

BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL AGENDA
December 20, 2010
8:00 p.m.

CALL TO ORDER.

This meeting, in accordance with the Open Public Meetings Law, P. L. 1975, C. 231, was announced at the Reorganization Meeting held on January 4, 2010 in the Municipal Building. Notice of this meeting has been posted, and two newspapers, The Record and The Ridgewood News, have been notified.

ROLL CALL.

Mayor LaPaglia called the roll. Council members Camella, Glaser, Hoffman, Rosenblatt and Struk were present. Council member Bader was absent. Attorney Madaio, Administrator Sandve and Borough Clerk Sciara were also present.

PLEDGE OF ALLEGIANCE.

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

APPOINTMENTS.

Mr. Rosenblatt stated that on behalf Mr. Bader, Mayor LaPaglia and the Police Committee he was proud to present the two candidates being appointed tonight. The candidates are exceptional and the Committee was very pleased that they did not have to choose between the two.

Mr. Camella stated that he spoke with Mr. Bader before the meeting and he was also very pleased with the candidates.

Mayor LaPaglia stated that by way of additional background, in 2004 there were 18 police officers on the force. Due to the resignation of Lt. Conway, the untimely passing of Sgt. Ryan and Sgt. Miller's injury, the police force has been operating with only 15 officers. The reduced number of officers put a burden on the police overtime. The 2010 police overtime was originally budgeted for \$150,000. Actual overtime through the middle of 2010 is \$239,000. If the Mayor and Council did not take action, the police overtime in 2011 would be similar. The starting salary for a new officer will be \$35,500. That will be approximately \$71,000 for two new officers, adding an additional 30% for benefits, the cost of the officers will be approximately \$90,000 to \$95,000. This is only slightly more than the \$89,000 over budget overtime payout. The Mayor continued that there were over 100 applicants for the police officer positions. Six (6) candidates were recommended to the Council by the committee. One (1) candidate was offered a position with the Bergen County Prosecutor's Office. The remaining five (5) candidates put themselves through the police academy and all were highly competent and qualified. Mr. Rosenblatt added that the two candidates were the unanimous choice of the committee.

(Mayor) I appoint Simon L. Sherfer as a probationary patrolman, Badge #28, with a starting date of January 1, 2011 as per the PBA Local #206 Contract.

ROLL CALL:

Introduce: Mr. Rosenblatt
Second: Mr. Glaser
Ayes: Mr. Camella, Mr. Hoffman, Mr. Struk, Mr. Glaser, Mr. Rosenblatt
Nays: None
Abstain: None
Absent: Mr. Bader

(Mayor) I appoint Keith H. Kalmbach as a probationary patrolman, Badge #29, with a starting date of January 1, 2011 as per the PBA Local #206 Contract.

ROLL CALL:

Introduce: Mr. Rosenblatt
Second: Mr. Glaser
Ayes: Mr. Camella, Mr. Hoffman, Mr. Struk, Mr. Glaser, Mr. Rosenblatt
Nays: None
Abstain: None
Absent: Mr. Bader

APPROVAL OF MINUTES.

RESOLVED, that the Minutes of a **Meeting of the Mayor and Council on December 6, 2010** copies of which have been received by all Councilpersons, are hereby approved as presented.

ROLL CALL:

Introduce: Mr. Camella
Second: Mr. Glaser
Ayes: Mr. Hoffman, Mr. Rosenblatt, Mr. Struk, Mr. Glaser, Mr. Camella
Nays: None
Abstain: None
Absent: Mr. Bader

PUBLIC HEARING.

Ordinance 10-10

- A. Clerk offers Proof of Publication.
- B. Ordinance is read by title only

**BE IT RESOLVED,
'AN ORDINANCE RELATING TO THE SALARIES AND OTHER
COMPENSATIONS OF OFFICERS OF THE POLICE DEPARTMENT OF THE
BOROUGH OF WOODCLIFF LAKE, COUNTY OF BERGEN AND STATE OF
NEW JERSEY FOR THE YEARS 2010, 2011, 2012 and 2013.'**

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

Hearing no comments from the public, a motion to close the meeting to the public was made by Mr. Glaser, second by Mr. Camella and approved unanimously by voice call vote.

