**BOROUGH OF WOODCLIFF LAKE**

**MAYOR AND COUNCIL MINUTES**

**May 2, 2011**

**8:00 p.m.**

**CALL TO ORDER**.

Notice of this meeting, in accordance with the "Open Public Meetings Law, l975, C. "23l", has been posted and two newspapers, The Record and The Ridgewood News, have been notified.

**ROLL CALL**.

Mayor LaPaglia was present. Council members Baum, Bader, Camella, Glaser, Hoffman and Struk were present on roll call. Attorney Madaio and Acting Borough Administrator/Borough Clerk Sciara were also present.

**PLEDGE OF ALLEGIANCE**.

All present recited the Pledge of Allegiance led by Mayor LaPaglia.

**APPROVAL OF MINUTES.**

**RESOLVED,** that the Minutes of a **Special Mayor and Council Meeting on April 4, 2011** have been received by all Councilpersons, and are hereby approved as presented.

**ROLL CALL:**

Introduce: Mr. Glaser

Second: Mr. Camella

Ayes: Mr. Struk, Mr. Bader, Mr. Baum, Mr. Camella, Mr. Glaser

Nays: None

Abstain: None

Absent: None

Not eligible: Mr. Hoffman

**RESOLVED,** that the Minutes of an **Executive Closed Session Meeting of the Mayor and Council Meeting on April 4, 2011** have been received by all Councilpersons, are hereby approved as presented but not ready for release to the public.

**ROLL CALL:**

Motion: Mr. Glaser

Second: Mr. Camella

Ayes: Mr. Struk, Mr. Bader, Mr. Baum, Mr. Camella, Mr. Glaser

Nays: None

Abstain: None

Absent: None

Not eligible: Mr. Hoffman

**RESOLVED,** that the Minutes of a **Regular Mayor and Council Meeting on April 4, 2011**  have been received by all Councilpersons, are hereby approved as presented.

**ROLL CALL:**

Motion: Mr. Glaser

Second: Mr. Bader

Ayes: Mr. Hoffman, Mr. Struk, Mr. Baum, Mr. Camella, Mr. Bader, Mr. Glaser

Nays: None

Abstain: None

Absent: None

**RESOLVED,** that the Minutes of a **Regular Mayor and Council Meeting on April 20, 2011**  have been received by all Councilpersons, and are hereby approved as presented.

**These minutes have been pulled at the Borough Clerk’s request.**

**PRESENTATION** by Donna Holmqvist of Burgis Associates on the Broadway Corridor Study recommended to the Mayor and Council by the Woodcliff Lake Planning Board.

The Planning Board has recommended that the Phase II study for the Broadway Corridor submitted by Burgis Associates for $22,875.00 be brought to the Mayor and Council for their approval.

The original estimate was broken into 5 tasks:

Task 1 Analyze Development Potential $2,250

Task 2 Fiscal Impact Analysis $3,500

Task 3 Concept Redevelopment $6,000

Task 4 Parking Concept for Train Station $3,000

Task 5 Prepare Draft Zoning Requirement $8,125

and Master Plan Amended

Total Estimate **$22,875**

Councilmembers Camella and Bader both felt that the entire Broadway Corridor should be included in the study. All on the dais agreed.

Discussion began as to parking at the train station. Councilmember Camella stated that the County is discussing the possible widening of Broadway. The DPW can restripe the existing lot in order to pick up a few more spaces. Mayor LaPaglia stated that that is it inevitable that additional parking is needed at the train station. The Mayor continued that he feels the most logical way to accommodate more parking is by building a modest 2-3 floor parking garage where the old DPW is located. However, the Borough is not asking Donna Holmqvist to design a parking garage. The Borough is asking her to include a redesign concept for parking.

Attorney Madaio suggested that if it is the Mayor and Council’s pleasure, authorize the study with the modification tonight and have Donna Holmqvist present her study at a future meeting. Donna Holmqvist is more than agreeable to meeting with planning board members, council members, committee members etc. to present ideas and get appropriate feedback. It was agreed that Councilmember Glaser, as the planning board liaison, would report to the Mayor and Council on the progress of this study and presentation to the planning board.

Councilmember Struk asked that the Council be sensitive to the residents on the east side of town. “Going over the causeway is an adventure” he continued. “This side of town is already saddled with the train, congestion and noise.”

Motion to open the meeting to the public was made by Mr. Glaser, second by Mr. Baum and approved unanimously by voice call vote.

