BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL AGENDA
December 15, 2014
8:00 PM

CALL TO ORDER

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

ROLL CALL

Mayor Jeffrey R. Goldsmith
Council President Donna Abene
Councilman Corrado Belgiovine
Councilman Eric Bloom
Councilwoman Jacqueline Gadaleta
Councilman Carlos Rendo
Councilman Robert Rosenblatt

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

December 1, 2014
December 1, 2014 (Closed Session)
December 8, 2014
December 8, 2014 (Closed)

POLICE PROMOTIONS

PRESENTATION

- Sustainable Jersey Plaque Presentation, by Council President Abene

NEW BUSINESS

OLD BUSINESS

PUBLIC COMMENT

- (limited to 5 minutes per speaker)

CONSENT AGENDA

Resolution No. 14-223	Resolution Authorizing Payroll & Payment of Claims
Resolution No. 14-224	Resolution of Tax Settlement – Zaben vs. Woodcliff Lake
Resolution No. 14-225	Resolution Supporting the Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown
Resolution No. 14-226	Resolution Authorizing the Borough of Woodcliff Lake to Purchase Forestry Truck
Resolution No. 14-227	Chapter 159 Resolution – Charles & Marilyn Clark Charitable Fund
Resolution No. 14-228	Resolution Authorizing Change Order #2 and Final for the Old Mill Recreation Bleachers and Walkway Project
Resolution No. 14-229	Resolution Authorizing Close Out for the Old Mill Recreation Bleachers and Walkway Project
Resolution No. 14-230	Resolution Authorizing the Borough of Woodcliff Lake to Enter Into a Settlement Agreement
Resolution No. 14-231	Resolution Authorizing the Borough of Woodcliff Lake to Join Houston Galveston Cooperative
Resolution No. 14-232	Resolution Authorizing a Refund of Overpayment of Taxes Caused by a Tax Court Judgment
Resolution No. 14-233	Budget Transfers for December 15, 2014

ADJOURNMENT

RESOLUTION AUTHORIZING PAYMENT OF PAYROLL & PAYMENT OF CLAIMS

December 15, 2014
Resolution No. 14-223

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 12/15/2014 - $177,393.84

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:	$ 155,971.65
Open Space Trust Fund:	$ 12,391.25
Capital:	$ 523,939.41
Animal:	$ 845.00

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.

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Harold Laufeld
Chief Financial Officer

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

RESOLUTION OF TAX SETTLEMENT
ZABEN VS. BOROUGH OF WOODCLIFF LAKE

RESOLUTION NO. 14-224
DECEMBER 15, 2014

WHEREAS, Steven J. Zaben and Jean Zaben are the owners and taxpayers of property located at 29 Emery Lane, also known as Block 2109, Lot 1, Woodcliff Lake, New Jersey; and

WHEREAS, the taxpayers filed a tax appeal for the year 2013 against the Borough of Woodcliff Lake in a matter entitled Zaben, Steven J. & Jean vs. Borough of Woodcliff Lake, Docket No. 018451-2013, which is 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 matter 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 Zaben, Steven J. & Jean vs. Borough of Woodcliff Lake, Docket No. 018451-2013, so that for tax year 2013 the assessment will be reduced from $813,500 to $775,000 and the Freeze Act shall not apply;

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

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

Resolution Supporting the *Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown*

Resolution No. 14-225
December 15, 2014

WHEREAS, impaired drivers on our nation's roads kill more than 10,000 people each year and cost our society more than $37 billion annually; and

WHEREAS, 22% of motor vehicle fatalities in New Jersey in 2013 were alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from December 5, 2014 through January 2, 2015; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW,THEREFORE, BE IT RESOLVED that the Borough of Woodcliff Lake declares it's support for the *Drive Sober or Get Pulled Over 2014 Year End Holiday Crackdown* from December 5, 2014 through January 2, 2015 and pledges to increase awareness of the dangers of drinking and driving.

