

BOROUGH OF WOODCLIFF LAKE

**SINE DIE MEETING MINUTES
MAYOR AND COUNCIL**

**January 3, 2011
7:00 p.m.**

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 LaPaglia asked for a roll call. Council members Bader, Camella, Glaser, Hoffman, and Struk were present. Councilmember Rosenblatt was absent. Attorney Madaio, Administrator Sandve and Borough Clerk Sciara were also present.

PLEDGE OF ALLEGIANCE.

All present recited the Pledge of Allegiance led by Mayor LaPaglia.

SWEARING IN OF NEWLY APPOINTED PATROLMEN

Mayor LaPaglia read the following letter he sent earlier in the day to Chief Jannicelli congratulating him on his 10th anniversary as Chief of Police of Woodcliff Lake. Chief Jannicelli has been on the force for a total of 32 years.

“On behalf of the Governing Body of Woodcliff Lake, I congratulate you on your 10th anniversary as our Chief of Police. You have a distinguished record of service as a police officer in the Borough of Woodcliff Lake for the past 31 years. We both started serving the Borough in 1979, you as a rookie policeman and me as a newly appointed Councilman. We have seen significant changes since then. Woodcliff Lake has grown from a sleepy suburban farming community to one of the most prestigious suburban and corporate communities in New Jersey. I know that you are proud of what we have accomplished.”

Simon L. Sherfer, probationary patrolman Badge #28 and Keith H. Kalmbach, probationary patrolman Badge #29 were sworn in by Mayor LaPaglia with their families and several members of the Woodcliff Lake Police Department present. Officers Sherfer and Kalmbach were appointed to their positions on December 20, 2010, effective January 1, 2011.

Mayor LaPaglia wished Fire Chief Jared Shapiro much luck to him and to his officers. The new fire officers were sworn in by Mayor LaPaglia on January 2, 2011.

APPROVAL OF MINUTES.

RESOLVED, that the Minutes of the **Mayor and Council** meeting of **December 20**

2010 copies of which have been received by all Councilpersons, are hereby approved as amended.

ROLL CALL:

Introduce: Mr. Glaser
 Second: Mr. Camella
 Ayes: Mr. Hoffman, Mr. Struk, Mr. Camella, Mr. Glaser
 Nays: None
 Abstain: None
 Absent: Mr. Rosenblatt
 Not eligible: Mr. Bader

STANDING COMMITTEES. (CAPITALS indicate committee chair).

PLANNING BOARD, EDUCATION (High School), ADMINISTRATION/FINANCE

John Glaser reported on some of the accomplishments of the Mayor and Council in 2010

- *The consummation of a PBA contract effective December 1, 2010 to December 31, 2014.
- *The elimination of COAH.
- *The hiring of two new police officers, bringing the Borough's force back to 18 officers.
- *The successful second "Night Out" held at the Old Mill facility with Park Ridge and Montvale.
- *The creation of a Tri-Boro Shared Services Committee where Park Ridge, Montvale and Woodcliff Lake can share ideas and possibly pursue joint ventures.
- *The merger of the Woodcliff Lake, Park Ridge and Montvale municipal courts.
- *The construction of the age-restricted housing on Chestnut Ridge Road which had been stalled due to the economy for a few years.
- *The mailing of the first town-wide survey to all residents. Comments received were very positive.

LIBRARY, FIRE

Mr. Camella reported that the library has been quiet in 2010. Area libraries are looking to raise their membership rates for out of town residents. Upper Saddle River has recently raised their rates \$100.00. The Mayor and Council might want to re-visit our reimbursement policy to residents for library services.

Mr. Camella thanked Past Chief Rob Kuehlke for the wonderful work and his accomplishments as fire chief. Mr. Camella stated that he attended the swearing in of the new officers on January 2, 2011 and stated that the department members are very vibrant and are already looking into ways to save.

PUBLIC SAFETY/POLICE/OEM/TRIBORO, BUILDING & Grounds/Building Dept.