**Mr. Marson, 7 Cricket Lane** voiced his concerns over the Mahe property. Mr. Mason stated that there are many environmental issues on this property, such as the slope, the grade and setback. After all these factors are calculated, you will then see how much of the 4.9 acres is developable. Donna Holmqvist stated that one of the tasks in the Broadway Corridor Study is to consider the environmental features of this property.

Mayor LaPaglia stated that Donna Holmqvist has been the Borough Planner for the last ten (10) years. Mrs. Holmqvist introduced the steep slope ordinance that we follow today. The Mayor continued that Mrs. Holmqvist is very familiar with the restrictions that exist and she reports on every application that comes through the Borough. This property presents its own set of problems because of the C-1 water set back restrictions.

Mayor LaPaglia stressed that “this is not a Hoboken and Jersey City.” The Borough will not approve an application for any high density building.

**Kevin O’Brien, 27 Summit Avenue, Westwood, NJ** stated that the minutes of the February 28, 2011 Planning Board Meeting reflected that Mr. McDonough suggested the Faber Brothers site be considered a site for a restaurant because of the view. Mayor LaPaglia stated that this suggestion did not have support. Most members feel that the Matsu site is more suitable for a restaurant as that was the prior usage for the property.

**Greta Wright, 19 Clinton Place, Woodcliff Lake** stated that if you want to know what alternatives there are to building homes, just drive around and look at Hillsdale or Westwood. “You don’t need a study” stated Mrs. Wright. Mayor LaPaglia stated that the goal is not to change residential areas to commercial areas. The goal is to come up with a plan that will analyze the Broadway Corridor as a whole and show what can be done under existing zoning and what can be done under new proposed zoning alternative. Mayor LaPaglia used the new Effron Building in Park Ridge as an example. Due to a fire, this building had to be demolished. Park Ridge changed some of the zoning restrictions on the property to accommodate the new proposed building. Councilmember Bader stressed to the public that the Borough is not building anything. All applications will have to go before the zoning/planning board before any development can take place.

**Joan Zicchino, 6 Lakeview Drive,** **Woodcliff Lake** stated that she has lived in Woodcliff Lake for over 30 years. Her children have moved and her house is too big for her now. She does not want to sell and have to move down the shore if she wanted to downsize. The Borough should consider building some type of housing that would enable a senior citizen to stay in town after they sold their homes.

**Al Dattoli, 11 Zanoni Street, Woodcliff Lake** has lived in Woodcliff Lake all his life. Mr. Dattoli is also a member of the Planning Board. Mr. Dattoli stated that the character of Broadway has changed and is a “ship without a rudder.” Broadway contains an oversized office building, an abandoned gas station and an abandoned restaurant. The Borough needs to spend money to get Phase II started. Mr. Dattoli stressed that this study will suggest certain alternatives but is not the zoning that could ultimately dictate what is developed along this corridor. Mr. Dattoli used the Park Ridge Train Station as an example. This area did not always look like this. Park Ridge had a very direct effort and it took several years to implement. Mr. Dattoli stated that we need a plan that will go into the future. He stated that the Tice Mall is a perfect example of what vision and a plan can accomplish.

**Joe Langschultz,** **20 Pascack Road, Woodcliff Lake** is also a planning board member. Mr. Langschultz stated that the Borough has to move with the Phase II study of the Broadway Corridor.

**Jeff Scanga**, **7 Edward Place, Woodcliff Lake** stated that he agrees with the two planning board members that have spoken. He understands that no one is making any commitments. This study is just to see what the potential of this area is. Mr. Scanga stated that if the proposal for possible development includes high density or parking garages, he and other residents will come out in full force to oppose the plan.

**ENGINEER’S REPORT.**

**Intersection Improvements at Woodcliff Avenue and Werimus Road**

Boswell attended a meeting on April 19, 2011 with County representatives (Joseph Crifasi, Director DPW; Joseph Femia, County Engineer; and Gary Ascolese, Assistant County Engineer) and Borough representatives (Mayor LaPaglia and Councilman Bader) to discuss the above referenced project. Councilman Camella and Boswell also attended a site meeting on this property on discuss possible driveway modifications in order to accommodate this project. Boswell is awaiting the resident to provide the Borough and Boswell written permission to access the property to perform additional survey work.

