

**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL MINUTES
February 17, 2014
7:30 PM**

CALL TO ORDER

Notice of this meeting, in accordance with the "Open Public Meetings Law, 1975, C. "231", was posted at the Borough Hall on February 12, 2014, and two newspapers, The Record and The Ridgewood News, were notified on February 14, 2014.

ROLL CALL

Mayor Goldsmith asked for a roll call. Council members Abene, Belgiovine, Gadaleta, Rendo and Rosenblatt were present. Councilman Bloom was absent. Marc Leibman was present for Borough Attorney Paul Kaufman, as well as Interim Administrator Thomas Richards and Acting Borough Clerk Debbie Dakin. Councilman Robert Rosenblatt left at 9:15 PM.

PLEDGE OF ALLEGIANCE

All present recited the Pledge of Allegiance which was led by Tom Panzo.

CLOSED SESSION

Motion was made by Councilwoman Abene, seconded by Councilwoman Gadaleta and approved by all.

MAYORAL COMMITTEE APPOINTMENTS

Technology Committee

Steve Bressler, to the Technology Committee, for a term of one (1) year, ending December 31, 2014.

APPROVAL OF MINUTES

Motion to approve the Minutes of January 6, 2014 (Sine Die) was made by Councilman Rosenblatt, seconded by Councilwoman Abene and approved by Councilwoman Abene, Councilwoman Gadaleta and Councilman Rosenblatt. Councilman Bloom was absent.

Motion to approve the Minutes of January 6, 2014 (Reorganization) was made by Councilwoman Rosenblatt, seconded by Councilwoman Gadaleta and approved by Councilwoman Abene, Councilwoman Gadaleta and Councilman Rosenblatt. Councilman Bloom was absent.

Motion to approve the Minutes of January 6, 2014 (Closed Session) was made by Councilwoman Abene, seconded by Councilwoman Gadaleta and approved by Councilwoman Abene, Councilwoman Gadaleta and Councilman Rosenblatt. These minutes are not for release at this time. Councilman Bloom was absent.

Motion to approve the Minutes of January 23, 2014 was made by Councilman Rosenblatt, seconded by Councilwoman Gadaleta and approved by Councilwoman Abene, Councilman Belgiovine, Councilwoman Gadaleta, Councilman Rendo and Councilman Rosenblatt. Councilman Bloom was absent.

Councilwoman Abene wanted to thank Acting Borough Clerk Debbie Dakin for a great job that she did on the Minutes. With the amount of meetings that we had lately, between open session and closed session, she found the Minutes to be accurate, clear and concise.

NEW BUSINESS

Pool Membership – Councilwoman Abene

Council President Abene informed the Mayor, Council and residents that the Park and Recreation was trying to produce some revenue regarding the pool. They are contemplating opening membership to the corporations of Woodcliff Lake. This idea is just in the planning stages.

Councilwoman Gadaleta explained that all they had so far was in informal discussion with Councilman Bloom and Park and Recreation Director Jay Esposito. Council liaisons and the Parks and Recreation Director are just discussing different ideas that might benefit Woodcliff Lake. She further explained that we do not want to inundate our residents in any way. Councilman Belgiovine thought we would definitely have to have a cap on how many passes we sold. Councilman Rosenblatt thought we should start out with only allowing passes Monday through Friday, not on weekends.

Mayor Goldsmith commented that he has concerns with Lifetime Fitness taking away some residents from our pool. The Pool and Tennis Committee will be meeting shortly to discuss different possibilities.

Goals and Objectives – led by Councilman Rosenblatt

Councilman Rosenblatt commented that there were some Council members from 2013 that did

not submit a report on the 2013 Goals and Objectives. He spoke with former Councilman Bader and still has not received his report. He further commented that rather than summarize this information, you can request it from the Borough Clerk.

Mayor Goldsmith commented that after having Borough Hall staff goes through the Minutes from 2010, 2011 and 2012, there is no end of the year summaries for Goals and Objectives.

2014 Goals and Objectives – led by Council President Abene

Councilwoman Abene explained that all members of the Council do a great job and she would like all Council to pick 1 or 2 items that are outside of their appointed areas and just focus on them. Pick something extra that will better the Community.

Mayor Goldsmith commented that if “you don’t dream big, you don’t get there”.

Spring Projects – led by Councilwoman Gadaleta

Councilwoman Gadaleta asked everyone to please attend the Spring Musical at the school on March 6, 7 and 8th.

Councilwoman Gadaleta explained that Woodcliff Lake would be getting a new lightening detection system. Our current system functions, but not how we expect it to function.

Pascack Hills High School had a Virtual School Day. This was acknowledged in the newspaper as well as on the News.

The Girls Scouts of Woodcliff Lake would like to help beautify the train station. They have

Mayor Goldsmith explained that he received a complaint about the lack of service at our train station. Councilwoman Abene and Councilman Rendo will meet with NJ Transit and see if they can rectify the problem. They will report back to the Mayor with their progress.

Mayor Goldsmith commented that there are many complaints coming in from Shaw Road residents about the traffic/speeding during school hours. Mayor Goldsmith explained that we are looking to make that a one-way street during school hours and that our Police Department will be doing a traffic study.

Mayor Goldsmith asked Councilman Rosenblatt to try and get a copy of the police study by the next meeting. Councilman Rosenblatt explained that the Chief was on vacation and he would get in touch with him when he gets back.

Introduction of Ordinance 14-01

BE IT RESOLVED THAT THE ORDINANCE ENTITLED,

“REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN, BY AND FOR THE BOROUGH OF WOODCLIFF LAKE, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$4,000,000 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$4,000,000 OF BONDS OR NOTES TO FINANCE SUCH APPROPRIATION”

Hereto 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 17th day of March, 2014 at 8:00 PM 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 any opportunity to be heard concerning said Ordinance, and that the Acting 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

Introduction: Mrs. Abene
Second: Mr. Rosenblatt
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo, Mr. Rosenblatt
Nays: None
Abstain: None
Absent: Mr. Bloom

Resolution No. 14-47 – Resolution Approving Appraisal of Block 1402, Lot 7 and Authorizing the Borough Attorney to Make an Offer to Purchase the Property and to Obtain a Phase 1 Environmental Site Assessment

Councilman Rendo commented that he is very happy to move forward with this. This is his number 1 goal.

ENGINEER’S REPORT – (Please see attached report)

ADMINISTRATOR’S REPORT

Interim Administrator Thomas Richards stated the following:

1. Plan and bid specs will be ready by the end of the week for the bleacher project at Major Field.
2. The generator at the police station was flooded and is in need of repair. We will be meeting with the Risk Manager on this problem.
3. There will be an emergency resolution on the Agenda regarding this issue.
4. I am looking into the possibility of changing where we take our solid waste in order to save taxpayer dollars.

MAYOR'S REPORT

I will share with you four themes this evening: continuity, teamwork and caring, open and transparent government, and need and vision for fiscal responsibility.

