirement for boat launch and docks for events and tournaments	2.00	290.00
09/07/22	Kimberlin L. Ruiz	Preparation of Permit Application for boating dock launch	0.60	87.00
09/07/22	Kimberlin L. Ruiz	Review and revise memorandum regarding constitutionality of using a nuisance ordinance to enforce noise complaints	1.20	174.00
09/07/22	Kimberlin L. Ruiz	Review and revise ordinance for permit requirement for use of boat launch and docks for events and tournaments	1.20	174.00
09/08/22	Guenther Waldow, Jr.	Review and revise memo on constitutionality of using nuisance ordinance to enforce noise violations.	0.50	72.50
09/08/22	Kimberlin L. Ruiz	Review and revise recommended edits to memorandum regarding nuisance ordinance; e-mail to partner	0.30	43.50
09/08/22	Kimberlin L. Ruiz	Review of Borough Municipal Code and numerous codes of other municipalities regarding permits for activities in parks	1.10	159.50
09/08/22	Kimberlin L. Ruiz	Revise ordinance for permit requirement for use of boat launch and docks for events and tournaments	0.30	43.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/08/22	Kimberlin L. Ruiz	Draft ordinance related to requirement of permits for use of non-green acre park land for events and tournaments	0.70	101.50
09/08/22	Kimberlin L. Ruiz	Review of Borough's website to familiarize with parks and recreational facilities that would need permit for events to occur	0.30	43.50
09/09/22	Kimberlin L. Ruiz	Confer with GW regarding research on public comments and information submitted to be read at meetings	0.60	87.00
09/09/22	Guenther Waldow, Jr.	Research open public meetings act and other new jersey laws to identify the requirements of public speaking session.	0.80	116.00
09/09/22	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing bylaws; review same for purpose of identifying public speaking section of the meeting.	0.30	43.50
09/09/22	Kimberlin L. Ruiz	Review of bylaws and Borough Code and website for information regarding a written statement to be read at council meetings by the public	0.30	43.50
09/09/22	Kimberlin L. Ruiz	Research requiring reading of statements provided to council from members of the public during meetings	0.20	29.00
09/09/22	Guenther Waldow, Jr.	Telephone call with BA and Clerk to discuss Boat Launch Ordinance and Ordinance for special events in parks; confer with associate regarding same.	0.50	72.50
09/09/22	Guenther Waldow, Jr.	Review Daniel's Law online Portal to identify if the state of NJ has provided any guidance regarding how the Borough is to enforce; confer with Partner and associate regarding same.	0.50	72.50
09/09/22	Guenther Waldow, Jr.	Prepare e-mail to Clerk regarding notice section for agenda.	0.40	58.00
09/09/22	Kimberlin L. Ruiz	Communication with GW regarding ordinances drafted for events and tournaments that require use of boat launch, docks and parks	0.50	72.50
09/09/22	Kimberlin L. Ruiz	Telephone call with Office of Information Privacy regarding whether 200-foot lists are an exception for redacted information under Daniel's Law	0.10	14.50
09/09/22	Kimberlin L. Ruiz	Research and review Daniel's Law; confer with partner regarding findings	0.80	116.00
09/09/22	Kimberlin L. Ruiz	Research Daniel's Law as it relates to information for 200-foot lists required under the MLUL and confer with partner regarding findings	1.00	145.00
09/09/22	Kimberlin L. Ruiz	Review and revise ordinance related to permits for events in parks	1.70	246.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/09/22	Kimberlin L. Ruiz	Revise ordinance for permit requirement for use of boat launch and docks for events and tournaments	0.20	29.00
09/09/22	Guenther Waldow, Jr.	Review e-mail from Clerk inquiring if she needs to include her notice	0.10	14.50
09/09/22	Guenther Waldow, Jr.	Telephone call with Clerk to discuss notice provision that is on agenda as well as to go through the Borough's bylaws.	0.40	58.00
09/09/22	Mark J. Semeraro	Colfax-Receipt and review of 2 emails from Steve Mineck and review his attachments relative to the financial audit report and respond to same.	0.30	43.50
09/12/22	Kimberlin L. Ruiz	Review and revise ordinance for permit required for use of boat launch and docks for events and tournaments; e-mail to partners for review	0.40	58.00
09/12/22	Guenther Waldow, Jr.	Telephone call with Clerk and BA to discuss resolution authorizing below bid threshold contract with John Garcia Construction Co., Inc. to provide maintenance storm water system.	0.20	29.00
09/12/22	Guenther Waldow, Jr.	Review Local Public Contracts Law and Pay to Play Law regarding award of contracts below bid threshold.	0.40	58.00
09/12/22	Kimberlin L. Ruiz	Communication with GW and SK regarding encroachment Easement Agreement for encroachment	0.20	29.00
09/12/22	Kimberlin L. Ruiz	Preparation of Encroachment Easement with Fire House	1.10	159.50
09/12/22	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing agenda for tomorrow's Municipal Council Meeting.	0.10	14.50
09/12/22	Guenther Waldow, Jr.	Review agenda and resolution and ordinances for September 13 Municipal Council meeting.	0.40	58.00
09/13/22	Guenther Waldow, Jr.	Telephone call with Clerk requesting that I research and advise her on NJ Laws regarding publication, notification and effective date for an Ordinance adopted by the Board of Health.	0.20	29.00
09/13/22	Guenther Waldow, Jr.	Research Borough code to identify who is responsible for disciplining police officers; review communication from partner regarding same.	0.20	29.00
09/13/22	Guenther Waldow, Jr.	Research Board of Health Laws for purpose of advising Clerk exactly how she should handle publication, notification and effective date for an Ordinance adopted by the Board of Health.	0.80	116.00
