

MINUTES
Combined Meeting of the Mayor and Council
Wednesday, April 10, 2019
7:00 PM

CALL THE MEETING TO ORDER –

Mayor Marana called the meeting to order at 7:00 PM in the Council Chambers of the Municipal Building located at 116 Paris Avenue, Northvale, New Jersey 07647.

STATEMENT –

Mayor Marana read the “Sunshine Statement” into the record as follows:

“This is a Combined Meeting of the Mayor and Council of the Borough of Northvale. The date, time and location of this meeting has been advertised in the official Newspapers of the Borough, filed with the Borough Clerk and posted on the bulletin board in the Municipal Building. All notice requirements of the Open Public Meetings Act for this meeting have been fulfilled. Please note the fire exits as required by law at public meetings.”

SALUTE TO THE FLAG & SILENT PRAYER –

Mayor Marana asked all in attendance to rise and join him in a Salute to the Flag and then called for a moment of Silent Prayer.

ROLL CALL –

Name	Present	Absent
Mayor Marana	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PROCLAMATIONS –

National Library Week – April 7 – 13, 2019

Mayor Marana read the Proclamation into the records as follows:

PROCLAMATION

National Library Week 2019

WHEREAS, today’s libraries are not just about books but what they do for and with people;

WHEREAS, libraries of all types are at the heart of cities, towns, schools and campuses;

WHEREAS, libraries have long served as trusted and treasured institutions where people of all backgrounds can be together and connect;

WHEREAS, libraries and librarians build strong communities through transformative services, programs and expertise;

WHEREAS, libraries, which promote the free exchange of information and ideas for all, are cornerstones of democracy;

WHEREAS, libraries promote civic engagement by keeping people informed and aware of community events and issues;

WHEREAS, librarians and library workers partner with other civic organizations to make sure their community’s needs are being met;

WHEREAS, libraries and librarians empower their communities to make informed decisions by providing free access to information;

WHEREAS, libraries are a resource for all members of the community regardless of race, ethnicity, creed, ability, sexual orientation, gender identity or socio-economic status, by offering services and educational resources that transform lives and strengthen communities;

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating National Library Week.

NOW, THEREFORE, be it resolved that I **Patrick J. Marana, Mayor**, proclaim National Library Week, April 7-13, 2019. I encourage all residents to visit the library this week and explore what’s new at your library and engage with your librarian. Because of you, Libraries Transform.

APPROVAL OF MINUTES –

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Combined Meeting of March 13, 2019

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

APPOINTMENTS & PERSONNEL CHANGES –

Approve the appointment of Frances Weston as Planning Board/Zoning Board Secretary, effective July 1, 2019.

Motion	Second	Name
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman Argiro
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Approve the appointment of William Guyt, DPW Foreman as the Designated Employer Representative for Commercial Driver’s License regulations, effective immediately. (see Correspondence #2)

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Approve the retirement of William Essmann as Chief of the Northvale Police Department effective June 1, 2019.

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MONTHLY CORRESPONDENCE –

Mayor Marana stated that the following reports are on file in the Borough Clerk’s office and can be viewed by the public between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

- Building Department
- Fire Department
- Fire Prevention
- Municipal Court
- Recreation Minutes
- Tax Collector
- Grantswriter

CORRESPONDENCE –

1. Letter – State of New Jersey – DOT – March 25, 2019
Re: Paris Avenue Streetscape Award - \$202,000

Mayor stated that we were awarded a \$202,00 for Paris Avenue Streetscape.

2. Notice – Bergen County Joint Insurance Fund– MEL Safety Institute
Re: Designation of Employer Representative and Backup
For CDL Training – Training Session – Wednesday, May, 1, 2019
Mahwah – 8:30 a.m. – 2:30 p.m.
3. Article – Northern Valley Daily Voice– March 28, 2019
Re: 18 Small NJ Towns Named Among 100 Safest in America
4. Letter – Rogut McCarthy LLC – April 8, 2019
Re: Emergency Note

RESOLUTIONS – Consent Agenda

“All items are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Any item may be removed for further discussion or for a roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business”

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

RESOLUTION #2019-68

TITLE: GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL OPPORTUNITY COMMISSION'S "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A 40A:4-5 as amended by P.L. 2017, c.183 requires that the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under title VII of the Civil Rights Act of 1964" *as amended*, 42 U.S.C. § 200e *et. seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Northvale, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Borough Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.



RESOLUTION #2019-69

TITLE: A RESOLUTION AMENDING APPOINTMENT OF MUNICIPAL REPRESENTATIVES TO THE BERGEN COUNTY COMMUNITY DEVELOPMENT REGIONAL COMMITTEE

WHEREAS, the Municipality of Northvale has entered into a three year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 *et seq.* and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the Municipal Council to appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2018-2019 term starting July 1, 2018 and ending on June 30, 2019; and

WHEREAS, the Borough of Northvale made its appointments to the Bergen County Community Development Regional Committee on September 12, 2018 via Resolution #2018-115, naming Mayor Stanley E. Piehler as the representative of the Borough; and

WHEREAS, on January 1, 2019, Patrick J. Marana was sworn in as Mayor and will now be representing the Borough of Northvale on the CDBG Regional Committee; his alternate is Councilman Louis DeLisio and the Council Representative is Councilman Michael Small with his alternate; Councilman Joseph McGuire.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Northvale hereby amends Resolution #2018-115 naming Patrick J. Marana, Mayor with the above mentioned changes to the Community Development Regional Committee for FY 2018-2019; and

BE IT FURTHER RESOLVED that an original copy of this resolution be emailed and postage mailed to Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, Fourth Floor; Hackensack, New Jersey 07601 for receipt no later than Thursday, April 11, 2019.



