

**MINUTES**  
**Combined Meeting of the Mayor and Council**  
**Wednesday, June 14, 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 led by Santino Luppino. He also asked everyone to remain standing for a moment of silence remembering long time resident Catherine Varni who passed away last week.

**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	Present

**Other Officials Present:**

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

Mayor McGuire welcomed back Councilman Sokoloski. He also mentioned that over the weekend a young man from Old Tappan was involved in a biking accident and he is now in critical condition. He reminded everyone to please wear your helmets.

**AWARDS**

Mayor McGuire and Councilman Menafra presented certificates to the 2023 Northvale Public School Baseball Team Champions and their coaches.

**Mayor McGuire suspended the regular order of business for the introduction of the 2023 Municipal Budget. The public hearing will be held on July 12, 2023.**

Mr. Luppino gave a presentation on the 2023 budget. He thanked the Mayor and Council for their support. There were collaborative budget meetings held with the Mayor and various Council members. He thanked Nicole Cowley, his Assistant for all of her help. He also thanked Fran for getting him resolutions from prior years and Suzanne who was very helpful. It was a team effort. This was a tough budget but it is a responsible budget. Mr. Luppino compared it to the perfect storm. Everything has gone up because of inflation. The garbage contract expired and we went out to bid twice. The cost increases were \$1.1 million dollars with \$68,300 uncontrollable on our end. Mr Luppino went over the summary. Pension went up \$83,000, health insurance increased \$102,000, operating expenses up 6.46%, utilities up 12%, garbage up 30%, sewer charges up \$33,000, insurance went up 9.52%. All of these increases total a \$1,162,336 increase.

Mr. Luppino explained the debt service is up \$216,000. We have a note that rolled over in 2021 with an interest rate not even 1%. Now the interest rate is over 3%. The deferred charges are from special emergency retirements which are paid in next year’s budget. The fixed cost increases are non-controllable. He went over the fixed costs. Construction code fees went up \$60,000. We collected \$60,000 from the compost program. We are using an additional \$78,000 from a federal grant for a total of \$275,000. Last year we used \$197,000. We are using \$207,000 from the sale of property, Last year we used \$125,000. We cannot cut expenses much. The subtotal revenue before taxes increased is \$778,920. By raising the tax levy up \$413,916, the levy increased 5.67%.

Councilman Mattessich stated that the health care increased dramatically. Mayor McGuire is working with Norwood/Closter to try to bring the cost down 15%.

Councilman Hogan asked what is the percentage of increase for the 4 major increases. Mr. Luppino answered 58%. Councilman Hogan stated that we knew we were going to have increases this year but we still increased spending. Councilman Mattessich asked him if he knew how dramatically the garbage increase was going to be. Councilman Hogan answered we should have been proactive and not handed out raises.

Councilman Sokoloski pointed out that there is very little fat in this budget to cut. He is appalled at what the garbage companies are doing.

Mr. Luppino said the bottom line is the municipality collects the taxes for the schools, county and Library. The County will be introducing their budget with a 7% increase. The County makes up 10% of the tax bill. The schools make up 60.7% of the levy. Northvale school increased 5-1/2%, the high school increased 1.78%. Library is 1.31% of the tax bill. The municipality portion of the tax bill is 28%. The total levy to be collected is \$27,388.361 for 2023. The tax rate will increase 4%. On an average home assessed at \$392,000, the total increase, on the municipal portion, is \$41.02/month.

Councilman Sokoloski commented that this is approximately a 4% increase. He feels this is not terrible. A 0% increase last year was a mistake since now we have to pay for it in 2023 budget. He continued that he has been out ill and not here for the negotiations. He feels there is still room to lower this, not on an appropriation side.

Mr. Luppino said next year based on revenues using there will be an increase. He said last year the County went flat and now they are increasing this year. The tax collection last year was 99.03% which helped the surplus. We hope to reach 99% again this year. Mr. Luppino explained that this is the introduction and it will be sent to the state. We have to wait for the state to review and are hoping to have the adoption on July 12<sup>th</sup>. The budget gets sent to the County who certifies the tax rate. Mr. Luppino is hoping there will not be an issue with receiving an answer from the state since 4<sup>th</sup> of July is coming up. If we do not have an answer before July 12<sup>th</sup>, we will have to have a special meeting the following week. Mr. Luppino further informs the Council that the budget will be put on the website and Fran will have copies of the budget.

Mayor McGuire asked Mr. Luppino to explain the Cap Ordinance, #1070-2023. Mr. Luppino explains that the state allows an increase of 2-1/2 %. This ordinance will increase 1% into the cap bank which equals \$72,655.

**Mayor McGuire asked for a motion and second for the 1<sup>st</sup> Reading of Ordinance #1070-2023. Motion was made by Councilman Mattessich, seconded by Councilman Menafr.**

### **ORDINANCE #1070-2023 – 1<sup>ST</sup> 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 asked for a roll call vote of the Council:**

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

Councilman Argiro explained that he abstained because he was not included in the budget meetings. He received the budget a few days ago. Councilman Hogan abstained for the same reason as Councilman Argiro. He further commented that he was invited to the DPW budget meeting but not the Police. He was invited to another budget meeting but was only given 4 hours notice and was unable to attend. He hopes this was not done on a partisan level.

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**Mayor McGuire asked for motion and second for the first reading of Resolution #2023-107 the Introduction of the 2023 Municipal Budget. Motion was made by Council President McMorrow, seconded by Councilman Mattessich.**

**RESOLUTION #2023-107**

**TITLE: INTRODUCTION 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.

**BE IT FURTHER RESOLVED**, that said budget is to be published in the Record in the issue of June 20, 2023, and that a hearing on the Budget will be held at the Municipal Complex on July 12, 2023 at 7:00 PM or as soon thereafter as the matter may be reached.

**Revenue and Appropriation Summaries – Anticipated**

<b>Summary of Revenues</b>	<b>2023</b>	<b>2022</b>
1. Surplus	320,000.00	200,000.00
2. Total Miscellaneous Revenues	2,346,152.97	1,736,805.00
3. Receipts from Delinquent Taxes	245,000.00	241,000.00
4. a) Local Tax for Municipal Purposes	7,713,916.00	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	8,073,183.00	7,6244,195.00
<b>Total General Revenues</b>	<b>10,984,335.97</b>	<b>9,822,000.00</b>
<b>Summary of Appropriations</b>		
1. Operating Expenses: Salaries & Wages	3,542,350.00	3,442,100.00
Other Expenses	3,987,584.00	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
<b>Total General Appropriations</b>	<b>10,984,335.97</b>	<b>9,822,000.00</b>

**ON THE QUESTION** – Councilman Hogan pointed out that the General Revenues we were budgeted for \$260,000. Last year we were actually near \$200,000. The year to date is \$53,724 through 5 months of the year and we cannot possibly get to \$260,000 this year.

