

**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL MINUTES
SPECIAL MEETING**

December 3, 2012

7:00 p.m.

CALL TO ORDER.

Notice of this special meeting, in accordance with the "Open Public Meetings Law, 1975, C. "231", has been posted and The Record has been notified.

ROLL CALL.

Mayor Goldsmith asked for a roll call. Council members Abene, Bader, Bae, Glaser, Rosenblatt and Struk were present. Attorney Madaio, Administrator Albrecht and Borough Clerk Sciara were also present.

Resolution to Authorize Entering into Executive Closed Session

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss: Chief Jannicelli's contract; and

WHEREAS, this session is anticipated to last approximately 60 minutes; and

WHEREAS, these Minutes will be kept and once the matter involving the confidentiality of the aforementioned no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this portion of the meeting.

ROLL CALL:

Introduce: Mr. Rosenblatt

Second: Mr. Bader

Ayes: Mrs. Bae, Mr. Glaser, Mr. Struk, Mrs. Abene, Mr. Bader, Mr. Rosenblatt

Nays: None

Abstain: None

Absent: None

**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL MINUTES
December 3, 2012**

CALL TO ORDER.

Notice of this meeting, in accordance with the "Open Public Meetings Law, 1975, C. "231", has been posted and two newspapers, The Record and The Ridgewood News, have been notified.

ROLL CALL.

Mayor Goldsmith asked for a roll call. Council members Abene, Bader, Bae, Glaser, Rosenblatt and Struk were present. Attorney Madaio, Administrator Albrecht and Borough Clerk Sciara were also present.

The County Clerk certified the 2012 General Election results on November 19, 2012. Eric Bloom and Jacqueline Gadaleta were declared the winners at this time. Mayor Goldsmith congratulated both councilmembers-elect and welcomed them to the 2012 Mayor and Council of the Borough of Woodcliff Lake.

PLEDGE OF ALLEGIANCE.

All present recited the Pledge of Allegiance led by Councilman-Elect Eric Bloom.

APPOINTMENTS.

(Mayor) I, Mayor Goldsmith appoint Wiebke Hinsch to the Shade Tree Committee for a term ending December 31, 2012.

(Mayor) I, Mayor Goldsmith appoint Carlton Disney to the Shade Tree Committee for a term ending December 31, 2012.

Mayor Goldsmith stated that the Shade Tree Committee is one of the hardest working committee's in the Borough. The Mayor stated that Mr. Hinsch and Carlton Disney will be re-appointed at the Reorganization Meeting in January.

APPROVAL OF MINUTES.

RESOLVED, that the Minutes of a Special Meeting of the Mayor and Council on November 19, 2012, copies of which have been received by all Councilpersons, are hereby approved as presented.

ROLL CALL:

Introduce: Mr. Rosenblatt
Second: Mr. Bader
Ayes: Mrs. Bae, Mr. Glaser, Mr. Rosenblatt, Mrs. Abene, Mr. Bader, Mr. Rosenblatt
Nays: None
Abstain: None
Absent: None

RESOLVED, that the Minutes of the Mayor and Council Meeting on November 19, 2012, copies of which have been received by all Councilpersons, are hereby approved as presented.

Mr. Glaser stated that he did not have time to listen to the tape of the November 19, 2012 meeting. He therefore pulled these minutes for approval at the next meeting.

ENGINEER REPORT.

Intersection Improvements at Woodcliff Avenue and Werimus Road

The County was considering including this project with the Improvements to the Chestnut Ridge Road/Saddle River Road Project pending the amount of funds remaining. Boswell submitted an updated/revised design drawing to the County for review. The County has advised that now they need to determine how much money will be remaining from the Chestnut Ridge Road/Saddle River Road Project to fund this project. Boswell is awaiting a response from the County regarding the project funding amount.

