

MINUTES
Combined Meeting of the Mayor and Council
Wednesday, July 12, 2023
7:00 PM

Mayor McGuire called the meeting to order at 7:00 PM in the Council Chambers at 116 Paris Avenue, Northvale, New Jersey 07647.

Mayor McGuire read the Open Public Meetings Act Notice 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 have been advertised in the official Newspaper of the Borough, filed with the Municipal 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 FLAG AND MOMENT OF SILENCE

Mayor McGuire asked everyone to stand and join him in a salute to the flag. He also asked everyone to remain standing for a moment of silence remembering the two firefighters that lost their lives in Newark and also lifelong resident, Waldine Bodrato, who passed away at the age of 95. She was a former Borough employee and is the mother of our DPW Superintendent.

Mayor McGuire asked for a roll call vote:

Mayor McGuire	Present	Council President McMorrow	Present
Councilman Argiro	Present	Councilman Mattessich	Present
Councilman Hogan	Present	Councilman Menafra	Present
		Councilman Sokoloski	Absent

Other Officials Present:

Kenneth Ralph, Borough Attorney
Scott Loverich, Borough Engineer
Joseph Luppino, Chief Financial Officer
Frances Weston, Municipal Clerk

Mayor McGuire mentioned that Councilman Sokoloski had surgery today and all is going well.

Mayor McGuire suspended the regular order of business. Mayor McGuire asked for a motion and second for the second reading of Ordinance #1070-2023. Motion was made by Councilman Mattessich, seconded by Councilman Argiro.

ORDINANCE #1070-2023 – 2ND Reading

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CY 2023 (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Borough of Northvale in the County of Bergen finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council of the Borough of Northvale hereby determines that a 1.00 % increase in the budget for said year, amounting to \$72,655.45 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and Council of the Borough of Northvale hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Northvale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Northvale shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.00%, amounting to \$72,655.45, and that the CY 2023 municipal budget for the Borough of Northvale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Mayor McGuire opened the meeting to the public for questions or comments on Ordinance #1070-2023. There being no questions or comments, Mayor McGuire closed the meeting to the public.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

Mayor McGuire opened the meeting to the public for questions or comments on the 2023 Municipal budget.

John Hogan, 414 Simon Way – this is a historical increase. It has increased \$1,1MM this year from last year. Why was a budget mailer not sent out to the residents as it has been in the past? All the residents received was a summary. Mayor McGuire answered that it was wasteful to send out 4 pages. It is posted on the website and available at the Borough Hall. Mr. Hogan also said the Seniors are upset that they did not receive the whole budget. Mr. Hogan states that the mailer insinuates that the Mayor was left with a mess when he was left with \$603,000. Mayor McGuire replied that he did not say he was left with a mess. Mr. Hogan further stated that there was \$1.6MM in cash on hand from last year. He continued that the Mayor wrote in his newsletter that the County had a 7% increase, however, the affect on Northvale is 3% or less. Mr. Hogan asked why were new professionals given more money, close to \$50,000? Mayor McGuire answered that from January to May we have paid \$77,000 less to the professionals which included adding an IT Professional. Mr. Hogan next questioned with the interest rate up 7%, why authorize a \$910,000 capital bond with higher interest rates and why pave more roads. Mayor McGuire replied that last year we bonded \$420,000 for road paving and an additional \$270,000 for Clinton Avenue which totaled around \$700,000. Mr. Hogan also pointed out that Roy also said at the last meeting that the budget should have been lowered.

Pat Marana, 412 Crest Drive – last year, Mr. Wielkocz recommended going with a 0% increase. Municipal relief was up and higher interest rates. There was a lot of cash on hand. UCC fees are a problem, added assessment is strong this year, debt service is a problem. Rio Vista will help for next year. Capital expenditures should be looked at more closely. Glanz to Norwood border was paved 3 years ago. He concluded with Mayor McGuire was left in great shape, better than when he became Mayor.

Paul Bazela, 165 Walnut Street – this is a \$1MM increase to the budget. This will affect you down the road. He said you are going to kill your seniors. This is the highest increased budget in the history of this town. He continued with too many roads were paved and a new fire truck needs to be purchased. He wished the Mayor and Council good luck and said don't hand out

raises. We have the highest paid Police Department that he respects.