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

Councilman Argiro	Abstain	Councilman Mattessich	Yes
Councilman Hogan	No	Councilman Menafrá	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Yes

**Mayor McGuire asked for a motion and second to approve Resolution #2023-108. Motion was made by Councilman Menafrá, seconded by Council President McMorrow.**

**RESOLUTION #2023-108**

**TITLE: RESOLUTION AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS**

**WHEREAS**, Section 40A:4-20 of the Revised Statutes of the Local Budget Act provides that, where an emergent condition arisen in that the borough is expected to enter any contract, commitments or payments are to be made prior to the adoption of the 2023 budget, and no adequate provision has been made in the 2023 temporary budget for the aforesaid purposes; and

**WHEREAS**, Section 40A:4-20 of the Revised Statutes of the Local Budget Act provides for the creation of an emergency temporary appropriation for said purposes; and

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2023 pursuant od Chapter 96, P.L. 1951 (N.J.S.A 40A:4-20) including this resolution total \$2,180,500

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Northvale, County of Bergen, (not less than two-thirds of all the members thereof affirmatively concurring) that the following emergency temporary appropriations in the amount of \$2,180,500 be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

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<b>Emergency Temporary Budget</b>		
<b>Account No</b>	<b>Description</b>	<b>Amount</b>
3-01-20-100-101	Administration Salaries Regular	\$37,000
3-01-20-100-299	Administration Other Expenses	\$32,500
3-01-20-110-101	Mayor & Council Salaries Regular	\$15,000
3-01-20-130-101	Financial Admin. Salaries Regular	\$50,000
3-01-20-130-299	Financial Admin Other Expenses	\$5,000
3-01-20-135-201	Audit Services	\$30,000

3-01-20-145-101	Tax Collection Salaries Regular		\$30,000
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**Emergency Temporary Budget**

<b>Account No</b>	<b>Description</b>		<b>Amount</b>
3-01-20-150-101	Tax Assessment Salaries Regular		\$10,000
3-01-20-150-299	Tax Assessment Temporary Other Expense		\$1,000
3-01-20-155-201	Legal General-Other Expenses		\$30,000
3-01-20-165-201	Engineering Services General		\$15,000
3-01-21-180-101	Planning Board Salaries Regular		\$1,500
3-01-21-180-299	Planning Board Temporary Budget		\$4,000
3-01-22-195-101	Construction Codes Salaries Regular		\$35,000
3-01-22-195-299	Construction Code Other Expenses		\$1,500
3-01-22-196-101	Code Compliance Salaries Regular		\$2,000
3-01-23-215-201	Worker's Compensation Insurance		\$25,000
3-01-23-220-201	Employee Health Benefits		\$75,000
3-01-25-240-101	Police Salaries Regular		\$550,000
3-01-25-240-299	Police Other Expense		\$25,000
3-01-25-250-201	Radio Services Inter-borough		\$25,000
3-01-25-255-299	Fire Other Expenses		\$20,000
3-01-25-256-201	Fire House Rental		\$15,000
3-01-25-265-101	Fire Prevention Salaries Regular		\$15,000
3-01-25-265-299	Fire Prevention Other Expenses		\$1,000
3-01-25-275-299	Prosecutor Other Expenses		\$5,000
3-01-26-290-101	Streets & Roads Salaries Regular		\$250,000
3-01-26-290-299	Street Roads Other Expenses		\$100,000
3-01-26-305-201	Solid Waste Collection		\$125,000
3-01-26-310-299	Buildings Grounds Other Expenses		\$35,000
3-01-26-311-299	Sewer System Other Expenses		\$5,000
3-01-27-340-201	Animal Control Services		\$3,000
3-01-27-360-101	Senior Center Salaries Regular		\$25,000
3-01-27-360-299	Senior Center Other Expenses		\$10,000

3-01-28-375-299	Parks Playgrounds Other Expenses	\$2,000
3-01-29-390-101	Municipal Library Salaries Regular	\$60,000
3-01-29-390-201	Municipal Library Contribution	\$60,000
3-01-30-420-201	Celebration of Public Events	\$3,000
3-01-31-430-201	Electricity	\$30,000
3-01-31-435-201	Street Lighting	\$40,000
3-01-31-440-201	Telephone	\$10,000

**Emergency Temporary Budget**

<b>Account No</b>	<b>Description</b>	<b>Amount</b>
3-01-31-445-201	Water Utility	\$5,000
3-01-31-446-201	Natural Gas	\$8,000
3-01-31-455-201	Fire Hydrant Service	\$40,000
3-01-31-455-201	Sewer Bergen County Utilities Authority	\$150,000
3-01-31-460-201	Vehicle Fuel Gasoline & Diesel	\$25,000
3-01-32-465-201	Solid Waste Disposal	\$100,000
3-01-36-472-201	Social Security System	\$25,000
3-01-43-490-299	Municipal Court Salaries Regular	\$16,000
3-01-43-495-299	Municipal Court Temporary Budget	\$2,000
3-01-43-495-101	Public Defender Salaries Regular	\$1,000
3-01-44-900-201	Capital Improvement Fund	(\$5,000)
<b>Totals</b>		<b><u>\$2,180,500</u></b>

**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	Yes

**Mayor McGuire states that if this budget was done at a partisan level, this budget would not be introduced. That is ridiculous to think it was.**

**Mayor McGuire resumed the regular order of business.**

**APPOINTMENTS**

Mayor McGuire asked for a motion and second to approve the appointment of Dylan Plescia, 370 Summit Street, Norwood, New Jersey to the Northvale Fire Department pending his background investigation which will be received by Friday. Motion was made by Council President McMorrow, seconded by Councilman Mattessich.

**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	Yes	Councilman Sokoloski	Yes

**APPROVAL OF MINUTES**

Mayor McGuire asked for a motion and second to approve the Minutes of the Combined Meeting of May 10, 2023. Motion was made by Councilman Menafr, seconded by Councilman Hogan.