Mr. Bader reported that after many years, the Lydecker Property will become a toddler park. Mr. Bader stated that this park will be a crown jewel for the Borough. He stated that many residents have expressed an interest to donating funds to this project.

Mr. Bader reported that the Borough had acquired the Hatheway Property this year, which has already received over \$900,000 to date in grant funding.

CO-PARKS AND RECREATION, SHADE TREE COMMITTEE

Mr. Hoffman reported that:

- *work has begun on the Westervelt-Lydecker House both inside and out.
- *the pool had a very good season.
- *all sports teams had very successful seasons.
- *the annual Halloween costume contest was very well received this year.
- *the Shade Tree Committee has been working on the introduction of a new ordinance that will
- *help preserve trees in the Borough.

DPW & ROADS/SEWERS & SANITATION/ECOLOGY, CO-PARKS AND RECREATION

Mr. Camella reported on behalf of Mr. Rosenblatt. He stated that the DPW did a terrific job as usual after the blizzard on Monday. He stated that the new acting superintendent, David Antoine, is taking the “bull by the horns” and doing an excellent job. Mr. Camella spoke for all council members in saying that our DPW is “great”.

Mayor LaPaglia added that his mother lives down the shore at exit 105. It took him longer to get from Eatontown to Neptune than it did for him to drive from Exit 170 to Exit 105. South Jersey looked like another world. Mr. Stuk, who was attending a wedding in Eatontown during the storm agreed.

Although not having any committees yet, Mr. Struk commented that he was very happy and proud to have been elected by the residents to serve as a councilman. He was glad to see the new blood in the police department and was very impressed with their credentials.

OUTGOING COUNCIL MEMBER COMMENTS.

MAYOR'S REPORT.

Mayor LaPaglia commented that 2010 was a year filled with major distractions. The Mayor and Council got a late start in indentifying and finalizing the 2010 goals and objectives. As mentioned by Mr. Glaser, the Borough and the Police Department came to an agreement of a four (4) year labor contract. One of the Mayor's biggest disappointments was the defeat of the referendum on the Pascack Valley Regional High School Funding Formula issue. Mayor LaPaglia stated that he will pursue this issue in 2011. Mayor LaPaglia stated that the Borough lost two seasoned council members this one, one to a resignation, and one to a loss in the November election. Although not always in agreement, both of these council members brought their own unique personalities to the dais. He thanked Mrs. Howley for her 9 years, 8 months on the Council and Mr. Rosenblatt for his 6 years. The Mayor welcomed our two new council members, Mr. Michael Struk and Mr. Kenneth Baum and our incumbent Mr. Jeffrey Bader. This brings the Woodcliff Lake to a full republican representation.

PUBLIC FORUM

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

Hearing no comments from the public, motion to close the meeting to the public was made by Mr. Bader, second by Mr. Camella and approved unanimously by voice call vote.

CONSENT AGENDA DISCUSSION.

None

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: Mr. Camella, Mr. Hoffman, Mr. Struk, Mr. Glaser, Mr. Bader

Nays: None

Abstain: None

Absent: Mr. Rosenblatt

ADJOURNMENT

Motion to adjourn made by Mr. Bader, second by Mr. Camella and approved unanimously by voice call vote. The time is 7:35 p.m.

Respectfully submitted,

Lori Sciara, RMC/CMC
Borough Clerk

CLAIMS AND BILLS.
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:	\$	201,824.11
Animal Fund	\$	710.00
Capital Fund	\$	100,882.04

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 12/31/10	\$262,237.46
Additional payroll	5,184.07

RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY A COUNTY BOARD JUDGEMENT FOR THE YEAR 2010 Appeal # 68-100002AA

(Consent Agenda-3)

WHEREAS, The owners of Block 1103 Lot 3, REINER, PETER & STEPHANIE, 62 Indian Drive, Woodcliff Lake, NJ, was successful in their appeal to the County Tax Board New Jersey and have won a Judgment adjusting their assessed value for the year 2010.