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 forgoing resolution is a true copy of the original resolution passed and adopted by the governing body of the Borough of Woodcliff Lake at a meeting held on December 15, 201

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Deborah Dakin
Acting Borough Clerk

RESOLUTION AUTHORIZING THE BOROUGH OF WOODCLIFF LAKE TO PURCHASE FORESTRY TRUCK

RESOLUTION NO. 14-226
DECEMBER 15, 2014

WHEREAS, by Resolution dated October 21,2013, the Woodcliff Lake Governing Body accepted a conditional grant by Vanguard Charitable Endowment Program to be used solely and exclusively for the purchase of an Arbortech Forestry Truck; and

WHEREAS, pursuant to the Local Public Contract Law, N.J.S.A. 40A:11-1 et. seq., the Borough is permitted to purchase the Arbortech Forestry Truck through a State Contract rather than go out for bid; and

WHEREAS, the Borough has received a check in the amount of $133,589.00 from Vanguard Charitable Endowment Program for the purchase of the Arbortech Forestry Truck; and

WHEREAS, the State of New Jersey has awarded a contract to Altec Inc. of Birmingham, Alabama for the Arbortech Forestry Truck under index number c-2019, Contract number 898964 (the "State Contract"); and

WHEREAS, it is in the best interest of the Borough to purchase the Forestry Truck through the State Contract.

NOW THEREFORE BE IT RESOLVED that the Borough of Woodcliff Lake is authorized to purchase the Arbortech Forestry Truck through the State Contract.

CERTIFICATION OF FUNDS

I, Harold Laufeld, Chief Financial Officer of the Borough of Woodcliff Lake, hereby duly certify that fund(s) are available for this purchase.

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HAROLD LAUFELD
CHIEF FINANICAL OFFICER

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 December 15, 2014

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DEBORAH DAKIN
ACTING BOROUGH CLERK

CHAPTER 159 RESOLUTION – CHARLES & MARILYN CLARK CHARITABLE FUND

RESOLUTION NO. 14-227
DECEMBER 15, 2014

WHEREAS, N.J.S.A 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amounts; and

WHEREAS, the Borough of Cresskill has received $ 133,589.00 from The Charles and Marilyn Clark Charitable Fund wishes to amend its 2014 Budget to include this amount as a revenue for Purchase of Tree Pruning Truck and check received November 20, 2014.

NOW, THEREFOR BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake requests the Director of Division of Local Government Services to approve the insertion of an Item of Revenue in the 2014 Budget in the sum of $133,589.00 which is now available as a revenue from a Private Donation off-set by revenue;

BE IT FURTHER RESOLVED, that a like sum of $ 133,589.00 and the same is hereby appropriated under the caption

General Appropriations
Operations Excluded from CAPS
Public and Private Programs Offset by Revenues
The Charles and Marilyn Clark Charitable Fund
Street and Roads – Other Expenses

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 forgoing resolution is a true copy of the original resolution passed and adopted by the governing body of the Borough of Woodcliff Lake at a meeting held on December 15, 2014.

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Deborah Dakin
Acting Borough Clerk

RESOLUTION AUTHORIZING CHANGE ORDER #2 AND FINAL FOR THE OLD MILL RECREATION BLEACHERS AND WALKWAY PROJECT

RESOLUTION NO. 14-228
December 15, 2014

Be it resolved by the Mayor and Council of the Borough of Woodcliff Lake of 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.

TITLE OF JOB: Old Mill Recreation Bleachers and Walkway

CONTRACTOR: Trino Associates, LLC, 354 Verona Way, Paramus, NJ 07652

CHANGE ORDER №: 2 & Final

AMOUNT OF CHANGE THIS RESOLUTION: - $2,000.00 (-2.15% Decrease)

CERTIFICATION OF FUNDS

I, Harold Laufeld, Chief Financial Officer of the Borough of Woodcliff Lake, hereby duly certify that fund(s) are available.

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Harold Laufeld
Chief Financial Officer

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

RESOLUTION AUTHORIZING CLOSE OUT FOR THE OLD MILL RECREATION BLEACHERS AND WALKWAY PROJECT

RESOLUTION NO. 14-229
December 15, 2014

BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey that the contract for the **Old Mill Recreation Bleachers and Walkway** project was constructed by **Trino Associates, LLC, 345 Verona Way, Paramus, NJ 07652 (Phone: 201-265-1072)** in accordance with the Plans and Specifications and any approved Change Orders, as directed by the Borough Engineer. The Contractor has supplied a 25% Maintenance Bond for a period of two (2) years from **December 3, 2014**. The said construction is hereby accepted and final payment in the amount of Twelve Thousand Three Hundred Ninety-One Dollars and Twenty-Five Cents ($12,391.25) is hereby approved.

CERTIFICATION OF FUNDS

I, Harold Laufeld, Chief Financial Officer of the Borough of Woodcliff Lake, hereby duly certify that fund(s) are available.