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

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

**MONTHLY CORRESPONDENCE**

Mayor McGuire stated that 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

**CORRESPONDENCE**

1. Interstate Waste Services Contract (Resolution #2023-109)
2. Bergen County Community Development 3 Year Agreement (Resolution #2023-111)
3. Bergen County Fire Mutual Aid Agreement (Resolution #2023-113)

**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 #2023-109 through 2023-119. Motion made by Councilman Argiro, seconded by Council President McMorrow.**

**RESOLUTION #2023-109**

**TITLE: RESOLUTION AWARDDING SOLID WASTE COLLECTION AND DISPOSAL BIDS AND AUTHORIZING MAYOR MCGUIRE TO EXECUTE CONTRACT WITH INTERSTATE WASTE SERVICES OF NEW JERSEY, INC. FOR A THREE YEAR TERM WITH TWO ADDITIONAL ONE YEAR OPTION PERIODS AT THE OPTION OF THE BOROUGH**

**WHEREAS**, on prior occasion, upon advertisement and pursuant to specifications in accordance with the New Jersey Public Contracts Law, N.J.S.A.40A:11-1 et seq., and specifically N.J.S.A. 40A:11-23, the Borough of Northvale (the “Borough”) solicited bid proposals for Solid

Waste Collection and Disposal Services, including collection of recyclable materials, for a five (5) year period; and

**WHEREAS**, the Borough received a first bid for services which the Borough rejected; and

**WHEREAS**, the Borough issued a second request for bids advertised by the Borough, and the Borough received one bid which was opened on March 30, 2023 for Solid Waste and Disposal including collection of recyclables. The one bid was from IWS in the sum of \$2,233,915 for three years for solid waste and \$382,267 for three years for recyclables with additional sums for options in years four and five; and

**WHEREAS**, the Governing Body of the Borough rejected the second bid received and began open negotiations for the requested services; and

**WHEREAS**, the Borough received a proposal from Interstate Waste Services (IWS) which proposal was for a lower cost to the Borough than was set forth in the bid received as set forth above; and

**WHEREAS**, the proposal from IWS is as follows:

YEAR	SOLID WASTE	RECYCLABLES	TIPPING FEES	TOTAL
Year 1: through December 31, 2023	\$358,560	\$73, 440	INCLUDED	\$432,000
Year 2: 2024	\$747,609	\$128,733	INCLUDED	\$876,342
Year 3: 2025	\$807,418	\$139,032	INCLUDED	\$946,449
FIRST OPTION YEAR: 2026	\$872,011	\$150,154	INCLUDED	\$1,022,165
SECOND OPTION YEAR 2027	\$941,772	\$162,167	INCLUDED	\$1,103,939

**WHEREAS**, the Borough has determined that it is in the best interests of the Borough to accept this proposal from IWS,

**NOW, THEREFORE BE IT RESOLVED**, by the governing body of the Borough of Northvale, that the Borough hereby accepts the proposal from IWS and authorizes the Mayor to execute a contract.

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**RESOLUTION #2023-110**

**TITLE: RESOLUTION AUTHORIZING INCLUSION IN THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM**

**WHEREAS**, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended; the HOME Investment Partnership Act of 1990, as amended; and the Emergency Solutions Grant of 2012; and

**WHEREAS**, the current Interlocal Services Cooperative Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

**WHEREAS**, each Municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

**WHEREAS**, it is in the best interest of the Municipality of Northvale and its residents to participate in said Programs.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Municipality of Northvale hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant Municipality in the Urban County entitlement programs being the Community Development Block Grant Program (CDBG), the HOME Investment Partnership Program (HOME), and the Emergency Solutions Grant Program (ESG) for the **Fiscal Years 2024, 2025, and 2026 covering the period July 1, 2024 – June 30, 2027**; and

**BE IT FURTHER RESOLVED**, that an original copy of this resolution be made available to the Director of the Bergen County Division of Community Development as soon as possible and no later than **Monday, June 26, 2023**.

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### **RESOLUTION #2023-111**

**TITLE: RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COUNTY OF BERGEN TO SUPERSEDE THE COOPERATIVE AGREEMENT DATED JULY 1, 2021, AND AMENDMENTS THERETO ESTABLISHING THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM**

**WHEREAS**, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development Act of 1974, as amended; the HOME Investment Partnership Act of 1990, as amended; and the Emergency Solutions Grant of 2012; and

**WHEREAS**, it is necessary to supersede an existing Interlocal Services Cooperative Agreement for the County and its people to benefit from these Programs; and

**WHEREAS**, an Agreement has been proposed under which the Municipality of Northvale and the County of Bergen in cooperation with other Municipalities, will modify an Interlocal Services Program pursuant to N.J.S.A. 40A:65-1 et seq.; and

**WHEREAS**, it is in the best interest of the Municipality of Northvale to enter into such an Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Municipality of Northvale that the Agreement entitled “Three Year Cooperative Agreement” (an Agreement superseding the Cooperative Agreement dated July 1, 2021 – June 30, 2024) to clarify the planning and implementation procedures and to enable the Municipality to make a Three Year irrevocable commitment to participate in the Community Development Block Grant Program (CDBG), the Home Investment Partnership Program (HOME), and the Emergency Solutions Grant Program (ESG) for the **Fiscal Years 2024, 2025, and 2026 covering the period July 1, 2024 – June 30, 2027**, be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately in accordance with law and that an original copy be made available to the Director of the Bergen County Division of Community Development as soon as possible and no later than **Monday, June 26, 2023**.

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### **RESOLUTION #2023-112**

**TITLE: RESOLUTION AUTHORIZING THE 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:65-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

**WHEREAS**, said Agreement requires that the Municipal Council appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2023-2024 term starting July 1, 2023, and ending on June 30, 2024.

**NOW, THEREFORE BE IT RESOLVED**, that the Municipal Council hereby appoints Mayor Joseph McGuire as its representative and Councilwoman Kara McMorrow as its alternate and that Mayor McGuire hereby appoints Councilman Mattessich as his representative and Councilman Hogan as his alternate to serve on the Community Development Regional Committee for FY2023-2024; and

**BE IT FURTHER RESOLVED**, that an original, certified copy of this resolution be immediately emailed and sent via postage to Robert G. Esposito, Director; Bergen County Division of Community Development, One Bergen County Plaza, Fourth Floor, Hackensack, New Jersey 07601, email to resposito @co.bergen.nj.us **as soon as possible and no later than Monday, June 26, 2023.**

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### **RESOLUTION #2023-113**

**TITLE: RESOLUTION SUPPORTING THE BERGEN COUNTY FIRE MUTUAL AID PLAN IN THE BOROUGH OF NORTHVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY**

**WHEREAS**, the Borough of Northvale provides fire protection resources for ordinary emergency response requirements within its jurisdiction; and

**WHEREAS**, the Fire Departments in Bergen County have a day-to-day responsibility to provide for the safety and security of lives and property; and

**WHEREAS**, local resources can become exhausted during the small percentage of large magnitude fire or disaster occurrences; and

**WHEREAS**, mutual aid is the most cost-effective method of providing sufficient resources to a local jurisdiction for those extraordinary occurrences; and

**WHEREAS**, it is of mutual benefit for fire departments located within the County of Bergen to provide supplemental resources to each other in the event of a local emergency or disaster; and

**WHEREAS**, this plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of fire department personnel and equipment whenever a local fire department requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous; in the event of a fire or emergency; and

**WHEREAS**, a county area mutual aid plan is encouraged by, and is compatible with the State of New Jersey Resource Deployment Act; and

**WHEREAS**, participation in a county area mutual aid plan will not impose liability on the local entity; and

**WHEREAS**, it is the desire of the governing body of the Borough of Northvale to participate in fire mutual aid plan.

**NOW, THEREFORE BE IT RESOLVED**, the Borough of Northvale does hereby agree to authorize their fire department to provide mutual aid assistance to each participating municipality, district, state or federal organization, as identified in the Bergen County Fire Mutual

Aid Plan (ESF 4) and as may be amended from time to time by Participating Units and ratified by this body; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Bergen County Office of Emergency Management for filing.

