

**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL AGENDA
September 7, 2010**

CALL TO ORDER.

This meeting, in accordance with the Open Public Meetings Law, P. L. 1975, C. 231, was announced at the Reorganization Meeting held on January 4, 2010 in the Municipal Building. Notice of this meeting has been posted, and two newspapers, The Record and The Ridgewood News, have been notified.

ROLL CALL.

Mayor LaPaglia
Councilman Bader
Councilman Camella
Councilman Glaser
Councilman Hoffman
Councilwoman Howley
Councilman Rosenblatt

PLEDGE OF ALLEGIANCE.

APPROVAL OF MINUTES.

RESOLVED, that the Minutes of a regular Meeting of the Mayor and Council on August 9, 2010 copies of which have been received by all Councilpersons, are hereby approved as presented.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

RESOLVED, that the Minutes of a Special Meeting of the Mayor and Council on August 17, 2010 copies of which have been received by all Councilpersons, are hereby approved as presented.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

INTRODUCTION OF ORDINANCE #10-05

**Be it Resolved, that the Ordinance entitled
"Capital Ordinance of the Borough of Woodcliff Lake, in the County of Bergen, New Jersey
Authorizing the Construction of a Passive Park at the Westervelt-Lydecker Property in, by and for
the Borough, appropriating therefore the sum of \$400,000 and providing that such sum so
appropriated shall be raised from Open Space Funds of the Borough."**

heretofore 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 20th day of September, 2010, at 8:00 o'clock P.M., 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 an opportunity to be heard concerning said Ordinance, and that the 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.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

ORDINANCE - PUBLIC HEARING

- A. Clerk offers Proof of Publication.
- B. Ordinance is read by title only:

Ordinance #10-04 "An Ordinance to Fix the Compensations of Certain Officers and Employees of the Borough of Woodcliff Lake, County of Bergen and State of New Jersey."

- C.

<u>Open to Public</u>	<u>Close to Public</u>
Bader Camella	Bader Camella
Glaser Hoffman	Glaser Hoffman
Howley Rosenblatt	Howley Rosenblatt
La Paglia	La Paglia

- D. Adoption.

Be it Resolved, that the Ordinance entitled "An Ordinance to Fix the Compensations of Certain Officers and Employees of the Borough of Woodcliff Lake, County of Bergen and State of New Jersey."

introduced at a Regular Meeting of the Mayor and Council held on August 9, 2010 and published in the form presented to and read at this Meeting, shall be appended to the Minutes of this Meeting, and made part of this Resolution and shall be passed on second and final reading, and the Borough Clerk is authorized to advertise the same according to law.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

MAYOR'S REPORT

ADMINISTRATOR'S REPORT

1. Draft Ordinance - Mid-Block Crosswalk Tice Boulevard.
2. Leasing of Municipal Property.
3. 2010 CDBG Grant Applications - due October 8th
4. 2010 Bergen County Open Space Funding - due October 8th

ENGINEER'S REPORT

1. Intersection Improvements at Woodcliff Avenue and Werimus Road
2. Intersection Improvements at Kinderkamack Road and Prospect Avenue
3. 2010 NJDOT Pascack Valley Cooperative Pricing System for Road Paving Program
4. Intersection Improvements to Chestnut Ridge Road and Saddle River Road (Bergen County Project)
5. 2010 Pascack Valley Municipal Road Paving Program

OLD BUSINESS.

1. Authorization of Contract for Borough wide Revaluation.
2. Discussion of Establishment of Joint Municipal Court in the Tri-Boro

NEW BUSINESS.

1. Discussion of concerns related to "Kyleigh's Law".

PUBLIC FORUM.

Open to Public

Bader Camella
Glaser Hoffman
Howley Rosenblatt
LaPaglia

Close to Public

Bader Camella
Glaser Hoffman
Howley Rosenblatt
LaPaglia

CONSENT AGENDA DISCUSSION.

CONSENT AGENDA VOTE.

ADJOURNMENT.