Continuity. Tom Richards came to Woodcliff Lake in August 2013. We do not know all that he inherited when he was asked to be our interim Borough Administrator and he was given the task to keep the ship moving forward. Tom has done that and more. The morale of our Borough staff has never been better since I began my term as Mayor and I believe it was due to his leadership and dedication. To change captains in midstream would do a disservice to our staff at Borough Hall, to our DPW and with our Police. They like him and they respect the job he has done.

Therefore, I am asking this Council, to place on the March 3 agenda, a motion to name Tom Richards as our Borough Administrator.

Teamwork and caring. This past Thursday morning, with the snow beginning to fall, I joined our DPW at 4 in the morning, and spent 14 hours with our crews joining three teams as they plowed our municipality.

When you see the job these men do, we gain perspective and an understanding of what it takes to plow the 40 plus miles of our roads. With 14 plows leaving the facility at 5AM, I was part of a four plow crew that "opened" Werimus" and then we proceeded to Saddle River Road on our way to Chestnut Ridge Road, before Evan Barboni and John Marinuk proceeded to our district- "The Ridge." So, how many times did the four trucks sweep Chestnut Ridge Road, and doing so with limited amounts of salt? Three complete sweeps to get that road "opened."

The beauty of Woodcliff Lake is the charm of our neighborhoods, especially the cul-de-sacs. However, what is beautiful in the summer spells challenges in winter snowstorms. Yet, whether it was this crew, or working with Hill, I had the opportunity to ride along with Dave Linko and his teammate Kevin Woods. Or when we went to the East Side, where I had the privilege to ride with Ray Blackton and work with Chris Behrens.

These three teams showed caring, for our residents and how they worked together. Invariably, all plows got stuck during their rounds, and without calling for help, the other team member simply got out of their truck to help another member in need.

They worked together, almost like watching a well-choreographed show, because they are professionals at what they do. And they love this community. They love their jobs.

They were proud of their efforts. They did the best they could with the tools that we have supplied them. But, they knew and wanted to do a better job. They wanted to see blacktop whenever they left a street, but sometimes, that is simply not possible.

At approximately 11:30A, I received a call from a friend, upset that neither Heather Hill nor Wildwood had been cleared. Then I shared that we began salting the town around 1AM. The first sweep was made after 6A and then I shared that I was on a plow that cleared those streets before 10A. But with 3 inches of snow falling an hour, to this resident he thought we hadn't even begun.

In addition, we had four emergency ambulance calls and our crews responded immediately to make sure that our police and all necessary vehicles could get to our residents.

We all owe a great deal of gratitude to these men that kept plowing, many for almost 24 hours.

Open and transparent government. Since I took office, it has been a priority to be open, direct and transparent. The Mayor's report in our newsletters has been an example of leading by example.

We believe that any resident has the right to know what their government is doing. If there is something someone is looking for, let us know.

However, the Open Public Record Act requests by former Councilmen John Glaser and Jeff Hoffman have been for the wrong reasons. This municipality has spent thousands upon thousands of wasted taxpayer dollars to honor their OPRA demands. Hoffman placed an OPRA request on all my emails during Hurricane Sandy. What was he looking for? Then, last year, regarding BMW's invitation- one that I openly shared, and again I ask, what was he looking for?

And Mr. Glaser, we just completed his OPRA request on the Mack Cali settlement, and he was a Councilman at that time. And I ask, what was he looking for? We produced over 1200 pages of emails and documents, at a cost to our taxpayers that was astounding. Thousands upon thousands of legal expenses to answer requests that were not submitted for the goal the law was intended.

Which leads me to my final theme, the need and vision for fiscal responsibility.

At the January 23 Mayor and Council meeting, with the most critical financial issue that the Borough has faced, the BMW tax appeal, Mr. Glaser, our Chair of the Finance Committee during those appeal years, had only one question that meeting. And that question pertained to a telephone provider that he recommended the municipality use to save on our bills.

Where was the vision for fiscal responsibility during the prior administration? This Governing Body, and all that follow, must show the teamwork and caring of our DPW. This is Woodcliff Lake.

We must show respect to our residents and especially to our taxpayers. This administration, has met ever challenge that was presented to us. We come here to work day in and day out.

I wake up every morning looking to make this the best town possible. I expect the same from former elected officials. Let's focus on being good and decent human beings. Let's focus on Woodcliff Lake.

If there are areas where we need improvement or need to think in another direction, we welcome that discussion. And we look forward to your recommendations and solutions. We are here to listen to our residents. We are here to do the right thing.

My comments are made with civility. I make them with the same compassion that this administration has strived to bring to our Woodcliff Lake. Our residents expect this from their elected officials, both current and former. This municipality deserves fiscal responsibility and vision.

To making Woodcliff Lake not just a Top Ten town in New Jersey, but by working together we will become the best town in our state. As always, G-d bless Woodcliff Lake and G-d bless America.

Councilman Rendo disagreed with the Mayor about the plowing of the streets after the last storm. He stated that he thought the job was horrific. He was out on Chestnut Ridge Road at 9:30 AM and Chestnut Ridge Road was a mess (he showed pictures that he took). As you went into Montvale on Chestnut Ridge Road you saw blacktop. He stated that Fern to Balsam was a sheet of ice. He also stated that he put a call into Assemblyman Auth to get more salt for the Borough.

Mayor Goldsmith asked Mr. Rendo what he recommended to try and change the process of how the roads are cleaned.

Councilman Belgiovine commented that he believed Woodcliff Lake goes a late jump on the last 2-3 storms. He believes we could have handled it slightly better and asked where our back-up was.

Mayor Goldsmith had 2 requests to our Borough Engineer. He asked if he could try and get a proposal for our meeting in March to fix the tennis courts and Rinzler fields. He also asked them to look at moving the Recycling Center to the United Water property on Werimus Lane.

PUBLIC COMMENT

Motion to open to the public was made by Councilwoman Abene, seconded by Councilwoman Gadaleta and unanimously approved.

Mike Tsontakis, Woodcliff Lake, asked where the lighting detection system would be located. He also asked if residents and coaches would be able to get the notification on their phones. Councilwoman Gadaleta explained that as soon as she had confirmation on all the details, she would let the public know. Mr. Tsontakis thanked the Mayor, Council, Engineer and

Administrator for all their work regarding the baseball fields. He also commented that there needs to be better phone signal at the ball fields.

Jim Abrams, Woodcliff Lake, stated that Park Ridge gets notification on their phone regarding the lighting detection system. Will our system allow us to do the same? Councilwoman Gadaleta said that she would find out and get back to him. Mr. Abrams commented that he thought the roads were pretty clean during the last storm. He also stated that if there were any corporate memberships that it be limited to during the week.