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#### **RESOLUTION #2023-114**

#### **TITLE: RESOLUTION AUTHORIZING SUBMISSION OF A GRANT AGREEMENT TO PARTICIPATE IN THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS LEAD GRANT ASSISTANCE PROGRAM**

**WHEREAS**, effective July 22, 2022, the New Jersey Legislature enacted P.L. 2021, c. 182, “An Act concerning certain lead-based paint hazard, and residential rental property, and establishing lead-based paint hazard programs, supplementing P.L. 2003, c. 311 (C. 52:27D-437.1 et al.) amending various parts of the statutory law, and making an appropriation;” and

**WHEREAS**, pursuant to N.J.S.A. 52:27D-437.16(b)(1), a municipality that maintains a permanent local agency for the purpose of conducting inspections and enforcing laws, ordinances, and regulations concerning buildings and structures, is required to inspect for lead-based paint hazards in certain specified single-family, two-family, and multiple rental dwellings, at the time periods set forth in the statute; and

**WHEREAS**, pursuant to N.J.S.A. 52:27D-437.16(b)(2) a municipality that does not maintain such a permanent local agency must hire a lead evaluation contractor, certified to provide lead paint inspection services by DCA, or enter a shared services agreement as permitted by law, for the purpose of conducting the inspections for lead-based paint hazards; and

**WHEREAS**, Pursuant to Section 9 of P.L. 2021, c. 182, the State of New Jersey has allocated the sum of \$3,900,000 to effectuate the purposes of P.L. 2021, c. 182 (C. 52:27D-437.16). Further, pursuant to the FY 2023 Appropriations Act (P.L. 2022, Chapter 49), DCA received a grant-in-aid amount of \$3,900,000 for P.L. 2021, c. 182, for a total of \$7,800,000 in appropriations to effectuate the purpose of the Act.

**WHEREAS**, DCA has allocated \$7,000,000 of this appropriation to the development of the Lead Grant Assistance Program (“LGAP”) for the issuance of grant funds to municipalities for the purpose of assisting in municipal compliance with P.L. 2021, c. 182.

**WHEREAS**, the Division of Local Government Services (DLGS), within DCA, administers the LGAP; and

**WHEREAS**, the LGAP exists to provide funding to help off-set the costs to municipalities to provide the required inspections at stipulated times of certain single-family, two-family, and multiple rental dwelling units for lead-based paint hazards, pursuant to P.L. 2021, c. 182; and

**WHEREAS**, an authorized municipal officer must execute the attached grant agreement in order to receive LGAP funding; and,

**WHEREAS**, the Borough of Northvale desires to further the public interest by obtaining a pre-allocated grant of \$3,400 to assist in funding the inspection of residential dwellings for lead-based paint hazards; and,

**WHEREAS**, the Mayor and Council of the Borough of Northvale has reviewed the attached grant agreement and program requirements from the New Jersey Department of Community Affairs, and desires to make an application for such a grant and provide application information and furnish such documents as may be required.

**NOW, THEREFORE BE IT RESOLVED**, the Governing Body of the Borough of Northvale does hereby authorize the Borough Clerk Frances Weston to sign the attached grant agreement, and thus bind the Borough of Northvale to the grant agreement’s terms in order to receive the \$3,400 grant from the DLGS.

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**RESOLUTION #2023-115**

**TITLE: RESOLUTION APPROVING LIQUOR LICENSES FOR THE TERM JULY 1, 2023 THROUGH JUNE 30, 2024**

**WHEREAS**, the following liquor license holders have paid the required fee to the Borough of Northvale for renewal of their licenses for the July 1, 2023 through June 30, 2024 term.

**NOW, THEREFORE BE IT RESOLVED**, that the Municipal Clerk be and is hereby authorized to issue liquor licenses as follows:

**CLUB LICENSES**

<b>LICENSEE NAME</b>	<b>ADDRESS</b>	<b>LICENSE NUMBER</b>
Joseph A. Silva Post #366 American Legion	190 Paris Avenue	0240-31-012-001
Northvale Fire Association	204 Washington Avenue	0240-31-013-001

**PLENARY RETAIL DISTRIBUTION LICENSE**

<b>LICENSEE NAME</b>	<b>ADDRESS</b>	<b>LICENSE NUMBER</b>
BNP Management	206 Pegasus Avenue	0240-44-001-006
Shop Rite Liquors of Hillsdale DBA Shop Rite Liquors of Northvale	246 Livingston Street	0240-44-006-006
Northvale Liquors	224 Livingston Street	0240-44-008-008

**PLENARY RETAIL CONSUMPTION LICENSE**

<b>LICENSEE NAME</b>	<b>ADDRESS</b>	<b>LICENSE NUMBER</b>
Madeleine's Petit Paris	416 Tappan Road	0240-33-002-003
Cavan Cork Ltd. DBA Brady's Fox Hunt Inn	201 Livingston Street	0240-33-005-004
Northvale Diner, Inc.	247 Livingston Street	0240-33-010-006
3D Hospitality DBA Olar	493 Tappan Road	0240-33-007-014
Maxim Enterprises LLC	273 Livingston Street	0240-33-009-004

**BE IT FURTHER RESOLVED**, that all licenses be effective July 1, 2023 through June 30, 2024 and that the Municipal Clerk be, and she is hereby authorized to, forward copies of this resolution to the Division of Alcoholic Beverage Control and the Beverage Tax Division of the State of New Jersey.

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**RESOLUTION #2023-116**

**TITLE: APPROVING CONDITIONAL RESOLUTION FOR LIQUOR LICENSE FOR NOELEEN LLC DBA BIDDY O'MALLEY'S – 191 PARIS AVENUE - FOR THE TERM JULY 1, 2023 THROUGH JUNE 30, 2024**

**WHEREAS**, Noeleen LLC dba Bidy O'Malley's, 191 Paris Avenue, in the Borough of Northvale, has applied for renewal of its Plenary Retail Consumption License; and

**WHEREAS**, in January of 1988, a condition was placed upon said license with the consent of the license holder to the extent that the emergency fire door on the west side of the building was to be kept closed at all times and not opened except in case of an emergency and an alarm placed on said door, and that a letter be submitted yearly citing no objection to the liquor license from St. Anthony's Church; and

**NOW, THEREFORE BE IT RESOLVED**, that the Plenary Retail Consumption License of Noeleen LLC dba Bidy O'Malley's Pub, License No. 0240-33-011-007, is hereby renewed for the time period effective July 1, 2023 through June 30, 2024.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk be and is hereby authorized to forward this resolution to the ABC of the State of New Jersey.