09/13/22	Kimberlin L. Ruiz	Review and revise Encroachment Easement Agreement	1.00	145.00
09/13/22	Mark J. Semeraro	Conversation with Mayor regarding council meeting and personnel.	0.20	29.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/13/22	Mark J. Semeraro	Review MLUL; OPRA/Daniel's Law; conversation with Paula Cozzarelli regarding same; email to Andy Brewer and staff; email to administrator and clerk regarding Daniel's Law instruction.	1.00	145.00
09/13/22	Mark J. Semeraro	Conversation with Paula Cozzarelli regarding upcoming council meeting; Lakeside parking lot dispute and personnel disciplinary matter as well as personnel investigation and associated research with respect to same.	1.20	174.00
09/13/22	Guenther Waldow, Jr.	Telephone call with Clerk to discuss in detail the NJ Laws regarding publication, notification and effective date for an Ordinance adopted by the Board of Health.	0.30	43.50
09/14/22	Kimberlin L. Ruiz	Confer with GW regarding easement agreements and recording of metes and bounds	0.25	36.25
09/14/22	Guenther Waldow, Jr.	Confer with associate to discuss preparation of encroachment easement agreement with developer.	0.30	43.50
09/14/22	Guenther Waldow, Jr.	Confer with associate to discuss confirming shared parking easement, as amended and recording of same.	0.15	21.75
09/14/22	Mark J. Semeraro	Receipt and review of constitutionality analysis and sufficiency analysis of Pompton Lakes Nuisance Ordinance, along with suggestions to revise memo to include a proposed form of enforceable nuisance oriented noise ordinance.	0.30	43.50
09/14/22	Mark J. Semeraro	Conversation with Art, police labor counsel and Chief of Police; email to Administrator and Mayor.	0.50	72.50
09/14/22	Mark J. Semeraro	Prepare for Council Meeting.	0.50	72.50
09/14/22	Mark J. Semeraro	Email exchange with Mayor; Steve Zwiren and Administrator regarding A-1 title report.	0.20	29.00
09/14/22	Mark J. Semeraro	Prepare for and attend Council Meeting	2.50	362.50
09/14/22	Kimberlin L. Ruiz	Communication with MJS regarding memorandum on nuisance ordinance used for noise and next steps	0.20	29.00
09/15/22	Kimberlin L. Ruiz	Review of County property records for recording of easements	0.50	72.50
09/15/22	Kimberlin L. Ruiz	Review of documents regarding parking easement and correction to same to be recorded	0.25	36.25
09/15/22	Kimberlin L. Ruiz	Review and revise encroachment easement; e-mail to GW for review	0.50	72.50
09/15/22	Kimberlin L. Ruiz	Print case law for MJS regarding use of nuisance ordinance for noise complaints; print ordinance referenced in caselaw	0.20	29.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/15/22	Kimberlin L. Ruiz	Research and provide MJS with state statutes related to nuisance	0.30	43.50
09/15/22	Guenther Waldow, Jr.	Communication with associate regarding encroachment easement for [REDACTED] Wanaque.	0.20	29.00
09/16/22	Guenther Waldow, Jr.	Review and respond to e-mail from BA responding to her inquiry about contract for professional services.	0.10	14.50
09/16/22	Guenther Waldow, Jr.	Telephone call with BA to discuss preparing a non-fair-and-open professional service contract	0.10	14.50
09/16/22	Guenther Waldow, Jr.	Review e-mail from BA requesting clarification of the non-fair and open agreement that she needs drafted.	0.10	14.50
09/16/22	Jaime Placek	Exchange e-mails with M. Semeraro re: issues pertaining to acquisition of contaminated property by Borough (0.2); review e-mail from M. Semeraro re: redevelopment related issues (0.1).	0.30	43.50
09/16/22	Mark J. Semeraro	Review long term tax exemption statute with respect to the Lakeside PILOT agreement and clarification of obligations relative to the same; draft email to auditor.	0.40	58.00
09/20/22	Kimberlin L. Ruiz	Preparation of Ordinance for Electric Vehicle Supply and Make-Ready Parking Spaces	1.60	232.00
09/21/22	Kimberlin L. Ruiz	Preparation of e-mail to engineer regarding Clarification Easement for mutual parking	0.20	29.00
09/21/22	Kimberlin L. Ruiz	Review of County Deeds and records for recorded easements for [REDACTED] to verify the Clarification parking easement was not recorded	0.15	21.75
09/21/22	Kimberlin L. Ruiz	Confer with GW regarding EV Ordinance and schedules of Planning Board to figure out when a Resolution to refer EV ordinance to planning board needs to be before council	0.50	72.50
09/21/22	Guenther Waldow, Jr.	Confer with associate regarding the need to refer electric vehicle ordinance to planning board as it is a zoning ordinance.	0.50	72.50
09/21/22	Guenther Waldow, Jr.	Review Electric Vehicle Ordinance and Borough Code to identify what section of Code needs to be amended.	0.50	72.50
09/21/22	Guenther Waldow, Jr.	Review and respond to e-mail from BA regarding status of drafting professional service agreement.	0.10	14.50
09/21/22	Guenther Waldow, Jr.	Begin to draft Professional Services Contracts that the Borough can use for fair and Open and non-fair and-open Contracts as per request from BA.	1.90	275.50
09/22/22	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk requesting that I review OPRA request and advise if a particular letter in response to same is confidential; review said OPRA request and documents provided.	0.70	101.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/22/22	Guenther Waldow, Jr.	Review and respond to e-mail from Deputy Clerk regarding if she is permitted to disclose the attachments to the letter from attorney in response to OPRA request.	0.10	14.50
09/22/22	Guenther Waldow, Jr.	Telephone call with Deputy Clerk regarding if she is permitted to disclose the attachments to the letter from attorney in response to OPRA request.	0.10	14.50
