**BOROUGH OF WOODCLIFF LAKE**

**MAYOR AND COUNCIL AGENDA**

**February 20, 2013**

**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 Jeffrey R. Goldsmith

Councilwoman Donna Abene

Councilman Jeffrey Bader

Councilwoman Jean Bae

Councilman Eric Bloom

Councilwoman Jacquie Gadaleta

Councilman Robert Rosenblatt

**PLEDGE OF ALLEGIANCE**.

**APPROVAL OF MINUTES.**

**RESOLVED,** that the Minutes of a Mayor and Council Meeting on February 11, 2013 copies of which have been received by all Councilperson, are hereby approved as presented.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**PRESENTATION OF SNOW SCULPTURE AWARD WINNERS**

**STANDING COMMITTEE REPORTS.**

**Administration/Finance** DONNA ABENE/Eric Bloom

**DPW & Roads/Sewers & Sanitation,** DONNA ABENE/Jeffrey Bader

**Ecology**

**Parks & Recreation** ERIC BLOOM/Jacqueline Gadaleta

**Public Safety/Police/OEM/TriBoro** ROBERT ROSENBLATT/Eric Bloom

**Buildings & Grounds/Building Dept.** ROBERT ROSENBLATT/Jacqueline Gadaleta

**Board of Health, Mental** JEFFREY BADER/Jean Bae

**Health & Welfare**

**Education** **(elementary)** JEAN BAE/Donna Abene

**(high)**  JACQUELINE GADALETA/Jean Bae

**Public Information,** JEAN BAE/Robert Rosenblatt

**Newsletters, Ordinances**

**Fire – Volunteer/Fire Prevention**  JACQUELINE GADALETA/Jeffrey Bader

**Library**  ERIC BLOOM/Robert Rosenblatt

**Senior Citizens' Program**  DONNA ABENE/Jacqueline Gadaleta

**OLD BUSINESS.**

* Road Repaving cost estimates
* 2013 Goal and Objectives

**NEW BUSINESS.**

**MAYOR’S REPORT**

**PUBLIC FORUM**

**Motion to open to the public**

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**Motion to close to the public**

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**CONSENT AGENDA DISCUSSION.**

**CONSENT AGENDA VOTE.**

**ADJOURNMENT**

**CONSENT AGENDA – February 20, 2013**

1. Payroll, page 3

1. Authority to Pay Claims**,** page 3
2. Resolution Authorizing the Borough to Bid for an Emergency Generator for the DPW Building, page 3
3. Tax Reimbursement Certification, page 4
4. Tonnage Grant Application Resolution, page 4, 5
5. Resolution Authorizing Borough Tax Attorney to Sign Tax Court Stipulation of The Ridge at Saddle River LLC vs. Borough of Woodcliff Lake, page 5

1. Resolution Authorizing Woodcliff Lake Pool Rates for the 2013 Season, page 6
2. Resolution Authorizing a Preventative Maintenance Agreement for All Borough Buildings,

page 6, 7

**RESOLVED**, that the Consent Agenda is approved as presented.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**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: $ 310,559.36

State Unemployment: $ 5,649.15

Animal Fund $ 1,239.20

Trust Other $ 450.00

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**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 $222,519.94

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**Resolution Authorizing the Borough to Bid for an Emergency Generator for the DPW Building**

**(Consent Agenda – 3)**

**WHEREAS,**  the Borough of Woodcliff Lake has engaged the engineering design services Johnson & Urban, LLC Consulting Engineers for an emergency generator for the DPW building of; and

**WHEREAS**, final drawings and specifications have been completed; and

**WHEREAS**, the Borough of Woodcliff Lake is desirous to solicit competitive bids for the purchase and installation of an emergency generator at the Woodcliff Lake DPW building;

**NOW THEREFORE BE IT RESOLVED** bythe Mayor and Council of the Borough of Woodcliff Lake that the Borough Administrator/QPA is authorized to receive bids for the purchase and installation of an emergency generator at the Woodcliff Lake DPW building in accordance with the drawings and specifications provided by the project engineer.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**Tax Reimbursement Certification (Consent Agenda - 4 )**

**WHEREAS,** the Recycling Enhancement Act, P.L. 2007, Chapter 311 has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage loc0al source separation and recycling programs; and

**WHEREAS,** there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of $3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

**WHEREAS,** whenever a Municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the “Local Public Contracts Law”, the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Woodcliff Lake hereby certifies a submission of expenditure for taxes pursuant to P.L. 2007, Chapter 311, in 2012 in the amount of $6,512.64 (3-01-32-465-242). Documentation supporting this submission is available at Borough Hall, 188 Pascack Road, Woodcliff Lake, NJ and shall be maintained for no less than five years from this date.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**Tonnage Grant Application Resolution. (Consent Agenda - 5)**

**WHEREAS,** the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, The New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2012 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Borough of Woodcliff Lake to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Woodcliff Lake that the Borough of Woodcliff Lake herby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Edward Barboni to ensure that the application is properly filed for the calendar year 2012; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**Resolution Authorizing Borough Tax Attorney to Sign Tax Court Stipulation of The Ridge at Saddle River LLC vs. Borough of Woodcliff Lake (Consent Agenda – 6)**

**WHEREAS**, The Ridge at Saddle River, LLC, is the owner and taxpayer of property located at Chestnut Ridge Road, also known as Block 601, Lot 1; and

**WHEREAS,** the taxpayer has filed tax appeals for the years 2009, 2010, 2011 and 2012 against the Borough of Woodcliff Lake in a matter entitled The Ridge at Saddle River, LLC vs. Borough of Woodcliff Lake, which are presently pending in the Tax Court; and

**WHEREAS,** it is has been recommended by the Tax Appeal Attorney, the Borough Appraiser and the Borough Assessor that the matters be settled at this time, and that such settlement is in the best interests of the Borough.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodcliff Lake that the Tax Appeal Attorney be and he is hereby authorized and directed to execute any and all documents necessary in order to finalize the settlement of litigation entitled The Ridge at Saddle River, LLC vs. Borough of Woodcliff Lake, so that for tax year 2009, the taxpayer will withdraw the complaint, and the assessment of $432,000 will remain intact; for tax year 2010, the assessment of $432,000 will be reduced to $325,000, resulting in a refund of $2,310; for tax year 2011, the assessment of $432,000 will be reduced to $325,000, resulting in a refund of $2,393; and for tax year 2012, the assessment of $527,000 will be reduced to a total of $427,000, resulting in a refund of $2,081.

**BE IT FURTHER RESOLVED** that the aforesaid settlement is predicated upon a waiver of any and all pre-judgment interest by the taxpayer, as long as the refunds are paid within 60 days of the Tax Court Judgments.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

**Resolution Authorizing Woodcliff Lake Pool Rates for the 2013 Season (Consent Agenda - 7)**

**WHEREAS,** the Mayor and Council authorize the Borough collect the following fees for the 2013 pool season as stated:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  |  |  |  |  |
| **2013 Pool Rates** | | |  |  |
| Rates are the same ast 2012 | | |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
| Family Pool | |  |  | 375 |
| Family Tennis | |  |  | 100 |
| Family Pool and Tennis | | |  | 425 |
| Famil Pool with nanny | | |  | 500 |
| Family Pool and Tennis w/Nanny | | | | 550 |
| Fire and Ambulance membership | | | | 150 |
| Adult Pool | |  |  | 200 |
| Child Pool | |  |  | 150 |
| Senior |  |  |  | 0 |
| Adult Tennis | |  |  | 75 |
| Child Tennis | |  |  | 50 |
| Senior Tennis | |  |  | 0 |
|  |  |  |  |  |
| Family - non resident Pool | | |  | 800 |
| Family - non resident Tennis | | |  | 100 |
| Family - non resident w/Nanny Pool | | | | 850 |
| Family - non-resident w/Nanny pool and tennis | | | | 925 |
| Adult - non -resident pool | | |  | 350 |
| Adult - non - resident tennis | | |  | 100 |
| Child - non-resident tennis | | |  | 75 |

**RESOLVED** that the aforementioned rates are approved as presented.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**

RESOLUTION AUTHORIZING A PREVENTATIVE MAINTENANCE AGREEMENT FOR ALL BOROUGH BUILDINGS (Consent Agenda – 8)

**WHEREAS,** the Borough of Woodcliff Lake has the need for a borough-wide Preventive Maintenance Agreement for maintenance of A/C, heating and/or boiler equipment; and

**WHEREAS**, the Preventative Maintenance Agreement will for all borough buildings and facilities including Borough Hall, Police Department, Fire House, Tice Senior Center; Westervelt-Lydecker House; and

**WHEREAS**, the Borough of Woodcliff Lake has solicited competitive quotes for the a Preventive Maintenance Agreement; and

**WHEREAS**, two (2) qualified vendors have submitted written quotes;

Reiner Group, Inc. $6,500.00 annual payment

Whalen & Ives, Inc. $3,100.00 annual payment

**WHEREAS**, the Construction Official, Acting DPW Superintendent and Borough Administrator/QPA have reviewed said written quotes and recommend that it is in the Borough’s best interest that a contract be awarded to Whalen & Ives, 180 Kinderkamack Road, Park Ridge, New Jersey 07656;

**NOW THEREFORE BE IT RESOLVED** bythe Mayor and Council of the Borough of Woodcliff Lake that the Borough Administrator/QPA is authorized to sign the preventive agreement between the Borough of Woodcliff Lake and Whalen & Ives, Inc. for the year ending December 31, 2013.

Abene Bader Bae Bloom Gadaleta Rosenblatt **Goldsmith**