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**RESOLUTION #2023-117**

**TITLE: RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO RETURN ESCROW FOR VIRGINIA HUBBARD, 438 WILDWOOD ROAD, Block 409, Lot 34**

**WHEREAS**, Virginia Hubbard is the owner of 438 Wildwood Road, Block 409, Lot 34; and

**WHEREAS**, Virginia Hubbard has a balance of \$447.50 in her escrow account; and

**WHEREAS**, there are no objections to the return of escrow from the Borough Engineer and Building Department and there are no outstanding bills.

**NOW, THEREFORE BE IT RESOLVED**, that the Chief Financial Officer is hereby authorized to return the remainder of escrow fees to Virginia Hubbard, 438 Wildwood Road, Northvale, New Jersey 07647 in the amount of \$447.50 from escrow account number 22005.

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**RESOLUTION #2023-118**

**TITLE: RESOLUTION EXPRESSING SUPPORT FOR S-3906 WHICH WOULD PROVIDE THE BOROUGH OF NORTHVALE WITH IN EXCESS OF 1.5 MILLION DOLLARS OF STATE FUNDS TO REPAY DEBT, ADVANCE CAPITAL PROJECTS, AND PROVIDE PROPERTY TAX RELIEF**

**WHEREAS**, the New Jersey Debt Defeasance and Prevention Fund was created for the purpose of repaying or defeasing taxpayer-funded debt and funding capital projects that would otherwise be paid for with new debt; and

**WHEREAS**, the New Jersey Debt Defeasance and Prevention Fund is expected to have an unallocated balance of at least \$4.32 billion; and

**WHEREAS**, members of the New Jersey Senate Republican caucus, have introduced Senate Bill 3906 (S-3906), which would allocate \$4.32 billion from the New Jersey Debt Defeasance and Prevention Fund to towns and counties to repay local government debt, advance capital projects of their choosing, and provide property tax relief to residents; and

**WHEREAS**, funds would be allocated by S-3906 on a per capita basis, meaning every town and county would get a fair share of funding based on population; and

**WHEREAS**, S-3906 provides that \$3 billion would be allocated to New Jersey municipalities on a per capita basis, and \$1.32 billion would be allocated to New Jersey counties on a per capita basis; and

**WHEREAS**, prior allocations from the New Jersey Debt Defeasance and Prevention fund have not been determined in a fair, equitable, or transparent manner; and

**WHEREAS**, the Borough of Northvale would receive an estimated allocation of \$1,537,626.14 under S-3906 based on 2020 United States Census data; and

**WHEREAS**, S-3906 requires funds to be disbursed within 30 days of the legislation’s enactment; and

**WHEREAS**, S-3906 is not expected to have a fiscal impact on the proposed State Budget for Fiscal Year 2024; and

**WHEREAS**, local and county governments are contending with soaring health care premiums, rising pension costs, and inflationary pressures that have impacted their budgets; and

**WHEREAS**, the significant allocations to towns and counties across New Jersey that have been proposed under S-3906 would help to lower and stabilize property taxes for years to come.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Northvale that the Borough of Northvale hereby fully supports Senate Bill S-3906 and encourages the New Jersey State Legislature to enact the Bill.

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**RESOLUTION #2023-119**

**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)	\$230,953.04
Current Fund Appropriations (2022)	\$10,000.00
General Capital Fund	\$14,380.29
Grant Fund	\$960.00
Animal Trust	\$9.00
Police DEA Trust	\$ 2,999.65
Escrow Trust	\$5,177.50
Affordable Housing Trust	
Recreation Trust	\$20,759.77
Summer Recreation Trust	\$3,708.00
<b>TOTAL</b>	<b>\$288,947.25</b>

**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	5-10-2023	\$141,919.68
Payroll- Salaries & Wages	5-23-2023	\$141,919.68
Health Benefits	5-12-2023	\$58,064.11
County Taxes	5/10/23	\$24,985.00 \$604,920.50
Employee Pension Payment- PERS/PFRS		
Northvale Board OF Education	5/10/23	\$839,838.17
Northern Valley Regional High School District	5/10/23	\$729,552.00
Northvale Public Library		
Trust - Interfund		\$15,000
Capital Fund- Interfund		\$75,000.00
DTC- Bond Interest		\$46,118.76
<b>TOTAL</b>		<b>\$2,941,820.15</b>

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Northvale that the claims totaling **\$3,230,767.40** and ratified respectively.

**ON THE QUESTION** – Councilman Hogan asked why Shuaib Firozvi was getting paid for a zoom renewal. Mayor McGuire explained that Zoom had his credit card information on the account which is in the process of being changed.

**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.

**Dennis Pothos** – pointed out that Resolution #2023-114 is for \$3,400, not \$3,900 as was stated.

**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 McMorro	Yes	Councilman Sokoloski	Yes

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**ORDINANCE – 2nd READING**

**Mayor McGuire asked for a motion and second for the second reading of Ordinance #1064-2023. Motion was made by Councilman Menafr, seconded by Councilman Argiro.**

**ORDINANCE #1064-2023**

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF NORTHVALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$910,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

**BE IT ORDAINED**, by the Borough Council of the Borough of Northvale, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Northvale, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements and to acquire a new automotive vehicle, including original apparatus and equipment, in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2023 Road Improvement Program at various locations, as set forth on a list prepared by the Borough Engineer and placed or to be placed on file with the Borough Clerk. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$775,000
Down Payment Appropriated	\$ 36,905
Bonds and Notes Authorized	\$738,095
Period of Usefulness	10 years

B. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of a dump truck for the use of the Department of Public Works.

Appropriation and Estimated Cost	\$ 90,000
Down Payment Appropriated	\$ 4,945
Bonds and Notes Authorized	\$ 85,055
Period of Usefulness	5 years

C. Undertaking of various improvements to the Borough Hall Complex. It is hereby determined and stated that said complex being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 10,000
Down Payment Appropriated	\$ 480
Bonds and Notes Authorized	\$ 9,520
Period of Usefulness	15 years

D. Installation of security cameras at various parks.

Appropriation and Estimated Cost	\$ 35,000
Down Payment Appropriated	\$ 1,670
Bonds and Notes Authorized	\$ 33,330
Period of Usefulness	10 years

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Aggregate Appropriation and Estimated Cost	\$910,000
Aggregate Down Payment Appropriated	\$ 44,000
Aggregate Amount of Bonds and Notes Authorized	\$866,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$75,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. It is hereby determined and stated that moneys exceeding \$44,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$44,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$866,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$866,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the

Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 9.56 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$866,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

**ON THE QUESTION** – Councilman Hogan wants it on the record that he is opposed to the road repaving since this is not the budget year to bond for \$910,000. He feels it is not fiscally responsible to do this. He does not disagree with these purchases but it is not the year to be doing this.

