

**BOROUGH OF WOODCLIFF LAKE  
MAYOR AND COUNCIL MEETING  
MINUTES  
July 12, 2010  
DRAFT**

**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 2, 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**

Roll Call was taken by the substituting Secretary. Councilmembers Camella, Glaser, and Rosenblatt were present. Councilmembers Bader, Hoffman and Howley were absent. Attorney Madaio, Administrator Sandve, and substituting Secretary Kathy Rizza were also present.

**PLEDGE OF ALLEGIANCE**

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

**APPOINTMENTS**

Mayor LaPaglia appointed Kristy Gencarelli, 1 Elden Drive, Saddle River, NJ as a member of the Woodcliff Lake Volunteer Fire Department.

**RESOLVED**, that this appointment is confirmed:

**ROLL CALL:**

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

**PRESENTATION**

Jill Zajac of Project Porchlight, a non-profit state organization sponsored by the Board of Public Utilities and NJ Clean Energy, that promotes energy efficiency, was present before the Council to discuss the distribution of energy efficient recyclable light bulbs for our residents. Ms. Zajac is looking for support from the Mayor and Council for the distribution of these bulbs. Mr. Camella suggested her presence at National DARE Night

Out on August 3<sup>rd</sup>. Ms. Zajac will contact Mr. Camella on this. Senior Association President Josephine Higgins mentioned that the Seniors may be interested in this program. Their next meeting is August 5<sup>th</sup>.

While on the subject of energy efficiency, Mr. Rosenblatt feels that cost of an ecology/parking sticker should be waived for all residents who operate a hybrid vehicle. Administrator Sandve stated that this sticker is also for admission to the Ecology Center, not just commuter parking.

### **APPROVAL OF MINUTES**

**RESOLVED**, that the minutes of a **regular Meeting of the Mayor and Council on June 21, 2010**, are approved and are ready for release to the public.

### **ROLL CALL:**

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

**RESOLVED**, that the minutes of an **Executive Closed Session Meeting of the Mayor and Council on June 21, 2010**, are approved as presented but not yet ready for release to the public.

### **ROLL CALL:**

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

### **ORDINANCE – PUBLIC HEARING**

**Ordinance read by title only:**

**“Capital Ordinance of the Borough of Woodcliff Lake, in the County of Bergen, New Jersey appropriating an additional sum of \$75,000. for the acquisition of real property (75 Werimus Road) for recreation and other municipal purposes in, by and for the Borough and providing that such sum so appropriated shall be raised from a County Grant”**

Open to the Public:

**ROLL CALL:**

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

**Jeff Goldsmith – 66 Old Farms Road** - Questioned the additional \$75,000. for this Ordinance. Administrator Sandve stated that this Ordinance does not increase the debt service of the Borough, and that there is no increase in taxes to the residents. Mr. Goldsmith apologized to the Mayor and Council – he thought this ordinance dealt with the Lydecker House.

Closed to the public:

**ROLL CALL:**

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

**Adoption:**

**Be it resolved, that the Ordinance entitled “Capital Ordinance of the Borough of Woodcliff Lake, in the County of Bergen, New Jersey appropriating an additional sum of \$75,000 for the acquisition of real property (75 Werimus Road) for recreation and other municipal purposes in, by and for the Borough and providing that such sum so appropriated shall be raised from a County Grant”** introduced at a Regular meeting of the Mayor and Council held on June 21, 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. Glaser  
Second: Mr. Camella  
Ayes: Mr. Camella, Mr. Glaser, Mr. Rosenblatt  
Nays: None  
Abstain: None  
Absent: Mr. Bader, Mr. Hoffman, Mrs. Howley

**MAYOR'S REPORT:**

Mayor LaPaglia read his Mayor's Report entitled "Second Half Challenge for 2010" to all present. The actual document will be made part of the official minutes.

**ADMINISTRATOR'S REPORT:**

**New OPRA regulations regarding fees to be charged –**

Effective July 1<sup>st</sup> fees per sheet must be calculated based on our cost to produce the copy. Each page is now \$.01. E-mails and faxes are a little more.

Mr. Glaser thinks that this new regulation is outrageous and that the Borough should write a letter of protest to the League. A motion was made as follows to have Mr. Glaser draft a letter to the League of Municipalities on this issue.