Cheryl Dispoto, Woodcliff Lake, stated that she is pleased that the Governing Body is moving in the right direction regarding Galaxy Gardens and thanks all the residents that helped in this process. She believes that Galaxy Gardens is the most important issue in the Borough right now and is pleased that Councilman Rendo stepped forward and wants to own it on his Goals and Objectives. She also stated that residents have ideas as to what could be developed at the Galaxy site and hopes that Mayor and Council reaches out to residents for their input. Ms. Dispoto also stated that she was on Chestnut Ridge Road at 10:00 AM at the last storm and the road was horrific. Montvale was very clean and her street was a sheet of ice.

Mayor Goldsmith replied that BMW was our priority and now that it is completed, he will focus on Galaxy Gardens.

Marc Leibman, Borough Attorney, stated that all issues regarding Galaxy Gardens were addressed both in open and closed sessions. There were proper steps that had to be taken and no council member has wavered on this issue.

John Glaser, Woodcliff Lake, commented on the Mayor's remarks during his report. Most records are public records. About 1 ½ years ago he heard stories of what was going on at Borough Hall regarding elections. He started making inquiries about it and in the end it came out that the previous Administrator was changing dates on election material. There was a police report issued because staff was interviewed. He also stated that he requested information regarding Spectrotel and never got that information from the previous Administrator so he had to submit an OPRA request. Mr. Glaser went on to state that he asked for records regarding the Mack Cali tax appeal. He was told that the Borough did not have any information on this because our tax attorney was handling it. He then stated that Mr. Muhlstock's office said they didn't have any information on this. As it turned out after he filed a complaint with the Government Records Council, Mr. Muhlstock's office had 1,025 pages of information. Some were confidential but some were public documents.

Craig Marson, Woodcliff Lake, asked what would happen if the deal with Galaxy Gardens falls through. Mr. Leibman explained the process.

Josephine Higgins, Woodcliff Lake, stated that there were a lot of emergency calls during the last storm. DPW went out of their way to make sure that all the roads, driveways and walks were cleared so that ambulances and police cars were able to get access to the houses. She

also stated that police officers were shoveling to get into houses and DPW stayed at some houses to make sure that the ambulances could get out of some streets.

Mayor Goldsmith thanked the Ambulance Corp. for all their hard work and dedication. He also mentioned that while we are home sleeping, DPW, Police and the Ambulance Corp. are working so that we could all be safe.

Council President Abene wanted to mention so that everyone is aware volunteers from the Ambulance Corp. actually sleep in their rigs in case they get a call. They won't have to worry if they can get out of their house and down their streets to get to the ambulance in case of emergency.

Tom Panzo, Woodcliff Lake, stated that he is on the Pool and Tennis Committee for 6 years and Woodcliff Lake is a great place and we have a great pool. However, it is known throughout the community that on weekends Woodcliff Lake is the easiest pool to get into. We don't enforce any regulations and we are opening ourselves up the lawsuits. We need to upgrade security and lock all opened gates.

Joseph LaPaglia, Woodcliff Lake, wanted to congratulate Tom Richards for his appointment as the new Borough Administrator.

Sherry Fabio, Woodcliff Lake, asked if there was a potential possibility for litigation for Galaxy Gardens. She also stated that she was pretty happy with the plowing.

Jeanine Chiavelli, Woodcliff Lake, asked that Mayor and Council take their time regarding the Old Mill. As it is there are no chair available on weekends and parking is crazy. Maybe Council should think of having a Corporate night.

Kari Dalaker, Woodcliff Lake, stated that there is nothing to do at the pool for middle school-aged kids. Her son doesn't even want to go because there is nothing to do there. She also stated that because of a death in her family, DPW came 4 times to her street to make sure it was plowed so everyone could get in and out. So also believed though that they got a late start plowing.

Motion to close to the public was made by Councilman Belgiovine, seconded by Council President and approved unanimously.

CONSENT AGENDA

Councilman Belgiovine asked that Resolution 14-45 be pulled from the Agenda. He asked Administrator Richards for copies of certain items regarding the purchase of the generator and has not received them. Mr. Richards agreed that this item could be pulled from the Agenda.

Motion to approve the Consent Agenda as amended was made by Councilman Rendo,

seconded by Councilwoman Gadaleta and approved by Council President Abene, Councilman Belgiovine, Councilwoman Gadaleta and Councilman Rendo. Councilman Bloom and Councilman Rosenblatt were absent.

CLOSED SESSION

Motion to go back into closed session was made by Councilwoman Abene, seconded by Councilman Belgiovine and approved by voice call vote.

ADJOURNMENT

Motion to adjourn was made by Councilman Belgiovine, seconded by Councilwoman Gadaleta and approved unanimously by voice call vote.

Meeting was adjourned at 11:20 PM.

Respectfully submitted,



Deborah Dakin
Acting Borough Clerk

ORDINANCE 14-01

REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN, BY AND FOR THE BOROUGH OF WOODCLIFF LAKE, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$4,000,000 TO PAY THE COST THEREOF AND TO AUTHORIZE THE ISSUANCE OF \$4,000,000 OF BONDS OR NOTES TO FINANCE SUCH APPROPRIATION

WHEREAS, the Borough of Woodcliff Lake, in the County of Bergen, New Jersey, as a result of a case brought before the Tax Court of New Jersey, presently owes the sum of \$3,950,000 to BMW of North America, LLC for taxes levied by the Borough for the years 2006 to 2013, inclusive; and

WHEREAS, the Borough Council of said Borough has determined that it is in the best interest of the Borough to finance the cost of said tax refund, pursuant to the provisions of N.J.S. 40A:2-51, by the adoption of a refunding bond ordinance providing for payment thereof, including expenses, appropriating the sum of \$4,000,000 to pay the cost thereof and authorizing the issuance of \$4,000,000 of bonds or notes of said Borough to finance said appropriation;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Woodcliff Lake, in the County of Bergen, New Jersey, as follows:

Section 1. The Borough of Woodcliff Lake, in the County of Bergen, New Jersey (the "Borough") is hereby authorized to refund the sum of \$3,950,000 resulting from a case brought before the Tax Court of New Jersey presently owing by the Borough to BMW of North America, LLC for taxes levied by the Borough for the years 2006 to 2013, inclusive.

Section 2. The Borough Council of the Borough hereby determines that the Borough is authorized by Section 51(a) of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law") to issue its refunding bonds or notes as hereinafter provided to pay or fund the sum set forth in Section 1 hereof.

Section 3. The sum of \$4,000,000 is hereby appropriated to (a) pay or fund the amount of \$3,950,000 set forth in Section 1 of this ordinance, and (b) pay an amount not exceeding \$50,000, being the cost of the issuance of refunding bonds or notes and expenses in connection with the tax appeals, including printing, advertising, accounting and financial and legal

expenses therefor permitted by Section 51(b) of the Local Bond Law (collectively, hereinafter referred to as "purpose").