Boswell is in the process of performing a construction cost estimate for this project. In the event that the construction cost estimate is below the County’s bid threshold requirement, said County will not bid the project but they will go out for the three (3) informal quotes to expedite the construction of the project. The County would like to construct this project this year.

**Intersection Improvements at Kinderkamack Road and Prospect Avenue**

Boswell attended a meeting on April 19, 2011 with County representatives (Joseph Crifasi, Joseph Femia and Gary Ascolese), and Borough representatives (Mayor LaPaglia and Councilman Bader) to discuss the above referenced project. The Borough agreed to dismiss the need of a sidewalk on Prospect Avenue and for the county to just install a bus stop pad on the northwest side of the Kinderkamack Road and Prospect Avenue intersection on Kinderkamack Road. No road widening would take place. The County would add the bus stop onto one (1) of their existing projects as a change order. The County would like to construct this project.

**2010 NJDOT Pascack Valley Cooperative Pricing System for Road Paving Program**

At the request of the Mayor and Council, the proposed curbing work along Clairmont Drive will be deleted from the project.

The road that will be paved in Woodcliff Lake is Highview Avenue from Broadway to Kinderkamack Road. Approximately 500 lf of curbing will be installed on Broadway fronting the train station. The total bid price of the project specific to Woodcliff Lake is $110,334.45. Woodcliff Lake has received an NJDOT Local Aid Grant in the amount of $130,000 for work to be performed on Highview Avenue and the Borough is funding $20,000.00 of additional work to be performed on Broadway fronting the train station.

**The tentative start date for this project is now the week of May 2, 2011.**

**2011 Municipal Road Improvement Program – Glen Road (from Woodland Road to its Intersection with Spring Valley Road)**

Boswell McClave Engineering was requested to and provided the prior Borough Administrator Edward Sandve, P.E. with a construction cost estimate on February 22, 2011 to complete the Glen Road Paving Project that commenced in 2010 for the above referenced project limits ($105,000.00)

Boswell has also provided the Borough with a construction cost estimate to pave Blueberry Drive from the Overlook Drive to the municipal boundary line at a cost of $350,00.000.

Boswell is ready to provide the Borough with a proposal for design and construction inspection services for both these roads should the Mayor and Council so desire.

**Intersection Improvements to Chestnut Ridge Road and Saddle River Road (Bergen County Project)**

Boswell attended a meeting on April 19, 2011 with County representatives (Joseph Crifasi, Joseph Femia and Gary Ascolese), and Borough Representatives (Mayor LaPaglia and Councilman Bader) to discuss the above referenced project. The following items were discussed and agree to:

1. Woodcliff Lake will take care of the cost of Police Traffic Director’s if required.

Mayor LaPaglia would discuss with BMW the use of their ring road to accommodation traffic while a portion of Saddle River and Chestnut Ridge Road.

2. Mayor LaPaglia would discuss with BMW the use of their ring road to accommodate traffic while a portion of Saddle River Road and Chestnut ridge Road are closed for construction.

3. Boswell will fine-tune the construction cost estimate.

4. Relocation of the water hydrants are not the County responsibility, but might be the responsibility of the water utility.

5. Woodcliff Lake would take on the maintenance responsibility of the detention basin and water quality unit. Boswell was requested to and has coordinated with Dave Antoine to determine if the Borough has the resources/equipment to perform the maintenance or obtain it from another municipality based on a shared services agreement. Dave Anotine has confirmed that Borough has access to a sewer vac truck through shared services.

6. The County is reviewing in-house the status of the bid package (plans and specifications).

7. The County is to fine-tune the amount of funds available for this project.

8. The County is looking to advertise the project in July 2011.

**2011 NJDOT Local Aid Project – Tice Boulevard (from Chestnut Ridge Road to its Terminus)**

The Borough has received an NJDOT Local Aid Grant in the amount of $150,000. Boswell is ready to provide the Borough with a proposal for design and construction inspection services should the Mayor and Council so desire.

**MAYOR’S REPORT.**

No report was given.

**ADMINISTRATOR’S REPORT.**

Acting Administrator Sciara reported that the administrators and Tri-Boro coordinators of Montvale, Park Ridge and Woodcliff Lake have unanimously agreed that Mark Madaio, Borough Attorney of Woodcliff Lake would represent the Tri-Boro to renegotiate a new contract with Northwest Bergen Dispatch.

Borough e-mail addresses will be given to each planning board/zoning board member in order to conduct Borough business. All members will be asked to use only their Borough addresses should they need to communicate with other members or with members of the community.