Mayor McGuire asked for a motion and second to approve Resolution #2023-120 which is the amendment to the budget. Motion was made by Councilman Mattessich, seconded by Council President McMorrow.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	No	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

RESOLUTION #2023-120

TITLE: RESOLUTION TO AMEND THE APPROVED 2023 MUNICIPAL BUDGET

WHEREAS, The Borough of Northvale for the year 2023 was approved on the 14th day of June 2023; and

WHEREAS, the public hearing on said budget has been held on July 12, 2023 as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale, County of Bergen, that the following amendments to the approved budget of 2023 be made;

	FROM	TO
Anticipated Revenues		
3. Miscellaneous Revenues:		
Assistance to Firefighters Grant(AFG) FEMA	190,477.00	190,476.19
Total Section F	253,537.97	253,537.16
Total General Revenues	2,346,152.97	2,346,152.16
(Items 1,2,3 &4)		
5. Total General Revenue (Item 1,2,3&4)	2,911,152.97	2,911,152.16
6. Amount to be Raised by Taxes		
a) Local Tax for Municipal Purposes		
Including Reserve for Uncollected Taxes	7,713,916.00	7,713,439.81
7. Total Mat to Raised by Taxes For Support of Municipal Budget	8,073,183.00	8,072,706.81
8. General Appropriations		
a) Operations - Excluded from "CAPS"		
Assistance to Firefighters Grant(AFG) FEMA	200,477.00	200,000.00
Total Public & Private Programs Offset by Revenues	263,537.97	263,060.97
Total Operations Excluded from "CAPS"	2,002,007.97	2,001,530.97
TOTAL GENERAL APPROPRIATIONS	10,984,335.97	10,983,858.97

ON THE QUESTION – Councilman Hogan wanted to give his three reasons for voting against the budget. He is against the increased spending for the Professionals, he is against the bond ordinance due to the amount of it. He agrees that all the items are necessary. His third reason is

the process as to how the budget meetings were held. He was only at one and invited to another but couldn't attend.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	No	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

Mayor McGuire asked for a motion and second to approve Resolution #2023-121 which is the adoption of the 2023 budget. Motion was made by Councilman Menafra, seconded by Council President McMorrow.

RESOLUTION #2023-121

TITLE: ADOPTION OF THE 2023 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statement of revenue and appropriation attached hereto constitute the local budget of the Borough of Northvale, County of Bergen, New Jersey for the year 2023.

Revenue and Appropriation Summaries – Anticipated

Summary of Revenues	2023	2022
1. Surplus	320,000.00	200,000.00
2. Total Miscellaneous Revenues	2,346,152.16	1,736,805.00
3. Receipts from Delinquent Taxes	245,000.00	241,000.00
4. a) Local Tax for Municipal Purposes	7,713,439.81	7,300,000.00
b) Addition to Local District School Tax		
c) Minimum Library Tax	359,267.00	344,195.00
Total Amount to be Raised by Taxes for Municipal	8,072,706.81	7,624,195.00
Total General Revenues	10,983,858.97	9,822,000.00
Summary of Appropriations		
1. Operating Expenses: Salaries & Wages	3,542,350.00	3,442,100.00
Other Expenses	3,987,107.00	3,823,445.00
2. Statutory Expenses & Other Appropriations	2,014,970.97	1,366,195.00
3. Capital Improvements	60,000.00	107,000.00
4. Debt Service	922,295.00	673,344.00
5. Deferred Charges	118,734.00	71,916.00
6. Reserve for Uncollected Taxes	338,402.00	338,000.00
Total General Appropriations	10,983,858.97	9,822,000.00

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	No	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

Mayor McGuire resumed the regular order of business at this time.

APPROVAL OF MINUTES

Mayor McGuire asked for a motion and second to approve the Minutes of the Combined Meeting of June 14, 2023. Motion was made by Councilman Hogan, seconded by Councilman Menafra.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

MONTHLY CORRESPONDENCE

The following reports are on file in the Municipal 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
- Engineer – Neglia Group
- Fire Prevention
- Grantswriter - Bruno Associates
- Recreation Minutes
- Tax Collector

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”

Mayor McGuire asked for a motion and second to approve Consent Agenda Resolutions #2023-122 through 2023-127. Motion was ++made by Council President McMorrow, seconded by Councilman Mattessich.