09/22/22	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing OPRA request for finance records of amounts of money paid to the Borough for weddings.	0.10	14.50
09/22/22	Kimberlin L. Ruiz	Confer with GW regarding OPRA request seeking information regarding weddings and marriage certificates	0.20	29.00
09/22/22	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk enclosing OPRA request for wedding documents.	0.20	29.00
09/22/22	Guenther Waldow, Jr.	Confer with associate regarding OPRA request for wedding records.	0.20	29.00
09/22/22	Guenther Waldow, Jr.	Research law regarding releasing marriage license records in response to OPRA request.	0.60	87.00
09/22/22	Guenther Waldow, Jr.	E-mail to secretary for redevelopment agency to request redevelopment agreement for [REDACTED] Wanaque Avenue Pompton Lakes.	0.10	14.50
09/22/22	Kimberlin L. Ruiz	Research case law regarding marriage certificates and mayor's calendar	1.50	217.50
09/22/22	Guenther Waldow, Jr.	Review and revise professional services agreement.	3.70	536.50
09/22/22	Guenther Waldow, Jr.	Prepare form hold harmless agreement that Borough should use with professional service agreement.	0.40	58.00
09/22/22	Guenther Waldow, Jr.	E-mail to BA enclosing copy of professional services agreement and hold harmless agreement that we drafted for Borough's use.	0.10	14.50
09/22/22	Guenther Waldow, Jr.	Begin to prepare draft contract that the Borough can use for the purchase of goods and services.	1.60	232.00
09/22/22	Mark J. Semeraro	Conversation with Council President regarding OPMA issues and pile driving damage.	0.20	29.00
09/23/22	Guenther Waldow, Jr.	Telephone call with BA to discuss agenda items for next week's meeting. Also discussed public bids and status of form of contract.	0.30	43.50
09/23/22	Kimberlin L. Ruiz	Confer with GW regarding OPRA request from anonym030819@gmail.com; telephone call with BA regarding records the Borough keeps with regard to payments for weddings	1.10	159.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/23/22	Guenther Waldow, Jr.	Confer with associate regarding OPRA request for number of weddings that the Borough paid the Mayor for; telephone call with BA regarding if the Borough has any record that is responsive to the OPRA request.	1.20	174.00
09/23/22	Guenther Waldow, Jr.	Review email from Clerk enclosing agenda for next week's meeting; review said items on agenda.	0.60	87.00
09/23/22	Guenther Waldow, Jr.	Telephone call with BA to discuss two resolutions on next weeks agenda for the budget and the possible need to amend.	0.30	43.50
09/23/22	Guenther Waldow, Jr.	Review and revise resolution for audit.	0.30	43.50
09/23/22	Guenther Waldow, Jr.	Telephone call with Clerk to discuss agenda.	0.30	43.50
09/23/22	Guenther Waldow, Jr.	Review e-mail from BA acknowledging receipt of professional services agreement and hold harmless agreement.	0.10	14.50
09/23/22	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk regarding OPRA request for records regarding 430 montclair	0.10	14.50
09/23/22	Guenther Waldow, Jr.	Review and respond to e-mail from clerk enclosing copy of affidavit for resolution for audit; review said affidavit.	0.20	29.00
09/23/22	Guenther Waldow, Jr.	Review and revise form purchase of goods and services agreement.	3.70	536.50
09/23/22	Guenther Waldow, Jr.	Research regarding public bid contracts for purpose of preparing form of agreement for goods and services.	1.10	159.50
09/26/22	Guenther Waldow, Jr.	Review and revise resolution for corrective action plan for annual audit, review local finance notice and NJ state Law regarding same.	0.60	87.00
09/26/22	Guenther Waldow, Jr.	Review and revise annual resolution for annual audit report; review state law regarding same.	0.40	58.00
09/26/22	Guenther Waldow, Jr.	E-mail to BA enclosing draft contract for goods and services that are publicly bid.	0.10	14.50
09/26/22	Guenther Waldow, Jr.	Review and revise contract for goods and services that are publicly bid.	1.50	217.50
09/26/22	Guenther Waldow, Jr.	Confer with associate regarding contacting Clerk to update website on wedding certificates to reference statute instead of executive order.	0.10	14.50
09/26/22	Guenther Waldow, Jr.	Review e-mail regarding NJ vital statistics law that needs to be included on Borough's website.	0.10	14.50
09/26/22	Guenther Waldow, Jr.	E-mail to Clerk enclosing revised resolution for annual audit report; E-mail to Clerk enclosing revised resolution for corrective action plan for annual audit;	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/26/22	Guenther Waldow, Jr.	Review and respond to e-mail from Clerk enclosing OPRA request for camera footage for ballot boxes; begin to research case law regarding same; E-mail to Lt. Rodriguez regarding OPRA request for camera footage for ballot boxes.	0.80	116.00
09/26/22	Kimberlin L. Ruiz	Preparation of response to OPRA request seeking information regarding weddings and marriage certificates	2.60	377.00
09/26/22	Kimberlin L. Ruiz	Confer with GW regarding Borough's website referencing an Executive Order that is superseded by State law	0.10	14.50
09/26/22	Kimberlin L. Ruiz	Telephone call with Clerk regarding Borough's website referencing an Executive Order that is superseded by State law	0.20	29.00
09/26/22	Kimberlin L. Ruiz	E-mail Borough registrar with copy of State statute	0.10	14.50
09/26/22	Kimberlin L. Ruiz	Confer with GW regarding OPRA requests received by Borough	0.30	43.50
09/26/22	Mark J. Semeraro	Email exchange with Mayor regarding dry cleaning property; discussion with partner relative to options.	0.30	43.50