CONSENT AGENDA - August 9, 2010

1. Payroll, **page 6**
2. Authority to Pay Claims, **page 6**
3. Resolution Authorizing Raffle License for Pascack Junior Woman's Club, **page 6**
4. Resolution Authorizing Raffle License for Pascack Junior Woman's Club, **page 7**
5. Resolution Authorizing Award of Contract to Beyer Brothers Corp. for the purchase of a 2010 6 yard side loader sanitation truck, **page 7**
6. Resolution Authorizing Award of Contract to Cambria Automotive Company, Inc. for the purchase of a 2009 Roll Off Truck, **page 8**
7. Resolution appointing David Antoine Acting Department of Public Works Superintendent effective October 1, 2010, **page 8**
8. Resolution appointing Edward Sandve the Certified Public Works Manager License Holder and C-2 Sewer Collection Operator and License Holder effective October 1, 2010, **page 9**
9. Resolution appointing Robert Ludwig, Fire Sub-Code Official for the period of October 1, 2010 through October 31, 2010, **page 9**
10. Resolution Authorizing Revision to the Personnel Policy Manual, **page 10**
11. Resolution to Approve the Corrective Action Plan for the Fiscal Year 2009 Audit Report of the Borough of Woodcliff Lake, **page 10**
12. Resolution to enter into a Grant Agreement with the County of Bergen for the purposes of utilizing Community Development Block Grant funds for Senior Citizen programs, **page 11**
13. Resolution requesting Approval of Items of Revenue and Appropriation - Chapter 159 - NJSA 40A:8-87 - Community Development Block Grant - Senior Citizens Activities, **pages 11,12**
14. Resolution requesting Approval of Items of Revenue and Appropriation - Chapter 159 - NJSA 40A:8-87 - Municipal Alliance to Prevent Alcoholism and Drug Abuse, **page 12**
15. Resolution authorizing the execution of an Agreement with Organic Recycling Inc. for the disposal of leaves for the 2010 collection season, **page 13**

16. Resolution for Renewal of Membership in the Bergen County Municipal Joint Insurance Fund, **page 13**
17. Resolution to Execute Agreement to Renew Membership in the Bergen County Municipal Joint Insurance Fund, **page 14**
18. Resolution Authorizing Correction of Taxes Due based on Assessors Correction of Assessment, **page 15**
19. Resolution Authorizing a Refund of Overpaid Taxes Caused by Tax Court Judgement Docket #000537-2009, **page 15**
20. Resolution Authorizing a Refund of Overpaid Taxes caused by Tax Court Judgment Docket #004299-2007 For the Years 2007, 2008 & For the Year 2009 Freeze Act Years, **page 16**

RESOLVED, that the Consent Agenda is approved as presented.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Payroll.

(Consent Agenda - 1)

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

Payroll released 08/15/10	\$	205,636.61
Payroll released 08/31/10	\$	196,590.95

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Authority to Pay Claims.

(Consent Agenda - 2)

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	\$	1,174,149.98
Animal Control Fund	\$	712.40
Police Private Duty Fund	\$	2,071.81

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing Raffle License for Paskack Valley Woman's Club

(Consent Agenda - 3)

WHEREAS, application has been made by Paskack Junior Woman's Club, Park Ridge, NJ, for one on-premise raffle on October 10, 2010; and

WHEREAS, said application has been submitted to the Woodcliff Lake Police Department for investigation and have been found to be in good order;

NOW, THEREFORE, BE IT RESOLVED, that the application of Paskack Valley Woman's Club, Woodcliff Lake, NJ is approved and the Borough Clerk is hereby authorized to issue Raffle License No. 10-397.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing Raffle License for Paskack Valley Woman's Club

(Consent Agenda - 4)

WHEREAS, application has been made by Paskack Junior Woman's Club, Park Ridge, NJ, for one on-premise 50/50 raffle on October 10, 2010; and

WHEREAS, said application has been submitted to the Woodcliff Lake Police Department for investigation and have been found to be in good order;

NOW, THEREFORE, BE IT RESOLVED, that the application of Paskack Valley Woman's Club, Woodcliff Lake, NJ is approved and the Borough Clerk is hereby authorized to issue Raffle License No. 10-398.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing the Award of a Contract to Beyer Brothers Corp. for the purchase of 2010 6 yard side loader sanitation truck

(Consent Agenda - 5)

