

**BOROUGH OF WOODCLIFF LAKE
BUSINESS MEETING AGENDA
MAYOR AND COUNCIL
May 19, 2008**

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 7, 2008 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 Joseph LaPaglia

Councilmembers Jeffrey Bader
Paul Camella
John Glaser
Josephine Higgins
Joanne Howley
Robert Rosenblatt

PLEDGE OF ALLEGIANCE.

PROCLAMATION.

WHEREAS, Myasthenia Gravis is a neuro-muscular disease striking children and adults, affecting control of voluntary muscles and afflicting several hundred of our fellow New Jerseyans; and

WHEREAS, the symptoms of this disorder include, but are not limited to, difficulty moving, breathing, swallowing, speaking and seeing; and

WHEREAS, the Myasthenia Gravis Foundation of America, Inc. is a non-profit organization, founded, "to facilitate the timely diagnosis and optimal care of individuals affected by myasthenia gravis and closely related disorders, and to improve their lives through programs of patient services, public information, medical research, professional education, advocacy, and patient care," and

WHEREAS, Myasthenia Gravis is one of the major neuromuscular disorder afflicting residents of New Jersey; and

WHEREAS, it is fitting to recognize the many physicians who demonstrate an untiring effort to treat this disease and search for a cure.

NOW, THEREFORE, I, Joseph T. LaPaglia, Mayor of Woodcliff Lake, do hereby proclaim the month of June 2008 as Myasthenia Gravis Awareness Month.

APPROVAL OF MINUTES.

RESOLVED, that the Minutes of the **Special May 5, 2008 Meeting of the Mayor and Council**, copies of which have been received by all Councilpersons, are hereby approved as presented.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

RESOLVED, that the Minutes of the **Executive Closed Session of the May 5, 2008 Meeting of the Mayor and Council**, copies of which have been received by all Councilpersons, are hereby approved as presented but not yet ready for release to the public.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

RESOLVED, that the Minutes of the **May 5, 2008 Meeting of the Mayor and Council**, copies of which have been received by all Councilpersons, are hereby approved as presented.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

ESOLVED, that the Minutes of the **Executive Closed Session II of the May 5, 2008 Meeting of the Mayor and Council**, copies of which have been received by all Councilpersons, are hereby approved as presented but not yet ready for release to the public.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

STANDING COMMITTEES. (CAPITALS indicate committee chair).

John Glaser

ADMINISTRATION/FINANCE

PLANNING BOARD

EDUCATION (High School)

Public Information, Newsletters, Ordinances

Building & Grounds/Building Dept.

Senior Citizen's Program

Paul Camella

DPW & ROADS/SEWERS & SANITATION, ECOLOGY

LIBRARY

FIRE (VOLUNTEER)

Education (elementary)

Board of Health, Mental Health & Welfare

Jeffrey Bader

PUBLIC SAFETY/POLICE/OEM/TRIBORO

EDUCATION (ELEMENTARY)

Josephine Higgins

BOARD OF HEALTH, MENTAL HEALTH & WELFARE
Fire (Volunteer), Fire Prevention

Joanne Howley

PARKS AND RECREATION
PUBLIC INFORMATION, NEWSLETTERS,
ORDINANCES
SENIOR CITIZENS' PROGRAM
Administration/Finance
Education (High)
Shade Tree Committee
Library

Robert Rosenblatt

DPW & Roads/Sewers & Sanitation, Ecology
Parks & Recreation
Public Safety/Police/OEM/TriBoro

CORRESPONDENCE.

OLD BUSINESS.

Resolution Authorizing Boswell McClave Engineering to Prepare Construction Plans for the Intersection Improvements at Woodcliff Avenue and Werimus Road

WHEREAS, the Borough of Woodcliff Lake is sponsoring the aforementioned project;
and

WHEREAS, the scope of this proposal is based on the requirements outlined in the Bergen County's "Conditions of Agreement for County-Municipal Roadway and Intersection Improvement Projects"; and

WHEREAS, a topographic survey of the intersection will be prepared and construction drawings will be prepared in accordance with the County of Bergen's "Check List for Plan Review and Development Bidding Documents"; and

WHEREAS, final roadway plans will be prepared incorporating all comments received on the preliminary plans and an engineer's estimate of construction costs will be prepared based upon the approved final plans; and

WHEREAS, Boswell McClave will perform the services as outlined in the Proposal for a lump sum fee of \$24,000.00.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake authorizes Boswell McClave Engineering to prepare construction plans for

the intersection improvements at Woodcliff Avenue and Werimus Road.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

Resolution Authorizing Boswell McClave Engineering to Provide the Necessary Engineering Services for the Improvement of the Intersection Improvements at Kinderkamack Road and Prospect Avenue

WHEREAS, Boswell McClave has submitted a proposal for the aforementioned services; and

WHEREAS, the purpose of this project is to improve the intersection of Kinderkamack Road and Prospect Avenue to meet current County standards.

WHEREAS, the scope of this proposal is based on the requirements outlined in the Bergen County's "Conditions of Agreement for County-Municipal Roadway and Intersection Improvement Projects, and

WHEREAS, a topographic survey of the intersection will be prepared, construction drawings will be prepared, final roadway plans will be prepared and an engineer's estimate will be prepared based upon the approved final plans.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake authorizes Boswell McClave Engineering to perform the services outlined in the proposal for a lump sum fee of \$25,000.00.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

NEW BUSINESS.

PUBLIC FORUM.

Open to Public
Bader Camella
Glaser Higgins
Howley Rosenblatt
La Paglia

Close to Public
Bader Camella
Glaser Higgins
Howley Rosenblatt
La Paglia

CONSENT AGENDA DISCUSSION.

CONSENT AGENDA VOTE.