09/26/22	Mark J. Semeraro	Receipt and review of multiple emails regarding Soaring Car Wash	0.10	14.50
09/27/22	Mark J. Semeraro	Email exchange with Administrator, partner and Mayor regarding investigation.	0.20	29.00
09/27/22	Kimberlin L. Ruiz	Telephone call with registrar regarding marriage certificates and licenses	0.10	14.50
09/27/22	Kimberlin L. Ruiz	Communication with GW regarding objections made in OPRA response	0.50	72.50
09/27/22	Kimberlin L. Ruiz	Further revisions to OPRA response letter	0.30	43.50
09/27/22	Guenther Waldow, Jr.	Review and revise OPRA request for wedding records	1.00	145.00
09/27/22	Guenther Waldow, Jr.	Confer with associate regarding letter in response to OPRA request for wedding records.	0.50	72.50
09/27/22	Kimberlin L. Ruiz	Confer with MJS regarding prepared ordinance for fees for group events and tournaments on boat docks	0.10	14.50
09/27/22	Kimberlin L. Ruiz	Confer with MJS regarding prepared ordinance for fees for group events in non-green acre parks	0.10	14.50
09/27/22	Kimberlin L. Ruiz	Review and revise OPRA responsive letter; e-mail to GW for review	1.00	145.00
09/27/22	Kimberlin L. Ruiz	Confer with GW regarding whether to include language for clarification as part of OPRA response	0.20	29.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/27/22	Guenther Waldow, Jr.	Confer with associate regarding OPRA response for wedding records.	0.10	14.50
09/28/22	Kimberlin L. Ruiz	Communication with GW regarding response to OPRA request seeking information regarding weddings and marriage certificates and whether or not the documents we have to produce are responsive to the request	0.80	116.00
09/28/22	Kimberlin L. Ruiz	Conference call with Borough Clerk and Deputy Clerk regarding documents Borough has and whether they are responsive to OPRA request seeking information regarding weddings and marriage certificates	0.40	58.00
09/28/22	Guenther Waldow, Jr.	Review and revise letter in response to OPRA request for wedding records.	1.60	232.00
09/28/22	Kimberlin L. Ruiz	Review and revise OPRA request seeking information regarding weddings and marriage certificates	0.40	58.00
09/28/22	Kimberlin L. Ruiz	Receipt and review of OPRA request for security footage of vote by mail drop box	0.10	14.50
09/28/22	Guenther Waldow, Jr.	Research regarding OPRA exemption for release of security camera footage.	0.60	87.00
09/28/22	Guenther Waldow, Jr.	Confer with associate to discuss legal research related to OPRA response for wedding records.	0.80	116.00
09/28/22	Guenther Waldow, Jr.	Telephone call with Clerk and Deputy Clerk to discuss OPRA request for wedding records.	0.40	58.00
09/28/22	Guenther Waldow, Jr.	Telephone call with BA regarding resolution authorizing settlement of Hamway matter.	0.10	14.50
09/28/22	Guenther Waldow, Jr.	Review and revise resolution authorizing settlement agreement with Hamway; send copy of resolution to BA as per her request.	0.30	43.50
09/28/22	Kimberlin L. Ruiz	Confer with MJS regarding Hamway Resolution; make revisions and send to BA and Clerk to be added to Agenda	0.30	43.50
09/28/22	Mark J. Semeraro	Conversation with Paula Cozzarelli; review and revise resolution; prepare for council meeting.	0.50	72.50
09/28/22	Guenther Waldow, Jr.	Review agenda items for Council meeting.	0.70	101.50
09/28/22	Guenther Waldow, Jr.	Telephone call with Clerk to request updated agenda page that includes resolution authorizing settlement of Hamway.	0.10	14.50
09/28/22	Guenther Waldow, Jr.	Review and respond to email from Clerk enclosing revised agenda page.	0.10	14.50
09/28/22	Guenther Waldow, Jr.	Confer with associate regarding preparing response to OPRA request for security footage depicting voting box.	0.30	43.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/28/22	Mark J. Semeraro	Review and approve resolution authorizing Hamway settlement.	0.20	29.00
09/28/22	Mark J. Semeraro	Attendance at Council Meeting.	2.80	406.00
09/29/22	Mark J. Semeraro	Multiple conversations with Borough Administrator and Mayor regarding personnel investigation.	0.80	116.00
09/29/22	Mark J. Semeraro	Receipt and review of email between Dennis Lolola and client regarding access agreement.	0.10	14.50
09/29/22	Kimberlin L. Ruiz	Receipt of e-mail regarding easements; confer with GW regarding status of same	0.10	14.50
09/29/22	Kimberlin L. Ruiz	Review and revise OPRA request seeking information regarding weddings and marriage certificates to incorporate MJS revisions	0.30	43.50
09/29/22	Kimberlin L. Ruiz	Prepare response to OPRA request for security footage of voting drop boxes	0.50	72.50
09/29/22	Kimberlin L. Ruiz	Research case law to include in OPRA response regarding security footage and continual requests	0.70	101.50
09/29/22	Kimberlin L. Ruiz	Review and revise response to OPRA request seeking vote by mail drop box footage	0.50	72.50
09/29/22	Guenther Waldow, Jr.	Review and revise letter in response to OPRA request for wedding records; confer with associate regarding same.	0.60	87.00
09/29/22	Kimberlin L. Ruiz	E-mail Clerk our response to the OPRA request seeking information as to weddings the Mayor performed and marriage certificates	0.10	14.50
09/29/22	Guenther Waldow, Jr.	Review e-mail from BA to Counsel for Meridia regarding access agreement; review said agreement.	0.40	58.00
09/29/22	Kimberlin L. Ruiz	Review and revise Ordinance requiring permit for tournaments and events using boat launch	0.60	87.00
09/29/22	Guenther Waldow, Jr.	Review e-mail from Clerk regarding response to OPRA request for wedding records.	0.10	14.50
09/30/22	Guenther Waldow, Jr.	Review e-mail to Borough Registrar regarding State Statute that supersedes Executive Order 18 for vital records	0.10	14.50
Total			92.20 \$	13,369.00