RESOLUTION #2019-70

TITLE: AUTHORIZE PROFESSIONAL SERVICES FOR MASER CONSULTING – 2019 Road Resurfacing Program – NVB-306P

WHEREAS, the Borough is in need of the above mentioned services; and

WHEREAS, Maser Consulting has prepared a scope of services per their letter dated March 21, 2019 as follows:

SCOPE OF SERVICES

Construction Observation & Administrative Services \$19,500.00

WHEREAS, the Chief Financial Officer certifies that funds will be available through the Capital Account not to exceed \$19,500.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby approve Proposal for Professional Construction Observation & Administrative Service for Maser Consulting.



RESOLUTION #2019-71

TITLE: AUTHORIZE PROFESSIONAL SERVICES FOR MASER CONSULTING – Livingston Street Sidewalk and Streetscape Improvements – FY 17 and FY 18 – NVB-289P

WHEREAS, the Borough is in need of the above mentioned services; and

WHEREAS, Maser Consulting has prepared a scope of services per their letter dated March 25, 2019 as follows:

SCOPE OF SERVICES

Construction Administrative Services \$35,750.00

WHEREAS, the Chief Financial Officer certifies that funds will be available through the Capital Account not to exceed \$35,750.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby approve Proposal for Professional Construction Observation & Administrative Service for Maser Consulting.



RESOLUTION #2019-72

TITLE: APPROVE SETTLEMENT OF TAX APPEAL FOR FILIA REALTY GROUP – 210 INDUSTRIAL PARKWAY - BLOCK 603, LOT 5

WHEREAS, FILIA REALTY CORP. is the record owner of property situated at Block 603, Lot 5, with a street address of 210 Industrial Parkway located in the Borough of Northvale, New Jersey, and

WHEREAS, FILIA REALTY CORP. is the Plaintiff in legal actions against the Borough of Northvale in the Tax Court of New Jersey, specifically Docket Nos.: 010454-2012, 007014-2013, 008659-2014, 005083-2015, 006651-2016, 006280-2017, and 002075-2018 challenging the actions of the Borough and the Bergen County Board of Taxation with respect to the assessment of their property, and

WHEREAS, the parties now wish to amicably resolve the outstanding issues regarding the assessment of the property and settle the lawsuits between them pending in the Tax Court of New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that Florio Kenny Raval, L.L.P., Tax Appeal Counsel for the Borough of Northvale in these matters, is hereby authorized to execute on behalf of the Borough of Northvale, a Stipulation of Settlement resolving the Complaints filed by:

- 1) FILIA REALTY CORP., for property situated at Block 603, Lot 5, 210 Industrial Parkway, Northvale, New Jersey 07647.
- 2) For tax years 2012, 2013, 2014, 2015, 2016, 2017 and 2018:

Assessment Affirmed:

Year: 2012	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$ 483,300	Direct	\$ 483,300
Impvts	<u>\$3,030,500</u>	Appeal	<u>\$3,030,500</u>
Total	\$3,513,800		\$3,513,800

Year: 2013	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$ 483,300	Direct	\$ 483,300
Impvts	<u>\$3,030,500</u>	Appeal	<u>\$3,030,500</u>
Total	\$3,513,800		\$3,513,800

Year: 2014	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$ 483,300	Direct	\$ 483,300
Impvts	<u>\$3,030,500</u>	Appeal	<u>\$3,030,500</u>
Total	\$3,513,800		\$3,513,800

Assessment Reduced:

Year: 2015	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$ 483,300	Direct	\$ 483,300
Impvts	<u>\$3,030,500</u>	Appeal	<u>\$2,930,500</u>
Total	\$3,513,800		\$3,413,800

Year: 2016	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$ 483,300	Direct	\$ 483,300
Impvts	<u>\$3,030,500</u>	Appeal	<u>\$2,930,500</u>
Total	\$3,513,800		\$3,413,800

Year: 2017	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$ 483,300	Direct	\$ 483,300

Impvts	<u>\$3,030,500</u>	Appeal	<u>\$2,930,500</u>
Total	\$3,513,800		\$3,413,800
Year: 2018	Original	County Board	Requested Tax
	Assessment	Judgment	Court Judgment
Land	\$ 483,300	Direct	\$ 483,300
Impvts	<u>\$3,030,500</u>	Appeal	<u>\$2,930,500</u>
Total	\$3,513,800		\$3,413,800

Interest on any refund due is waived, provided the refund is made within 60 days of the date judgment is issued by the Court.



RESOLUTION #2019-73

TITLE: APPROVE SETTLEMENT OF TAX APPEAL FOR 140 WALNUT STREET – BLOCK 1011, LOT 1

WHEREAS, 140 WALNUT STREET, LLC, is the record owner of property situated at Block 1011, Lot 1, with a street address of 138-140 Walnut Street located in the Borough of Northvale, New Jersey, and

WHEREAS, 140 WALNUT STREET, LLC, is the Plaintiff in legal actions against the Borough of Northvale in the Tax Court of New Jersey, specifically Docket Nos.: 008410-2013, 005339-2014, 002444-2015, 002060-2016, 003913-2017, and 001858-2018, challenging the actions of the Borough and the Bergen County Board of Taxation with respect to the assessment of its property, and

WHEREAS, the parties now wish to amicably resolve the outstanding issues regarding the assessment of the property and settle the lawsuits between them pending in the Tax Court of New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that Florio Kenny Raval, L.L.P., Tax Appeal Counsel for the Borough of Northvale, is hereby authorized to execute on behalf of the Borough of Northvale, a Stipulation of Settlement resolving the Complaints filed by:

- 1) 140 WALNUT STREET, LLC, for property situated at Block 1101, Lot 1; 138-140 Walnut Street, Northvale, New Jersey 07647;
- 2) For tax years 2013, 2014, 2015, 2016, 2017, and 2018.