ADJOURNMENT.

CONSENT AGENDA – May 19, 2008

1. Payroll, **page 6**
2. Authority to Pay Claims, **page 6**
3. Resolution Authorizing Inclusion in the Bergen County Community Development Program, **page 6**
4. Resolution Approving a Grant Application and Execute Grant Agreement with the New Jersey Department of Transportation for the Improvements to Brookview Drive Project, **page 7**
5. Resolution Requesting Approval of Items of Revenue and Appropriation – Chapter 159 – NJSA 40A:4-87 – Clean Communities, **page 7**
6. Resolution Authorizing Stipulation of Settlement Between Robert Haizen and the Borough of Woodcliff Lake, pages 7-8
7. Resolution Authorizing Raffle License to Bergen Community College Foundation, **pages 8-9**
8. Resolution Authorizing a \$2,500 Contribution to the Municipal Alliance, **page 9**

RESOLVED, that the Consent Agenda is approved as presented.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

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 approved:

	Payroll		\$	186,653.29		
Bader	Camella	Glaser	Higgins	Howley	Rosenblatt	LaPaglia

CLAIMS AND BILLS.**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	\$	868,276.62
Capital Fund	\$	32,926.27

Resolution Authorizing Inclusion in the Bergen County Community Development Program**(Consent Agenda - 3)**

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 and HOME Investment Partnership Act of 1990, as amended; and

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

WHEREAS, by May 23, 2008 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 Borough of Woodcliff Lake and its residents to participate in said programs.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake that it 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 and Home Investment Partnership Act Program for the Program Years 2009, 2010 and 2011 (July 1, 2009-June 30, 2012) ; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Bergen County Division of Community Development no later than May 23, 2008.

Bader	Camella	Glaser	Higgins	Howley	Rosenblatt	LaPaglia
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Resolution Approving a Grant application and Execute Grant Agreement with the New Jersey Department of Transportation for the Improvements to Brookview Drive Project
(Consent Agenda - 4)

WHEREAS, the Borough of Woodcliff Lake is desirous of pursuing the Improvements to Brookview Drive Project and filing a grant application for a 2009 NJDOT Local Aid Grant for Brookview Drive; and

WHEREAS, the north end of Brookview Drive connects and feeds into Woodcliff Avenue, a county road that contains the Woodcliff Middle School.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Woodcliff Lake, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Borough Administrator and the Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Woodcliff Lake and their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION – CHAPTER 159 – NJSA 40A:4-87 –Clean Communities **(Consent Agenda - 5)**

WHEREAS, NJSA 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of **\$948.73 is now available from Clean Communities (8-01-41-770-099)**.

BE IT FURTHER RESOLVED, that the like sum of **948.73** is hereby appropriated under the caption of **Clean Communities (8-01-10-701-000)**

BE IT FURTHER RESOLVED, that the above is the result of funds from Clean Communities.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

Resolution Authorizing Stipulation of Settlement Between Robert Haizen and the Borough of Woodcliff Lake **(Consent Agenda - 6)**

WHEREAS, it is hereby stipulated and agreed that the assessment of the following listed

property be adjusted and a judgment be entered by the Tax Court as depicted as follows

Block 808 Lot 1.13

Docket No. 002268-2008

Year: 2008

Street Address: 9 Deerfield Drive

	Original Assessment	County Tax Board Judgment	Requested Tax Court Judgment
LAND:	\$ 254,400	\$ N/A	\$ 254,400
IMPMNT:	798,400	\$ Direct	595,600
TOTAL	\$ 1,052,800		\$ 850,000

1. It is hereby stipulated and agreed that the assessment of the property on the attached page be adjusted and a judgment be entered by the Tax Court as depicted on said pages.
2. The undersigned have made such examination of the value and proper assessment of the property and have obtained such appraisals, analysis and information with respect to the valuation and assessment of the property, as they deem necessary and appropriate for the purpose of enabling them to enter into the stipulation. The assessor of the taxing district has been consulted by the attorney for the taxing district with respect to this settlement and has concurred.
3. Based upon the foregoing, the undersigned represent to the Tax Court that the above settlement will result in an assessment at the fair assessable value of the property consistent with assessing practices generally applicable in the taxing district as required by law.
4. Prejudgment interest is hereby waived on any overpayment and resulting refund due, provided however, that said refund is issued through its attorney, Seth I. Davenport, Esq. within 60 days from the date of the entry of the Tax Court Judgment. If the defendant fails to pay said refund within 60 days from the date of the Tax Court Judgment the pre-judgment and post-judgment interest shall be included therein. Moreover, if the refund is not paid within 60 days from said judgment and the Plaintiff then files a motion to compel payment, the Defendant agrees to reimburse Plaintiff for its attorney's fees.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

Resolution Authorizing Raffle License to Bergen Community College Foundation
(Consent Agenda – 7)

WHEREAS, application has been made by the Bergen Community College Foundation for one (1) off-premise 50/50 on November 21, 2008 to be held at the Woodcliff Lake Hilton, Woodcliff Lake, New Jersey; and

WHEREAS, said application has been submitted to the Woodcliff Lake Police Department for investigation and have been found to be in good order;

NOW, THEREFORE, BE IT RESOLVED, that the application of the Bergen Community College Foundation is approved and the Borough Clerk is hereby authorized to issue Raffle License R08-369.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia

RESOLUTION AUTHORIZING A \$2,500 CONTRIBUTION TO THE MUNICIPAL ALLIANCE (Consent Agenda - 8)

WHEREAS, the Borough Council of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize this \$2,500 contribution to the Municipal Alliance, contingent on the participation of the other Alliance Municipalities.

Bader Camella Glaser Higgins Howley Rosenblatt LaPaglia