**OLD BUSINESS**

**Street Paving**

Mayor LaPaglia gave a synopsis of the current status of road repaving in the Borough. Councilman Struk and acting DPW superintendent Dave Antoine compiled a list of the streets that are in the most need of repaving. Of the nine (9) streets listed, Blueberry Drive was rated the street in the most need of repaving. The Borough has received an estimate from Boswell Engineering of $300,000.00 to repave Blueberry Drive and $50,000.00 to repave Ginny Court. The Borough has committed to the residents that Glen Road would be completed this year, from Woodland road to the intersection with Spring Valley Road. The Borough has received $150,000.00 in DOT funding for the repaving for Tice Boulevard. Borough Engineer Sachs has stated that additional funding is needed to complete this project. Mayor LaPaglia stated that the estimate he received from Boswell to complete the paving of Tice Boulevard to its terminus would cost $90,000.000.

Mayor LaPaglia continued that the preliminary budget allotted $200,000.00 for road repaving. He stated that the Borough could increase the road repaving program up to $600,000 and be able to fund the down payment for a capital bond ordinance. Mr. Bader and several other council members stated that they wanted an accounting of the current debt repayment schedule before they could make a decision on the increase for road repaving.

After the Mayor presented the current level of debt (approximately $7,287,000.00), a motion to submit the following roads to be included in the Pascack Valley Paving Cooperative for the Year 2011:

Glen Road (from Woodland Road to Spring Valley Road)

Blueberry Drive from Overlook Drive to Ginny Drive

Tice Boulevard from Chestnut Ridge road to its Terminus

was made by Mr. Bader, second by Mr. Hoffman.

**ROLL CALL:**

Introduce: Mr. Bader

Second: Mr. Hoffman

Ayes: Mr. Struk, Mr. Baum, Mr. Camella, Mr. Glaser, Mr. Hoffman, Mr. Bader

Nays: None

Abstain: None

Absent: None

**Capital Bond Ordinance**

CFO Harold Laufeld, III stated that he needs a list of the items to be included in the capital bond ordinance as soon as possible in order to give the proper paperwork to the bond counsel Steven Rogut.

**NEW BUSINESS.**

**Introduction of Ordinance 11-02 (building height)**

**“An Ordinance Amending and Supplementing §380-14B(5) of the Revised General Code of the Borough of Woodcliff Lake”**

Heretofore introduced, does now pass on first reading, and that said Ordinance be further considered for final passage at a meeting to be held on the 16th day of May at 8:00 o’clock P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance, and that the Borough Clerk is hereby authorized and directed to publish said Ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said Ordinance be further considered for final passage.

**This ordinance introduction was pulled for further clarification and modifications.**

**Introduction of Ordinance 11-03** (Peddling and Soliciting/Mobile Kitchens)

**“An Ordinance of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey, to Amend Chapter 255 Entitled “Peddling and Soliciting” to Prohibit Mobile Kitchens in the Borough”**

Heretofore introduced, does now pass on first reading, and that said Ordinance be further considered for final passage at a meeting to be held on the 16th day of May at 8:00 o’clock P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance, and that the Borough Clerk is hereby authorized and directed to publish said Ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said Ordinance be further considered for final passage.

**This ordinance introduction was pulled for further clarification and modifications.**

**Introduction of Ordinance 11-04** (Sheds)

**“An Ordinance of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey, to Amend the Zoning Regulations for Sheds as Accessory Structures in Residential Districts”**

Heretofore introduced, does now pass on first reading, and that said Ordinance be further considered for final passage at a meeting to be held on the 16th day of May at 8:00 o’clock P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance, and that the Borough Clerk is hereby authorized and directed to publish said Ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said Ordinance be further considered for final passage.

**This ordinance introduction was pulled for further clarification and modifications.**

**Introduction of Ordinance 11-05**

**“An Ordinance of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey, to Amend Ordinance §114-1 Governing Various Requirements for Building Construction ”**

Heretofore introduced, does now pass on first reading, and that said Ordinance be further considered for final passage at a meeting to be held on the 16th day of May at 8:00 o’clock P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance, and that the Borough Clerk is hereby authorized and directed to publish said Ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said Ordinance be further considered for final passage.