Block: 1101
Lot: 1
Street Address: 138-140 Walnut Street

Assessment Affirmed:

Years: 2013 and 2014

	Original	County Board	Requested Tax
	Assessment	Judgment	Court Judgment
Land	\$516,000	N/A	\$516,000
Impvts	<u>\$641,600</u>	N/A	<u>\$641,600</u>
Total	\$1,157,600	N/A	\$1,157,600

Assessment Reduced:

Years: 2015, 2016, 2017, and 2018

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$516,000	N/A	\$516,000
Impvts	<u>\$641,600</u>	N/A	<u>\$584,600</u>
Total	\$1,157,600	N/A	\$1,100,000

Interest on any refund due is waived; provided the refund is made within 60 days of the date judgment is issued by the Court.



RESOLUTION #2019-74

TITLE: A RESOLUTION URGING THE NEW JERSEY BOARD OF PUBLIC UTILITIES TO REQUIRE LANDLINE AND WIRELESS TELEPHONE SERVICE UTILITIES TO IMPLEMENT THE NECESSARY TECHNOLOGY TO BLOCK ROBOCALLS TO THEIR CUSTOMERS, FREE OF CHARGE, AND TO ENACT REGULATIONS TO PREVENT ROBOCALLS FROM REACHING CUSTOMERS

WHEREAS, A “robocall” is a telephone call often placed by telemarketers who use a computerized auto dialer to deliver a pre-recorded message; and

WHEREAS “Telephone scammers” are individuals or groups that make unsolicited phone calls to individuals with the purpose of stealing money or personal information. Scams may come through phone calls from real people, robocalls, or text messages. The Scammers often make false promises, such as opportunities to buy products, invest money, or receive free product trials. Scammers may also offer money through free grants and lotteries. Some scammers call pretending to be from government agencies, such as the IRS with threats of jail or lawsuits if they are not paid; and

WHEREAS, “Neighbor spoofing”, otherwise known as “NPA-NXX spoofing”, is a form of caller ID fraud used by telemarketers, scammers, and robocallers. “Neighbor spoofing” uses auto-dialing and VoIP (Voice over Internet Protocol) services to send unsolicited phone calls. These calls have an outgoing Caller ID that closely matches your area code and phone number. By mimicking their caller ID as closely as possible to the phone number they are placing the call to, spammers can trick more of their targets into answering the phone. This strategy ultimately increases the odds spammers will successfully get victims to give up personal information scammers can use to steal; and

WHEREAS, Under federal law, written consent is required for all robocalls or texts made to a wireless telephone number; further, telemarketers have never been permitted to make robocalls to a wireless telephone number based solely on an "established business relationship" with the customer; and

WHEREAS, Robocalls and Scammer calls have increased in recent years because new technology has made it cheaper and easier for telemarketers and Scammers to make calls from anywhere in the world while hiding their identities by displaying fake caller identification information by using, among other devious tactics, “Neighbor spoofing”; and

WHEREAS, most telephone users consider robocalls and scammer calls to be a nuisance and disruptive and are frustrated with their inability to stop scam or robocalls; and

WHEREAS, Scammer calls in particular place unknowing individuals of our community in peril of economic and emotional hardship; and

WHEREAS, While New Jersey and other states have enacted laws to curtail unwanted scammer and telemarketing calls including robocalls, enforcing these laws has proven difficult as many of the unwanted telemarketing and scammer calls originate out-of-state or from foreign countries; and

WHEREAS, There is technology available that could block scammer and robocalls from reaching customers; and

WHEREAS, Landline and wireless telephone service providers are, for the most part, Public Utilities and within the governing purview of the New Jersey Board of Public Utilities; and

WHEREAS, Landline and wireless telephone service providers can implement the necessary technology that would block robocalls from reaching customers; and

WHEREAS, the New Jersey Board of Public Utilities should enact the necessary regulations to require landline and wireless telephone service providers to block robocalls from reaching their customers.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale that the New Jersey Board of Public Utilities is to respectfully urge landline and wireless telephone service providers to implement the necessary technology to block scam and robocalls to their customers, free of charge, and to enact regulations to prevent scam and robocalls from reaching customers; and

BE IT FURTHER RESOLVED Copies of this resolution, shall be sent to the New Jersey Board of Public Utilities and to Northvale's Representatives in the New Jersey State Senate and House.



RESOLUTION #2019-75

TITLE: AUTHORIZE MAYOR TO SIGN SHARED SERVICE AGREEMENT WITH THE BOROUGH OF PARAMUS FOR GRASS/BRUSH AND VEGETATIVE WASTE PICK UP FOR 2019

WHEREAS, the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., allows any municipality or county to enter into a contract with any other municipality or county for the joint provision of any services within their joint jurisdiction; and

WHEREAS, the Borough of Northvale and the Borough of Paramus seek to enter into a (Interlocal) Shared Services Agreement wherein the Borough of Paramus will provide the pickup of grass, brush and vegetative waste from March 21, 2019 and terminating September 26, 2019; and

WHEREAS, the Chief Financial Officer has certified that funds will be available through the department of public works current budget #'s under the heading of recycling collection and disposal; and

WHEREAS, the Mayor and Council of the Borough of Northvale hereby agree to the terms of the contract and the expenditure of funds pursuant to the terms hereof;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize Mayor Patrick J. Marana to execute said agreement (attached hereto) between the Borough of Northvale and the Borough of Paramus for the pickup of grass, brush and vegetative waste by the Borough of Paramus.