Section 4. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$4,000,000 are hereby authorized to be issued pursuant to the Local Bond Law (the "Refunding Bonds"). The Refunding Bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. The Refunding Bonds shall be direct and general obligations of said Borough and said Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within said Borough for the payment of the principal of the Refunding Bonds and the interest thereon without limitation as to rate or amount. The full faith and credit of said Borough shall be and are hereby pledged for the punctual payment of the principal of and interest on the Refunding Bonds. Each Refunding Bond issued pursuant to this ordinance shall recite that it is issued pursuant to the Local Bond Law and shall also recite that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened and to have been performed precedent to and in the issuance of said bond exist, have happened and have been performed, and that said bond, together with all other indebtedness of said Borough, is within every debt and other limit prescribed by the Constitution or statutes of said State. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted, except that the Refunding Bonds shall mature at such time or times, not exceeding 40 years from their date, as may be approved by the Local Finance Board.

Section 5. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$4,000,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said

bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

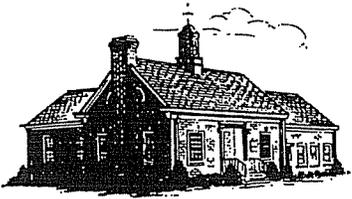
Section 6. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law and the Local Finance Board. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 7. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$4,000,000, but said \$4,000,000 shall be deducted from gross debt pursuant to Section 52 of the Local Bond Law, and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 8. It is hereby determined and stated that (A) a certified copy of this refunding bond ordinance as passed on first reading shall be filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to the final adoption thereof, together with a complete statement in the form prescribed by said Director and signed by the chief financial officer of the Borough as to the outstanding tax

refund amount to be financed by the issuance of the Refunding Bonds or the notes and (B) no sum need be appropriated hereby as a down payment.

Section 9. This ordinance shall take effect twenty days after the first publication thereof after final passage, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

RESOLUTION AUTHORIZING HOLDING OF CLOSED SESSION

**Resolution No. 14-39
February 17, 2014**

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake, pursuant to the provisions of N.J.S.A. 10:4-12(b), may meet in closed session for certain purposes and exceptions enumerated therein; and

WHEREAS, the following is the subject matter to be discussed in closed session:

1. Contract negotiation with Park Ridge Water Contract Extension
2. Contract negotiation with Millennium Strategies, LLC
3. Litigation – Galaxy Gardens
4. Hiring of Plumbing Subcode Official
5. Litigation – Matrix Study
6. Litigation - Purcell

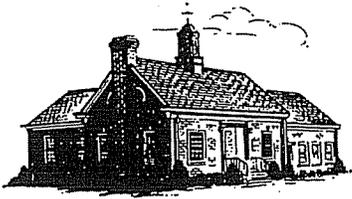
WHEREAS, Minutes of the closed session will be kept and will be released at such time as the need for confidentiality no longer exists.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake shall discuss in closed session, pursuant to N.J.S.A. 10:4-12(b), the matters set forth above.

BE IT FURTHER RESOLVED that any formal action that may be taken with respect to the above matters, shall be taken in open session.

ROLL CALL:

Introduction: Mrs. Abene
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo, Mr. Rosenblatt
Nays: None
Abstain: None
Absent: Mr. Bloom



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

CERTIFICATION

201-391-4977
Fax 201-391-8830

I, Deborah Dakin, Acting Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 13, 2014.

DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

RESOLUTION AUTHORIZING PAYMENT OF PAYROLL & PAYMENT OF CLAIMS

February 17, 2014
Resolution No. 14-40

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

Payroll Released 1/31/2014 - \$166,773.10
Payroll Released 2/14/2014 - \$216,110.46

BE IT FURTHER 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:	\$	87,460.48
Animal Control:	\$	360.00
Capital:	\$	32,728.57
Escrow:	\$	1,815.00

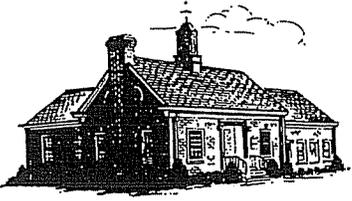
ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt

CERTIFICATION OF FUNDS

I, Harold Laufeld, Chief Financial Officer of the Borough of Woodcliff Lake, hereby duly certify that fund(s) are available for Payroll Disbursements and Payment of Claims.

Harold Laufeld
Chief Financial Officer



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

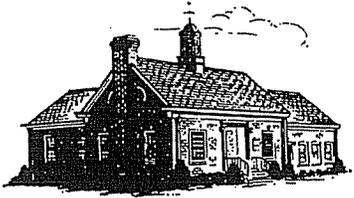
JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

CERTIFICATION

I, Deborah Dakin, Acting Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 17, 2014.

DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 TO

**D&L PAVING, INC. FOR THE 2013 COOPERATIVE
ROAD PAVING PROGRAM PASCACK VALLEY**

**Resolution No. 14-41
February 17, 2014**

201-391-4977
Fax 201-391-8830

WHEREAS, D&L Paving performed work for the Borough of Woodcliff Lake for the 2013 Pascack Valley Road Program; and

WHEREAS, Neglia Engineering takes no exception to authorize Change Order No. 2 in the amount of \$11,329.08

BE IT RESOLVED BY, the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey upon the recommendation of the Borough Engineer that the Change Order for the Contract listed below be and is hereby approved.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt

CERTIFICATION

I, Deborah Dakin, Acting Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 17, 2014.

**DEBORAH DAKIN
ACTING BOROUGH CLERK**



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

**RESOLUTION AUTHORIZING MAYOR AND COUNCIL
TO ENTER INTO A GRANT AGREEMENT WITH COUNTY OF BERGEN FOR
USING \$3,274.00 in 2013-2014 COMMUNITY DEVELOPMENT BLOCK GRANT –
SENIOR CITIZEN ACTIVITIES**

Resolution No. 14-42

February 17, 2014

BE IT RESOLVED, that the Mayor and Council wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$3,274.00 in 2013-2014 Community Development Block Grant funds for Senior Citizen Activities in the Borough of Woodcliff Lake; and

BE IT FURTHER RESOLVED, the Mayor and Council hereby authorizes Mayor Jeffrey Goldsmith to be a signatory for the aforesaid grant agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Mayor Jeffrey Goldsmith to sign all County vouchers submitted in connection with the aforesaid project;

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that Woodcliff Lake is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt



BOROUGH OF WOODCLIFF LAKE

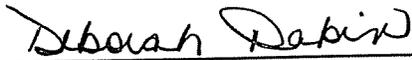
188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

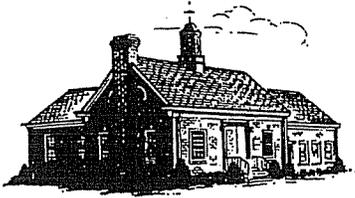
201-391-4977
Fax 201-391-8830

CERTIFICATION

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DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

RESOLUTION FOR WOODCLIFF LAKE TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECTS

Resolution No. 14-43

February 17, 2014

WHEREAS, a Bergen County Community Development grant of \$4,000.00 has been proposed by the Borough of Woodcliff Lake for the purpose of using \$3,274.00 in 2014-2015 Community Development Block Grant funds for Senior Activities; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may be spent in the municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Woodcliff Lake; and;