Mrs. Abene stated that she has noticed it is very dark at the completed intersection on Chestnut Ridge Road. She asked Mr. Sachs to investigate this potential hazard. Mr. Sachs stated that the street light pole is still there; however, the street was moved.

The Borough Administrator has been trying to have a meeting with the County in regard to two properties, the McFadden's and the Deer's. There are some problems with their properties and the Borough would like to get some resolve for our residents.

ADMINISTRATOR'S REPORT.

Administrator Albrecht gave a brief power point presentation highlighting the first Town Hall Meeting hosted by Mayor Goldsmith and Administrator Albrecht on November 29, 2012 at the Tice Senior Center. Future Town Hall meetings will be held quarterly. This was an informal forum for residents to make comments and ask questions. A copy of the presentation is attached to the end of these minutes and will become a permanent part of the record.

The Borough has already commended all volunteers and borough employees for their terrific work during Hurricane Sandy at a special meeting held on November 19, 2012. This was restated at the Town Hall Meeting where all in attendance agreed that Borough responded marvelously to dangerous conditions. The use of the Borough website and Nixle were very timely and kept updated. Some areas of strengthening were the use of reverse 9-1-1, use of e-mails for updates, survey to determine if residents need specific resources, ie., oxygen, medications, etc. A back-up generator is needed for Borough Hall. Suggestions/comments of note were to sweep street more frequently, to pave roads on a yearly basis, to publish an annual report and to create a "In Case of

Emergency" tab on the website with pertinent emergency information.

OLD BUSINESS.

Mr. Rosenblatt commented that the Hillsdale library made a very strategic decision in dropping their library rates to equal the amount of reimbursement received by Woodcliff Lake residents. Westwood also dropped their rates, although not as many residents chose to use Westwood library services over Hillsdale. This year we are tremendously over budget for library reimbursement and the Council must take action. Residents "need to have some skin in the game" was a phrase used by several councilmembers. Mr. Rosenblatt suggested that beginning tomorrow, December 4, 2012, a Resolution should be adopted in order to change the current library policy. Mr. Glaser and Mr. Struk disagreed with the amount of reimbursement suggested by Mr. Rosenblatt.

Resolution Authorizing Change in Library Reimbursement Policy in the Borough of Woodcliff Lake

WHEREAS, on December 3, 2012, the Mayor and Council of the Borough of Woodcliff Lake discussed the current library policy; and

WHEREAS, the following library reimbursement policy was voted on and approved by a vote of 4-2.

Effective December 4, 2012, the resident shall pay the first \$100.00 for any library membership. The Borough shall pay up to \$175.00 above the \$100.00 payment by the resident. The resident is still free to choose to join the library of their choice.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake authorizes the new library reimbursement policy in the Borough of Woodcliff Lake effective December 4, 2012.

ROLL CALL:

Introduce:	Mr. Rosenblatt
Second:	Mr. Bader
Ayes:	Mrs. Bae, Mrs. Abene, Mr. Bader, Mr. Rosenblatt
Nays:	Mr. Glaser, Mr. Struk
Abstain:	None
Absent:	None

NEW BUSINESS.

Discussion of Noise Ordinance

Mrs. Lois Campagna, Woodcliff Lake stated that she lives on Heritage Court. Mrs. Campagna continued that she constantly hears leaf blowers and lawn blowers up until 7:00 each night. She stated that she cannot plan gatherings on her deck to the excessive noise. Mrs. Campagna stated that the quality of life issue is something that she holds near and dear to her heart. She cannot believe that she is only resident in Woodcliff Lake to bring up this subject.

Attorney Madaio and Mr. Struk both commented on our noise ordinance which Mr. Struk spearheaded through the Board of Health. Attorney Madaio stated that this ordinance is one of the

strictest in the area. Mrs. Campagna referred to Saddle River's Noise Ordinance which all councilmembers are in possession of. Mayor Goldsmith stated that Administrator Albrecht and Mrs. Bae will continue this discussion and reintroduce the topic at an upcoming meeting.