RESOLUTION #2019-76

TITLE: APPROVE RAFFLE LICENSE #RL 199 – THE KNIGHTS OF COLUMBUS – NORWOOD CHAPTER – 50/50 ON-PREMISE DRAW

BE IT HEREBY RESOLVED, that the following license to conduct a 50/50 on Premise Draw be issued to:

NAME: Knights of Columbus
Immaculate Conception Council

ADDRESS: 211 Summit Street, Norwood, NJ 07648

LOCATION OF RAFFLE: 199 Walnut Street, Northvale, NJ 07647

TYPE OF RAFFLE: 50/50 On-Premise Draw

DATE OF RAFFLE: May 10, 2019 – 6PM – 8PM

I.D.#: 355-6-42364

RAFFLE LICENSE #: RL 199

BE IT FURTHER RESOLVED, that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.



RESOLUTION #2019-77

TITLE: APPROVE TAX APPEAL SETTLEMENT FOR 1554 UNION STREET ASSOCIATES C/O PANTHEON PRP – 251 UNION STREET – BLOCK 602, LOT 1

WHEREAS, 1554 UNION ST ASSOC C/O PANTHEON, is the record owner of property situated at Block 602, Lot 1, with a street address of 251 Union Street located in the Borough of Northvale, New Jersey, and

WHEREAS, 1554 UNION ST ASSOC C/O PANTHEON, is the Plaintiff in legal actions against the Borough of Northvale in the Tax Court of New Jersey, specifically Docket Nos.: 005782-2015, 001007-2016, 000933-2017, challenging the actions of the Borough and the Bergen County Board of Taxation with respect to the assessment of its property, and

WHEREAS, the parties now wish to amicably resolve the outstanding issues regarding the assessment of the property and settle the lawsuits between them pending in the Tax Court of New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that Florio Kenny Raval, L.L.P., Tax Appeal Counsel for the Borough of Northvale, is hereby authorized to execute on behalf of the Borough of Northvale, a Stipulation of Settlement resolving the Complaints filed by:

- 1) 1554 UNION ST ASSOC C/O PANTHEON, for property situated at Block 602, Lot 1; 251 Union Street, Northvale, New Jersey 07647;
- 2) For tax years 2015, 2016, and 2017.

Block: 602
Lot: 1

Street Address: 251 Union Street

Assessment Affirmed:

<u>Year: 2015</u>	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$4,401,000	N/A	\$4,401,000
Impvts	<u>\$7,999,000</u>	N/A	<u>\$7,999,000</u>
Total	\$12,400,000	N/A	\$12,400,000

Assessment Reduced:

Year: 2016 and 2017

	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$4,401,000	N/A	\$4,401,000
Impvts	<u>\$7,999,000</u>	N/A	<u>\$7,399,000</u>
Total	\$12,400,000	N/A	\$11,800,000

Interest on any refund due is waived; provided the refund is made within 60 days of the date judgment is issued by the Court.



RESOLUTION #2019-78

TITLE: A RESOLUTION APPOINTING WANDA A. WORNER AS THE MUNICIPAL HOUSING LIAISON FOR THE BOROUGH OF NORTHVALE

WHEREAS, the Borough of Northvale has petitioned the Superior Court of New Jersey for a Declaratory Judgment that its Housing Element and Fair Share Plan is compliant with its constitutional obligation to provide its fair share of the regional need for very-low, low, and moderate income housing; and

WHEREAS, the Borough's Housing Element and Fair Share Plan will result in the creation of housing units affordable to and intended for occupancy solely by qualified very-low, low, and moderate income households; and

WHEREAS, the Borough Council of the Borough of Northvale has determined to appoint and designate Wanda Worner as its Municipal Housing Liaison, to fulfill the duties set forth in Ordinance #820-2006 (adopted May 10, 2006), creating the position of Municipal Housing Liaison; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Northvale, County of Bergen, that the Borough of Northvale hereby appoints Wanda A. Worner as its designated Municipal Housing Liaison.



RESOLUTION #2019-79

TITLE: APPROVE SETTLEMENT OF TAX APPEAL FOR PFD INVESTCO – 37 INDUSTRIAL PARKWAY, BLOCK 608, LOTS 1 & 2

WHEREAS, PFD INVESTCO, LLC, is the record owner of property situated at Block 608, Lots 1 and 2, with a street address of 37 INDUSTRIAL PARKWAY located in the Borough of Northvale, New Jersey, and

WHEREAS, PFD INVESTCO, LLC, is the Plaintiff in legal actions against the Borough of Northvale in the Tax Court of New Jersey, specifically Docket Nos.: 014437-2015, 013097-2017, and 013158-2018, challenging the actions of the Borough and the Bergen County Board of Taxation with respect to the assessment of its property, and

WHEREAS, the parties now wish to amicably resolve the outstanding issues regarding the assessment of the property and settle the lawsuits between them pending in the Tax Court of New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that Florio Kenny Raval, L.L.P., Tax Appeal Counsel for the Borough of Northvale, is hereby authorized to execute on behalf of the Borough of Northvale, a Stipulation of Settlement resolving the Complaints filed by:

- 1) PFD INVESTCO, LLC, for property situated at Block 608, Lots 1 and 2; 37 INDUSTRIAL PARKWAY, Northvale, New Jersey 07647;
- 2) For tax years 2015, 2017, and 2018.