WHEREAS, this Resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

CERTIFICATION

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DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

**RESOLUTION FOR MAYOR AND COUNCIL TO ENTER INTO A SERVICE AGREEMENT FOR A
CERTIFIED RECYCLING PROFESSIONAL (CRP)
TO PREPARE THE ANNUAL RECYCLING TONNAGE REPORT**

**February 17, 2014
Resolution No. 14-44**

WHEREAS, the Bergen County Utilities Authority, a public body politic and corporate of the State of New Jersey, having its principal offices for the performance of essential governmental functions and services located at the Foot of Mehrhof Road, Little Ferry, New Jersey;

WHEREAS, commencing in 2012, New Jersey municipalities are required by the New Jersey Recycling Enhancement Act ("REA") P.L. 2008, Chapter 6, to have the mandatory Annual Recycling Tonnage Reports approved and signed by a Certified Recycling Professional (CRP);

WEHREAS, the Annual Recycling Tonnage Reports must be submitted via e-mail to the New Jersey Department of Environmental Protection (NJDEP) utilizing a spreadsheet provided by the NJDEP on or before April 30th of each year; and

WHEREAS, Woodcliff Lake designated Edward Barboni as the preparer to the report. The report's designated prepared shall be responsible should the NJDEP audit the report submittal.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council hereby authorize Mayor Jeffrey Goldsmith to execute an agreement with the Bergen County Utilities Authority for the period of January 1, 2014 through December 31, 2014.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

CERTIFICATION

I, Deborah Dakin, Acting Municipal Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 17, 2014.

DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

RESOLUTION AUTHORIZING THE MAYOR OF THE BOROUGH OF WOODCLIFF LAKE TO SIGN PROFESSIONAL SERVICES AGREEMENTS FOR THE YEAR 2014

RESOLUTION No. 14-46
February 17, 2014

WHEREAS, on January 6, 2014, the Borough of Woodcliff Lake appointed the professionals listed herein pursuant to N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Governing Body has reviewed the professional services agreement for each of the professionals set forth in this Resolution; and

WHEREAS, it is in the best interests of the Borough to enter into Professional Services Agreements with the appointed professionals.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the Mayor is hereby authorized to sign and deliver Professional Services Agreements, as follows:

Borough Attorney:	Paul Kaufman, Esq. of Kaufman, Semeraro & Leibman, LLP
Borough Engineer:	Michale Neglia of Neglia Engineering
Borough Auditor:	Paul Lerch of Lerch, Vinci & Higgins
Labor Counsel:	Eric Bernstein, Esq.
Bond Attorney:	Steven Rogut, Esq. of Rogut McCarthy, LLC
Special Counsel for Passaic Valley Regional High School District (PVRHS):	Porzio, Bromberg & Newman
Commercial Tax Appeal Attorney:	Steven Muhlstock, Esq. of Gittleman, Muhlstock & Chewcaskie, LLP
Residential Tax Appeal Attorney:	Crystal Calabrese, Esq. of Diktas Gillen, P.C.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

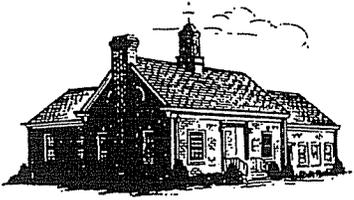
JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

CERTIFICATION

I, Deborah Dakin, Acting Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 17, 2014.

DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

RESOLUTION APPROVING APPRAISAL OF BLOCK 1402, LOT 7 AND AUTHORIZING THE BOROUGH ATTORNEY TO MAKE AN OFFER TO PURCHASE THE PROPERTY AND TO OBTAIN A PHASE ENVIRONMENTAL SITE ASSESSMENT

RESOLUTION NO. 14-47
February 17, 2014

WHEREAS, N.J.S.A. 20:3-1 et. seq., the Eminent Domain Act of 1971 (the "Act"), was enacted to confer authority upon a public entity to acquire property for a public use;

WHEREAS, pursuant to the Act, the Governing Body of the Borough of Woodcliff Lake has identified a property which the Governing Body believes is appropriate for acquisition pursuant to the Act; and

WHEREAS, the property is identified on the Tax Map of the Borough of Woodcliff Lake as Block 1402, Lot 7 and known as "Galaxy Gardens" (the "Property"); and

WHEREAS, pursuant to N.J.S.A. 20:3-6, the Governing Body must first appraise any property it seeks to acquire through eminent domain and then enter into "bona fide" negotiations for the acquisition of the property with the property owner, which shall include presenting the property owner with a copy of all appraisals; and

WHEREAS, on December 20, 2013, Robert McNerney inspected the Property on notice to the property owner in order to survey the Property for a fair market value appraisal; and

WHEREAS, McNerney & Associates, Inc. has appraised the fair market value of the property, at \$1,350,000.00, as set forth in the appraisal dated January 16, 2014, which is incorporated herein as if fully set forth in this resolution; and

WHEREAS, the Governing Body has reviewed the appraisal and agrees with the fair market value set forth therein; and

WHEREAS, prior to condemning a property under the Act, a public entity must offer to purchase the property from the property owner at not less than the fair market value as set forth in the appraisal requisitioned by the public entity; and

WHEREAS, the Governing Body is desirous of authorizing the Borough Attorney to make an offer, pursuant to N.J.S.A. 20:3-6, to the owner of the Property to purchase same at the fair market value set forth in the appraisal; and



BOROUGH OF WOODCLIFF LAKE

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JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

WHEREAS, any such offer shall be subject to an inspection to determine the environmental condition of the Property; and

WHEREAS, following the making of the offer, the Borough is desirous of obtaining a Phase I Environmental Site Assessment prior to the commencement of any eminent domain proceedings; and

WHEREAS, it is in the best interests of the Borough to obtain a Phase I Environmental Site Inspection; and

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake hereby approves the fair market value in the appraisal of the Property and directs the Borough Attorney to make an offer on its behalf to the property owner to purchase the Property at the fair market value in the appraisal subject to obtaining a Phase I Environmental Site Assessment.

BE IT FURTHER RESOLVED that the Borough Attorney is authorized and directed to engage an environmental engineer, at a cost not to exceed \$3,500.00, to perform a Phase I Environmental Site Assessment.

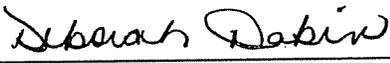
BE IT FURTHER RESOLVED that the Governing Body has determined funds to pay for the appraisal are available by way of the budget.

ROLL CALL:

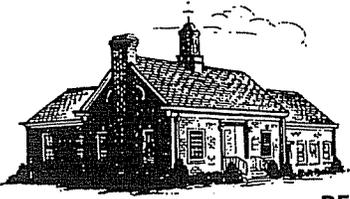
Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: Mr. Rosenblatt
Absent: Mr. Bloom

CERTIFICATION

I, Deborah Dakin, Acting Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey, do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Governing Body at the meeting of February 17, 2014.



DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

~~RESOLUTION AUTHORIZING THE BOROUGH OF WOODCLIFF LAKE~~

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

TO APPOINT A PLUMBING SUBCODE OFFICIAL

201-391-4977
Fax 201-391-8830

RESOLUTION No. 14-48

February 17, 2014

WHEREAS, it is deemed necessary for the Borough of Woodcliff Lake to engage the professional services of a Plumbing Subcode Official pursuant to N.J.S.A. 52:27D-126, to provide services for administering the Plumbing Subcode of the State Uniform Construction Code within the Borough of Woodcliff Lake and to inspect and supervise plumbing work in construction projects within the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget to compensate a Plumbing Subcode Official; and

WHEREAS, the Borough has determined that it is in the best interest to qualify and appoint the professional set forth in this Resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake that the Borough Plumbing Subcode Official is hereby designated as Canio N. Saluzzi for a term of four years as required by N.J.S.A. 52:27D-126; and

BE IT FURTHER RESOLVED, that Canio N. Saluzzi is hereby qualified to provide Plumbing Subcode Official services to the Borough;

BE IT FURTHER RESOLVED, that the compensation for said position shall be \$7,500.00 per calendar year.

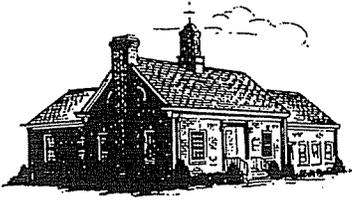
ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt

CERTIFICATION

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DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

TONNAGE GRANT APPLICATION RESOLUTION

RESOLUTION No. 14-49

February 17, 2014

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 2013 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 hereby 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 2013; and

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

ROLL CALL:

Introduction: Mr. Rendo

Second: Mrs. Gadaleta

Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo

Nays: None

Abstain: None

Absent: Mr. Bloom, Mr. Rosenblatt



BOROUGH OF WOODCLIFF LAKE

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JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

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BOROUGH OF WOODCLIFF LAKE

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JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

RESOLUTION AUTHORIZING THE BOROUGH OF WOODCLIFF LAKE TO APPROVE AND PAY FOR THE CONSTRUCTION OF BASEBALL PARK SHEDS AT OLD MILL PARK

RESOLUTION NO. 14-50
February 17, 2014

WHEREAS, in or about June, 2013 the former Borough Administrator of Woodcliff Lake contracted with The Home Depot for the purchase, delivery and on-site construction of baseball park sheds at Old Mill Park; and

WHEREAS, in or about July, 2013 The Home Depot did deliver and construct the baseball park sheds at Old Mill Park; and

WHEREAS, The Home Depot has submitted invoice number 0904-528059 (the "invoice") in the amount of \$8,073.03 for payment; and

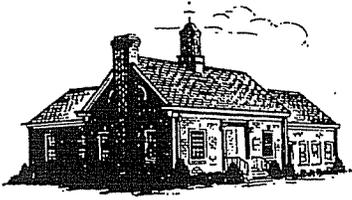
WHEREAS, the Borough has determined that the baseball park sheds are for the benefit, use and enjoyment of the Borough of Woodcliff Lake residents and therefore it is in the best interest of the Borough to authorize the purchase, delivery and construction of the baseball park sheds and the payment of the invoice, nun pro tunc;

NOW THEREFORE BE IT RESOLVED that the Woodcliff Lake Governing Body approves the purchase, delivery and on-site construction of the baseball park sheds and authorizes the payment to The Home Depot of Invoice Number 0904-428059 in the amount of \$8,073.03, nun pro tunc.

BE IT FURTHER RESOLVED that the CFO of the Borough of Woodcliff Lake has certified the availability of funds.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt



BOROUGH OF WOODCLIFF LAKE

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JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

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CERTIFICATION

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DEBORAH DAKIN, ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

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THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

**RESOLUTION AUTHORIZING STEVEN MULHSTOCK, ESQ. TO DEFEND
THE BOROUGH OF WOODCLIFF LAKE AGAINST CLAIM FILED
BY RICHARD K. PURCELL AND ELIZABETH A. PURCELL**

**RESOLUTION NO. 14-51
February 17, 2014**

WHEREAS, the Borough of Woodcliff Lake has been served with a Verified Complaint (the "Complaint") in the matter captioned Richard K. Purcell and Elizabeth A. Purcell v. The Borough of Woodcliff Lake in the Tax Court of New Jersey (the "Litigation"); and

WHEREAS, the Complaint alleges Plaintiffs, (Mr. Purcell being a veteran), are entitled to retroactive tax refunds for the years 1984 to the present; and

WHEREAS, the Borough believes it is in the best interests of the Borough to defend the Litigation.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Woodcliff Lake that special tax appeal counsel, Steven Muhlstock, Esq. be and the same is hereby authorized and directed to defend the Litigation and otherwise protect the Borough's interests therein; and

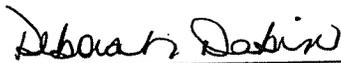
BE IT FURTHER RESOLVED that no additional fees in excess of \$250.00 should be incurred in connection with this matter absent further express authority from the governing body.

ROLL CALL:

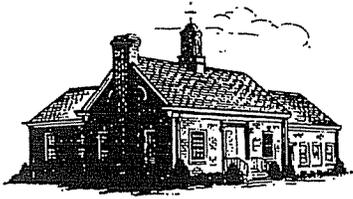
Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt

CERTIFICATION

I, Deborah Dakin, Acting Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 17, 2014.



DEBORAH DAKIN
ACTING BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

**RESOLUTION OF THE BOROUGH OF WOODCLIFF LAKE, IN THE COUNTY OF
BERGEN, STATE OF NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD
PURSUANT TO N.J.S.A. 40A:2-55**

**RESOLUTION NO. 14-52
FEBRUARY 17, 2014**

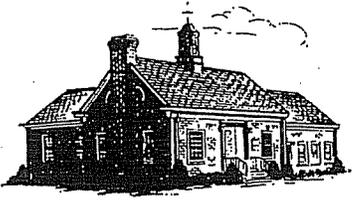
WHEREAS, the Borough Council of the Borough of Woodcliff Lake desires to make application to the Local Finance Board for its review and/or approval of a proposed refunding bond ordinance authorizing the Borough's issuance of obligations for the purpose of paying amounts owing to others for taxes levied, as permitted by N.J.S.A. 40A:2-51(a); and

WHEREAS, the Borough Council of the Borough of Woodcliff Lake believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare and convenience or betterment of the inhabitants of the local unit or units;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the local unit or units and will not create an undue financial burden to be placed upon the local unit or units;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Woodcliff Lake, in the County of Bergen, State of New Jersey as follows:

Section 1. The application to the Local Finance Board is hereby approved, and Lerch, Vinci & Higgins, LLP, Borough Auditor, and Rogut McCarthy LLC, Bond Counsel, along with other representatives of the Borough of Woodcliff Lake, are hereby authorized to prepare such application and to represent the Borough of Woodcliff Lake in matters pertaining thereto.