WHEREAS, the Borough has advertised for the receipt of bids for a 2010 6 yard side loader sanitation truck August 25, 2010; and

WHEREAS, the following two (2) bids were received:

<u>Contractor Name/Address</u>	<u>Base Bid</u>
Beyer Brothers Corp. Fairview, NJ	\$91,394.34 Trade-in \$4,200
Gabrielli Kenworth of NJ Dayton, NJ	\$104,790.00 Trade-in \$2,000

WHEREAS, upon consultation with the DPW Superintendent the Borough Administrator has reviewed all bids and recommended that the Borough award the contract to the Beyer Brothers Corp., the low bidder; and

WHEREAS, the DPW Superintendent has recommended that the Borough maintain the existing sanitation truck in its current fleet as a spare unit and therefore do not recommend accepting the trade-in, and

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

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake to accept the bid of Beyer Brothers Corp, of Fairview, New Jersey for the purchase of a 2010 6 yard side loader sanitation truck for the low bid of \$91,394.34.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing the Award of a Contract to Cambria Automotive Company, Inc. for the purchase of a 2009 Roll-Off Truck (Consent Agenda - 6)

WHEREAS, the Borough has advertised for the receipt of bids for a 2009 Roll-Off truck on August 25, 2010; and

WHEREAS, one (1) bid was received from Cambria Automotive Company, Inc. of Elizabeth, New Jersey for a base bid of \$139,500 with a trade-in on the existing 1983 Mack Roll-Off truck of \$3,500, and

WHEREAS, upon consultation with the DPW Superintendent the Borough Administrator has reviewed all bids and recommended that the Borough award the contract to the Cambria Automotive Company, Inc., the low bidder; and

WHEREAS, the DPW Superintendent has recommended that the Borough takes advantage of the trade-in of the existing 1983 Mack Roll-Off Truck, and

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

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake to accept the bid of Cambria Automotive Company, Inc. of Elizabeth, New Jersey for the purchase of a 2009 Roll-Off Truck for the low bid (including the trade-in) of \$136,000.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution appointing David Antoine Acting Department of Public Works Superintendent effective October 1, 2010 (Consent Agenda - 7)

WHEREAS, due to the retirement of Edward Barboni as the DPW Superintendent as of September 30, 2010 there is a need to appoint an Acting Superintendent of Public Works, and

WHEREAS, upon interviews with the Borough Administrator and the DPW Committee, consisting of Councilman Robert Rosenblatt and Councilman Paul Camella it was recommended to the Personnel Committee that the Borough name David Antoine the Acting Department of Public Works Superintendent, and

WHEREAS, the Personnel Committee agreed with the recommendation of the DPW Committee and recommend that David Antoine be appointed Acting Department of Public Works Superintendent effective October 1, 2010,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey that David Antoine is appointed the Acting Department of Public Works Superintendent, and

BE IT FURTHER RESOLVED, that David Antoine receive a salary increase of \$10,000 on his base pay effective October 1, 2010

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution appointing Edward Sandve the Certified Public Works Manager License Holder effective October 1, 2010 (Consent Agenda - 8)

WHEREAS, due to the retirement of Edward Barboni as the DPW Superintendent as of September 30, 2010 there is a desire to appoint a Certified Public Works Manager License Holder, and

WHEREAS, in addition to the above referenced positions Edward Barboni was also the Borough Joint Insurance Fund Safety Coordinator, Clean Communities Coordinator and Right to Know Trainer, and

WHEREAS, upon review of the alternatives presented to the DPW Committee, consisting of Councilman Robert Rosenblatt and Councilman Paul Camella it was recommended to the Personnel Committee that the Borough name Edward Sandve to these positions until such time as he can train other DPW employees to hold these positions, and

WHEREAS, Edward Sandve has proposed that he work with any DPW employees that are interested in these positions to get them trained and certified as soon as practical and to work with the Acting Superintendent through the 2011 budget process and assist him as necessary in his course work necessary to qualify for the CPWM examination, and

WHEREAS, the Personnel Committee agreed with the recommendation of the DPW Committee and recommend that Edward Sandve be appointed to the above referenced positions effective October 1, 2010,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey that Edward Sandve is appointed the Certified Public Works Manager License Holder, and