Block: 608
Lot: 1
Street Address: 37 INDUSTRIAL PARKWAY

Assessment Reduced:

<u>Year: 2015</u>	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$175,500	\$175,500	\$175,500
Impvts	<u>\$771,100</u>	<u>\$716,100</u>	<u>\$479,000</u>
Total	\$946,600	\$891,600	\$654,500

<u>Year: 2017</u>	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$175,500	\$175,500	\$175,500
Impvts	<u>\$716,100</u>	<u>\$716,100</u>	<u>\$479,000</u>
Total	\$891,600	\$891,600	\$654,500

<u>Year: 2018</u>	Original Assessment	County Board Judgment	Requested Tax Court Judgment
Land	\$175,500	\$175,500	\$175,500
Impvts	<u>\$716,100</u>	<u>\$716,100</u>	<u>\$479,000</u>
Total	\$891,600	\$891,600	\$654,500

Interest on any refund due is waived; provided the refund is made within 60 days of the date judgment is issued by the Court.



RESOLUTION #2019-80

TITLE: APPROVE RAFFLE LICENSE #RL 200 ST. ANTHONY’S RC CHURCH – CASINO NIGHT

BE IT HEREBY RESOLVED, that the following license to conduct a Casino Night be issued to:

NAME: St. Anthony's RC Church
ADDRESS: 199 Walnut Street
LOCATION OF RAFFLE: 199 Walnut Street
DATE OF RAFFLE: June 15, 2019 – 6PM – 12 AM
I.D.#: 353-1-146
RAFFLE LICENSE #: RL 200

BE IT FURTHER RESOLVED, that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.



RESOLUTION #2019-81

TITLE: AWARD BID FOR THE 2019 ROAD RESURFACING PROGRAM ON BEHALF OF THE RIVERSIDE COOPERATIVE

WHEREAS, NJSA 40A:11-10(1) authorizes contracting units to enter into cooperative pricing agreements; and

WHEREAS, the Borough of Northvale has volunteered to act as “Lead Agency” for the purchase of work, materials and supplies for the Riverside Cooperative for the year 2019; and

WHEREAS, the Borough of Northvale received five (5) bids on April 9, 2019 for the 2019 Riverside Cooperative Road Improvement Program on behalf of the Boroughs of Alpine, Demarest, Englewood Cliffs, Harrington Park, Haworth, Northvale, River Edge and Tenafly; and

WHEREAS, the bids have been tabulated and reviewed by Mr. Carl O'Brien of Maser Consulting, Borough Engineer for the Borough of Northvale and for the Riverside Cooperative.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to D & L Paving Contractors, Inc., 675 Franklin Avenue, Nutley, New Jersey 07110 in the amount of \$3,100,307.12

BE IT FURTHER RESOLVED that the Northvale Mayor and Borough Clerk be and are hereby authorized and directed to execute a Master Contract with the above named firm for the 2019 road Resurfacing Program acting as the Lead Agency on behalf of the Riverside Cooperative, RC-35-19-01; and

BE IT FURTHER RESOLVED that the Boroughs of Alpine, Demarest, Englewood Cliffs, Harrington Park, Haworth, Northvale, River Edge and Tenafly shall be responsible for entering into individual contracts with the above named firm covering the scope of work under the Base Bid for each respective municipality.

OPEN THE MEETING TO THE PUBLIC –

Mayor Marana stated that he would like to open the meeting to the public for any questions on resolution #'s 2019-68 through 2019-81.

Paul Bazela – 165 Washington Street - had a question with regard to the resolution authorizing the Mayor to sign an agreement with the Borough of Paramus for the grass/brush pickup. He asked if this was done prior to the meeting. Mayor Marana responded no. Mr. Bazela stated that it was posted on social media that this was

happening. Mayor Marana stated that there was a proposal on the agenda last month. Mr. Bazela asked Mayor Marana who went out to get the proposals and Mayor Marana responded that he did. Mr. Bazela cautioned the council about posting items to social media prior to them occurring as a deal could fall through after it was made to look as if the deal was done. He stated that it wasn't a good idea to post items such as these on social media. Councilman McGuire stated that it was posted on social media as last year there was a complaint made that there was no communication by the Mayor and Council on what was happening in the Borough. Mr. Bazela felt that the council should be wary about posting on social media.

There being no further comments; Mayor Marana asked for a roll call vote on the Consent Agenda items. (Resolution #'s 2019-68 through 2019-81).

ON THE QUESTION: Councilman McGuire stated that he will be abstaining on Resolution #'s 74, 76 and 80.

ROLL CALL VOTE: Councilman Argiro, Councilman DeLisio, Councilman McGuire, Councilman Shepard, Councilman Small and Councilman Sotiropoulos voted yes.

RESOLUTIONS – not on Consent Agenda



RESOLUTION #2019-82

TITLE: PAYMENT OF BILLS

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

WHEREAS, claims have been submitted to the Borough of Northvale in the following amounts under various funds of the borough:

Current Appropriations (2018)	\$17,152.45
Current Appropriations (2019)	\$260,007.31
General Capital Fund	\$4,461.00
Grant Fund	\$250.00
Police DEA Trust	\$5,381.74
Animal Trust	\$56.40
Food Trust	\$2,137.50
Escrow Trust	\$16,145.00
Recreation Trust	\$8,708.70
TOTAL	\$314,300.10

WHEREAS, above claims have been listed and summarized in the attached Bills List Report, and the corresponding vouchers have been reviewed and approved by the department head, council liaison, finance committee, and the chief financial officer; and

WHEREAS, the Chief Financial Officer has determined that the funds have been properly appropriated for such purposes and are available in the Borough of Northvale, and that the claims specified on the schedule attached hereto, following examination and approval by the finance committee, be paid and checks issued accordingly; and

WHEREAS, claims have already been paid in the following amounts for the purpose specified below during the course of the year:

Payroll – Salaries & Wages	03-08-2019	\$172,121.99
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Payroll – Salaries & Wages	03-22-2019	\$152,843.15
Health Benefits	March 2019	\$51,669.77
Local School Taxes	March 2019	\$840,496.91
Regional School Taxes	March 2019	\$759,089.50
TOTAL		\$1,976,221.32

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Northvale that the claims totaling **\$2,290,521.42** and ratified respectively.