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, P.O. BOX 8619, WOODCLIFF LAKE, NEW JERSEY 07677

JEFFREY R. GOLDSMITH, Mayor
THOMAS RICHARDS, Borough Administrator

201-391-4977
Fax 201-391-8830

Section 2. The Acting Borough Clerk of the Borough of Woodcliff Lake is hereby directed to prepare and file a copy of the proposed refunding bond ordinance with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

ROLL CALL:

Introduction: Mr. Rendo
Second: Mrs. Gadaleta
Ayes: Mrs. Abene, Mr. Belgiovine, Mrs. Gadaleta, Mr. Rendo
Nays: None
Abstain: None
Absent: Mr. Bloom, Mr. Rosenblatt

CERTIFICATION

I, Deborah Dakin, Acting Borough Clerk of the Borough of Woodcliff Lake in the County of Bergen and the State of New Jersey do hereby certify that the foregoing resolution is a true copy of the original resolution duly passed and adopted by the Mayor and Council at the meeting of February 17, 2014.

Deborah Dakin

DEBORAH DAKIN
ACTING BOROUGH CLERK



MEMORANDUM

TO: The Honorable Mayor and Council
FROM: Michael J. Neglia, PE, PP, PLS and Joseph R. Vuich
DATE: February 13, 2014
RE: Status of Active Projects in the Borough of Woodcliff Lake

Joseph E. Neglia, PE, PP, PLS
CEO, Chairman of the Board

Michael J. Neglia, PE, PP, PLS
President

Gregory Polyniak, PE, PP

Michael F. Berliner

Thomas R. Solfaro, PE, CME

Daniel Kaufman, PE, PP

Brian Intindola, PE

Joann Signa

Civil Engineering

Municipal Engineering

Landscape Architecture

Traffic Engineering

Planning

Land Surveying

Construction Management

34 Park Avenue

PO Box 426

Lyndhurst, NJ 07071

Tel: 201.939.8805

Fax: 201.939.0846

www.negliaengineering.com

Our file: WDLAMUN13.010

Project: 2013 Road Improvement Project
Start Date: September 6, 2013
End Date: October 25, 2013
Appropriation: \$1,393,892.50
Budget Cost: \$946,688.65
Budget Status: \$822,249.58 (1st & 2nd payment to D&L Paving)

On July 15th the Borough of Woodcliff Lake awarded lowest bidder D&L Paving Contractors, Inc. its portion of the Cooperative contract in an amount not to exceed Nine Hundred Forty-Six Thousand Six Hundred Eighty-Eight Dollars and Sixty-Five Cents (\$946,688.65).

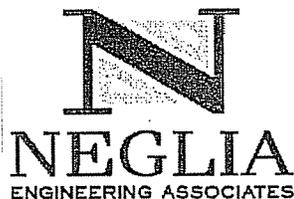
On September 6th construction of concrete curbs began after a two-week effort to identify and confirm all marked out concrete curb repairs with the Department of Public Works. Throughout construction coordination was maintained with DPW to evaluate repairs requested by residents on a case by case basis to ensure construction costs remained within the original project scope.

On October 10th the Contractor began milling operations. Resurfacing was scheduled in the following prioritized order; Old Farms Road, Shield Drive, Sycamore Drive, Maria Road, Ginny Drive, Fox Hollow Court, Fairview Avenue, Heritage Court, West Hill Road, Claire Circle, Burlington Place, Emery Lane, Anderson Court, Amy Court, Michael Street. Milling operations were completed on Monday, October 21st.

Paving operations began on October 16th at Old Farms Road and were completed at Michael Street on October 25th.

Voucher No 1 (\$789,521.01) was submitted to the Borough on November 19th along with Change Order No 1, which was a 2.84% decrease in the project (\$-26,871.93).

Voucher No 2 (\$32,728.57) was submitted to the Borough on January 24th along with Change Order No 2, which was a 1.20% increase in the project (\$11,329.08). This voucher reflects payment to the Contractor for completion of the full original scope of work. This project is anticipated to be closed out in early 2014.



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Our file: **WDLAMUN13.011**

Project: 77 Brookview Drive Drainage Repairs
Start Date: To Be Determined
End Date: To Be Determined
Budget Cost: \$107,000.00
Budget Status: To Be Determined

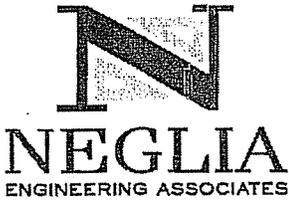
On February 1st a site visit was performed at the above referenced address in response to a resident complaint and to evaluate damage that occurred to a drainage outfall that is apparently owned by the Borough. The site visit was performed with former Borough Administrator, Wolfgang Albrecht, and David Antoine, Superintendent of Public Works, and this office. In response, NEA developed a preliminary estimate of the repair work to be as follows:

- Construction (head wall and repair)	\$ 75,000.00
- Engineering and permitting	<u>\$ 20,000.00</u>
	\$ 95,000.00
- If NJDEP requires a stream study add	<u>\$ 12,000.00</u>
	\$107,000.00

On March 11th a second site visit was performed with Park Ridge Water and Sewer representatives William Beattie, Director of Operations, and William Hahn, General Supervisor. This meeting was held on-site to discuss the potential reductions in engineering and permitting costs for both entities by coordinating a joint project. Park Ridge Water and Sewer was supportive of this proposal as both sides indicated that the close proximity of the damaged outfall and exposed utility crossing will, at minimum, require the coordination of design drawings as not to adversely affect the adjacent repair.

On May 15th an on-site meeting was held with the homeowner Peter Goldsmith, former Borough Administrator Wolfgang Albrecht, and Joseph Vuich of our office. The project status was discussed and the property owner was notified that the Borough has made proper appropriations in the FY2013 municipal budget to address this issue in conjunction with Park Ridge Water and Sewer's utility repair.

Further coordination with Park Ridge Water and Sewer is being made to discuss project scheduling as well as joint bidding. However, Park Ridge Water and Sewer has indicated that their appropriation of funds for this project would have to be evaluated during FY2014.



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Our file: **WDLAMUN13.016**

Project: Woodcrest Drive Cul-de-sac Drainage Issue
Start Date: To be Determined
End Date: To be Determined
Budget Cost: To be Determined
Budget Status: To be Determined

Two separate drainage issues exist at this location;

1. Property maintenance issues with respect to erosion of the existing stream bank.
2. Flooding of the Woodcrest Drive cul-de-sac and front yards of aforementioned properties during large rainfall events.