FEE SUMMARY

<u>Timekeeper</u>	<u>Title</u>	<u>Hours</u>	<u>Hrs At</u>	<u>Rate</u>	<u>/Hrs</u>	<u>Total</u>
Guenther Waldow, Jr.	Partner	39.05		145.00		5,662.25

Legal Matter: Borough Attorney

File No. 22-022

Timekeeper	Title	Hours	Hrs At	Rate	/Hrs	Total
Jaime Placek	Partner	0.30		145.00		43.50
Mark J. Semeraro	Partner	12.60		145.00		1,827.00
Kimberlin L. Ruiz	Associate	40.25		145.00		5,836.25
Total Professional Fees					\$	13,369.00

DISBURSEMENTS

Date	Description	Total
09/30/22	Legal Research - Vendor - West (West Group)	29.73
	Reproduction	40.50

Total Disb. 70.23

Fees	\$	13,369.00
Disbursements	\$	70.23

Sub-Total Due This Invoice \$ 13,439.23

Less Prior Payments Received Against Services Contained Herein (710.50)

TOTAL AMOUNT DUE THIS INVOICE **\$ 12,728.73**

DECOTIIS

DeCotia, FitzPatrick, Cole & Giblin, LLP
OFFICE

61 S. PARAMUS RD., SUITE 250

PARAMUS, NJ 07652-1236

T: 201.928.1100 F: 201.928.0588

WWW.DECOTIISLAW.COM

Invoice Date: 12/12/22

Fed ID #31-1425086

Due Date: 01/11/2023

File No. 22-022

Revised Invoice No. 258904

Period Ending: 11/30/22

Ms. Elizabeth Brandsness
Borough of Pompton Lakes
25 Enox Avenue
Pompton Lakes, NJ 07442
VIA E-MAIL: clerk@pomptonlakes-nj.gov

File Borough Attorney
Description:

PROFESSIONAL FEES

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/01/22	Kimberlin L. Ruiz	Confer with MJS regarding memorandum previously sent to Borough with regard to Directive 107 and Diversity in Law Enforcement Recruitment	0.40	58.00
11/07/22	Kimberlin L. Ruiz	Confer with GW regarding any outstanding items before counsel meeting this week	0.20	29.00
11/07/22	Guenther Waldow, Jr.	Confer with associate regarding Council Meeting and updated status on memos on use of parks and boat launch.	0.20	29.00
11/07/22	Kimberlin L. Ruiz	Receipt and review of numerous e-mails and confer with GW regarding parking fee amendment	0.20	29.00
11/07/22	Mark J. Semeraro	Conversation with Mayor; email to Administrator.	0.20	29.00
11/07/22	Guenther Waldow, Jr.	Confer with associate regarding status of encroachment easement.	0.10	14.50
11/07/22	Guenther Waldow, Jr.	Confer with associate regarding entrance and exit easement, and shared parking easement, including contacting Borough Engineer and sending finals to attorney for developer.	0.05	7.25