The bill list is as follows:

2019 Bills	VENDOR	AMOUNT	DESCRIPTION
4/10/2019	Staples	215.59	Admin Office Operations
	Florio Kenny Raval	9160.28	Dec Legal Service – Tax Appeals
	MC Graphics	50.82	Vinyl Graphics – Police Department
	Northvale Public Library	1524.23	2018 Library Levy Contribution – Balance
	State of New Jersey	50.00	Marriage License Fees Due
	Treasurer State of New Jersey	7229.00	1 st quarter fees due
	File Bank Inc.	3145.72	January & February Storage & OPRA
	NJLM	25.00	Mayors Roundtable Seminar
	Wanda A. Worner	250.54	Doteasy Renewal
	Wanda A. Worner	19.99	Adobe Export
	Millenium	2500.00	January and March Grant Services
	Rogut McCarthy LLC	3607.12	Bond Anticipation Notes Renewal
	Society Professional Assessors	210.00	Class – J Guercio – R Brescia
	Maser Consulting	11546.25	Engineering, Grants, Storm Water Services
	D & E Uniform	16.00	Nameplate W. Guyt – Planning/Zoning
	File Bank	3827.25	Return of Building Department Files
	Otterstedt Agency	1348.00	Accidental Death & Disability Policy
	Bergen County Municipal JIF	64670.00	2 nd quarter payment
	Delta Dental	4770.75	April Employee Dental
	Dearborn Life Insurance	85.05	Employee Life Insurance
	Watch Guard/VE Ralph & Sons	774.40	In Car Video Maint – Adult Defib Pads
	Bergen County Prosecutor's Office	6000.00	MARS Maintenance Agreement – Data Line
	Interborough Radio	16239.50	2 quarter payment
	Penguin Management/Interboro Mutual Aid	2765.50	FD – Emergency Notifications/Membership
	D & E Uniforms	346.40	FD – Uniform Supplies
	Minuteman Press	365.50	Fire Prevention – Supplies
	Pesh-e-Electric – B. Bodrato	455.60	Repair Street Light – Vehicle Registrations
	Van Dine Motors	372.00	Vehicle Maintenance
	Ferguson Enterprises	132.27	Vehicle Maintenance
	Reed Systems	1794.50	Brine
	Interstate Waste Services	19677.71	March Trash Collections/Disposal
	Clifton Elevator Services	172.52	April Elevator Maintenance
	One Call Concepts	25.84	Utility Markouts
	TYCO Animal Control	610.00	March Animal Control Services
	Minuteman Press	74.00	March Senior Newsletter
	Trooper Foods	441.65	March Senior Meals Supplies
	Carlisle, Whittaker, Sinisi	444.00	Senior Center Instructors/Shoppers Assistant
	Farrel, Felici	1734.00	Senior Center Reception/General Office Work
	Rudy's Restaurant	170.00	Golden Age Pizza Bingo – March
	Northvale Public Library	25000.00	1 st quarter Levy Contribution
	Mindich, Carpanini	233.42	Easter Party
	Rockland Electric	3059.00	February Electricity
	Verizon	126.10	March Telephone Service
	P S E & G	5323.69	Natural Gas March
	Rachles/Michele's Oil co.	5457.47	Gas and Diesel
	Interstate Waste Services	19667.71	March Trash Collection
	Kraus, Springsteen	210.00	Deputy Court/Recording Operator

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2019-83

TITLE: APPROVE THE 2019 EMERGENCY TEMPORARY APPROPRIATIONS

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio

<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman Sotiropoulos

WHEREAS, Section 40A:4-20 of the Revised Statutes of the Local Budget Act provides that, where any contract, commitments or payments are to be made prior to the adoption of the 2019 budget, emergency temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, County of Bergen, that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

Mayor & Council	
Salaries and Wages	7,000.00
Administration & Executive	
Salaries and Wages	30,000.00
Other Expenses	30,000.00
Financial Administration	
Salaries and Wages	18,000.00
Other Expenses	3,000.00
Collection of Taxes	
Salaries and Wages	16,000.00
Other Expenses	3,000.00
Assessment of Taxes	
Salaries and Wages	5,000.00
Legal Services & Costs	
Other Expenses	15,000.00
Engineering Services	
Other Expenses	25,000.00
Planning Board	
Salaries and Wages	500.00
Other Expenses	2,000.00
Uniform Construction Code	
Salaries and Wages	26,000.00
Other Expenses	2,000.00
Code Compliance	
Salaries and Wages	4,000.00
Insurance	
Worker's Compensation	129,340.00
Other Insurance	1,500.00
Group Insurance Plan	135,000.00
Police	
Salaries and Wages	450,000.00
Other Expenses	25,000.00
Radio Services Interboro	15,000.00