**Mayor McGuire opened the meeting to the public for questions or comments on Ordinance #1064-2023 only.**

**Chris Bombino**, 123 Rockland Avenue – asked why are we paving a road that is not ours. Mayor McGuire answered the road was on the original list but has been taken off the list. The asphalt is going to one of the other roads.

**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	Abstain

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Mayor McGuire asked for a motion and second for the second reading of Ordinance #1069-2023. Motion was made by Council President McMorrow, seconded by Councilman Mattessich.

### ORDINANCE #1069-2023

#### AN ORDINANCE TO AMEND AND REVISE CHAPTER 200 “ZONING” OF THE BOROUGH CODE OF THE BOROUGH OF NORTHVALE TO INCLUDE PERMITTED CANNABIS USES

**WHEREAS**, the Governing Body of the Borough of Northvale believes it is in the best interest of the Borough to amend and revise Chapter 200 of the Borough Code entitled “ZONING” as set forth herein.

**BE IT ORDAINED**, by the Mayor and Council of Northvale, County of Bergen, State of New Jersey, as follows:

Section 1: The Borough Code of the Borough of Northvale is hereby amended and revised create Article XI Cannabis Establishments:

#### **Section 200-50** Definitions:

As used in this article, the following terms shall have the meanings indicated:

#### **CANNABIS**

All parts of the plant Cannabis sativa L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L. 2016, c. 16, for use in cannabis products as set forth in this Act, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product. "Cannabis" does not include: medical cannabis dispensed to registered qualifying patients pursuant to the Jake Honig Compassionate Use Medical Cannabis Act, P.L. 2009, c. 307 (N.J.S.A. 24:6I-1 et seq.) and P.L. 2015, c. 158 (N.J.S.A. 18A:40-12.22 et seq.); marijuana as defined in N.J.S.A. 2C:35-2 and applied to any offense set forth in Chapters 35, 35A, and 36 of Title 2C of the New Jersey Statutes, or P.L. 2001, c. 114 (N.J.S.A. 2C:35B-1 et seq.); or marijuana as defined in Section 2 of P.L. 1970, c. 226 (N.J.S.A. 24:21-2) and applied to any offense set forth in the New Jersey Controlled Dangerous Substances Act, P.L. 1970, c. 226 (N.J.S.A. 24:21-1 et seq.); or hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the New Jersey Hemp Farming Act, P.L. 2019, c. 238 (N.J.S.A. 4:28-6 et seq.).

#### **CANNABIS CULTIVATOR**

Any licensed person or entity that grows, cultivates, or produces cannabis in this state, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

#### **CANNABIS DISTRIBUTOR**

Any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment, and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities.

#### **CANNABIS ESTABLISHMENT**

A cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer.

#### **CANNABIS ITEM**

Any usable cannabis, cannabis product, cannabis extract, and any other cannabis resin. "Cannabis item" does not include: any form of medical cannabis dispensed to registered qualifying

patients pursuant to the Jake Honig Compassionate Use Medical Cannabis Act, P.L. 2009, c. 307 (N.J.S.A. 24:6I-1 et seq.) and P.L. 2015, c. 158 (N.J.S.A. 18A:40-12.22 et seq.); or hemp or hemp product cultivated, handled processed, transported, or sold pursuant to the New Jersey Hemp Farming Act, P.L. 2019, c. 238 (N.J.S.A. 4:28-6 et seq.).

### **CANNABIS LEAF**

The leaf of the plant *Cannabis sativa* L. within the plant family Cannabaceae.

### **CANNABIS MANUFACTURER**

Any licensed person or entity that processes cannabis items in this state by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

### **CANNABIS MANUFACTURING**

The drying, processing, compounding, or conversion of usable cannabis into cannabis products or cannabis resins. "Manufacture" with respect to cannabis does not include packaging or labeling.

### **CANNABIS WHOLESALER**

Any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers.

### **COMMISSION**

The CPCC established pursuant to section 31 of P.L.2019, c.153 (C.24:6I-24).

### **CONSUMPTION**

The act of ingesting, inhaling, or otherwise introducing cannabis items into the human body.

### **§ 200- 51 Permitted and prohibited licenses.**

**A.** Permitted licenses: Those businesses possessing either a Class 1, Class 2, Class 3, or Class 4, license pursuant to Section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16) may operate within the Borough of Northvale subject to all of the provisions of this article and all applicable state standards and regulations.

**B.** Prohibited licenses: Class 5 and Class 6 licenses are prohibited in the Borough of Northvale, except for the purpose of delivering cannabis items and related supplies from a Class 6 license holder located outside of the Borough of Northvale.

### **§ 200-52 Zoning**

**: A.** A cannabis establishment seeking to operate within the Borough of Northvale may operate within the LI (Light Industrial) Zone as a conditional use.

(1) No cannabis establishment may be located in the portion of the LI zone where the R75 overlay is located.

**B.** Only two cannabis establishments of each permitted class of licenses permitted herein. shall be licensed and located within the Borough.

**C.** Prior to the operation of any cannabis establishment, a permit or license must be obtained from the state and from the Borough of Northvale for the applicable type of cannabis establishment. No cannabis establishment shall be permitted to operate without state and municipal permits or licenses.

**D.** All cannabis establishments operating in the Borough of Northvale shall be permitted as a conditional use, subject to the following conditions:

(1) Present proof of the appropriate state license;

(2) Under no circumstances is a cannabis establishment to be located:

(a) In a Residential Zone or Residential Overlay Zone;

- (b) Within **300** feet from any public or private school, library, municipal complex or property, house of worship, or uses intended for children.
- (c) Within 300 feet from any residential zone.
- (3) No cannabis product shall be smoked, eaten, or otherwise consumed or ingested on the premises of any cannabis establishment;
- (4) A cannabis establishment shall not be located in a home, apartment, townhouse, condominium or mixed-use building;
- (5) A cannabis establishment shall not be located in a multitenant commercial building which includes retail or office use as other commercial tenants. This restriction does not apply to an office that is an accessory use to other commercial uses.
- (6) The applicant shall implement an odor mitigation infrastructure so that odors emanating from the facility are not detectable by a person on adjacent properties, rights-of-way, or other units with a building on the same lot. **The Applicant shall provide details regarding odor mitigation with initial license application to the Borough and with each annual license renewal information to be approved by the Borough Engineer;**
- (7) All activities associated with the production of cannabis, including cultivation, manufacturing, and processing, shall occur within an enclosed building;
- (8) The applicant shall provide appropriate landscape buffers at least six feet high at the time of installation, or other equivalent method of buffering, to be installed adjacent on any property line shared with a residential property;
- (9) The parking requirements shall be one parking space for each employee;
- (10) All bulk standards established for the underlying LI zone, shall apply;
- (11) The applicant shall comply with the signage standards of the underlying zoning district, including the following additional limitations:
  - [\(a\)](#) No sign shall be placed on the roof of a building nor placed on its walls so as to exceed in height the roof of a building.
  - [\(b\)](#) No illuminated signs shall be permitted.
  - [\(c\)](#) No freestanding signs shall be permitted.
  - [\(d\)](#) There shall only be one sign.
  - [\(e\)](#) The content of signage shall be restricted to text on a solid background. The logo of the business may be included, provided the logo does not include a cannabis plant leaf or image of other cannabis paraphernalia or products.
- (12) The applicant shall provide an on-premises security person at all times.
- (13) The applicant shall provide a contact person for any inspections the Borough requires.