WHEREAS, this has resulted in their overpaying their property tax for year of 2010 in the amount of \$2333.70 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 \$2333.70 to Reiner, Peter & Stephanie

Check mailed to:
 Reiner, Peter & Stephanie
 62 Indian Drive
 Woodcliff Lake, NJ 07677

RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY A COUNTY BOARD JUDGEMENT FOR THE YEAR 2010 Appeal # 68-100004AA
(Consent Agenda-4)

WHEREAS, The owners of Block 1704 Lot 3.03 , Jenny Dimino., 20 Dimino Court, Woodcliff Lake, NJ, was successful in their appeal to the County Tax Board New Jersey and have won a Judgment adjusting their assessed value for the year 2010.

WHEREAS, this has resulted in their overpaying their property tax for year of 2010 in the amount of \$53.97 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 \$53.97 to Jenny Dimino

Check mailed to:
 Jenny Dimino
 20 Dimino Court
 Woodcliff Lake, NJ 07677

RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY A COUNTY BOARD JUDGEMENT FOR THE YEAR 2010 Appeal # 68-100005AA
(DUPLICATATE BILLING) **(Consent Agenda-5)**

WHEREAS, the owners of Block 1601 Lot 10.15, BEHAR, ADAM SCOTT & JILL D., 62 Indian Drive, Woodcliff Lake, NJ, was successful in their appeal to the County Tax Board New Jersey and have won a Judgment adjusting their assessed value for the year 2010.

WHEREAS, this has resulted in their overpaying their property tax for year of 2010 in the amount of \$573.21 and

WHERAS, 2011 taxes for the first and second quarters were duplicated, \$573.22 will be deleted 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 \$573.21 to Behar, Adam Scott and Jill D.

Check mailed to:
 Behar, Adam Scott & Jill D.
 40 Tamarack Drive
 Woodcliff Lake, NJ 07677

RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY A COUNTY BOARD JUDGEMENT FOR THE YEAR 2010 Appeal # 68-100001AA
(Consent Agenda-6)

WHEREAS, The owners of Block 1305 Lot 7, SEGRETO, SALVATORE & PIA, 54 Pinecrest Drive, Woodcliff Lake, NJ, was successful in their appeal to the County Tax Board New Jersey and have won a Judgment adjusting their assessed value for the year 2010.

WHEREAS, this has resulted in their overpaying their property tax for year of 2010 in the amount of \$1173.41 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 \$1173.41 to Segreto, Salvatore & Pia

Check mailed to:
 Segreto, Salvatore & Pia
 54 Pinecrest Drive
 Woodcliff Lake, NJ 07677

RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY A COUNTY BOARD JUDGEMENT FOR THE YEAR 2010 Appeal # 68-100003AA
(Consent Agenda-7)

WHEREAS, The owners of Block 1304 Lot 6 , STUPAK, DARREN L. & ILYSA R., 19 Pinecrest Drive, Woodcliff Lake, NJ, was successful in their appeal to the County Tax Board New Jersey and have won a Judgment adjusting their assessed value for the year 2010.

WHEREAS, this has resulted in their overpaying their property tax for year of 2010 in the amount of \$1753.47 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 \$1753.47 to Stupak, Darren l. & Ilysa R.

Check mailed to:
 Stupak, Darren L. & Ilysa R
 19 Pinecrest Drive
 Woodcliff Lake, NJ 07677

Resolution Authorizing Performance Bond Release to BMW North America South Campus Expansion, Block 802, Lots 1,3,4,5 & 6 Block 602, Lots 1 & 1.10 and the Posting of a Maintenance Bond

(Consent Agenda-8)

WHEREAS, Boswell McClave Engineering has performed all site work inspections at BMW of North America, Block 802, Lots 1,3,4,5,& 6 and Block 602, Lots 1 & 1.01; and

WHEREAS, the developer has requested the return of the performance bond; and

WHEREAS, based on their review take no exception to the Borough returning the performance guarantee in accordance with the Municipal Land Use Law upon the submission of a maintenance bond of \$2,049,000, 10% cash for a maintenance bond amount in the amount of \$1,844,100.00 dated November 13, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize the return of the aforementioned Performance Bond to the developer upon the submission of the aforementioned maintenance bond.