Fire	
Other Expenses	10,000.00
Fire House Rental	5,000.00
Fire Hydrant Service	20,000.00
Fire Prevention Bureau	
Salaries and Wages	10,000.00
Other Expenses	1,000.00
Prosecutor	
Salaries and Wages	2,500.00
Municipal Court	
Salaries and Wages	20,000.00
Other Expenses	1,000.00
Public Defender	
Salaries and Wages	1,000.00
Public Works	
Salaries and Wages	135,000.00
Other Expenses	25,000.00
Garbage & Trash Removal	
Solid Waste Collection	60,000.00
Solid Waste Disposal	60,000.00
Recycling	
Salaries and Wages	2,000.00
Other Expenses	2,000.00
Buildings & Grounds	
Other Expenses	8,000.00
Sewer Maintenance	
Other Expenses	5,000.00
Senior Van Driver	
Salaries and Wages	5,000.00
Board of Health	
Salaries and Wages	5,000.00
Other Expenses	6,000.00
Animal Control	
Other Expenses	1,500.00
McGuire Memorial Center	
Salaries and Wages	10,000.00
Other Expenses	10,000.00
Parks & Playgrounds	
Other Expenses	5,000.00
Utilities	

Electricity	15,000.00
Street Lighting	10,000.00
Telephone	10,000.00
Water	3,000.00
Natural Gas	6,000.00
Gasoline	10,000.00
Municipal Library	75,000.00
Sewer Authority (BCUA)	141,000.00
Social Security System	60,000.00
Defined Contribution Retirement	500.00
Police/Firemen's Retirement	478,413.00
Public Employees' Retirement	154,908.00
TOTAL APPROPRIATIONS:	\$2,316,161.00

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



ORDINANCES – 2nd reading –

ORDINANCES – 1st reading –

PUBLIC HEARING –

HEARING OF THE PUBLIC –

Rich Goddin – 418 West Avenue – had questions with regard to the postings on the Borough website. He stated that it doesn't appear that the financial statements are up to date. The Borough Clerk stated that some of the documents are filed directly with the State Division of Local Government Services. Mr. Goddin commented that it looks incomplete. He further questioned what is happening with CSX and that he would like to see it done. He stated that someone made the suggestion to call Senator Weinberg to find out what was going on. Mayor Marana stated that he and the Borough Engineer had a conference call with Senator Weinberg's staff members and they stated that there was little that she could do on the state level. Railroad regulation is much more of a federal issue. Mayor Marana stated that he has also had telephone and email contact with both Corey Booker's and Josh Gottheimer's offices. Both stated that they would contact CSX engineering in an attempt to get things going. Mr. Goddin thought that perhaps this issue should be brought to the attention of the newspapers as this is a big issue.

Mr. Goddin further asked about the certified public works certificate as this was something that he brought up at the last meeting. He wanted to know if the Borough Engineer is holding the CPWM license. Mr. O'Brien stated that he does hold the license, but that this is a function of the Department of Public Works. Mr. Goddin further asked about the third party survey of the DPW. He stated that he would like to OPRA the document. He asked if the survey addressed staffing in the DPW and Mayor Marana stated that the survey found that staffing was heavy in the management area, but that has since been corrected.

Mr. Goddin also asked for an update on the Clinton Avenue property and the status of Petrillo Deli's portion of the streetscape project. Mr. O'Brien stated that the streetscape in front of Petrillo's Deli is done already and that it was done with a grant.

Jennifer Kelemen – Librarian – Northvale Public Library - thanked Mayor Marana for the Proclamation for National Library Week. She stated that she would like to see everyone utilize the library and that they are all willing to work to help anyone who needs it.

Paul Bazela – 165 Washington Street - Stated he would not like to see time limits on the public comments as was previously discussed. He stated that the time limit would prohibit the public from speaking their minds and that the residents have a right to speak.

Daryl George – 405 Johned Road - Thanked the Mayor and Council for the Proclamation on Library Week. She also stated that she is also a member of the school board. She asked that the Mayor and Council limit the time of people speaking at the meeting. She further stated that she appreciates social media and that she also appreciated the "robocall" that went out by the Mayor on the grass collection.

John Saunier – 174 Washington Street - Stated that he prepared a letter for the Mayor and Council with regard to the work that he had done on the ambulance on his own time. He handed the letter to the Mayor and Mayor Marana thanked him for the work that he did on the vehicle.

Susan DePalma – 196 Lambert Avenue - Wanted to know if the Construction Department Technical Assistant position had been posted. Mayor Marana explained that the position had not yet been posted/advertised. Mayor Marana further explained that the next step would be for the Personnel Committee to meet and to determine if the position would be filled internally or externally.

Bill Bauer – 216 Washington Street - Asked if the Borough Attorney is representing the town in the lawsuit brought by a resident in the Borough. He stated that it was stated at a hearing that Mr. Carlomagno was 45 days too late in filing his suit. He asked if this is being put off so that the Borough Attorney can bill the town more? He asked if the Mayor and Council voted at a meeting to have the Borough Attorney represent the town and it was stated that it was. He stated that he will be at Borough Hall tomorrow to file an OPRA request for that resolution. He asked why did the Mayor and Council disregard what the zoning/planning board had put in the developers agreement with regard to the property. He further stated that he thought that it was illegal to sell the property without an Ordinance. Ms. Rosendahl stated that Mr. Bauer can make his comments with regard to this issue, but that the Mayor and Council will not be able to speak on this issue as it is a litigation matter. Mr. Bauer wanted to know when the Mayor and Council will be able to speak on the matter and where is the money coming from to defend this case. He further stated that when the property is built on there will be 100% run-off. He stated that there will have to be some kind of holding tank to hold the water. He feels that this is something that should be looked at.

There being no further comments or questions from the public; Mayor Marana closed the meeting to the public at this time.