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/08/22	Guenther Waldow, Jr.	Review e-mail regarding need to prepare ordinance amending student permit parking fees requesting that Clerk provide information; Review e-mail from Clerk confirming that she spoke to Mayor regarding need for additional information to draft ordinance amending student permit parking fees requesting that Clerk provide information; Review and respond to e-mail from Clerk enclosing tape recording of meeting and Ordinance previously adopted by Council for student parking fees for purpose of amending same.	0.20	29.00
11/08/22	Kimberlin L. Ruiz	Confer with GW regarding student parking ordinance; Confer with MJS regarding changes needed in student parking at pond hole ordinance and requirement to keep payments through trimesters, not marking periods; Confer with GW regarding changes to be made to student parking fee ordinance; review of e-mails to and from Councilman Cruz regarding the proposed ordinance;	0.70	101.50
11/08/22	Kimberlin L. Ruiz	Receipt and review of e-mail detailing amendments to be made to student parking fees at Pond Hole Parking Lot	0.10	14.50
11/08/22	Guenther Waldow, Jr.	Confer with associate to discuss Ordinance amending parking fees; telephone call with Councilman regarding how to proceed with amendment; e-mail to councilman enclosing draft amended Ordinance as well as detailing our telephone call this morning regarding this issue.	1.10	159.50
11/08/22	Guenther Waldow, Jr.	Call with Councilman Cruz to discuss amendment to Ordinance for pond hole parking permit and additional concerns expressed by Police Chief; continue to revise ordinance; prepare e-mail to Councilman enclosing amended Ordinance.	0.60	87.00
11/08/22	Guenther Waldow, Jr.	Review e-mail from Councilman Cruz advising me that the amending ordinance for pond hole parking permit is deemed acceptable and to forward same to everyone; made minor non-substantive revisions to ordinance; e-mail final amended resolution to Mayor, Police Chief, Police Records, BA, Clerk, and Councilman Cruz.	0.70	101.50
11/08/22	Kimberlin L. Ruiz	Receipt and review of numerous e-mails regarding the draft ordinance amending student parking permit fees	0.10	14.50
11/09/22	Kimberlin L. Ruiz	Confer with GW regarding amendment to ordinance	0.10	14.50
11/09/22	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing agenda for Council Meeting; review each item on agenda; telephone calls with Clerk and Deputy Clerk to discuss needed revisions to 4 resolutions to include funding appropriation language required by State Law.	1.20	174.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/09/22	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing revised agenda; review revised resolutions.	0.40	58.00
11/09/22	Guenther Waldow, Jr.	Review and respond to e-mail from BA regarding making a correction to Ordinance for student parking ordinance for pond hole; made said revision and sent e-mail with revised amending ordinance.	0.30	43.50
11/09/22	Guenther Waldow, Jr.	Review and respond to e-mail from Councilman Cruz regarding making a correction to Ordinance for student parking ordinance for pond hole; made said revision and sent e-mail with revised amending ordinance.	0.30	43.50
11/09/22	Guenther Waldow, Jr.	Telephone call with Clerk and BA regarding Ordinance for student parking ordinance for pond hole	0.10	14.50
11/09/22	Kimberlin L. Ruiz	Telephone call with GW regarding typo in draft student parking permit ordinance; receipt and review of numerous e-mails regarding ordinance	0.20	29.00
11/09/22	Mark J. Semeraro	Prepare for council meeting.	0.50	72.50
11/09/22	Guenther Waldow, Jr.	Review e-mail from BA confirming that Ordinance amending student parking permit fees is ready to add to agenda; Review e-mail from Councilman Cruz confirming that Ordinance amending student parking permit fees is ready to add to agenda.	0.10	14.50
11/11/22	Guenther Waldow, Jr.	Review and respond to communication regarding finalizing Ordinance requiring owners of rental units to provide certain levels of liability insurance.	0.10	14.50
11/11/22	Kimberlin L. Ruiz	Review and revise ordinance regarding rental unit insurance registrations to include codified law and wording pursuant to codified law; forward to partners for review	1.30	188.50
11/14/22	Kimberlin L. Ruiz	Conference call with GW, BA and Zoning Director regarding property in question that was built and never approved in 2002; confer with GW regarding same	0.90	130.50
11/14/22	Kimberlin L. Ruiz	Confer with GW regarding issue with CCOs to be administered	0.50	72.50
11/14/22	Guenther Waldow, Jr.	Confer with Partners regarding properties built without CO and taxed for twenty years; telephone call with BA and UCC Officer to discuss at length the background; begin to research law regarding same to identify solution; confer with associate to continue to research.	3.10	449.50
11/14/22	Mark J. Semeraro	Reach out regarding unauthorized houses that were constructed.	0.10	14.50
11/15/22	Guenther Waldow, Jr.	Review and respond to e-mail from BA and UCC Officer regarding [REDACTED] Garden Rd. [REDACTED]	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/15/22	Guenther Waldow, Jr.	Review e-mail from UCC Officer enclosing file for [REDACTED] Garden Rd. [REDACTED] begin to review file.	0.40	58.00
11/16/22	Guenther Waldow, Jr.	Review e-mail from Lt. Klepacky regarding subpoena to testify for defense in a non-borough related auto accident matter; confer with partner regarding drafting letter to attorney for defense that confirms that he is not testifying in his capacity as a police officer for North Caldwell.	0.20	29.00
11/17/22	Guenther Waldow, Jr.	Review e-mail from Lt. Klepacky enclosing subpoena that was served on Special Police Officer Ekkers for his testimony related to an accident he witnessed while not on duty; review said subpoena for purpose of preparing letter to defense attorney confirming that testimony is as a fact witness and not as in capacity as a police officer.	0.30	43.50
11/17/22	Mark J. Semeraro	Receipt and review of multiple emails; review the subpoena issued to the Police Department; discuss the same with partner; instruct client regarding same.	0.30	43.50
11/18/22	Guenther Waldow, Jr.	E-mail to Chief Clark and Lt. Klepacky advising that special police officer Ekkers needs to testify in action, but will only do so in his capacity of a fact witness and not a police officer.	0.10	14.50
11/18/22	Guenther Waldow, Jr.	Review e-mail from Lt. Klepacky confirming that he would tell office Ekkers to testify in non-borough related accident.	0.10	14.50
11/18/22	Kimberlin L. Ruiz	Confer with GW regarding service of a trial subpoena on non-party police officer who responded to accident	0.50	72.50
11/18/22	Guenther Waldow, Jr.	Confer with Partner regarding status of subpoena issued against S.O. Jason Ekkers to testify on non-borough related accident; telephone call with Lt. Klepacky to discuss same; telephone call with attorney for defense to discuss same; telephone call with Lt. Klepacky to discuss call with defense attorney.	1.00	145.00
11/18/22	Kimberlin L. Ruiz	Confer with GW regarding history of matter and issues presented with regard to [REDACTED] Garden Rd property	1.30	188.50
11/18/22	Guenther Waldow, Jr.	Confer with associate regarding 276 Garden Rd. [REDACTED] thorough review and discussion of all documents provided by UCC Officer as well documents obtained from County clerk for purpose of preparing memo addressing how Borough should proceed.	1.40	203.00
11/18/22	Kimberlin L. Ruiz	Research property and tax records for [REDACTED] Garden Road; review of documents received from Borough; begin preparing memorandum/outline history of matter	2.30	333.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/18/22	Guenther Waldow, Jr.	E-mail to Chief Clark regarding subpoena issued against S.O. Jason Ekkers advising him that this does not pertain to Borough matters.	0.10	14.50
11/18/22	Guenther Waldow, Jr.	Review e-mail from BA confirming receipt of advice on subpoena issued against [REDACTED]	0.10	14.50
11/21/22	Guenther Waldow, Jr.	Confer with Partner regarding memo on how Borough should proceed with handling [REDACTED] Garden Road related to two properties that were built without permits and their request for CCO so they can sell.	0.10	14.50
11/21/22	Kimberlin L. Ruiz	Receipt, review and reply to e-mail regarding CCO and memorandum; confer with GW regarding same	0.20	29.00
11/21/22	Kimberlin L. Ruiz	Confer with GW regarding background information and information needed for research on memo on [REDACTED] Garden Road	0.30	43.50
11/21/22	Kimberlin L. Ruiz	Review of documents received from Borough; continue drafting memorandum	3.20	464.00
11/22/22	Kimberlin L. Ruiz	Receipt and review of memo from MJS regarding tax issue	0.20	29.00
11/22/22	Guenther Waldow, Jr.	Confer with partner regarding potential estoppel claim that owner of [REDACTED] Garden Road could have against Borough related to taxes being issued on two properties since 2008.	0.40	58.00
11/22/22	Gregory J. Hazley	Call with G. Waldow regarding property tax, flood plain and zoning issue.	0.30	43.50
11/22/22	Kimberlin L. Ruiz	Conference call with GW, BA and UCC Officer	0.50	72.50
11/22/22	R. Scott King	Telephone conversation with K. Ruiz and G. Waldow re: subdivision issue.	0.30	43.50
11/22/22	Guenther Waldow, Jr.	Telephone calls with BA and UCC Officer to discuss [REDACTED] Garden Road property to discuss background and answer questions about resolving matter and their conversation with owner; confer with Partners and Associate regarding zoning issues and to strategizing how to proceed with correcting title and bringing property into preexisting nonconforming use.	1.80	261.00
11/22/22	Kimberlin L. Ruiz	Confer with GW regarding information needed for memorandum regarding property located at [REDACTED] Garden Road; follow-up conference call with UCC Officer; Confer with GW and RSK regarding correcting title and bringing property into pre-existing non-conforming use	1.80	261.00
11/22/22	Kimberlin L. Ruiz	Receipt of e-mail from DR regarding memorandum previously drafted with regard to minority recruitment program; reply thereto	0.10	14.50