RESOLUTION #2023-122

TITLE: RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR THE NEW JERSEY DEPARTMENT OF TRANSPORTATION’S FY24 MUNICIPAL AID PROGRAM

WHEREAS, the New Jersey Department of Transportation has funds available for road projects through its FY24 Municipal Aid Program; and

WHEREAS, this application would provide funding for improvements to Wildwood Road West and Scharer Avenue within the Borough of Northvale; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Borough Council of Northvale formally approves the grant application for the above-stated project.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as “MA-2024-Wildwood Road West and Scharer Avenue-00641” to the New Jersey Department of Transportation on behalf of the Borough of Northvale.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Northvale, and that their signature constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION #2023-123

TITLE: RESOLUTION AUTHORIZING PROPERTY TAX PAYMENTS TO BE MADE ONLINE

WHEREAS, the Borough of Northvale wishes to provide for the ability of taxpayers in the Borough to pay property tax payments online; and

WHEREAS, an online tax paying system will be efficient for the Borough and convenient for taxpayers;

NOW, THEREFORE BE IT RESOLVED, the Tax Collector of the Borough of Northvale shall establish an online portal for the payment of property taxes to the Borough; and

BE IT FURTHER RESOLVED, that the Tax Collector is hereby authorized to receive property tax payments online.

RESOLUTION #2023-124

TITLE: RESOLUTION AWARDED BID FOR THE OCTOBER 1, 2023 THROUGH SEPTEMBER 30, 2024 FENCE PURCHASES 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 (35RC) for the year 2023; and

WHEREAS, the Borough of Northvale received one (1) bid on June 15, 2023 for the 2023 Riverside Cooperative fence requirements on behalf of the member municipalities of Alpine, Bergenfield, Closter, Cresskill, Demarest, Dumont, Englewood Cliffs, Harrington Park, Harrington Park Board of Education, Haworth, Hillsdale, Little Ferry, New Milford, Northvale, Norwood, River Edge and Tenafly; and

WHEREAS, the bid opening was performed at the Borough of Northvale Borough Hall at 116 Paris Avenue in Northvale at which time the one bid was read aloud; and

WHEREAS, one bid was received from Senco Metals LLC (“Senco”), 318 McLean Boulevard, Unit 4, Paterson, NJ 07504 which was determined to be a qualified bidder, and as the only bidder was therefore the lowest qualified bidder; and

WHEREAS, the one bid of Senco Metals LLC is on file in the office of the Municipal Clerk; and

NOW, THEREFORE BE IT RESOLVED, that a contract be awarded to Senco Metals LLC based on the prices quoted in its bid; and

BE IT FURTHER RESOLVED, that the Northvale Mayor and Municipal Clerk be and are hereby authorized and directed to execute a Master Contract with the above-named firm for the contract period October 1, 2023 through September 30, 2024 acting as the Lead Agency on behalf of the Riverside Cooperative; and

BE IT FURTHER RESOLVED, that member municipalities shall be responsible for entering into individual contracts with the above-named firm covering the scope of work required by each member community or entity.

RESOLUTION #2023-125

TITLE: RESOLUTION AWARDING BID FOR THE OCTOBER 1, 2023 THROUGH SEPTEMBER 30, 2025 FOR TREE REMOVAL, TRIMMING, AND STUMP GRINDING SERVICES 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 (35RC) (“the Coop”) for the year 2023; and

WHEREAS, the Borough of Northvale received one (1) bid on June 15, 2023 for the 2023 Riverside Cooperative tree removal, trimming and stump removal requirements on behalf of the member municipalities of Alpine, Bergenfield, Closter, Cresskill, Demarest, Dumont, Englewood Cliffs, Harrington Park, Harrington Park Board of Education, Haworth, Hillsdale, Little Ferry, New Milford, Northvale, Norwood, River Edge and Tenafly; and

WHEREAS, the bid opening was performed at the Borough of Northvale Borough Hall at 116 Paris Avenue in Northvale at which time the one bid was read aloud; and

WHEREAS, one bid was received from Downes Tree Service Co. Inc. (“Downes”), 65 Royal Avenue, Hawthorne, New Jersey which was determined to be a qualified bidder, and as the only bidder was therefore the lowest qualified bidder; and

WHEREAS, the one bid of Downes is on file in the office of the Municipal Clerk; and

WHEREAS, the Downes’ bid proposal is for either a one year contract from October 1, 2023 through September 30, 2024, or for a two year contract from October 1, 2023 through September 30, 2025; and

WHEREAS, the Coop wishes to elect a two year contract as being in the best interests of the Coop.