**ROLL CALL:**

Motion: Mr. Bader

Second: Mr. Camella

Ayes: Mr. Glaser, Mr. Hoffman, Mr. Struk, Mr. Baum, Mr. Camella, Mr. Bader

Nays: None

Abstain: None

Absent: None

**PUBLIC FORUM**

Motion to open the meeting to the public was made by Mr. Camella, second by Mr. Bader and approved unanimously by voice call vote.

**Keith and Diane Byrne, Saddle River Road, Woodcliff Lake** stated that whenever it snows the back- up beepers on the heavy equipment used to remove snow at BMW by Montvale Landscaping is arrogant, intrusive, and obnoxious. The landscaper is using heavy earth moving equipment to move the snow. Mr. Byrne stated that the snow removal starts too early in the morning (3:00 a.m.). Mr. Byrne was asked if he contacted BMW directly about this problem. Mr. Byrne stated that he spoke with the operations manager, Christine Kent. She suggested that the landscapers could somehow muffle the sound of the back-up beepers. Councilman Bader, a trucking company magnate, stated that all trucks must have back up beepers by law. You cannot muffle or disconnect them. Councilman Bader stated that he is sympathetic to the Byrne’s complaint but you cannot regulate snow removal. Attorney Madaio stated that he would look into whether or not the Borough can regulate the hours snow removal can be done. Mr. Saluzzi stated that he would contact Ms. Kent of BMW to discuss this problem with her directly. Mr. Saluzzi stated that this has been an unusual winter. He suggested that BMW could plow the section of the parking lot across from the Byrne’s house later in the day. Mrs. Byrne stated that they have lived in this house for 22 years. They never had a problem with the snow removal noise when Ingersoll Rand was the owner. Councilmember Bader suggested that the landscaping company could use smaller equipment to remove the snow from this area.

**Johanna Cairo, 72 Heather Hill Lane, Woodcliff Lake** asked if a study has been done for the necessity of widening Chestnut Ridge and Saddle River Road. Mayor LaPaglia explained that the decision of make an intersection improvement at this intersection was made by the County Planning Board in conjunction with the BMW application. This improvement was not requested by the Borough.

Mrs. Cairo stated that the solar panels installed by PSE&G are aesthetically unpleasing. Mayor LaPaglia stated that the Borough has no authority over this issue. PSE&G own the poles and they are saying that it is inherently beneficial to generate a certain amount of energy from the sun. Councilman Camella stated that the amount of solar energy being sent to the grid is being mandated by the State. Mrs. Cairo was told that several towns have contacted PSE&G to get a temporary postponement of solar panel installation in order for municipalities to get more input.

**Jared Shapiro, Woodcliff Lake Fire Chief**, thanked everyone involved for their assistance in approving the inter-local agreements with Fort Lee and Paramus. Chief Shapiro asked if the Mayor and Council would try to introduce the ordinances the fire department has asked for soon.

Motion to close the meeting to the public was made by Mr. Camella, second by Mr. Struk and approved unanimously by voice call vote.

**CONSENT AGENDA DISCUSSION**

None

**CONSENT AGENDA VOTE.**

Motion to approve the Consent Agenda as presented was made by Mr. Bader, second by Mr. Hoffman.

**ROLL CALL:**

Introduce: Mr. Bader

Second: Mr. Struk

Ayes: Mr. Baum, Mr. Camella, Mr. Glaser, Mr. Hoffman, Mr. Struk, Mr. Bader

Nays: None

Abstain: None

Absent: None

**ADJOURNMENT**

Motion to adjourn was made by Mr. Bader, second by Mr. Baum and approved unanimously by voice call vote. The time is 11:30 p.m.

Respectfully submitted,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Lori Sciara, RMC/CMC

Borough Clerk/Acting Administrator

**CLAIMS AND BILLS**.

**Authority to Pay Claims**. **(Consent Agenda - 1)**

**RESOLVED,** that the following current claims against the Borough for materials and services have been considered and are proper and hereby are approved for payment:

Current Fund $ 5,349,773.25

Animal Fund $ 761.00

**Payroll**  **(Consent Agenda-2)**

**RESOLVED,** that the following Payroll Disbursements made by the Treasurer since the last meting are proper and hereby ratified and approved:

Payroll released $ 156,742.46

**Resolution Authorizing an Inter-Local Agreement By and Between the Borough of Woodcliff Lake and the Borough of Fort Lee for Use of Mobile “Cascade System”**

**(Consent Agenda-3)**

**WHEREAS,** the Borough of Woodcliff Lake is in need of an operation vehicle mounted with a Mobile (air bottle refill) Cascade System; and

**WHEREAS,** the Borough of Fort Lee shall provide the System to Woodcliff Lake to house and use by properly trained personnel for fire services or any other reasonable use as necessary.