[§ 200-53 Creation and imposition of municipal tax.](#)

[A.](#) There is hereby created a municipal tax upon the gross sales of all licensed business as follows:

- [\(1\)](#) A 2% tax applied to businesses operating with a Class 1, Class 2, or Class 4.
- [\(2\)](#) A 1% tax applied to businesses operating under a Class 3 license.

[B.](#) Taxes to be paid to the Borough shall be paid quarterly.

[C.](#) The Borough shall have the right to audit the financial records of the licensee. The Chief Financial Officer may initiate an audit by means of an audit notice. If, as a result of an examination conducted by the Chief Financial Officer or his designee, a return has not been filed by a taxpayer or a return is found to be incorrect and transfer taxes are owed, the Chief Financial

Officer is authorized to assess and collect any tax due. If no return has been filed and tax is found to be due, the tax actually due may be assessed and collected with or without the formality of obtaining a return from the taxpayer. Deficiency assessments (i.e., where a taxpayer has filed a return but is found to owe additional tax) shall include taxes for up to three years to the date when the deficiency is assessed. Where no return was filed, there shall be no limit to the period of assessment. Delinquent payments under this chapter shall be subject to the interest rate imposed upon unpaid municipal property taxes. If a cannabis facility fails to pay the tax to the Borough of Northvale, the cannabis facility's license may be revoked.

#### § 200-54 Violations and penalties; enforcement.

- A. Violations of any provisions of this article shall be punishable by fines of **\$1,500** for the first offense and **\$2,000** for each and every offense thereafter. This article shall be enforced by either the Northvale Police, the Northvale Building Department, or the Northvale Health Department.
- B. Upon a third conviction for violation of this ordinance, the Borough may revoke the applicant's license.

#### § 200-55 Limitations on number of licenses.

There shall only be two of each type of Class 1, 2, 3, or 4 license permitted within the Borough of Northvale.

#### § 200-56 Annual Licensing Fees.

- A. The annual license fee for all cannabis establishments shall be \$15,000. In the initial year of licensing; however, the fee for any license issued on or after July 1 of that year shall be \$7,500.
- B. All licenses issued pursuant to this Chapter shall be effective for the calendar year, expiring on the 31st day of December of the year of issue, and may be renewable for succeeding calendar years thereafter. The fee for license renewals shall be paid in full to the Municipal Clerk before any license is renewed.

**SECTION 2.** All ordinances of the Borough of Northvale, which are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 4.** All other provisions of Chapter 200 of the Code of the Borough of Northvale are not further amended and remain in full force and effect.

The ordinance shall take effect immediately upon final passage.

**ON THE QUESTION** – Councilman Hogan thanked the Mayor and Council for hearing what the Planning Board suggested for this Ordinance. We did a really good job with this ordinance.

**Mayor McGuire opened the meeting to the public for questions or comments on Ordinance #1069-2023 Only.**

**Chris Bombino, 123 Rockland Avenue** – stated that he was happy that the odor plan was added after a lot of discussion. He asked if any other municipalities were contacted. Mayor McGuire spoke with the Borough Administrator from Readington and folks in Lakewood. They told him they had some odor issues and some bumps two years ago. Readington had one issue in the collections of tax revenue. He also asked who issues the license. Mr. Ralph answered the state

and the town. License has to be approved by the state before they can get a municipal license. Mr. Bombino also asked who would revoke the license if they do not pay taxes, which would be done by the town. He further asked if the industrial facility by his home which is up for sale could be sold to a cannabis facility. Councilman Menafrá answered that that is a commercial zone and a cannabis facility cannot be within 300' of residents. Councilman Hogan also said it was increased from 200' to 300'.

**Peter Briscoe, 506 Crest Drive** – told the Council that he hopes this works out for the town. If you are depending on this money this will be an additional fixed expense on every taxpayer in the town. He doesn't think it is going to work. If the money comes in and if you have to revoke the license, you may not want to do it.

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

Councilman Argiro	Yes	Councilman Mattessich	Yes
Councilman Hogan	Yes	Councilman Menafrá	Yes
Council President McMorrow	Yes	Councilman Sokoloski	Yes

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**ORDINANCE – 1<sup>st</sup> READING**

**Mayor McGuire asked for a motion and second for the first reading of Ordinance #1071-2023. Motion was made by Councilman Argiro, seconded by Council President McMorrow. Mayor McGuire explains that in the past the DPW has been using their sewer jet to clean out sewer traps for businesses/local restaurants, which is a dangerous practice. There is a liability issue also. Mr. Loverich was shocked that the Borough did not have this ordinance since most municipalities have it. He said it is the property owner's responsibility, not the Borough.**

**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,<sup>1</sup> or the New Jersey Department of Environmental Protection and Energy, pursuant to Section 4 of the State Act.<sup>2</sup>
  - 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.

**ON THE QUESTION** – Councilman Hogan asked what were we doing in the past. Mr. Loverich said it was grey. The DPW would try to take care of it.

**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	Yes

**MAYOR & COUNCIL REPORTS**

**Council President McMorrow** – reported that the Preschool school year ended today. Their graduation was last night. Great job by Preschool Director Kate Argiro and her staff, Miss Christina, Miss Sophia, and Miss Samantha. The Ambulance Corps had 18 calls for the month of May. They participated in the Memorial Day parade. Thank you to the parade committee. Their next meeting is June 20<sup>th</sup>. They will be participating in the Med One Helicopter landing for Camp Northvale at Veterans Park on June 29<sup>th</sup>. The Police Department had 529 events for the month of May. Kudos to Chief Ostrow and Captain Mazzilli for arresting one suspect at the Snedecker Place burglary. Also kudos to Officer Nick Moltzen from Norwood Police Department for catching the first suspect. Thank you to Detective Sergeant Berghuys and Detective Albanese for their excellent work in making arrests in the theft of property that occurred at The Rockleigh.