Resolution Authorizing the Acceptance of a One (1) Year Recycling Contract with Green Sky Industries of Clifton, New Jersey

(Consent Agenda-9)

WHEREAS, the current contract with Green Sky expires on January 31, 2011; and

WHEREAS, the Borough of Woodcliff Lake is in need of recycling services and solicited for proposals; and

WHEREAS, two (2) proposals were received and after consideration and evaluation the Borough Administrator has recommended to continue using the services of Green Sky Industries of Clifton, New Jersey.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of Woodcliff Lake authorize a one (1) year recycling contract with Green Sky Industries of Clifton, New Jersey.

Resolution Authorizing Performance Bond Release to Pascack Hills Properties III Glen Road Major Subdivision 153 and 159 Glen Road, Dimino Court Lots 3 and 4, Block 1704, Woodcliff Lake, New Jersey

(Consent Agenda-10)

WHEREAS, Boswell McClave Engineering has performed all site work inspections at the aforementioned subdivision; and

WHEREAS, the developer has requested the return of the performance bond; and

WHEREAS, based on their review Boswell McClave Engineering take no exception to the Borough returning the performance guarantee in accordance with the Municipal Land Use Law upon the submission of a maintenance bond in the amount of \$98,850.00 and;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council authorize the

return of the aforementioned Performance Bond to the developer upon the submission of the aforementioned maintenance bond.

**RESOLUTION AUTHORIZING CHANGE ORDER #1 and FINAL FOR THE
PASCACK VALLEY COOPERATIVE PRICING PROGRAM 2010 RESURFACING
PROGRAM** (Consent Agenda-11)

WHEREAS, the Borough of Woodcliff Lake has previously awarded a contract to D&L Paving Contractors, Inc. for the 2010 Pascack Valley Cooperative Pricing Resurfacing Program; and

WHEREAS, the completion of the project resulted in a final net amount of (\$8,175.20)

NOW, THEREFORE, BE IT RESOLVED, that a Change Order in the amount of \$8,175.20 be approved and that the Borough Council authorize the Borough Administrator to execute the necessary documents related to the Change Order.

2010 Budget Transfers for December 31, 2010 Sine Die meeting
(Consent Agenda-12)

<u>DEPARTMENT</u>	<u>ACCOUNT NUMBER</u>	<u>FROM</u>	<u>TO</u>
MUNICIPAL CLERK - SALARIES AND WAGES	0-01-20-120-010	1,000.00	
MAYOR AND COUNCIL - OTHER EXPENSES	0-01-20-110-020		1,000.00
MUNICIPAL CLERK - SALARIES AND WAGES	0-01-20-120-010	500.00	
FINANCIAL ADMINISTRATION - OTHER EXPENSES	0-01-20-130-020		500.00
LANDFILL DISPOSAL COSTS	0-01-32-465-230	9,000.00	
RECREATION - OTHER EXPENSES	0-01-28-370-020	4,500.00	
POLICE DISPATCH 911 - OTHER EXPENSES	0-01-25-250-020		13,500.00
ZONING BOARD OF ADJUSTMENT - OTHER EXPENSES	0-01-21-185-020	300.00	
SHADE TREE COMMISSION - OTHER EXPENSES	0-01-26-300-020		300.00
STREETS AND ROADS - SALARIES AND WAGES	0-01-26-290-010	9,000.00	
SOLID WASTE - SALARIES AND WAGES	0-01-26-305-010		9,000.00
STREETS AND ROADS - OTHER EXPENSES	0-01-26-290-020	2,000.00	
GASOLINE	0-01-31-460-020		2,000.00
MUNICIPAL COURT - SALARIES AND WAGES	0-01-43-490-010	2,000.00	
MAINTENANCE OF PARKS - OTHER EXPENSES	0-01-28-375-020	2,000.00	
BOARD OF HEALTH - SALARIES AND WAGES	0-01-27-330-010	2,000.00	
BUILDINGS AND GROUNDS - O/E	0-01-26-310-020	.	6,000.00
TOTAL		32,300.00	32,300.00