- D. Adoption.

**'AN ORDINANCE RELATING TO THE SALARIES AND OTHER
COMPENSATIONS OF OFFICERS OF THE POLICE DEPARTMENT OF THE
BOROUGH OF WOODCLIFF LAKE, COUNTY OF BERGEN AND STATE OF
NEW JERSEY FOR THE YEARS 2010, 2011, 2012 and 2013.'**

introduced at a Regular Meeting of the Mayor and Council held on December 6, 2010 and published in the form presented to and read at this Meeting, shall be appended to the Minutes of this Meeting, and made part of this Resolution and shall be passed on second and final reading, and the Borough Clerk is authorized to advertise the same according to law.

ROLL CALL:

Introduce: Mr. Rosenblatt
Second: Mr. Glaser
Ayes: Mr. Camella, Mr. Hoffman, Mr. Struk, Mr. Glaser, Mr. Rosenblatt
Nays: None
Abstain: None
Absent: Mr. Bader

Ordinance 10-11

- A. Clerk offers Proof of Publication.
- D. Ordinance is read by title only

**BE IT RESOLVED,
AN ORDINANCE OF THE BOROUGH OF WOODCLIFF LAKE,
COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING
THE CREATION OF THE PASCACK JOINT MUNICIPAL COURT
COMPOSED OF THE BOROUGHS OF MONTVALE, PARK RIDGE,
AND WOODCLIFF LAKE, AND THEREFORE REPEALING AND
READOPTING CHAPTER 12, "MUNICIPAL COURT," OF THE
BOROUGH CODE AND REPEALING ARTICLE VI, "MUNICIPAL
PROSECUTOR"**

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

Bob Nathin, 17 Hunter Ridge Road asked if the towns agreed on who the prosecutor and municipal judge would be. Administrator Sandve stated that there is a Joint Municipal Court

Committee that will consist of two council members and the Mayor from each town. Each town will have one vote with a simple majority ruling. The Joint Municipal Court will interview each judge and prosecutor from the three towns. The judge's appointment will need to be approved by the assignment judge in Hackensack and ultimately by the Governor.

Mike Fells, 82 Werimus Road asked when will be consolidation take place. Mr. Fells was told the consolidation should be complete by April 1, 2011. Park Ridge is a civil service town and needed more time to work out their employee agreements.

E. Adoption.

**BE IT RESOLVED,
AN ORDINANCE OF THE BOROUGH OF WOODCLIFF LAKE,
COUNTY OF BERGEN, STATE OF NEW JERSEY, AUTHORIZING
THE CREATION OF THE PASCACK JOINT MUNICIPAL COURT
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introduced at a Regular Meeting of the Mayor and Council held on December 6, 2010 and published in the form presented to and read at this Meeting, shall be appended to the Minutes of this Meeting, and made part of this Resolution and shall be passed on second and final reading, and the Borough Clerk is authorized to advertise the same according to law.

ROLL CALL:

Introduce: Mr. Hoffman
Second: Mr. Camella
Ayes: Mr. Glaser, Mr. Rosenblatt, Mr. Struk, Mr. Camella, Mr. Hoffman
Nays: None
Abstain: None
Absent: Mr. Bader

STANDING COMMITTEES. (CAPITALS indicate committee chair).

PLANNING BOARD, EDUCATION (High School), ADMINISTRATION/FINANCE

There was no report on the Planning and zoning Board.

Mr. Glaser reported on a new payroll company that had been interviewed earlier in the week. This new vendor will offer an approximate 30% savings over ADP. Reports will be able to be produced immediately and is included in the software price. Pension reports and payments will be done by the new vendor directly to the State. The system will work on a card swipe method, whereas each employee will swipe in and out. This time will automatically be uploaded to the system. Vacation and sick time will be show on each paycheck which is not a feature we

currently have with ADP. On a voice call vote, all approved unanimously to implement this new payroll/time keeping system on 1/1/11. Councilman-elect Baum cautioned the Council to perform due diligence as he has experience with a payroll company that was running similar to a ponzi scheme. He advised the Council to be certain Borough funds are not co-mingled with company funds. Mr. Baum was assured that all Borough funds will remain in Borough accounts. The payroll company will be able to write very specific checks on the Borough's account. Mayor LaPaglia asked Councilman-elect Baum to speak with Administrator Sandve more on this aspect of the new payroll procedures.