**Councilman Menafra** – reported the Fire Department had 25 calls for the month of May. Fire Prevention had 17 inspections and 1 reinspection during the month of May. Municipal Alliance had 2 programs presented at the middle school. Northvale Board of Education had their promotion ceremony yesterday. At their May 25<sup>th</sup> meeting the key update was that construction was halted by the Planning Board for the Preschool modular building. That has since

recommenced. The roof and a/c will start over the summer. Standardized testing was administered to grades 4-8. Baseball team won the championship. Mrs. Young our 1<sup>st</sup> grade teacher was named teacher of the year. Next meeting is June 26<sup>th</sup>. The Northern Valley high school Board of Education had NJSLA testing in May. Two supervisors and one tech staff retired. On July 1 the principals at both schools will be rotated. An American Rescue Plan grant was approved for the purchase of student laptops and tablets. Wellness team staff did a presentation on mental health concerns such as anxiety and stress. Northvale's own Marin DeGennaro received the New Jersey State Interscholastic Athletic Association Athlete Scholarship award. Next meeting is June 26<sup>th</sup>. Mayor McGuire said the issue was not with the Preschool building it was with the entrance and egress plan for cars. Police were not happy with it and worked with the Architect and got it straightened out.

**Councilman Argiro** – reported the Library renovation is nearing completion. Thank you to Councilman Sokoloski who oversaw a lot of the renovation. Lauren, our new Director, has adjusted nicely. Baseball/softball has ended. Sarah Kirch, the Recreation Director, wanted to thank the new Commissioners, Brandon Reilly, Matt Connelly, Alexis Connelly and Krissy Mueller. This has been the most enrolled year for both sports. Adult softball is still underway. Summer basketball starts at the end of the month. The athletic excellence awards were presented to Katie DeGennaro, Joely Giordano, Angelina Simpadian, Dugan Smith, Shane Small, and Joey Aiello. Next recreation meeting is Tuesday at 7:30 PM. The snack stand has not been opened all year due to the Board of Health and lack of volunteers. They will be forming a snack stand committee.

**Councilman Mattessich** – reported that the Seniors went to a luncheon at St. Anthony's. Yesterday's movie was On The Waterfront. Golden Age Club has a trip scheduled for June 28<sup>th</sup> to Silver Birches Resort in Pennsylvania. The DPW has been prepping for the Preschool and Public school graduations, Memorial Day parade, street sweeping in Northvale and Rockleigh, potholes, sewer maintenance, appliance pick up. The sewer situation at Veterans Park has been completed.

**Councilman Hogan** – reported that the Building Department issued 13 permits for the month of May and collected \$6,166. The year to date is \$53,724 which is still very behind our budget of \$250,000 for the year.. The May 17<sup>th</sup> Planning/Zoning Board meeting was cancelled as there were no applications ready to be heard. There was one application at the June 7<sup>th</sup> meeting for 196 Walnut Street for a 10 unit apartment building which was denied with a 4-3 vote. The Mayor and Councilman Hogan removed themselves from the dais since it was for a use variance and were not permitted to vote. Next meeting is scheduled for June 21<sup>st</sup>. at 7:30 PM. Congratulations to the 8<sup>th</sup> graders and his little sister Ava-Rose Hogan.

**Councilman Sokoloski** – reported that the Board of Health meeting was changed to next Thursday. The Violations Clerk for the Court has decided to stay. As for grants, we have been very aggressive asking for grants. New grants we are working on are the bullet proof vests grant for the police and lead grant assistance.

**Mayor McGuire** – reported on the events for this summer. On June 19<sup>th</sup> the NVOT jazz band will be performing at the gazebo at 7:00 PM Please bring a food donation for the St. Anthony's food pantry. On June 29<sup>th</sup> there will be another jazz band quartet at 6:30 PM. July 8<sup>th</sup>, the Mayor's wellness campaign is sponsoring a free outdoor workout with Jamaine Winborne who was with Washington and the Giants. On July 20<sup>th</sup>, Peus Cash country band will be at the gazebo at 7:00 PM. On August 25<sup>th</sup> there will be a movie in the park at 8:00 PM. The movie is Herbie The Love Bug. The Memorial Day Parade went very well. Thank you to Iris Fallon, Kevin Trainor, Peter Perretti, Municipal Clerk Fran, and DPW. Very happy the bond ordinance was passed tonight so that we can purchase the cameras for the parks. There has been more vandalism at Hogan Park. Burned holes on the basketball court, kids lighting fires on them, and kids doing burn outs with bikes on the court. The lock on the basketball light cabinet was replaced since it was broken. The cameras will be going in over the summer. Thank you to DPW and beautification committee for the flowers along Paris Avenue and flowers at the parks. Our IT consultant has been continuing the discontinuation of phone and data lines not in use and converting lines from copper to either fiber or cellular to save us approximately \$1,000 per month. The quarterly newsletter will be out in 10 days.

## **BOROUGH ATTORNEY REPORT**

Mr. Porro had nothing to report at this time.

### **BOROUGH ENGINEER REPORT**

Mr. Loverich reported the concrete in front of 130 Paris Avenue will be fixed on Friday. He is working with contractor on ordering the light posts that need to be replaced. D&L have been reconstructing catchbasins and re-installing new curbs that were damaged before paving. Milling will begin June 20<sup>th</sup> and should last 2 weeks. Veterans Drive and Livingston Street surveys have been completed working on and they are working on the designs of both. Plans have been prepared for the dog park.

Mayor McGuire informed the Council that he has plans showing the dog park at Veterans Park at the original location and asked the council to take a look at the plans.

Mayor McGuire opened the meeting to the public.

**Hovanes Bakalian**, 164 Livingston Street – asked if there was any update from the quiet train person that came last month.

**Joe Saunier**, 205 Washington Street – spoke about the light at the firehouse. Two shields had been put up around the light and the neighbors were happy. As of today, Northern Electric showed up for Rockland Electric and installed a huge LED light which is illuminating his whole yard. When the firemen back the trucks in, the light is so bright and blinding.

**Peter Briscoe**, 506 Crest Drive – attended a meeting at the Firehouse on Monday and no one mentioned having a new light installed. He feels this is an embarrassment to the fire department. The people that need this light are being vindictive.

**Matthew Honig**, 452 Wildwood Road – he lives close to the Old Tappan side. Cars are speeding like crazy. He cannot let his one year old play in the driveway. He has called dispatch a number of times and has seen patrol cars every so often.

### **ADJOURNMENT**

Mayor McGuire asked for a motion and second to adjourn the meeting at 9:05 PM. Motion made by Councilman Hogan, seconded by Councilman Menafra. All were in favor to adjourn.

*Joseph E. McGuire*

Mayor

**ATTEST:**

*Frances M. Weston*

Frances M. Weston  
Municipal Clerk

Approved: July 12, 2023