NOW, THEREFORE BE IT RESOLVED, that a contract be awarded to Downes Tree Service Co. Inc. based on the prices quoted in its bid; and

BE IT FURTHER RESOLVED, that the Northvale Mayor and Municipal Clerk be and are hereby authorized and directed to execute a Master Contract with the above-named firm for the contract period October 1, 2023, through September 30, 2025, acting as the Lead Agency on behalf of the Riverside Cooperative; and

BE IT FURTHER RESOLVED, that member municipalities shall be responsible for entering into individual contracts with the above-named firm covering the scope of work required by each member community or entity.

RESOLUTION #2023-126

TITLE: RESOLUTION APPOINTING A CANNABIS LICENSE REVIEW COMMITTEE

WHEREAS, the Borough of Northvale has enacted an ordinance permitting Class I through Class 4 Cannabis licenses in the Borough in certain zones and under certain conditions; and

WHEREAS, the Borough wishes to establish a committee to review cannabis license applications and to make recommendations to the Mayor and Council;

NOW, THEREFORE BE IT RESOLVED, that a Cannabis License Application Review Committee is hereby established; and

BE IT FURTHER RESOLVED, that Council President McMorrow, Councilman Hogan, and Councilman Menafra are hereby appointed to serve on this Committee.

RESOLUTION #2023-127

TITLE: PAYMENT OF BILLS

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

Current Fund Appropriations (2023)	\$428,532.39
Current Fund Appropriations (2022)	\$4,760.00
General Capital Fund	\$193.00
Grant Fund	\$898.78
Animal Trust	\$1.20
Police DEA Trust	\$ 21,987.14
Escrow Trust	\$4,948.13
Affordable Housing Trust	
Recreation Trust	\$2,975.81
Summer Recreation Trust	\$3,523.90
TOTAL	\$467,820.35

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/or 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 purposes specified below during the course of the year:

Payroll – Salaries & Wages		
Payroll – Salaries & Wages	6-08-2023	\$150,000.00
Payroll- Salaries & Wages	6-23-2023	\$150,000.00
Health Benefits	6-27-23	\$58,030.07
County Taxes		
Employee Pension Payment- PERS/PFRS		
Northvale Board OF Education		
Northern Valley Regional High School District		
Northvale Public Library		
Trust - Interfund		

Capital Fund- Interfund		
DTC- Bond Interest		
TOTAL		\$825,850.42

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Northvale that the claims totaling **\$825,850.42** and ratified respectively.

ON THE QUESTION – Councilman Hogan stated that putting taxes online is a massive accomplishment. He also thanked the Mayor for putting him on the Cannabis committee. He further asked if the implementation of the Amazon prime membership had been reviewed by the QPA.

Councilman Menafra questioned on the bills list, the solid waste disposal being listed as two line items. Mr. Luppino answered that there are two budget line items for this.

OPEN MEETING TO THE PUBLIC ON CONSENT AGENDA ITEMS ONLY

Mayor McGuire opened the meeting to the public for questions or comments on Consent Agenda Resolutions only. There being no questions or comments, Mayor McGuire closed the meeting to the public.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

Mayor McGuire asked for a motion and second to approve Resolution #2023-128 which is the LOSAP qualifiers for 2022. Motion was made by Councilman Argiro, seconded by Councilman Menafra.

RESOLUTION #2023-128

TITLE: RESOLUTION TO APPROVE THE LOSAP QUALIFIERS FOR THE YEAR 2022 FOR THE FIRE DEPARTMENT AND AMBULANCE CORPS.