LIBRARY, FIRE

The Fire Department will be swearing in their new officers on January 2, 2010 at 2:00 p.m. The new officers are:

| | |
|----------------|--------------|
| Jared Shapiro | Chief |
| George Lucia | Deputy Chief |
| Holly Campbell | Captain |
| Dan Schuster | Captain |
| Alex Kaplan | Lieutenant |

Mr. Camella stated that he has been speaking with Mr. Shapiro on how the clothing allowance is reimbursed to members. Estimates for the damaged fire truck have been received and repairs will begin shortly.

PUBLIC SAFETY/POLICE/OEM/TRIBORO, BUILDING & Grounds/Building Dept.

Due to the absence of Mr. Bader, no report was given.

CO-PARKS AND RECREATION , SHADE TREE COMMITTEE

Mr. Hoffman reported that basketball season is underway.

Mr. Hoffman reported that there was an incident over a town tree that was removed by a resident. Mr. Bosch of the Shade Tree Committee and Mr. Saluzzi, Construction Code official are looking into the situation. The tree was on the curb line and the same resident planted the tree over 50 years ago. The fine could be \$1,000.00. However, the town is not looking to fine anyone; the town wants a new tree to be planted.

The municipal court venture is moving along nicely and Mr. Hoffman is very optimistic about the April 1, 2011 start date.

DPW & ROADS/SEWERS & SANITATION/ECOLOGY, CO-PARKS AND RECREATION

Mr. Rosenblatt stated, as always, the DPW did a great job picking up leaves and they are gearing up for the snow.

OLD BUSINESS.

Mr. Hoffman asked if the DPW could move the newspaper boxes at the train station to face the tracks and see if anyone notices.

Mr. Hoffman asked the status of the payroll checks that cancelled and never reissued. Administrator Sandve stated that Chief Financial Officer Laufeld is still investigating the matter.

PUBLIC FORUM.

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

Hearing no comments from the public, a motion to close the meeting to the public was made by Mr. Glaser, second by Mr. Hoffman and approved unanimously by voice call vote.

NEW BUSINESS.

None

CONSENT AGENDA DISCUSSION.

None

CONSENT AGENDA VOTE.

Motion to approve the Consent Agenda as presented was made by Mr. Camella, second by Mr. Glaser.

ROLL CALL:

Introduce: Mr. Camella
Second: Mr. Glaser
Ayes: Mr. Hoffman, Mr. Rosenblatt, Mr. Struk, Mr. Glaser, Mr. Camella
Nays: None
Abstain: None
Absent: Mr. Bader

ADJOURNMENT.

On a motion made by Mr. Camella, second by Mr. Hoffman and approved unanimously by voice call vote, the meeting was adjourned. The time is 9:00 p.m.

Respectfully submitted,

Lori Sciara, RMC/CMC

Borough Clerk

Payroll.**(Consent Agenda – 1)**

RESOLVED, that the following Payroll Disbursements made by the Treasurer since the last meeting are proper and hereby are ratified and

Payroll released 12/15/10 \$188,413.63

Authority to Pay Claims.**(Consent Agenda - 2)**

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 | \$ | 154, 743.83 |
| Animal Control Fund | \$ | 405.65 |
| General Capital | \$ | 38,637.00 |

Resolution Authorizing the Use of the Open Public Records Act Request Form**(Consent Agenda - 3)**

WHEREAS, since the last authorization of the request form currently used for Open Public Records Act Requests in the Borough of Woodcliff Lake the State has mandated new regulations for the form; and

WHEREAS, the Borough of Woodcliff Lake must adopt a new OPRA request form as the official request form in order to comply with N.J.S.A.47:1-A-1.1.

NOW, THEREFORE, BE IT RESOLVED that this OPRA request form will be appended to these minutes and will be the official request form for the Borough.