Discussion of Proposed Holidays for Borough Employees

The proposed holiday schedule for all Borough employees was approved by Mayor and Council. The holiday schedule will be placed on the Reorganization Meeting's Consent Agenda on January 7, 2013.

Discussion of Proposed Mayor and Council Meetings for 2013

All council members stated that they would confirm their schedules against the proposed meeting dates. These meeting dates will be placed on the Reorganization Meeting's Consent Agenda on January 7, 2013.

The Reorganization Meeting for January 1, 2013 has been changed to January 7, 2013. The Sine Die will be held at 7:30 p.m. The Reorganization Meeting will be held at 8:00 p.m. The Borough Clerk will advertise this change in The Record.

PUBLIC FORUM

Motion to open the meeting to the public was made by Mr. Bader, second by Mr. Rosenblatt and approved unanimously by voice call vote.

Clay Bosch, Woodcliff Lake asked about trees at the two intersections of Woodcliff Avenue and Werimus Road. Mr. Bosch was advised that these are county right of ways. Mr. Bosch asked that the Shade Tree Committee be given any future plans of where plantings, trees etc. will be placed at these locations.

Carlos Rendo, 10 Balsam Road, thanked the Mayor and Council for correcting the potential liability of the Christmas Tree vs. Community Tree issue. Mr. Rendo asked if there is someone appointed in the Borough to oversee what information flows out of the Borough such as fliers, etc. Mayor Goldsmith stated that this is a point well taken and will be rectified at the Reorganization Meeting. Mayor Goldsmith and Administrator Albrecht both stated that they take full responsibility for the flier that was sent out by the Park and Recreation Dept.

Motion to close the meeting to the public was made by Mrs. Abene, second by Mr. Struk and approved unanimously by voice call vote.

CONSENT AGENDA VOTE.

Motion to approve the Consent Agenda as presented was made by Mr. Bader, second by Mr. Glaser.

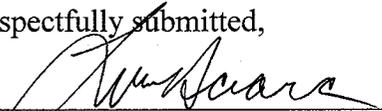
ROLL CALL:

Introduce: Mr. Bader
Second: Mr. Glaser
Ayes: Mrs. Bae, Mr. Rosenblatt, Mr. Struk, Mrs. Abene, Mr. Glaser, Mr. Bader
Nays: None
Abstain: None
Absent: None

ADJOURNMENT

Motion to adjourn was made by Mr. Rosenblatt, second by Mr. Bader and approved unanimously by voice call vote. The time is 9:45 p.m.

Respectfully submitted,



Lori Sciara, RMC/CMC
Borough Clerk

Authority to Pay Claims.

(Consent Agenda - 1)

RESOLVED, that the following current claims against the Borough for materials and services have been considered and are proper and hereby are approved for payment:

Current Fund:	\$	1,332,479.30
Capital Fund:	\$	12,044.44

Payroll

(Consent Agenda-2)

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

Payroll released	230,727.13
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Resolution Requesting Approval of items of Revenue and Appropriation – Chap 159 – NJSA40A 4-87 – NJ Highway Safety – Drunk Driving Enforcement Fund

(Consent Agenda - 3)

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;

WHEREAS, the Borough of Woodcliff Lake has received \$ 1,992.73 from N J Highway Safety-Drunk Driving Enforcement Fund and wishes to amend its 2012 Budget to include this amount as a revenue

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 2012 Budget in the sum of \$ 1,992.73 which is now available as a revenue from State and Federal Grants off-set by revenue;

BE IT FURTHER RESOLVED, that a like sum of \$ 1,992.73 and the same is hereby appropriated under the caption

- General Appropriations
- Operations Excluded from CAPS
- State and Federal Programs Offset by Revenues
- Drunk Driving Enforcement Fund