WHEREAS, the Volunteer Fire Department and Ambulance Corps have notified the Municipal Clerk of the LOSAP Qualifiers for the year 2022 in writing; and

WHEREAS, the Plan Administrator/Municipal Clerk is satisfied that the substantiated information has been provided.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council hereby approve the qualifiers for LOSAP for the year 2022;

BE IT FURTHER RESOLVED, that the Plan Administrator/Municipal Clerk prepare the necessary paperwork and voucher in the amount of \$46,615.50.

FIRE DEPARTMENT

	NAME	AMOUNT
1.	Charles J. Amorosso	1,035.90
2.	Charles S. Amorosso	1,035.90
3.	Gregory Amorosso	1,035.90
4.	Michael Bayer	1,035.90
5.	Ashley Bodrato	1,035.90
6.	Briant Bodrato	1,035.90
7.	Christopher Bodrato	1,035.90
8.	Karl Braun	1,035.90
9.	Peter Briscoe	1,035.90

10.	Alfred R. Brondi	1,035.90
11.	Vincent Carney	1,035.90
12.	Stephen Cooke	1,035.90
13.	Nicholas Criscuolo	1,035.90
14.	Wayne Degen	1,035.90
15.	Francis E. Devlin	1,035.90
16.	Frank Ferraro	1,035.90
17.	Scott Firenze	1,035.90
18.	Michael Gaggin	1,035.90
19.	Thomas Gannon	1,035.90
20.	Thomas Gaspari	1,035.90
21.	Edward Giannotti	1,035.90
22.	Gerard Marsh	1,035.90
23.	William McGuire	1,035.90
24.	Howard Ostrow	1,035.90
25.	Corey Patullo	1,035.90
26.	Michael Pizzi	1,035.90
27.	Edward Rejmaniak	1,035.90
28.	Christian Renner	1,035.90
29.	William Sillery	1,035.90
30.	Christopher Smithson	1,035.90
31.	Gerard Smithson	1,035.90
32.	Gareth Thompson	1,035.90
33.	Anthony Ubl	1,035.90
34.	Brian Ward	1,035.90
35.	Edward Witkowski	1,035.90

AMBULANCE CORPS.

	NAME	AMOUNT
36.	Kara Armstrong(McMorrow)	1,035.90
37.	Daryl Cerbasi	1,035.90
38.	Abbey Fallon	1,035.90
39.	James Ippolito	1,035.90
40.	Thea McDaniel	1,035.90
41.	Samantha McKinley	1,035.90
42.	Vincent St. Angelo	1,035.90
43.	Kevin M. Trainor Sr.	1,035.90
44.	Taylor Verdigi	1,035.90
45.	Joseph Visconi	1,035.90
	TOTAL	\$46,615.50

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafr	Yes
Council President McMorrow	Abstain	Councilman Sokoloski	Absent

ORDINANCE – 2nd READING

Mayor McGuire asked for a motion and second for the second reading of Ordinance #1071-2023. Motion was made by Councilman Menafr, seconded by Councilman Hogan.

ORDINANCE #1071-2023

**AN ORDINANCE TO AMEND CHAPTER 151 TO ADD § 151-10. MAINTENANCE,
FOR THE MAINTENANCE OF SEWER LATERALS**

ARTICLE I

**User Charge and Industrial Cost Recovery
[Adopted 11-14-1979 as Ord. No. 460]**

§ 151-1. Compliance with rules and regulations required.

The use of all sanitary sewers of the Borough of Northvale shall be in compliance with the rules and regulations enacted by the Bergen County Utilities Authority.

§ 151-2. User charge and industrial cost recovery systems.

The Borough of Northvale hereby adopts and enacts the user charge system and the industrial cost recovery system contained in the rules and regulations of the Bergen County Utilities Authority, and authorized their immediate implementation by the appropriate municipal official, to be designated by resolution of the governing body.

§ 151-3. Filing of copies.

Not fewer than three copies of the rules and regulations of the Bergen County Utilities Authority have been and are filed in the office of the Clerk of the Borough of Northvale and are available for public inspection during normal business hours.

§ 151-4. Availability of copies.

Copies of the rules and regulations of the Bergen County Utilities

ARTICLE II

Discharge of Wastes [Adopted 8-12-1992 as Ord. No. 646-92]

§ 151-5. Prohibited discharges.