BE IT FURTHER RESOLVED, that Edward Sandve receive a monthly stipend of \$ 500 while he works with the DPW employees to attain these licenses and certifications effective October 1, 2010

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution appointing Robert Ludwig, Fire Sub-Code Official for the period of October 1, 2010 through October 31, 2010 (Consent Agenda - 9)

WHEREAS, due to the retirement of Edward Barboni it is necessary to appoint an Interim Fire Sub-Code Official for the period of October 1, 2010 through October 31, 2010, and

WHEREAS, upon recommendation of Nick Saluzzi, Construction Code Official Robert Ludwig be appointed to that position, and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey that Robert Ludwig is appointed the Fire Sub-Code Official for the period of October 1, 2010 through October 31, 2010, and

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing Revision to the Personnel Policy Manual

(Consent Agenda - 10)

WHEREAS, the Borough reserves the right to add a new policy, change, revise, eliminate, or deviate on a case-by-case basis from any of the policies and/or benefits described herein, subject to the requirements of collective negotiation agreements and/or State and Federal laws or regulations; and

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake have determined that the existing policy pertaining to attendance at the League of Municipalities Convention needs to be modified,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake hereby revise the Borough policy pertaining to attendance at the League of Municipalities Convention effective for the 2010 Convention in November.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution to Approve the Corrective Action Plan for the Fiscal Year 2009 Audit Report of the Borough of Woodcliff Lake

(Consent Agenda - 11)

WHEREAS, the Division of Local Government Services requires the Chief Financial Officer to file a "Corrective Action Plan" outlining the actions to be taken by the Borough relative to the findings and recommendations in the annual audit report; and

WHEREAS, the "Corrective Action Plan" shall be prepared by the Chief Financial Officer with assistance from other officials affected by the audit findings and recommendations; and

WHEREAS, the governing body is required by resolution, to approve said "Corrective Action Plan", as prepared by the Chief Financial Officer and approved by the Governing Body, shall be placed on file and made available for public inspection in the Borough Clerk's office;

NOW, THEREFORE, BE RESOLVED, that the Borough Council of the Borough of Woodcliff Lake hereby approves the "Corrective Action Plan" for the Fiscal Year 2009 Audit Report submitted by the Chief Financial Officer.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution to enter into a Grant Agreement with the County of Bergen for the purposes of utilizing Community Development Block Grant - Senior Citizens Activities (Consent Agenda - 12)

BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$4,950 in 2010-2011 Community Development Block Grant funds for Senior Activities, 411 Chestnut Ridge Road in the Borough of Woodcliff Lake,

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Borough Administrator Edward Sandve to be a signatory for the aforesaid mentioned grant agreement, and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Borough Administrator Edward Sandve to sign all County vouchers submitted in connection with the aforesaid mentioned project, and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the Borough of 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.

This resolution was adopted by the Mayor and Council of the Borough of Woodcliff Lake at a meeting on September 7, 2010

BY: _____
Lorinda Sciara, Borough Clerk

ATTEST: _____

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Requesting Approval of Items of Revenue and Appropriation - Chapter 159 - NJSA 40A:4-87 - Community Development Block Grant - Senior Citizens Activities (Consent Agenda - 13)

WHEREAS, NJSA 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 made available by law and the amount was not determined at the time of adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake in the County of Bergen, New Jersey hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget year 2010 in the sum of \$1,950.00 from the Community Development Block Grant.

BE IT FURTHER RESOLVED that the like sum of \$1,950.00 is hereby appropriated under the caption of Community Development Block Grant (0-01-41-724-099).

BE IT FURTHER RESOLVED that the above is the result of funds from the Community Development Block Grant program.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Requesting Approval of Items of Revenue and Appropriation – Chapter 159 – NJSA 40A:4-87 – Municipal Alliance to Prevent Alcoholism and Drug Abuse

(Consent Agenda - 14)

WHEREAS, NJSA 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 made available by law and the amount was not determined at the time of adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake in the County of Bergen, New Jersey hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget year 2010 in the sum of \$10,356.00 from the Governor's Council on Alcoholism and Drug Abuse.