**ROLL CALL:**

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

**Pool and Tennis Membership Update –**

Mr. Sandve gave an update on this issue to all present. The numbers are a little lower than last year at this time.

**Tri-Boro Shared Services Meeting to be scheduled – July 26<sup>th</sup> –**

The Administrator stated that this next meeting is scheduled for July 26<sup>th</sup>. He assumes that the meeting will be held in Montvale.

**Revaluation – Request For Proposal Response –**

Bids were sent to four (4) qualified firms, two (2) responded:

Appraisal Systems - \$191,000

Realty Appraisals - \$168,900

The contract will be awarded in August. The Administrator explained that the cost of this revaluation is spread out over five (5) years. Mr. Rosenblatt remembers the lowest bidder from last year stating that they would hold their low bid for another year. He would like a phone call made to verify this statement. The Mayor would like the Tax Assessor and the two (2) bidding firms to come to a Mayor and Council meeting for a discussion. Mr. Camella and Mr. Rosenblatt agreed with this.

**ENGINEER'S REPORT: (Elliot Sachs – Boswell Engineering)**

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

The Borough Administrator attended a meeting on July 1, 2010 with the resident at the intersection of Werimus Road and Woodcliff Avenue to discuss possible driveway modification in order to accommodate this project. The resident is in the process of reviewing the information that was presented and will respond to the Borough in a few weeks when they return from vacation.

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

The County Engineer's Office is still reviewing the concept plan based on the reduced traffic counts on record with the County to determine if dedicated left turn lanes are really required. The last discussion with the County is that they have performed another site visit and are in the process of drafting another concept plan.

### **2010 NJDOT Pascack Valley Cooperative Pricing System Road Paving -**

The design of this project is substantially complete with the exception of Oradell's portion. Boswell was also requested by the Borough to expand its scope of work to include curbing along Broadway, parallel to the railroad tracks in the vicinity of the train station, and curbing along Clairmont Drive (if and where directed). We are in the process of coordinating with the County with regard to County improvements within Oradell. Once we receive direction from the County, Boswell McClave Engineering (Boswell) will then submit the bid documents to the NJDOT for their review. The road that will be paved in Woodcliff Lake is Highview Avenue from Broadway to Kinderkamack Road.

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

Boswell has prepared the required final plans and specifications and submitted them to Bergen County on May 20, 2010. Boswell has requested a status update from the County as to the status for bidding of the project. We await the County's response.

### **2010 Pascack Valley Municipal Road Paving Program -**

Boswell submitted a proposal to the Borough on May 27, 2010 for construction inspection services. Boswell awaits authorization of the Construction Inspection Services prior to scheduling a preconstruction meeting with the contractor. According to the summary bid tab, the apparent low bidder is DLS Contracting. The Borough will be paving a portion of Glen Road commencing at Pascack Road.

### **OLD BUSINESS:**

**Change in Roll Call Procedure** – will be discussed at the next meeting at the request of Mr. Rosenblatt. Mr. Glaser explained the new proposed procedure to all present. A motion to table this issue was made as follows:

**ROLL CALL:**

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

**Change in Council Assignments --**

Mayor LaPaglia stated that due to the legal issues of Mrs. Howley he has suspended her as Parks and Recreation Commissioner. The Mayor has appointed Mr. Rosenblatt in this position for the remainder of the year. Mr. Camella felt that the suspension should last until the end of her legal matter. A roll call vote was taken as follows:

**ROLL CALL:**

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

Mr. Rosenblatt stated that he had been Parks and Recreation Commissioner in the past under a different administration.

**NEW BUSINESS: - none****PUBLIC FORUM:**

**The meeting was opened to the public** on a motion from Mr. Glaser, seconded by Mr. Camella, and carried by all.

**Kevin O'Brien – 227 Pascack Road** - Mr. O'Brien displayed signs and paperwork relating to the legal issues of Mrs. Howley. He stated that he is concerned with these issues. He feels that the Mayor overlooked these allegations and that he will continue to voice his opinion.

Mr. O'Brien spoke in favor of possible police consolidation.

He also spoke regarding his OPRA request concerning the indemnification of Mrs. Howley. He referred to Borough Ordinance 18-6. Mr. O'Brien also stated that this issue should be discussed in open session, not closed. Mr. O'Brien also spoke of the cost of this possible indemnification.