No person shall discharge directly or indirectly into the borough's public sanitary sewer system any wastes or wastewater which contains any of the following:

- A. Oil and grease.
 - (1) Oil and grease from industrial facilities in concentrations or amounts violating pretreatment standards. This includes petroleum-based hydrocarbons as determined by silica gel absorption.
 - (2) Wastewater from commercial and/or industrial facilities containing floatable fats, wax, grease or oil.
 - (3) Total fats, wax, grease or oil concentration of more than 100 milligrams per liter, whether emulsified or not, or containing substances which may solidify or become viscous at temperatures between thirty-two degrees and one hundred fifty degrees Fahrenheit (32° and 150° F.) [zero degrees and sixty-five degrees Celsius (0° and 65° C.)] at the point of discharge into the treatment works.
- B. Explosive and/or flammable mixtures. Liquids, solids or gases which, by reason of their nature or quantity, are or may be sufficient, either alone or by interaction with other substances, to cause fire or explosion or to be injurious in any other way to the treatment works or to the operation of the works. Such materials include but are not limited to gasoline, kerosene, naphtha, benzene, toluene, xylene, ethers, alcohols, ketones, aldehydes, peroxides, chlorates, perchlorates, bromates, carbides, hydrides and sulfides.
- C. Noxious material. Noxious material or pollutants which, either singly or by interaction with other wastes, are malodorous, are capable of creating a public nuisance or hazard to life or health or are present in sufficient concentrations to prevent entry into the treatment works for its maintenance and repair.
- D. Improperly shredded garbage. Garbage that has not been ground or committed to such a degree that all particles will be floating or carried freely in suspension under flow conditions normally prevailing in the treatment works with no particle greater than one-half (1/2) inch in any dimension. The discharge of any improperly shredded garbage is prohibited. This prohibition does not apply to the use of garbage disposal units in private dwellings whose only discharge is domestic wastewater.
- E. Radioactive wastes. Prohibited except in conformance with N.J.A.C. 7:28-11.2 (Disposal of Radioactive Materials Disposal by Release Into Sanitary Sewerage Systems).

- F. Solid or viscous wastes. Solid or viscous wastes which will or may cause obstruction to the flow in a sewer or otherwise interfere with the proper operation of the treatment works. Prohibited materials include but are not limited to grease, improperly shredded garbage, animal guts or tissues, diseased human organs or tissue fluids, paunch manure, bones, hair, hides or fleshings, entrails, whole blood, feathers, ashes, cinders, sand, spent lime, stone or marble dust, metal, glass, straw, shavings, grass clippings, rags, spent grains, spent hops, wastepaper, wood, plastic, tar, asphalt residues, residues from refining or processing of fuel or lubricating oil and similar substances.
- G. Excessive discharge. Wastewater at a flow rate that exceeds for any time period longer than 15 minutes more than five times the average daily flow rate of the industrial user during normal operation or containing such concentrations or quantities of pollutants that, in the judgment of the Superintendent, would cause a treatment upset, interference or loss of treatment efficiency.
- H. Toxic discharge. Waters or wastes containing objectionable or toxic substances in sufficient quantity, either singly or by interaction with the other pollutants, to result in pass-through, to cause interference with the treatment works plant, to constitute a hazard to humans or animals or to exceed standards promulgated by the Environmental Protection Agency pursuant to Section 307(2) of the Act,¹ or the New Jersey Department of Environmental Protection and Energy, pursuant to Section 4 of the State Act.²
- I. Stormwater. Discharge of stormwater, including surface and ground water from sump pumps and cellar drains, into the treatment works from any source.
- J. Discolored materials. Wastes with a color higher than 500 units as per platinum cobalt standard.
- K. Corrosive wastes. Any waste which will cause corrosion or deterioration to the treatment works. All wastes discharged to the treatment works must not have a pH value lower than five point five (5.5) or greater than nine point five (9.5) standard units, unless the treatment works is specifically designed to accommodate such discharges. Prohibited materials include but are not limited to concentrated acids, alkalis, sulfides, chloride and fluoride compounds and substances which will react with water to form acidic or alkaline products which have a pH value that does not fall within the range stated herein.

§ 151-6. Grease, oil and sand interceptors.