Close meeting to the public – 7:56 PM

MAYOR AND COUNCIL REPORTS –

Councilman Sotiropoulos - Reported on the Ambulance Corps statistics for this past month. He spoke with regard to the Cho Dae golf outing. It is May13, 2019 at 7PM. He further reported that Police Chief Essmann is retiring his last day will be June 1st of this year. He stated that he met with the DPW and with recreation to help to get the fields ready for opening day. He further reported that they met with Anthony at the school and they will work with the town to work on the fields at the school. Norwood lent their

chipper to the Borough recently and the DPW was able to take care of all the chipping in one day. Macadam plants are now open so the DPW is working on the potholes. Paramus started picking up the grass and they do the entire town in ½ day. He stated that so far it is working great.

Councilman McGuire – Reported that Saturday is lunch with Peter Cottontail. He reported that Town Day is on track for this year. He reported that the school issued a preliminary budget and that they will be having a budget hearing on April 29th. He stated that the board passed some resolutions that were of importance to them. He stated that the Spring musical was the end of March and that April 4th is kindergarten round up and next week is the school break. May is the spring concert. He stated that he is working with the school to finalize an agreement for shared services.

Councilman Argiro – Stated that there aren't enough good things that can't be said about the Library and he was glad that they were here for the proclamation. He stated that they do very well and he congratulated them on the work that they do. There is a recreation meeting at the school this evening so that the parents can be introduced to the department heads and what to expect from recreation, especially the rules and regulations for children to play. Opening day is 4/27, there will be a pancake breakfast at Applebees as a fund raiser. He further reported that baseball and softball will work with the DPW to keep the fields up to date.

Councilman Small – Reported on the activities at the Senior Center for the past month. He reported that the Bergen County Clerk's Office will be at the Center for three days next week offering services to the seniors and the general public. He further reported that there will be a student working at the center this spring and he will be mentored by Ms. Carpanini.

Councilman Shepard – Reported on the Fire Prevention statistics for the past month and that the Fire chief is working on a grant for new radios and the new windows have been installed in the Borough Hall.

Councilman DeLisio - Reported on the planning/zoning meeting last week. He stated that they denied an application for a large multi family dwelling on Livingston Street. He said that it was a very interesting meeting. He stated that there was a lot of testimony by professionals, but it was determined that it was not in the best interest of Northvale.

Mayor Marana – Reported that the Grant Writer has submitted an Open Space Grant for a canopy at the Senior Center and that we are awaiting word of the grant award. He stated that an Open Space Grant has been proposed for Hogan Park, he explained what the grant would be for. The letter of intent has been sent and that the public hearing on the grant application will be at the May meeting. He will be attending the Mayor's roundtable meeting to discuss items that are of concern to the town. The budget is being worked on but has not been distributed as yet. He stated that the auditor got word from the state that they were going to move some stuff out of the CAP and there will be a special meeting on Monday, April 29th in order to introduce the 2019 Municipal Budget. He reported that progress is being made with Fair Share Housing and that the Affordable Housing Administrator is working on the manual that the Borough needs. He reported that the funding issues have been resolved. There will be a discussion in closed session this evening with regard to some matters with regard to Affordable Housing.

HEARING OF THE PUBLIC –

Mr. John Hogan - 414 Simon Way – Congratulated the Mayor on the Shared Services Agreement with the Borough of Paramus. He asked how much is the town saving? Mayor Marana stated that it's about \$30,000 per year. Mr. Hogan further complimented the Mayor and stated that he is turning the corner on the budget. He also stated that he had asked last year if the Fair Share Housing Agreement was approved and he was told that it was. He stated that it wasn't and that is a good thing because the Mayor sent it back to the Planning Board and they made some improvements on the plan.

He thanked the Mayor for protecting the residential character of the town by making sure that a proper plan is in place.

Edward Durfee – 215 Livingston Street – Inquired as to what is the commitment from the town on how many properties will need to be provided. Mayor Marana asked that Mr. Durfee leave his contact information as he doesn't have the information with him this evening. Ms. Rosendahl stated that this discussion should be tabled as it will be discussed in closed session this evening. She stated that once the issue is resolved everything will be disclosed to the public.

BOROUGH ENGINEER REPORTS –

Mr. O'Brien stated that his report has been submitted via e-mail to the Council. If there are any questions or comments, please feel free to ask.

BOROUGH ATTORNEY REPORTS –

Ms. Rosendahl stated that she had no report other than closed session at this time.

CLOSED SESSION – TIME: 8:17 PM

Action may not be taken upon return to open session.

RESOLUTION #2019-84

TITLE: TO PROVIDE FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT N.J.S.A 10:4-12

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

WHEREAS, the Council of the Borough of Northvale is subject to certain requirements of the Open Public Meetings Act, NJSA 10:4-6, et seq; and

WHEREAS, the Open Public Meetings Act, NJSA 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by resolution; and

WHEREAS, it is necessary for the Council of the Borough of Northvale to discuss in session not open to the public certain matter relating to an item or items authorized by NJSA 10:4-12b, as listed below:

- 1. Matters required by law to be confidential
- 2. Matters where the release of information would impair the right to receive funds.
- 3. Matters involving individual privacy
- 4. Matters relating to collective bargaining
- 5. Matters relating to the purchase, lease or acquisition of real property or the investment of public funds.
- 6. Matters relating to public safety and property.
- 7. Matters relating to litigation, negotiations and attorney client privilege.
- 8. Matters relating to the employment relationship – Personnel
- 9. Matters relating to the potential imposition of a penalty.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Northvale that immediately after the adoption of this resolution the Council shall enter into closed session.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RETURN TO OPEN SESSION – TIME: 9:29 PM

ADJOURNMENT – TIME: 9:30 PM

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilman DeLisio
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Patrick J. Marana

Mayor

ATTEST:

Wanda A. Worner

Wanda A. Worner
Borough Clerk

Approved: May 8, 2019