BE IT FURTHER RESOLVED that the like sum of \$10,356.00 is hereby appropriated under the caption of Municipal Alliance Grant (0-01-41-703-099).

BE IT FURTHER RESOLVED that the above is the result of funds from the Governor's Council on Alcoholism and Drug Abuse.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing the execution of an Agreement with Organic Recycling, Inc. for the disposal of leaves for the 2010 collection season (Consent Agenda -15)

WHEREAS, the Borough of Woodcliff Lake is in need of recycling of the Borough's organic material from October 2010 to January 2011; and

WHEREAS, the DPW Superintendent has received quotes for this service and recommends the Borough authorize Organic Recycling, Inc. in Tappan, NY provide this service to the Borough for a price of \$11.45 per cubic yard.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of Woodcliff Lake authorize the execution of an Agreement for the DPW to drop off compacted leaves to Organic Recycling Inc., Tappan NY from October 2010 to January 2011.

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution for Renewal of Membership in the Bergen County Municipal Joint Insurance Fund (Consent Agenda - 16)

WHEREAS, the Borough of Woodcliff Lake is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2010 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. The Borough of Woodcliff Lake agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

This resolution agreed to this 7th day of September, 2010 by a vote of: _____ Affirmative
_____ Negative

Attest

Joseph T. LaPaglia, Mayor

Date

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution to Execute Agreement to Renew Membership in the Bergen County Municipal Joint Insurance Fund (Consent Agenda - 17)

WHEREAS, the Bergen County Municipal Joint Insurance Fund (hereinafter the Fund) is a duly chartered Municipal Insurance Fund as authorized by NJSA 40A:10-36 et seq., and;

WHEREAS, the Borough of Woodcliff Lake is currently a member of said Fund, and;

WHEREAS, effective December 31, 2010, said membership will expire unless earlier renewed, and;

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake has resolved to renew said membership;

NOW THEREFORE, it is agreed as follows:

1. The Borough of Woodcliff Lake hereby renews its membership in the Bergen County Municipal Joint Insurance Fund for a three (3) year period, beginning January 1, 2011 and ending January 1, 2014*.
2. The Borough of Woodcliff Lake hereby ratifies and reaffirms the Indemnity and Trust Agreement, Bylaws, and other organizational and operational documents of the Bergen County Municipal Joint Insurance Fund as from time to time amended and altered by the Department of Insurance in accordance with the Applicable Statutes and administrative regulations as if each and every one of said documents were re-executed contemporaneously herewith.
3. The Borough of Woodcliff Lake agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.
4. In consideration of the continuing membership of the Borough of Woodcliff Lake in the Bergen County Municipal Joint Insurance Fund, the Fund agrees, subject to the continuing approval of the Commissioner of Insurance, to accept the renewal application of the Borough of Woodcliff Lake.
5. Executed the 7th day of September 2010 as the lawful and binding act and deed of the Borough of Woodcliff Lake, which execution has been duly authorized by public vote of the governing body.

*12:01am

Joseph T. LaPaglia, Mayor

ATTEST

Executive Director
Bergen County Municipal Joint Insurance Fund

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing Correction of Taxes Due based on Assessors Correction of Assessment
(Consent Agenda - 18)

WHEREAS, the property taxes on the following parcel were over assessed by the Borough of Woodcliff Lake, and

WHEREAS, this has resulted in the taxes due on this parcel to be overstated, and

WHEREAS, the tax collector will adjust taxes due for the 3rd & 4th Qtrs. 2010 and the 1st & 2nd Qtrs. Of 2011,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake authorize the tax collector to adjust the tax bill for 2010/2011

B/L	OWNER		AMOUNT	REASON
Bl. 507 Lot 1	Shapsis	2010 Q3	\$170.57	Assessors Correction
		2010 Q4	\$170.56	Assessors Correction
		2011 Q1	\$ 85.28	Assessors Correction
		2011 Q2	\$ 85.28	Assessors Correction

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing a Refund of Overpaid Taxes caused by Tax Court Judgment Docket #000537-2009
(Consent Agenda - 19)

WHEREAS, the owners of Block 1111 Lot 9, 57 Maria Road., Woodcliff Lake N.J. has been successful in their appeal to The Tax Court of New Jersey and having agreed upon a settlement adjusting their assessed value as follows:

<u>2009 Assessment from Tax Duplicate</u>	<u>Tax Court Judgment</u>
285,100.00 LAND	285,100.00 LAND
1,314,900.00 IMPROVEMENTS	1,214,900.00 IMPROVEMENTS
<u>278,200.00 ADDED ASSESSMENT</u>	<u>1,500,000.00 TOTAL ASSESSMENT</u>
\$36,762.77 taxes paid	\$30,885.00 tax court judgment taxes

MUNICIPAL TAX RATE FOR YEAR 2009=\$2.059 PER 100 OF ASSESSED VALUE
2009 TAX REFUND=\$5877.77

WHEREAS, this has resulted in their overpaying their property tax for the year 2009 in the amount of \$5877.77 and,

WHEREAS, they have been awarded this judgment and therefore are entitled to a refund,

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 of \$5877.77 for the year 2009 to the owner of record Keith Horn c/o Beattie Padovano

Mail Voucher to:
K. Horn c/o Beattie Padovano
50 Chestnut Ridge Road
P.O. Box 244
Montvale, N.J. 07645

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia

Resolution Authorizing a Refund of Overpaid Taxes caused by Tax Court Judgment Docket #004299-2007 For the Years 2007, 2008 & For the Year 2009 Freeze Act Years (Consent Agenda - 20)

WHEREAS, the owners of Block 301 Lot 3.01, 50 Tice Blvd., Woodcliff Lake N.J. has been successful in their appeal to The Tax Court of New Jersey and having agreed upon a settlement adjusting their assessed value as follows:

<u>2007 Assessment from Tax Duplicate</u>	<u>Tax Court Judgment</u>
15,000,000.00 LAND	15,000,000.00 LAND
27,477,800.00 IMPROVEMENTS	22,000,000.00 IMPROVEMENTS
<u>42,477,800.00 TOTAL ASSESSMENT</u>	<u>37,000,000.00 TOTAL ASSESSMENT</u>
\$841,060.44 taxes paid	\$732,600.00 tax court judgment taxes

MUNICIPAL TAX RATE FOR YEAR 2007=\$1.98 PER 100 OF ASSESSED VALUE
 2007 TAX REFUND= \$108,460.44

<u>2008 Assessment from Tax Duplicate</u>	<u>Tax Court Judgment</u>
15,000,000.00 LAND	15,000,000.00 LAND
27,477,800.00 IMPROVEMENTS	22,000,000.00 IMPROVEMENTS
<u>42,477,800.00 TOTAL ASSESSMENT</u>	<u>37,000,000.00 TOTAL ASSESSMENT</u>
\$870,370.12 taxes paid	\$758,130.00 tax court judgment taxes

MUNICIPAL TAX RATE FOR YEAR 2008=\$2.049 PER 100 OF ASSESSED VALUE
 2008 TAX REFUND= \$112,240.12

<u>2009 Assessment from Tax Duplicate</u>	<u>Tax Court Judgment</u>
15,000,000.00 LAND	15,000,000.00 LAND
27,477,800.00 IMPROVEMENTS	22,000,000.00 IMPROVEMENTS
<u>42,477,800.00 TOTAL ASSESSMENT</u>	<u>37,000,000.00 TOTAL ASSESSMENT</u>
\$874,617.90 taxes paid	\$761,830.00 tax court judgment taxes

MUNICIPAL TAX RATE FOR YEAR 2009=\$2.059 PER 100 OF ASSESSED VALUE
 2009 TAX REFUND= \$112,787.90

WHEREAS, this has resulted in their overpaying their property tax for the years 2007, 2008 and 2009 in the amount of \$333,488.46 and,

WHEREAS, they have been awarded this judgment and therefore are entitled to a refund,

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 of \$333,488.46 for the years 2007, 2008 and 2009 to the owner of record MACK-CALI, C/O IRWIN LAW FIRM

CHECK MAILED TO
 THE IRWIN LAW FIRM, P.A.
 80 MAIN STREET, SUITE 410
 WEST ORANGE, NJ 07052

Bader Camella Glaser Hoffman Howley Rosenblatt LaPaglia