- A. Grease, oil and sand interceptors shall be provided when, in the opinion of the Health Officer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, sand and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Health Officer and shall be located so as to be readily and easily accessible for cleaning and inspection.
- B. Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight and equipped with easily removable covers which, when bolted in place, shall be gastight and watertight.
- C. Where installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

§ 151-7. Right of entry.

The Borough Engineer, Health Officer, Construction Official and Superintendent of Public Works shall be permitted to enter upon all properties for the purpose of inspection, observation, sampling and testing to ensure compliance with the provisions of this Article.

§ 151-8. More stringent requirements to apply.

Any effluent limitations and other requirements promulgated by the United States Environmental Protection Agency, the New Jersey Department of Environmental Protection and Energy or any other governmental entity having jurisdiction shall apply in any instance where they are more stringent than those set forth in this Article.

§ 151-9. Violations and penalties.

- A. Any person who violates any provision of this Article shall be served by the Construction Code Official with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time state in such notice, permanently cease all violations.

B. If a violation is found to exist hereunder, the borough shall be entitled to recoup any and all costs for said inspection uncovering the violation up to an amount not to exceed \$2,500.

Any person who continues any violation beyond the time limit provided for in said notice described in Subsection A of this section shall, upon conviction thereof, be punished.

OPEN MEETING TO THE PUBLIC

Mayor McGuire opened the meeting to the public for questions or comments on Ordinance #1071-2023. There being no questions or comments, Mayor McGuire closed the meeting to the public.

Mayor McGuire asked for a roll call vote of the Council:

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafra	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Absent

MAYOR & COUNCIL REPORTS

Council President McMorrow – reported that the Ambulance Corps. has not had a meeting this summer. Preschool is off for the summer. Police Department had a total of 609 events for the month of June. Officers Murphy and Leenas attended training and are now certified in administering standard field sobriety tests. Officer Korn successfully completed the Bergen County Rapid Deployment force training and is now a certified Rapid Deployment Force team member. Sgt. Devore and Officer Korn completed the 16 hour Advanced Roadside Impaired Driving Enforcement course. Chief Ostrow successfully completed the week long FBI Mid-Atlantic LEEDS training held at Princeton University. Congratulations to Detective Albanese on the successful completion of the 2023 Junior Police Academy. This year’s class was comprised of 15 incoming 7th and 8th grade students. On June 29th the Police Department assisted Camp Northvale with a helicopter landing. With an interlocal agreement with Norwood Police Department, Northvale Police have been providing security to the Chodae Church. This agreement is funded by Chodae. Northvale Police just completed this detail for the month of June and July will be conducted by Norwood Police.

Councilman Hogan – reported that the Building Department issued 13 permits for the month of June and collected \$11,675 in fees. The year to date is \$65,399 which is behind the budgeted amount of \$250,000. Planning Board meeting June 21st had an application from PDF at 35 Industrial Parkway which is known as Buds Floral. They had to come back for additional testimony at the July 5th meeting. There were no complaints from the residents. The variances were approved. Also at the July 5th meeting Richard Lee of 196 Bradley Avenue had an application to install a deck. The Board saw that he should have come before the Planning Board for certain variances after looking at the plans he submitted. He will be back at the July 19th meeting. Mayor McGuire added that the footprint never changed on that house. He received the Loss Control Report. Ken Schultz from JA Montgomery inspected the parks. He has suggested signage to be put at the parks. He also pointed out a tree at Veterans Park by the playground that should be taken down. The bongo drum needs to be replaced and a missing vertical post cap on the hand-eye coordination equipment must be replaced. Councilman Hogan said Waldine was an embodiment of Northvale and will be sorely missed.

Councilman Mattessich – reported that the DPW has been busy. They set up Camp Northvale, cleaned up Veterans Park, demonstrated the backhoe for the children at the Camp, repaired potholes, moved the bleaches for the concert, chipping, repaired signs, put out the flags for 4th of July, installed a/c at the Library and many other tasks. The Golden Age had a trip to Point Pleasant. The Senior Center had a 4th of July party on the 3rd. On July 7th Care One sponsored bingo for the Seniors. On July 26th the County Clerk’s office will be at the Senior Center for anyone needing passports.