2012 Budget Transfers for December 3, 2012 meeting (Consent Agenda – 4)

<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>FROM</u>	<u>TO</u>
Audit Services -Other Expenses	2-01-20-135-020	1,000.00	
Library - Other Expenses	2-01-29-390-020		1,000.00
Audit Services -Other Expenses	2-01-20-135-020	2,000.00	
Mayor and Council - Other Expenses	2-01-20-110-020		2,000.00
Landfill Disposal Costs	2-01-32-465-020	7,000.00	
Buildings and Grounds - Other Expenses	2-01-26-310-020		7,000.00
TOTAL		10,000.00	10,000.00

Resolution Requesting Approval of items of Revenue and Appropriation – Chap 159 – NJSA 40A: 4-87 – State Body Armor Replacement Program (Consent Agenda – 5)

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;

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 2012 Budget in the sum of \$2,076.18 which is now available from N.J. Division of Criminal Justice - State Body Armor Replacement Program.

BE IT FURTHER RESOLVED, that a like sum of \$ 2,076.18 is hereby appropriated under the caption

- General Appropriations
- Operations Excluded from CAPS
- State and Federal Programs Offset by Revenues
- State Body Armor Replacement Program

RESOLUTION AUTHORIZING CONTRACT WITH APPROVED STATE CONTRACT VENDOR FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12a DPW Radio Equipment State Contract Vendor Kenwood c/o Goosetown Communications, Contract A53764 (Consent Agenda – 6)

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts

entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough Administrator/QPA and Acting DPW Superintendent has recommended the purchase of Narrowbanding Radio Equipment via State Contract Number A53764 from Kenwood c/o Goosetown communications, 58 North Harrison Avenue, Congers, NY 10920 per attached quote in the amount of \$2,200.25 attached to this resolution; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Account No. C-04-55-921-005; and

WHEREAS, said vendor shall be subject to the conditions applicable to the current State contract as noted above;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake authorize the Borough Administrator/QPA to issue the purchase order for the purchase of Narrowbanding Radio Equipment via State Contract Number A53764 from Kenwood c/o Goosetown communications, 58 North Harrison Avenue, Congers, NY 10920 per attached quote in the amount of \$2,200.25 pursuant to all conditions of the individual State contract A53764.

Resolution Authorizing Payment to Vito Gagliardi, Esq. to Prepare an Updated Feasibility Study
(Consent Agenda – 7)

WHEREAS, Vito Gagliardi, Esq. of Porzio, Bromberg and Newman P.C. had been hired as a consultant for the Borough of Woodcliff Lake in 2009 to prepare a Feasibility Study on the Dissolution of Pascack Valley Regional High School District; and

WHEREAS, the Executive County Superintendent of Schools has request an updated feasibility study in connection with the aforementioned request; and

WHEREAS, the cost for this update will not exceed \$40,000.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake authorized Vito Gagliardi, Esq. of Porzio, Bromberg and Newman P.C. prepare the updated feasibility study for a fee not to exceed \$40,000.000.

RESOLUTION AUTHORIZING CONTRACT WITH APPROVED STATE CONTRACT VENDOR FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12a DPW Radio Equipment State Contract Vendor Motorola Solutions, Contract A53804
(Consent Agenda – 8)

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough Administrator/QPA and Acting DPW Superintendent has recommended the purchase of Narrowbanding Radio Equipment via State Contract Number A53804 from Motorola Solutions, Inc., per attached quote in the amount of \$11,027.00 attached to this resolution; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Account No. C-04-55-921-005; and

WHEREAS, said vendor shall be subject to the conditions applicable to the current State contract as noted above;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake authorize the Borough Administrator/QPA to issue the purchase order for the purchase of Narrowbanding Radio Equipment via State Contract Number A53804 from Motorola Solutions, Inc. 1301 East Algonquin Road, Schaumburg, Illinois 60196 per attached quote in the amount of \$11,027.00 pursuant to all conditions of the individual State contract A53804.