Mr. O'Brien stated that he had done an OPRA request for the 2009 pool records pertaining to Mrs. Howley. The records now say that she is due a credit. The Mayor explained a credit is not due and that information was withdrawn with an input error by a

Borough employee accidentally and that this information was sent to the Prosecutors Office. The employee has explained what happened to the Mayor and the Administrator. The Mayor called the situation 'unfortunate.'

**Jeff Goldsmith – 66 Old Farms Road** - Mr. Goldsmith asked where the Borough is with the Freedman property. He was told that the Borough now owns the property. Mr. Goldsmith spoke regarding power issues on his street. This area seems to lose their power quite often, there doesn't even need to be a storm. He asked that the Council and the Borough Engineer look into this situation.

Mr. Goldsmith also stated that he too feels that anyone who owns a hybrid vehicle should not have to pay for an ecology sticker.

Mr. Goldsmith asked when the Park Ridge Water contract will expire. This was not known.

**Josephine Higgins – 10 Pond Road** – Confirmed that every five (5) years a referendum is needed for the Borough to collect tax money for open space. She asked when that five (5) year period is up.

Mrs. Higgins also feels that the Borough should rent the Freedman house.

**Gerald Meisel – 105 Brookview** - Stated that the legal issues involving our Councilwoman are disgraceful and that the Council should ask this Councilwoman to resign. He feels many residents are upset.

Mr. Meisel stated that the Mayor had previously spoken about regionalizing with the Montvale Police Department. He feels that this should be pursued. He also stated that the Borough should be looking into lay-offs and/or salary deductions. He feels that next year will be even worse than this year.

Mr. Meisel stated that the possible indemnification of Mrs. Howley bothers him. He feels that a conflict of interest is involved since Mrs. Howley and the Borough would both be defendants.

**Nick Letizia – 74 Heritage Court** – Mr. Letizia thanked the Borough for finally removing the tires that were an issue to him. He did add that the trees in question remain unpainted. Administrator Sandve stated that he has spoken with our tree experts who said they no longer paint the trees.

Mr. Letizia stated that regarding the legal issue of Mrs. Howley, any current embarrassment is coming from the town. He asked to please let Mrs. Howley have her day in court and then move on.

The Mayor informed all present of the upcoming retirement of DPW Superintendent Mr. Ed Barboni on September 30<sup>th</sup> and the recent retirement of Mr. Joe Higgins as OEM Coordinator on June 30<sup>th</sup>. He stated that both did a fine job and will be missed. At this time Josephine Higgins mentioned that Tom Torricelli, a past Councilman, had recently died. She also reminded the Council that Ed Levy, Shade Tree Chairman, had also recently died. She feels that both these men contributed a lot to this Borough and will also be missed.

Mr. Rosenblatt stated that Mr. Barboni is truly a gem! He is always at work early and stays late and that he is an inspiration, one who never played politics and has always been there for the town. Mr. Rosenblatt commends Mr. Barboni and wishes him well in his retirement.

**The meeting was closed to the public** on a motion from Mr. Rosenblatt, seconded by Mr. Glaser, and carried by all.

**CONSENT AGENDA DISCUSSION:**

Administrator Sandve stated that an additional item has been added to the consent agenda for this meeting:

#6. Resolution accepting the proposal submitted by Owl Contracting to construct improvements to Brookview Drive as a part of the comprehensive project known as the 2009 Pascack Valley NJDOT Project for the Pascack Valley Cooperative Pricing System (#107-PVCPS)

**CONSENT AGENDA VOTE:**

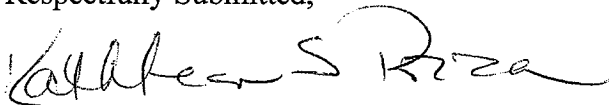
A motion to approve the consent agenda was made by Mr. Glaser, seconded by Mr. Camella and carried by roll call vote as follows:

**ROLL CALL:**

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

The regular meeting of the Mayor and Council was adjourned on a motion from Mr. Glaser, seconded by Mr. Camella, and carried by all.

Respectfully Submitted,



Kathleen S. Rizza, Substituting Secretary