**WHEREAS,** Woodcliff Lake will be responsible to house, maintain, repair and store the System; and

**NOW, THERFORE, BE IT RESOLVED t**hat the term of this agreement is for five (5) years beginning May 1, 2011 and ending April 30, 2016 and shall be automatically renewed for another five (5) years unless terminated by written notice by either party.

RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY TAX COURT JUDGEMENT DOCKET NO. 015665-2009 & 015663-2009 for the year 2009

**(Consent Agenda-4)**

**WHEREAS**, the owners of Block 2701 Lot 5 and Block 2702 Lot 1, 150 & 160 Broadway, Woodcliff Lake N.J. has been successful in their appeal to The Tax Court of New Jersey and having agreed upon a settlement adjusting their assessed value as follows:

**BLOCK 2701 LOT 5 (160 BROADWAY)**

**2009 Assessment from Tax Duplicate Tax Court Judgment**

**309,200.00 LAND 309,200.00 LAND**

**278,000.00 IMPROVEMENTS 162,500.00 IMPROVEMENTS**

**587,200.00 TOTAL ASSESSMENT 471,700.00TOTAL ASSESSMENT**

**12,090.45 taxes paid 9,712.30 taxes**

**REFUND DUE $2,378.15**

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**BLOCK 2702 LOT 1 (150 BROADWAY)**

**2008 Assessment from Tax Duplicate Tax Court Judgment**

**427500.00 LAND 341,000.00 LAND**

**12300.00 IMPROVEMENTS 12,300.00 IMPROVEMENTS**

**439800.00 TOTAL ASSESSMENT 353,300.00 TOTAL ASSESSMENT**

**9,055.48 taxes paid 7,274.45 taxes**

**REFUND DUE $1,781.03**

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**TOTAL REFUND ON BOTH PROPERTIES $4,159.18**

**WHEREAS,** this has resulted in their overpaying their property tax for the year **2009** in the amount of **$4,159.18** and,

**WHEREAS,** they have been awarded this judgment and therefore are entitled to a refund,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodcliff Lake, that the CFO be authorized to refund the overpayment of **$4,159.18** for the year **2009** to the owner of record **ORITANI SAVINGS & LOAN ASS’N/ C/O Brach Eichler L.L.C.**

**MAIL VOUCHER TO:**

**ORITANI SAVINGS & LOAN ASS’N C/O Brach Eichler LLC**

**101 Eisenhower Parkway**

**Roseland, NJ 07068**

**Resolution Between the Borough of Woodcliff Lake and the Borough of Paramus to Enter Into a Shared Service Agreement for Maintenance and Repairs for the Woodcliff Lake Fire Department (Consent Agenda-5)**

**WHEREAS,** municipalities are authorized pursuant to the Interlocal Services Act,N.J.S.A. 40A:8A-1, et seq. to enter into agreements with other municipalities to jointly provide for any lawful service; and

**WHEREAS,** the Borough of Woodcliff Lake has determined that such service is needed in order to maintain and repair motor vehicles owned by the Borough; and

**WHEREAS,** the Woodcliff Lake Fire Department has investigated other options for vehicle maintenance and repair and have determined that it would be in the best interest of the Borough to authorize such an Interlocal Services Agreement with the Borough of Paramus based upon the terms and conditions set forth in the Agreement.

**NOW, THEREOFRE, BE IT RESOLVED** that the Mayor and Council of the Borough of Woodcliff Lake authorize the following:

1. An Interlocal Services Agreement with the Borough of Paramu be and is hereby authorized.
2. The Interlocal Services Agreement shall be for the provision of labor, maintenance and services on the Woodcliff Lake Fire Department vehicles at a rate of $65.00 per hours.
3. This agreement between the two municipalities shall be in the form annexed to this Resolution which form has been reviewed and approved by the Borough Administrator, the Superintendent of Public Works and the Borough Attorney.
4. The Mayor and Borough Clerk be and are hereby authorized and directed to execute this Agreement on behalf of the municipality upon the adoption of the within Resolution.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Borough Clerk be and she is hereby authorized and directed to forward certified copies of the within Resolution to the Superintendent of the Department of Public Works, the Borough Attorney, and the Borough of Paramus.