2010 Budget Transfers for December 20, 2010 meeting**(Consent Agenda - 4)**

| <u>DEPARTMENT</u> | <u>ACCOUNT NUMBER</u> | <u>FROM</u> | <u>TO</u> |
|---|------------------------------|--------------------|------------------|
| TAX ASSESSMENT - OTHER EXPENSES | 0-01-20-150-020 | 2,000.00 | |
| FINANCIAL ADMINISTRATION - SALARIES AND WAGES | 0-01-20-130-010 | | 2,000.00 |
| COLLECTION OF TAXES -OTHER EXPENSES | 0-01-20-145-020 | 700.00 | |
| COLLECTION OF TAXES - SALARIES AND WAGES | 0-01-20-145-010 | | 700.00 |
| GENERAL ADMINISTRATION - OTHER EXPENSES | 0-01-20-100-020 | 200.00 | |
| MAYOR AND COUNCIL - OTHER EXPENSES | 0-01-20-110-020 | | 200.00 |
| PLANNING BOARD - OTHER EXPENSES | 0-01-21-180-020 | 500.00 | |
| PLANNING BOARD - SALARIES AND WAGES | 0-01-21-180-010 | | 500.00 |

| | | | |
|---|-----------------|-----------|-----------|
| STREETS AND ROADS - SALARIES AND WAGES | 0-01-26-290-010 | 8,500.00 | |
| SOLID WASTE - OTHER EXPENSES | 0-01-26-305-020 | | 8,500.00 |
| TAX ASSESSMENT - OTHER EXPENSES | 0-01-20-150-020 | 500.00 | |
| FINANCIAL ADMINISTRATION - OTHER EXPENSES | 0-01-20-130-020 | | 500.00 |
| PLANNING BOARD - OTHER EXPENSES | 0-01-21-180-020 | 5,000.00 | |
| ZONING BOARD - OTHER EXPENSES | 0-01-21-185-020 | 6,000.00 | |
| TAX ASSESSMENT - OTHER EXPENSES | 0-01-20-150-020 | 3,000.00 | |
| ENGINEERING - OTHER EXPENSES | 0-01-20-165-020 | 6,000.00 | |
| LEGAL - OTHER EXPENSES | 0-01-20-155-020 | | 20,000.00 |
| FIRE PREVENTION - SALARIES AND WAGES | 0-01-25-265-010 | 2,000.00 | |
| FIRE PREVENTION - OTHER EXPENSES | 0-01-25-265-020 | | 2,000.00 |
| RECREATION - OTHER EXPENSES | 0-01-28-370-020 | 5,000.00 | |
| BUILDINGS AND GROUNDS - OTHER EXPENSES | 0-01-26-310-020 | | 5,000.00 |
| STREET AND ROADS - OTHER EXPENSES | 0-01-26-290-020 | 7,000.00 | |
| VEHICLE MAINTENANCE - OTHER EXPENSES | 0-01-26-315-020 | | 7,000.00 |
| LANDFILL DISPOSAL COSTS | 0-01-32-465-230 | 3,000.00 | |
| SEWER - OTHER EXPENSES | 0-01-31-455-020 | | 3,000.00 |
| TOTAL | | 49,400.00 | 49,400.00 |

RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF TAXES

(Consent Agenda - 5)

WHEREAS. The property tax on the following parcel were overpaid by property owners,

WHEREAS, this has resulted in the overpayment of property tax on this parcel by \$3455.70 and,

WHEREAS, the owners of the property listed have requested a refund of overpayment,

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 \$3455.70 to the owner listed below:

| <u>B/L</u> | <u>OWNER</u> | <u>AMT.</u> | <u>REASON</u> |
|-------------------|----------------------------------|--------------------|--------------------------|
| 704/6 | BAUM, KENNETH & KEREN | \$3455.70 | DUPLICATE PAYMENT |

PAYMENT TO:
BAUM, KENNETH L. & KEREN
14 STRATFORD COURT
WOODCLIFF LAKE, NJ 07677

Resolution Authorizing Cash Portion of the Performance Bond Release for BMW of North America, LLC (Consent Agenda – 6)

WHEREAS, the Borough Engineer has confirmed that it is appropriate to release the cash portion of the performance bond in connection with BMW of North America, LLC

WHEREAS, the developer has requested the return of the cash portion of the performance bond in the amount of \$319,494.09; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize the return of the aforementioned cash portion of the performance bond to BMW of North America, LLC.