Councilman Argiro – reported that summer basketball playoffs are underway this week. Soccer registration is open. Brandon Giordano and Ken DeGenarro are stepping down as Basketball Commissioner and Soccer Commissioner respectively. Thank you to them for their many years. Adult softball is still underway. Playoffs are Friday at 6:00. Sarah Kirch, our Rec Director, would like to bring life back to the snack stand. She will be forming a committee. Thank you to John Briguglio for his many years as the field scheduler. Sarah will be handling it for now but needs someone to take it over. The Library is in the home stretch of the renovation project.

James Honey, Library Treasurer, wants to decorate the walls with classic pictures of Northvale. He has a picture of the 1923 baseball team.

Councilman Menafr – reported the Fire Department had 22 calls for the month of June. He met with the Fire Department officers and our IT consultant to discuss the concerns the Fire Department had. Fire Prevention had 23 inspections and 1 reinspection for the month of June. The contractors at the Northvale school are actively working on the roof and modular building. James Tevis has been appointed as the interim Business Administrator. He’s not sure what happened to Mr. Turco, maybe he is out on medical leave. Next Board of Ed meeting is July 20th at 6:30 pm. Northern Valley Board of Education reviewed the Superintendent’s contract. Some cost saving updates at the high school were switching to T-mobile for wireless service, and purchased a school bus. Sports update, Abbey Dennis and Layla Giordano won state championships in their respective track and field events. Policy changes were made for the staff use in social media and dress code. Students spoke about cutbacks in programs due to budget restraints. Choir being combined in one program for beginner and advanced and chess program being eliminated. The Superintendent encouraged the students to meet and play chess, but they will not have a faculty advisor. Next meeting July 24th.

Mayor McGuire – believes that Layla Giordano has been named the Gatorade track and field athlete of the year for the state of New Jersey. We had several events since our last meeting. On June 19th the NVOT Jazz band performed at the Gazebo and on June 29th we had a professional jazz band perform. July 8th was the Mayor wellness campaign with a workout in the park. July 20th a country western band will be at the gazebo at 7:00 PM. On August 25th there will be movie under the stars at 8:00 PM. The movie is Herbie the Love Bug. Thank you to our Public Events Coordinator Iris Fallon for arranging all the events and everyone that helps her, Kevin Trainor, Municipal Clerk Fran Weston, DPW, and Police. Special thanks to Laura Fernandez for coordinating the workout on Saturday. Town day will be held on September 9th with a rain date of September 10th. We are looking for sponsors and vendor spots are available. Call our Municipal Clerk and she will point you in right direction. Cameras at Hogan Park will begin to be installed. Tax payments online should be ready for the November payment. The Tax Collector is working with the company that we use to make this happen. We are the only town in Northern New Jersey that does not have tax payments available online. The work on Westcott has wound down.

BOROUGH ATTORNEY REPORT

Mr. Ralph - Mr. Ferraro wanted to let the governing body know that Hirshberg is finally over. The Supreme Court has denied them. He also said besides the items worked on in the agenda, he had been working on some OPRA matters.

BOROUGH ENGINEER REPORT

Mr. Loverich - reported that the cracked concrete at 130 Paris has been repaired as well as the damaged stucco. He is working with the contractor on having the streetlight post at Shoprite reinstalled. Riverside Coop road paving is complete except for Westcott which will be coordinated with Old Tappan. Veterans Drive paving plans, specs and estimates are completed and will be submitted to DOT for approval then bidding will be cleared to go. The design for Livingston streetscape project is halfway done and should be done by the end of the month.

OPEN MEETING TO THE PUBLIC

Mayor McGuire opened the meeting to the public.

Matthew Horning, 452 Wildwood Road – at the last meeting brought up the speeding on Wildwood Road and would like to thank the Mayor & Council. About three days later, a trailer that tells you if you are speeding was set up and there has been more police on the street. The speeding has gotten a lot better. Thank you to the Chief.

ADJOURNMENT

Mayor McGuire asked for a motion and second to adjourn the meeting at 8:06 PM. Motion made by Councilman Menafr, seconded by Councilman Hogan. All were in favor to adjourn.

Joseph E. McGuire
Mayor

ATTEST:

Frances M. Weston

Frances M. Weston
Municipal Clerk

Approved: August 9, 2023