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/22/22	Kimberlin L. Ruiz	Review and revise memorandum regarding [REDACTED] Garden Road	1.50	217.50
11/22/22	Gregory K. Asadurian	Work with G. Waldow and K. Ruiz on taxing of two homes without CO and zoning issues (.2); conduct research with respect to subdivisions and perfecting approvals (.7)	0.90	130.50
11/22/22	Guenther Waldow, Jr.	Confer with partner to discuss status of memo regarding how to handle owner of [REDACTED] Garden Road's request for a CCO for houses.	0.10	14.50
11/22/22	Guenther Waldow, Jr.	Confer with associate regarding research related to [REDACTED] Garden Road and memo to Borough advising how to proceed with owner's request for a CCO.	0.40	58.00
11/23/22	Mark J. Semeraro	Receipt and review of email from public library director and reply to same.	0.20	29.00
11/23/22	Guenther Waldow, Jr.	Confer with associate to discuss in detail facts regarding multiple houses at [REDACTED] Garden Road and facts and research regarding how to advise Borough how to proceed with owner's request for CCO.	0.70	101.50
11/23/22	Kimberlin L. Ruiz	Confer with DR regarding diversity in hiring for police officers and outstanding questions regarding implementation of how it meshes with the current rule of three	0.10	14.50
11/23/22	Guenther Waldow, Jr.	Review e-mail from Borough Engineer regarding encroachment easement.	0.10	14.50
11/23/22	Guenther Waldow, Jr.	E-mail to Borough Engineer regarding urgency for review of metes and bounds encroachment easement.	0.10	14.50
11/23/22	Kimberlin L. Ruiz	Confer with GW regarding [REDACTED] Garden Road; review and revise memorandum regarding same	2.40	348.00
11/23/22	Kimberlin L. Ruiz	E-mail to Engineer regarding verification of metes and bounds for mutual parking easement so same may be recorded; receipt of e-mail verifying the mutual parking easement is correct and ready to be filed	0.20	29.00
11/28/22	Kimberlin L. Ruiz	Confer with GW regarding his communication with FR and his recommendations with regard to [REDACTED] Garden Road	0.30	43.50
11/28/22	Guenther Waldow, Jr.	Confer with Partner and Associate regarding recommendation on how the Borough should proceed with [REDACTED] Gardner Road as it pertains to owner's request for CCO.	0.70	101.50
11/28/22	Kimberlin L. Ruiz	Review/finalize memorandum; email to MJS	2.40	348.00