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Harold Laufeld
Chief Financial Officer

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

RESOLUTION AUTHORIZING THE BOROUGH OF WOODCLIFF LAKE TO ENTER INTO A SETTLEMENT AGREEMENT

RESOLUTION NO. 14-230
December 15, 2014

WHEREAS, the Borough of Woodcliff Lake has been served with a Complaint and Order to Show Cause in the matter captioned Clark v. Borough of Woodcliff Lake in the Superior Court of New Jersey bearing Docket No. BER-L-9917 (the "Litigation"); and

WHEREAS, the complaint alleges that the Borough violated the Open Public Records Act, ("OPRA") and the common law right of access in its response to Plaintiff's request which sought disclosure of all unredacted copies of certain records maintained by the Woodcliff Lake Police Department, as required by N.J.S.A. 47:1A-1 et seq.; and

WHEREAS, the complaint seeks the production of certain unredacted records and the payment of attorney's fees and costs of suit; and

WHEREAS, the Borough has already produced the unredacted records sought by Plaintiff; and

WHEREAS, the parties have proposed to settle the Litigation by the Borough paying to Plaintiff the payment of Five Thousand ($5,000.00) Dollars; and

WHEREAS, the Borough believes it is in the best interests of the Borough to settle the Litigation upon the terms and conditions set forth herein.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Woodcliff Lake that the Mayor is hereby authorized and directed to settle the Litigation with the payment of Five Thousand ($5,000.00) Dollars and to execute any agreements in furtherance thereof.

CERTIFICATION

I, Debbie 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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

RESOLUTION AUTHORIZING THE BOROUGH OF WOODCLIFF LAKE TO JOIN HOUSTON GALVESTON COOPERATIVE

RESOLUTION NO. 14-231
December 15, 2014

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake, pursuant to N.J.S.A. 40A:11-1a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative as well as Federal Supply Schedules; and

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake have the need on a timely basis to purchase the goods or services utilizing the Federal Supply Schedules; and

WHEREAS, the Fire Chief and Deputy Fire Chief have recommended that the Borough essentially utilize H-GAC Cooperative Purchasing for the purchase of Fire Equipment; and

WHEREAS, any purchase made by the Borough of Woodcliff Lake made through this resolution shall be subject to the conditions applicable to the current National Cooperative.

NOW THEREFORE BE IT RESOLVED that the Borough of Woodcliff Lake authorizes the Borough Administrator to enroll in H-GAC Cooperative Purchasing pursuant to all conditions of the National Intergovernmental Purchasing Alliance Cooperative.

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the Interlocal Contract between the Borough of Woodcliff Lake and H-GAC.

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF TAXES CAUSED BY A TAX COURT JUDGMENT

RESOLUTION NO. 14-232
DECEMBER 8, 2014

WHEREAS, the property tax on the following parcels were overpaid by property owners, and

WHEREAS, this has resulted in the overpayment of property tax on the parcels listed; and,

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, that the CFO be authorized to refund the overpayment to the owners listed below:

B/L	OWNER	AMOUNT	REASON
1002/3	LEVY	$5,937.09	2013 TAX COURT #001427-2013
2902/21	QUATTRONE	$1,010.56	2013 TAX COURT #001914-2013
2902/21	QUATTRONE	$2,372.47	2014 TAX COURT #001481-2014

MAIL PAYMENT TO:

BEATTIE PADOVANO
ANTIMO A. DEL VECCHIO
50 CHESTNUT RIDGE ROAD, SUITE 208
P.O. BOX 244
MONTVALE, NJ 07645

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK

BUDGET TRANSFERS FOR DECEMBER 15, 2014

RESOLUTION NO. 14-233
December 15, 2014

DEPARTMENT	ACCOUNT NUMBER	FROM	TO
Mayor and Council - Other Expenses	4-01-20-110-020	1,000.00	
Municipal Clerk - Other Expenses	4-01-20-120-020		1,000.00
Library - Other Expenses	4-01-29-390-020	2,500.00	
Police Dispatch/911	4-01-25-250-020		2,500.00
Parks and Recreation - Other Expenses	4-01-28-370-020	6,000.00	
Parks and Recreation - Salaries and Wages	4-01-28-370-010		6,000.00
TOTAL		9,500.00	9,500.00

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 December 15, 2014.

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DEBORAH DAKIN
ACTING BOROUGH CLERK