In regards to property maintenance, both properties abutting the stream are experiencing erosion of the existing stream bank. The most significant erosion takes place at the property north of Woodcrest Drive cul-de-sac. The residents at this property have enlisted the services of a professional engineer to design, permit, and install a retaining wall along the stream bank stabilize their side yard, minimizing its further impact on their property. The residents at the property south of Woodcrest Drive cul-de-sac are experiencing minor erosion of the stream bank. Their property also includes a large low-lying area adjacent to the stream, which commonly floods and remains saturated for extended periods of time.

The second issue is due to the inability of the Woodcrest Drive storm drain network to discharge freely to the stream. The existing outfall for this network discharges at the elevation of the streambed with little or no slope on the pipe. Although this stream does run dry at times, it commonly flows at a depth great enough to fully submerge the outfall during large storm events. As such, the Woodcrest Drive network is unable to discharge freely to the stream without first backing up to an elevation great enough to create the hydraulic pressure required to force water through the discharge pipe. The catch basin upstream of the outfall is less than 2 feet deep, providing little storage within the network before overflowing into the streets causing the cul-de-sac to flood. During large rainfall events this catch basin overflows immediately and floods the entire cul-de-sac to a great extent.

Minor relief of flooding may be attained through dredging operations and normalization of the stream bed and bank performed under an NJDEP permit in combination with reconfiguration of the existing storm drain network outfall. Preliminary scoping by our office estimated survey, engineering, and permitting fees in excess of \$30,000.

NEA is currently coordinating with the Borough to research alternative measures of flood relief which may provide a more cost effective solution to this issue.



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Our file: **WDLAMUN13.017**

Project: **Old Mill Recreation Complex Improvements (Bleachers & Walkway)**

Start Date: **To Be Determined**

End Date: **May 2, 2014**

Budget Cost: **To Be Determined**

Budget Status: **To Be Determined**

The Borough of Woodcliff Lake has received a grant from the Bergen County Open Space Trust Fund for improvements at the Old Mill Recreation Complex. This grant is in the amount of \$20,525 with an anticipated match by the Borough's Open Space Fund and contributions from the Woodcliff Lake Baseball Association. Improvements to this recreation complex include replacement of the existing dilapidated bleachers with ADA-compliant units, widening and improving the existing walkway for ADA accessibility, and replacing the existing retaining wall at the Baseball Field. Additionally, this project may include the replacement of the existing decaying wooden observation deck attached to the concession building.

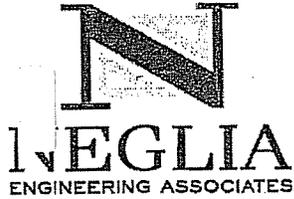
The Borough was recently granted a 6-month extension from Bergen County to complete the above-referenced park improvement project. The County will require completion of this project by May 2, 2014 in order to maintain award of Open Space Grant Funding.

On November 7th Neglia Engineering Associates was authorized by Mayor and Council for the Survey, Design, and Bidding of this project. Field data collection and basemap preparation has been completed by the NEA Survey Department.

On December 2nd a meeting was held on-site with the Borough Administrator and Woodcliff Lake Baseball Association to discuss the vision of the project and review specific design components.

On January 13th a follow-up meeting was held at Borough Hall with the Borough Administrator and Woodcliff Lake Baseball Association to review the preliminary design. Discussion included the potential of expanding the project scope to replace the bleacher unit with a cast in place stadium seating layout, construct expanded dugout areas and make significant grading and drainage improvements to the area behind the backstop. After discussion with the Borough Administrator and Council representatives of the Recreation Department, it was determined that the project would not include these additional improvements and would remain within its original scope.

Design of the proposed improvements is currently being finalized. NEA is continuing to coordinate closely with the Borough Administrator and the Woodcliff Lake Baseball Association to develop final plans and specifications for these improvements. A resolution authorizing advertisement for bids for this project was approved by the Council at the January 23rd meeting.



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Our file: **WDLAADM13.001**

Project: Private Pond at 14 Saddle River Road
Start Date: To Be Determined
End Date: To Be Determined
Budget Cost: To Be Determined
Budget Status: To Be Determined

Due to a complaint from a number of residents about the private pond at 14 Saddle River Road, the Bergen County Mosquito Commission recently investigated an infestation of mosquitos. They expressed to the Construction Code Official that the situation will become exacerbated as the pond continues to fill up with debris and silt.

On September 23rd a meeting was held on-site with the resident and Construction Code Official to observe the existing conditions. A spillway resides within the County right-of-way and discharges through a culvert under Saddle River Road and directly into Musquapsink Brook. This spillway is operational and in fair condition. The resident and Construction Code Official noted that 15 years ago this pond was approximately 15 feet deep. They also noted that over time the earthen dam separating the upper and lower ponds had eroded significantly, thereby significantly degrading the water quality in the lower pond through the transport of sediments. These sediments were observed in the lower pond at a depth no greater than 5 feet, indicating significant loss of storage within the lower pond since failure of the earthen dam.

Review of the Borough Tax Map indicated that both the upper and lower ponds reside on private property. The lower pond resides within Block 805, Lots 1.01, 1.02, 2, and 7. The upper pond resides within Block 804 Lot 4 and Block 805 Lot 1.02. The failed earthen dam, associated concrete spillway and stone-lined channel resides between Block 805 Lots 1.02 and 1.03.

Our cursory review indicates this is a private issue between property owners in regards to the maintenance of the pond and associated outlet control structure. It is suggested that a review of any prior developer's agreements and deed records for the above referenced properties be made by the Borough Attorney to ensure that at no point prior had title to the earthen dam and associated concrete spillway been transferred into the possession of the Borough.

On January 16th the Construction Code Official, Nick Saluzzi, informed our office that a resident whose property is adjacent to the pond has been in contact with the Bergen County Mosquito Commission regarding assistance with dredging. The Commission has indicated that they are able to perform the dredging if the Borough and/or residents obtain the necessary permits from NJDEP. Our office is currently assessing the scoping effort that will be required for this project and is developing a proposal for consideration at the next meeting of Mayor and Council.



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Our file: **WDLAMUN13.014**

Project: Woodcliff Lake Dam Improvements
Start Date: September, 2013
End Date: Fall of 2015
Budget Cost: To Be Determined
Budget Status: To Be Determined

United Water will be undertaking an improvement project at Woodcliff Lake Dam. As part of this project the Borough hopes to see all utilities along Church Road placed underground as to eliminate the unappealing utilities that are observed while traversing the reservoir.

On August 9th a meeting was held at Borough Hall with United Water, PSE&G, and United Water's design engineers to discuss the potential of utility relocation along Church Road as well as the anticipated construction schedule. The Borough and NEA continue to coordinate with United Water in an effort to develop an alternative dam and causeway design that will accommodate underground utilities along Church Road.

Sincerely,
Neglia Engineering Associates

Michael J. Neglia, PE, PLS, PP
Borough Engineer
Borough of Woodcliff Lake

Sincerely,
Neglia Engineering Associates

Joseph R. Vuich
For the Borough Engineer
Borough of Woodcliff Lake