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/28/22	Mark J. Semeraro	Conversation with Mayor regarding status of open items relative to [REDACTED] Meridia, CO on unapproved houses; prepare and forward Mayor a summary of the court's opinion on the police radio tower; receipt and review of decision regarding same.	1.20	174.00
11/29/22	Mark J. Semeraro	Receipt and review of JIF attorney response letter; forward same to Administrator to forward to Kevin O'Toole's office.	0.20	29.00
11/29/22	Mark J. Semeraro	Follow up on status of boat launch ordinance; parking fee ordinance and pile driving ordinance.	0.20	29.00
11/29/22	Mark J. Semeraro	Meet with partner regarding the ordinances for the alternative hiring track for the police department; prepare email to Chief.	0.30	43.50
11/29/22	Guenther Waldow, Jr.	Confer with associate regarding status of Boat Launch Memo that includes reservation of parks; Also discussed memo to Borough regarding handling of request from owner of [REDACTED] Gardner Road for CCO.	0.20	29.00
11/29/22	Kimberlin L. Ruiz	Confer with GW regarding language to be added to memorandum regarding [REDACTED] Garden Road; confer with GW regarding various ordinances to be re-sent to MJS for review; e-mails various ordinances to MJS	0.40	58.00
11/29/22	Guenther Waldow, Jr.	Confer with Partner to discuss status of memo for [REDACTED] Garden Road's request for CCO with two homes that were built without permit ; also discussed status of Boat Launch memo and reservation of space for parks.	0.20	29.00
11/30/22	Kimberlin L. Ruiz	Confer with MJS regarding pile driving statutes	0.20	29.00
11/30/22	Guenther Waldow, Jr.	Review e-mail from Clerk enclosing two resolutions for upcoming council meeting; telephone call with Clerk to discuss revisions; research statutory law to make revisions; review and revise one resolution; e-mail to Clerk enclosing revised resolution and requesting she contact her to discuss second resolution.	2.10	304.50
11/30/22	Kimberlin L. Ruiz	Confer with GW regarding estoppel claims with regard to [REDACTED] Garden Road; research of estoppel claims and include in memorandum as to how it may be brought up and defenses the Borough has	1.00	145.00
11/30/22	Mark J. Semeraro	Receipt and review of two complex emails from Administrator (complex in issue); Meridia and the alternative hiring tract; at length conversation with Administrator and revise easement agreement with Meridia and other issues.	1.70	246.50

Legal Matter: Borough Attorney

File No. 22-022

<u>Date</u>	<u>Timekeeper</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
11/30/22	Mark J. Semeraro	Communicate with partner, communicate with administrator regarding alternate hiring track by way of Resolution.	0.10	14.50
Total			49.35	\$ 7,155.75

FEE SUMMARY

<u>Timekeeper</u>	<u>Title</u>	<u>Hours</u>	<u>Hrs At</u>	<u>Rate</u>	<u>/Hrs</u>	<u>Total</u>
Gregory J. Hazley	Partner	0.30		145.00		43.50
Gregory K. Asadurian	Partner	0.90		145.00		130.50
Guenther Waldow, Jr.	Partner	19.25		145.00		2,791.25
Mark J. Semeraro	Partner	5.00		145.00		725.00
R. Scott King	Partner	0.30		145.00		43.50
Kimberlin L. Ruiz	Associate	23.60		145.00		3,422.00
Total Professional Fees						\$ 7,155.75

DISBURSEMENTS

<u>Date</u>	<u>Description</u>	<u>Total</u>
11/30/22	Legal Research - Vendor - West (West Group)	22.16
	Reproduction	6.95

Total Disb.	29.11
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Fees	\$ 7,155.75
Disbursements	\$ 29.11

TOTAL AMOUNT DUE THIS INVOICE	\$ <u>7,184.86</u>
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