



**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL AGENDA
DECEMBER 16, 2019
7:00 PM**

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 Carlos Rendo
Councilman Corrado Belgiovine
Council President Jacqueline Gadaleta
Councilwoman Nancy Gross
Councilwoman Angela Hayes
Councilman Brian Singleton
Councilman Ian Spelling

PLEDGE OF ALLEGIANCE

CLOSED SESSION

Resolution No. 19-268 A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

APPROVAL OF MINUTES

December 4, 2019 (Closed)
December 4, 2019 (Open)

PRESENTATION

Certificate of Recognition – Mary Quimbo

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

COUNCIL MEMBERS' REPORTS/COMMENTS

PUBLIC COMMENT

(limited to 5 minutes per speaker)

CONSENT AGENDA

- Resolution No. 19-269 Resolution Authorizing Payroll and Payment of Claims
Resolution No. 19-270 Resolution Approving Change Order No. 1 and Final for the 2018 Municipal Road Program
Resolution No. 19-271 2019 Budget Transfers for December 16, 2019 Meeting
Resolution No. 19-272 Resolution Approving Settlement Agreement
Resolution No. 19-273 Resolution Authorizing a One-Time Stipend for Rosa Sasso for Receiving Her Technical Assistant Certification
Resolution No. 19-274 Resolution Authorizing a Request for Qualifications for Police Consulting Services

ADJOURNMENT

******Disclaimer******

Subject to Additions and/or Deletions

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

**A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH
THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS, ACT, N.J.S.A. 10:4-12**

**RESOLUTION NO. 19-268
DECEMBER 16, 2019**

WHEREAS, the Borough of Woodcliff Lake is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Borough of Woodcliff Lake to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

_____ 1. Matters Required by Law to be Confidential. Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

_____ 2. Matters Where the Release of Information Would Impair the Right to Receive Funds. Any matter in which the release of information would impair a right to receive funds from the Government of the United States.

_____ 3. Matters Involving Individual Privacy. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing,

relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.

____ 4. Matters Relating to Collective Bargaining Agreements. Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.

____ 5. Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds. Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed specifically with respect to _____. The minutes will be released on or before _____, 20__ when the issues pertaining to the property located at _____ have been approved and finalized.

____ 6. Matters Relating to Public Safety and Property. Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.

X 7. Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege, any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer, specifically with respect to: litigation and personnel matters.

The minutes will be released in approximately ninety (90) days or upon the resolution through settlement or court decision and the time period for any and all appeals.

____ 8. Matters Relating to the Employment Relationship. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting, specifically: personnel discussion.

The minutes will be released within ninety (90) days or earlier upon the resolution of the matter through settlement or court decision and the time period for any and all appeals.

_____9. Matters Relating to the Potential Imposition of a Penalty. Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, assembled in public session on December 16, 2019 that an Executive Session closed to the public shall be held on December 16, 2019 at 7:00 P.M. at the Borough of Woodcliff Lake offices located at 188 Pascack Road, Woodcliff Lake, New Jersey, for the discussion of matters relating to the specific items designated above.

CERTIFICATION

I, Deborah Dakin, 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 Governing Body at the meeting of December 16, 2019.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

RESOLUTION AUTHORIZING PAYMENT OF PAYROLL & PAYMENT OF CLAIMS

**RESOLUTION NO. 19-269
DECEMBER 16, 2019**

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 12/15/2019 \$188,939.46

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:	\$330,486.91	
Animal:	\$ 33.92	
Trust/Other:	\$ 54.55	
Police/Private Duty:	\$ 461.52	
Open Space Trust:	\$ 5,014.05	\$
Capital:	\$254,613.30	
Affordable Housing:	\$ 250.00	
Public Assistance Trust:	\$ 22.84	
Escrow:	\$ 5,125.11	

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

CERTIFICATION

I, Deborah Dakin, 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 16, 2019.

**DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK**

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

**RESOLUTION APPROVING CHANGE ORDER NO. 1 AND FINAL FOR THE
2018 MUNICIPAL ROAD PROGRAM**

**RESOLUTION NO. 19-270
DECEMBER 16, 2019**

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: 2018 Municipal Road Program
CONTRACTOR: American Asphalt & Milling 96 Midland Avenue, Kearny, NJ 07032
CHANGE ORDER N^o: 1 and Final
AMOUNT OF CHANGE THIS RESOLUTION: \$ - \$40,771.17 (- 18.21% Decrease)

This Resolution to take effect upon certification by the Borough Treasurer that sufficient funds are available.

Dated: _____ **Certified:** _____
Treasurer

CERTIFICATION

I, Deborah Dakin, 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 16, 2019.

**DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK**

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

2019 BUDGET TRANSFERS FOR DECEMBER 16, 2019 MEETING

**RESOLUTION NO. 19-271
DECEMBER 16, 2019**

<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>FROM</u>	<u>TO</u>
Salaries and Wages Adjustment	9-01-30-421-010	3,500.00	
Administration – Salaries and Wages	9-01-20-100-010		3,500.00
Salaries and Wages Adjustment	9-01-30-421-010	5,000.00	
Zoning Board – Salaries and Wages	9-01-21-185-020		5,000.00
Fire Prevention – Other Expenses	9-01-25-265-020	2,000.00	
Fire Prevention- Salaries and Wages	9-01-25-265-010		2,000.00
Solid Waste - Salaries and Wages	9-01-30-421-010	10,000.00	
Salaries and Wages Adjustment	9-01-30-421-010	10,000.00	
Department of Public Works- Other Expenses	9-01-26-290-020		20,000.00
Building and Grounds – Other Expenses	9-01-26-310-020	10,000.00	
Electricity	9-01-31-430-020		10,000.00
TOTAL		40,500.00	40,500.00

CERTIFICATION

I, Deborah Dakin, 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 4, 2019.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

RESOLUTION APPROVING SETTLEMENT AGREEMENT

RESOLUTION NO. 19-272

DECEMBER 16, 2019

WHEREAS, James Foley is a Sergeant with the Woodcliff Lake Police Department; and

WHEREAS, on or about December 11, 2018 Sergeant Foley filed a complaint in the Superior Court of New Jersey, Law Division, Bergen County entitled Sergeant James Foley v. Borough of Woodcliff Lake et al., Docket No. BER-L-8846-18; and

WHEREAS, this matter was referred to mediation and on December 10, 2019, mediation was held before the Honorable St. John; and

WHEREAS, as a result of mediation, the parties have reached a settlement agreement as outlined in the Settlement Agreement and General Release prepared by Keenan & Doris, LLC, the attorneys representing the Borough in this matter, a copy of which is attached hereto and incorporated herein by reference; and

WHEREAS, the Borough Administrator and Labor Counsel have reviewed the Settlement Agreement and Release between the Borough and Sergeant James Foley attached hereto and incorporated herein by reference and recommend the approval of same.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen and State of New Jersey that the Settlement Agreement and Release attached hereto and incorporated herein by reference between the Borough and Sergeant James Foley be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute the Settlement Agreement and Release attached hereto and incorporated herein by reference on behalf of the Borough; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to forward a certified copy of this resolution together with the executed Settlement Agreement and Release to Patrick P. Toscano, Jr., Esq., the attorney representing Sergeant James Foley upon its passage; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be placed in the personnel file of Sergeant James Foley upon its passage.

CERTIFICATION

I, Deborah Dakin, 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 Governing Body at the meeting of December 16, 2019.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

**RESOLUTION AUTHORIZING A ONE-TIME STIPEND FOR ROSA SASSO FOR RECEIVING
HER TECHNICAL ASSISTANT CERTIFICATION**

**RESOLUTION NO. 19-273
DECEMBER 16, 2019**

WHEREAS, pursuant to Borough policy, employees that obtain job-related certification that are mandated by the State, or required by the Borough shall receive a one-time award as enumerated in the Employee Handbook; and

WHEREAS, obtaining Technical Assistant Certification calls for an award of \$500.00; and

WHEREAS, Rosas Sasso successfully completed the course work necessary and has received her Technical Assistant Certification.

NOW THEREFORE, BE IT RESOLVED, that Rosa Sasso shall receive a one-time stipend of \$500.00 for receiving her Technical Assistant Certification.

CERTIFICATION

I, Deborah Dakin, 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 Governing Body at the meeting of December 16, 2019.

**DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK**

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.

Harold Laufeld
Chief Financial Officer

2019 Budget Transfers for December 16, 2019 meeting

<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>FROM</u>	<u>TO</u>
Salaries and Wages Adjustment	9-01-30-421-010	3,500.00	
Administration - Salaries and Wages	9-01-20-100-010		3,500.00
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Salaries and Wages Adjustment	9-01-30-421-010	10,000.00	
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Total		40,500.00	40,500.00

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						
Gross						
Hayes						
Singleton						
Spelling						
Gadaleta						
Mayor Rendo						

**RESOLUTION AUTHORIZING A REQUEST FOR QUALIFICATIONS FOR
POLICE CONSULTING SERVICES**

**RESOLUTION NO. 19-274
DECEMBER 16, 2019**

WHEREAS, the Borough of Woodcliff Lake seeks to advertise a Request for Qualifications for Consulting Services for the Woodcliff Lake Police Department for purposes of developing updated policies and procedures within the Department; and

WHEREAS, a Request for Qualifications has been prepared with an issue date of December 18, 2019; and

WHEREAS, the Borough Attorney has reviewed the Request for Qualifications for Consulting Services, a copy of which is attached hereto and incorporated herein by reference and recommends the approval of same.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen and State of New Jersey that the Request for Qualifications for Consulting Services for the Woodcliff Lake Police Department for purposes of developing updated policies and procedures, a copy of which is attached hereto and incorporated herein by reference, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the Borough Clerk be and she is hereby authorized and directed to advertise the Request for Qualifications for Consulting Services to be issued on December 18, 2019; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be kept on file in the Office of the Clerk.

CERTIFICATION

I, Deborah Dakin, 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 Governing Body at the meeting of December 16, 2019.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK