



**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL MINUTES
JULY 17, 2017
7:00 PM**

CALL TO ORDER

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

ROLL CALL

Mayor Carlos Rendo asked for a roll call. Council members Hayes, Herrington, Piantino and Panso were present. Councilman Belgiovine, Councilwoman Gadaleta and Councilwoman Hayes arrived at 7:05 PM. Borough Attorney Ron Dario was present, as well as Borough Administrator Tomas Padilla and Borough Clerk Debbie Dakin.

PLEDGE OF ALLEGIANCE

All present recited the Pledge of Allegiance.

CLOSED SESSION

Resolution No. 17-151 Resolution Authorizing the Holding of Closed Session

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						X
Gadaleta						X
Hayes						X
Herrington		X	X			
Piantino			X			
Panso	X		X			
Mayor Rendo			X			

RESOLUTION AUTHORIZING HOLDING OF CLOSED SESSION

RESOLUTION NO. 17-151

JULY 17, 2017

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake, pursuant to the provisions of N.J.S.A. 10:4-12(b), may meet in closed session; and

WHEREAS, the following are the subject matters to be discussed in closed session:

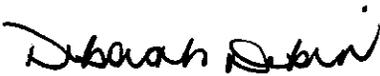
1. RLUIPA Litigation
2. Tax Appeals
3. COAH

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 FURTHER RESOLVED that formal action may be taken at the Meeting.

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 July 17, 2017.



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

OATH OF OFFICE- JAMES FOLEY

PRESENTATION

- Tri-Boro Ambulance

APPROVAL OF MINUTES

Motion to approve the Minutes of June 19, 2017 (Open Session) was made by Councilwoman Herrington, seconded by Council President Panso and approved by Councilman Belgiovine,

Councilwoman Gadaleta, Councilwoman Hayes, Councilwoman Herrington, Councilman Piantino and Council President Panso.

Motion to approve the Minutes of June 19, 2017 (Closed Session) was made by Councilwoman Herrington, seconded by Councilman Piantino and approved by Councilman Belgiovine, Councilwoman Gadaleta, Councilwoman Hayes, Councilwoman Herrington, Councilman Piantino and Council President Panso.

ORDINANCE

Public Hearing Ordinance 17-06

Bond Ordinance to Authorize the Making of Various Public Improvements and the Acquisition of New Additional or Replacement Equipment and Machinery, New Communication and Signal Systems Equipment, New Additional Furnishings and a New Automobile Vehicle, Including Original Apparatus and Equipment, In, By and For the Borough of Woodcliff Lake, in the County of Bergen, State of New Jersey, to Appropriate the Sum of \$1,570,000 to Pay the Cost Thereof, to Make a Down Payment, to Appropriate Capital Fund Balance, To Authorize the Issuance of Bonds to Finance Such Appropriation and to Provide for the Issuance of Bond Anticipation Notes in Anticipation of the Issuance of Such Bonds

MOTION to approve Ordinance 17-06 was made by Councilman Belgiovine and seconded by Council President Panso.

MOTION to open to the public was made by Councilman Belgiovine, seconded by Council President Panso and unanimously approved.

Josephine Higgins, Woodcliff Lake, asked how much bonding we retired when we had our budget meeting. Councilman Belgiovine stated that this does not pertain to this Ordinance, but he could get her the answer after he speaks with Harold Laufeld. Councilwoman Belgiovine stated to Ms. Higgins that she should call him and they could figure it out.

MOTION to close to the public was made by Councilman Belgiovine, seconded by Councilwoman Gadaleta and unanimously approved.

ROLL CALL:

Introduction: Mr. Belgiovine

Second: Mr. Panso

Ayes: Mr. Belgiovine, Mrs. Gadaleta, Mrs. Hayes, Mrs. Herrington, Mr. Piantino,
Mr. Panso

Nays: None

Abstain: None

Absent: None

MAYOR'S APPOINTMENT

Mayor Rendo appointed Brigitte Franklin to the Library for a term ending on December 31, 2017.

MAYOR'S REPORT

Mayor Rendo stated that about a month ago the Park Ridge Mayor called him and the Mayor of Montvale concerning Fair Share Housing. We are in litigation on this and we have to be careful of any comments. The Fair Share Housing Regulations encourages regionalization efforts to discuss and implement regulations. To that extend the Mayor of Park Ridge called a meeting at Park Ridge Borough Hall and invited himself, the Mayor of Montvale and some members of the Council and community members. We discussed coordinating and working together as municipalities to discuss Fair Share, review its regulations and coordinate. If we work as a team we work stronger. Working as a team with all of the municipalities will be beneficial to everyone. Subsequent to that meeting, we met with the Mayors of River Vale, Hillsdale, Park Ridge and Montvale to discuss this committee. All Mayors agreed that the Committee will be made up of a member of the Council, one member of Land Use Boards (Zoning or Planning), and Mayors will be ex-officio to that Committee. It was a unanimous vote for all the Mayors to make those appointments. Mayor Rendo appoints Council President Thomas Panso to that Committee and from the Planning Board Jane Ann Carluccio to sit on the Committee also. This brings a fresh new face to the Committee a member of the Planning Board and it meets our unanimous decision of all the Mayors. Welcome aboard and we are looking to have our first meeting sometime in September. We are looking to coordinate efforts not just through us individually but together with all the communities. Together as a voice we have a stronger position.

ADMINISTRATOR'S REPORT

Administrator Padilla stated that as part of the Ordinance that was just approved a good portion of that is for our road program. Our Engineer could not be here tonight so the Administrator wanted to give a brief update. We are going to continue with paving several roads – Wyandemere, Wyndham, Wildwood and Benjamin. In addition we received a grant last year for Harriet Drive. We could not do it because those funds were frozen by the State. They have been unfrozen so we will also be doing Harriet Drive. In addition, we were able to secure with our Grant Writers this year funding for Shaw Road. With that, most of the streets around the school would have been paved within the last couple of years. Our Engineer has been working and getting preliminary approvals from the DOT, and they are in the process and anticipate having it shortly, it will go out to bid. Bids will be open in early August and a recommendation to be made at our August meeting. A pre-construction meeting will take place way before Labor Day.

Administrator Padilla stated that he went to the Shade Tree Committee meeting with Councilwoman Hayes. He reached out to Ms. Hayes and attended the meeting last week. There has been some discussion going back and forth with some Council members and Shade Tree. There was a request to expend about \$6,000 for Emerald Ash Borer and Administrator Padilla just wanted to make sure we did our due diligence on behalf of the Borough and especially

himself since he has to sign off on all the purchases. After meeting with Shade Tree and getting some further documentation, the paperwork should be processed this week. Mr. Padilla stated that one of the reasons he did that because at first he was not in full agreement of it. At the end of the day he doesn't have a vote but he felt it was his duty as Administrator to bring forth that information to the Shade Tree and the Council. There were some concerns and one thing that they did discover is that this expense may have to be undertaken either yearly or every couple of years for the next 3-5 years. Administrator Padilla just wanted to make sure that everybody is aware of that.

Administrator Padilla commended the Shade Tree Committee because they did an extensive amount of research, especially Mr. Taylor and others. Administrator Padilla stated that they have identified 34 ash trees. The Emerald Ash Borer is an insect that attacks ash trees all over the country. We are undertaking the treatment of 34 out of 102 trees that are on Borough property or Borough right-of-way.

Council President Panso asked if the County is doing anything regarding this matter. Administrator Padilla replied that he contacted the County and their position is that they are not going to make that expense and if they do get infected, they will take that tree down.

Councilman Piantino asked if we know anything about the toxicity of this treatment for this particular insect. Councilman Piantino stated that his concern is that there are limitations on the types of chemicals that can be used on school property and for good reason. People would rather see weeds than expose our children to chemicals that may have various effects on their health as they get older. There are legislation, rules and regulations that govern this. Mr. Piantino would like to know himself before any treatment is applied, if any of these 34 out of 102 trees are situated on Borough property for which our children are going to be in close proximity to those trees.

Administrator Padilla stated that he brought this up for any concerns that anyone might have. His concerns were financial concerns and that is why he brought this up.

Mayor Rendo asked Clay Bosch to please come up to address the Council. Mr. Bosch stated that this treatment is done by drilling a hole into the trunk of the tree and injecting the pesticide into the hole in the trunk of the tree. Obviously, someone could stick their finger into the hole in the tree. Mr. Bosch looked at the sheet for this pesticide and it stated that it could cause eye and skin irritation. This treatment is not sprayed it is injected into the trunk of the tree.

Councilman Belgiovine asked if any other towns have used this treatment yet. Mr. Bosch stated that there is a lady who is an official arborist, she is a certified tree technician, she is in charge of the Shade Tree Commission in River Edge and she stated that this is the right thing to do and in River Edge they put some money aside this year for the treatment and will put money aside next year as well. Councilman Piantino stated that he is not questioning whether it is the right thing to do for the tree but he is asking what is the right thing to do for those around the tree.

Councilwoman Hayes asked Mr. Bosch what the active ingredient is in that insecticide. Administrator Padilla stated that he has the vendor information and he will contact them and get some information. Councilman Piantino stated that he doesn't think we could proceed at this time until we get some of these questions answered.

Mayor Rendo asked Mr. Bosch if the Borough embarks on this treatment, what happens if insects from trees that were not treated jumps back into the tree that was treated. Mr. Bosch believes that if the pesticide is in the tree already the insect will die. Mayor Rendo asked how long the treatment is good for. Mr. Bosch stated two years. Administrator Padilla stated that there is a study that you might have to treat the trees for up to five years. Councilman Piantino stated that there must be a financial plan and a maintenance plan in place for the upkeep of this treatment should the Borough decide to go ahead with this.

Councilwoman Herrington stated that this bug is not going anywhere and if we treat 34 trees, the other 68 trees are going to be subject to a slow death because the bug isn't going away. Council President Panso asked if there was any thought on the money that we were going to spend on the treatment of these trees, maybe we are better off not treating the trees and taking that money and using it to replant trees that don't get this type of insect.

Mr. Bosch replied that it costs approximately \$250 to treat the tree for one year. If you let the tree die, you need to cut down the tree which costs money and then it costs money to replant another tree.

Councilwoman Hayes stated that she wanted to thank all the members of the Shade Tree Committee for all their time, hard work and research that they do.

Mayor Rendo thanked all the members of the Shade Tree for their hard work and dedication to Woodcliff Lake.

Administrator Padilla stated that there are 2 resolutions that are on the Agenda tonight. We had some inquiries from residents to have a membership for the pool for the month of August only. There is also a Resolution to appoint staff and Council to the CDBG. The last couple of years it has been and Administrator and the Clerk plus two Council members. This is a Mayoral appointment and Council appointment.

COUNCIL MEMBERS COMMENTS/REPORTS

Council President Panso stated that Park and Recreation is very busy. Early morning lap swim is from 6:30 AM to 9AM. Water aerobics is from 10:00 AM to 11:00 AM. This is every Tuesday and Thursday. Yoga poolside is new and is on Saturday mornings from 8:30 AM to 9:30 AM and Wednesday and Friday from 9:00 AM to 10:00 AM. Camp is still in session and space is available for the last three weeks. Movie Night is July 21 at 8:00 PM. This will be over by the tennis courts. Night Under the Stars at the pool will be on July 28th with a rain date of August 4th from 8:00 PM to 11:00 PM. This is open to all residents. We are also trying to do an Oktoberfest that will be

held at Rinzler Field. There will be wine, beer and fireworks. It is currently scheduled for September 23rd from 4:00 PM to 9:00 PM. The Breast Cancer event will be on October 7th with a rain date of October 8th. The Soccer Referee course is full. We had 60 people sign up for it. The Pascack Hills High School Tennis Team will be utilizing our tennis courts from August until October as their complex is undergoing major renovation. Councilwoman Hayes stated that the last time we talked about an Octoberfest she thought it was going to be at the Tice parking lot. Has something changed? Council President Panso replied that it was talked about and that was initially the idea but we ran into problems. Councilman Belgiovine stated that there were time constraints, vendors need to be booked 6 months in advance and there was a question about blue laws. Councilwoman Hayes asked if they asked for resident feedback or was it something that Parks and Recreation decided. Councilman Belgiovine replied that they did speak to a few residents about this but he decided along with Council President Panso and Elizabeth Calderone that it was a good idea. Councilwoman Hayes asked if anyone was upset that there was no Woodcliff Lake Day and asked how the activities went for July 4th. Councilman Belgiovine stated that a few residents asked about Woodcliff Lake Day and that Woodcliff Lake Day has been on the decline for the last several years. They tried moving it around to different dates but has not been very successful. Councilman Piantino stated that summers are tough because a lot of people leave. Council President Panso stated that he was at the pool on the 3rd and it was empty. The 4th was very busy but was a nicer day. Administrator Padilla stated that the pool was open to any resident on the 4th for free. This is also going to be done for Labor Day in order to promote more folks getting there. Councilman Belgiovine stated that they are trying different things to try and encourage more involvement. Councilwoman Hayes stated that the Octoberfest will be beer, wine and fireworks. Councilwoman Herrington asked if it was at Rinzler. Councilman Belgiovine replied that up on Rinzler will be blowups and the fireworks will be at the Grassy Knoll. Councilwoman Gadaleta asked if the beer and wine would be for sale. Councilman Belgiovine replied that it would be like the wet down and the fire department would be involved. All proceeds would go to the fire department. Councilwoman Gadaleta asked if the fireworks were approved by the police department that it was safe and this would be the best location for it. Councilman Belgiovine stated that they did meet with the police department, vendors and fire department. Council President Panso stated that this would be a low level type of fireworks display. Councilwoman Herrington asked if they were asking all the families to sit at the tennis courts to watch the fireworks and that would accommodate how many people. Councilman Belgiovine replied that they estimate 200-300 people.

Mayor Rendo stated that church and state should be separated but he wanted to bring it to the Council's attention that the 23rd of September is the 50th Anniversary party of Our Lady Mother of the Church.

PUBLIC COMMENT

MOTION to open to the public was made by Councilwoman Herrington, seconded by Councilman Piantino and unanimously approved.

Cheryl Dispoto, stated that she just wanted to comment on the original Fair Share Housing Committee so that members of the public could understand. Ms. Dispoto stated that she is very happy that the mayors are finally getting together and talking to one another. Park Ridge and Montvale also have very active resident groups and for the past several years she has been in touch with the heads of the residents groups in those towns. One of the ideas when all the mayors met and was put in the newspaper was that a resident would be on the Committee for each of the towns. A council member and a resident. She understands since she talked to the Mayor of Park Ridge earlier today, the Mayor of Park Ridge was disappointed because the Mayor of Montvale already appointed a resident and then had to retract it because everybody decided to put a Planning Board member and a Council member. Ms. Dispoto stated that she thinks it is a really good idea to put a Council member and a Planning Board member on that Committee but the heads of the resident groups in the Pascack Valley, all who have been involved in this issue and have met many times even before the Mayors became involved, and she is going to recommend, and asks that Mayor Rendo take the lead on this since he was the first Mayor that appointed residents to the local committee, to encourage his colleagues in Montvale and Park Ridge to add a resident to each one of those committee. Ms. Dispoto stated that Mayor Rendo already knows of her interest and is willing to volunteer and is very versed in Fair Share Housing. Ms. Dispoto also commented that Council members and Planning Board members that are appointed to this Committee should not be realtors, developers or pro-development and that they haven't in the past supported high density development because that is another big issue.

Mayor Rendo replied that the decision to have a Council member and Planning Board member is because they also discussed hiring a regional planner. If we are going to expend public funds, that should be controlled by the Mayor and Council. A Planning Board member will also have the expertise on planning and regional development. That is one of the reasons.

Craig Morrison, Woodcliff Lake, read a statement that said the Mayor and Council's failure to appoint Ms. Dispoto to the Bergen County Community Development Regional Committee, is in his opinion, an omission of the most qualified and knowledgeable individual on the Affordable Housing issue. We are a non-partisan commitment to understanding the nuances of relevant statute and strategic negotiations warrant a different result.

Josephine Higgins, Woodcliff Lake, stated that she is happy that Councilman Piantino is looking at the legal bills and would like to see the bills as well. Clerk Dakin stated that she could stop in at any time to review them or she can OPRA them. Ms. Higgins stated that she would like to see how much was spent to each attorney that represents the Borough.

John Glaser, Woodcliff Lake, stated that he has two issues he would like to bring to attention. About a month ago he asked about the status with regards to the pumping station by the water tank. At that time there was no engineering report, but Mr. Glaser would like a status update on the engineering report that the Council agreed to a few months ago. The Borough Engineer was supposed to meet with Park Ridge Water to get a better understanding of the situation and get some technical viewpoints with regards to what is happening up there. Additionally, there was supposed to be a meeting with Park Ridge Water and the residents of Woodcliff Lake for that section of town. Mr. Dario replied that Mr. Vuich will be at the next meeting and we could ask him at that time. Mr. Dario will also send Mr. Vuich an email tomorrow and ask him to have it for the next meeting. Administrator Padilla stated that we are still waiting for the acquisition of the land to take place and nothing has been finalized by Park Ridge.

Mr. Glaser also stated that when he was on Council they spoke about the 5 minute limitation for public comment. It was more or less agree that 5 minutes is sufficient but could be extended at the discretion of the Mayor. Mr. Glaser stated that the Mayor and Council has been generous in the past, but the Council should be more understanding and extend the 5 minutes if needed. Councilman Piantino replied that there is not one person on this Council that won't stay here til 1:00 AM and here what everybody has to say. The 5 minute rule is in fairness to the people in the public that want to speak and have obligations tomorrow and the people that are home watching and want to hear from some of those folks. We will stay here from now til the cows come home. The issue is being courteous to your fellow resident and giving them the time.

Mayor Rendo stated that Woodcliff Lake has been very generous with the time limits. Some municipalities only give 2 or 3 minutes to speak. Additionally, Mayor Rendo stated that this is public comment not public debate. Mayor Rendo also stated that any individual sitting up on the dais is available at any time to answer any questions.

Don Columbo, Woodcliff Lake, stated that the pesticide that Mr. Bosch was speaking about is used most commonly in flea and tick for your dogs. If anyone is really concerned, but a sign on the tree and it shouldn't be an issue. Mr. Columbo also stated that he thinks that appointing a Planning Board member and a Council member to the Committee is a good start, but he encourages you to add a resident as well.

Sara Lamotta, Woodcliff Lake, stated that she really came here to hear about Fair Share Housing. Ms. Lamotta stated that she is a little disappointed in what she read in the paper which stated that a resident of the community would be appointed to the Committee. Fast forward to now, a resident is not being appointed. We really need to be careful of what we put out there and what we're saying and misrepresenting and misleading the residents. Councilman Piantino replied that we have residents on our Committee at the municipal level. Ms. Lamotta stated that she is speaking about the regional level. Mayor Rendo replied that the Council member and Planning Board member are residents of Woodcliff Lake. Ms. Lamotta stated that she is speaking about someone that is not part of the Council or Planning Board. Ms. Lamotta stated that she was fortunate to be at the Town Hall meeting in February and was very fortunate to have

Councilwoman Hayes at her table who is so well informed about the Fair Share Housing. Ms. Lamotta stated that she is a little disappointed that Councilwoman Hayes was not selected only because of her background and because she has nothing do to with real estate or development.

Kelly Kosoff, Woodcliff Lake, stated that she was curious about the 2016 Auditors report and asked questions about the corrective items. Councilman Belgiovine stated that most of the items had to do with payroll. Administrator Padilla replied that as of January 1, 2017 we have a new payroll company and that should correct most of the items. Ms. Kosoff stated that she is on the Parks and Recreation Committee and likes to be involved in all the fun community stuff and thinks it is great but has had some people ask her at the pool about Woodcliff Lake Day and why we don't have it anymore and she really doesn't know how to answer them and doesn't understand it. If you look at the Parks and Rec website, they speak about how great of a day it was and shows in the pictures. If you are not having it because of budgetary reasons or because it is too much work perhaps that just is what it is. Ms. Kosoff stated that you should not be saying you're not having it because it is not well attended. It doesn't seem that that is the case. Is there another reason that we are not having it, is it financial. Councilman Belgiovine stated that at the meeting a few different options were talked about that we were going to try this year. Councilman Belgiovine stated that we are changing it because of the attendance. Ms. Kosoff stated that attendance is not the issue. Councilman Belgiovine stated that there has been an issue with the attendance for the last probably 7 years. Council President Panso stated that in the most recent years we had some inclement weather, the date has been played with moving it from July to June to try and accommodate the children that go away to camp and it rained the whole weekend. We have not had a lot of success like the way we used to and we are spending \$15,000 for that one day. The thought was that we would utilize that money for other things. Ms. Kosoff stated that she believes that the Borough cannot handle the amount of attendance that we are getting.

Councilwoman Hayes asked how much Oktoberfest is going to cost, if it is the same amount and if we're trying to get a bigger crowd. Council President Panso replied that he does not know what the numbers are. Councilman Belgiovine replied that he does not know them off the top of his head but they are trying 4-5 different things instead of the one day event.

Josephine Higgins, Woodcliff Lake, stated that we had a Board of Health meeting recently and it was very informative. Bill Beattie gave the Board members a tour and gave them a lot of information about the water situation on Holly.

Robert Monahan, Woodcliff Lake, stated that the Oktoberfest event date is the same date as the 50th Anniversary celebration at the church and he wanted to make the Mayor and Council aware of that. Council President Panso replied that up until tonight he was not aware of that and he doesn't believe that our Park and Recreation Director was either. We will discuss this and would not want to have 2 events going up against each other.

MOTION to close to the public was made by Councilwoman Gadaleta, seconded by Councilman Piantino unanimously approved by voice call vote.

NON-CONSENT AGENDA

Resolution No. 17-155

Resolution of the Borough of Woodcliff Lake Opposing H.R. 38 of the United States House of Representatives Known as the Concealed Carry Reciprocity Act of 2017 and S. 446 of the United States Senate Known as the Constitutional Concealed Carry Reciprocity Act of 2017

MOTION to approve Resolution No. 17-155 was made by Councilwoman Gadaleta and seconded by Councilman Piantino.

Council President Panso stated that he would like to say something regarding this Resolution. In the fourth paragraph “whereas the Concealed Carry Reciprocity Act of 2017 and the Constitutional Concealed Carry Reciprocity Act would force all states to recognize so-called “constitutional” or permitless carry, which allows gun owners to carry without receiving any permit or training”. This is totally not true. On the second page “whereas the bills would effectively override existing state and city laws and severely limit the city’s ability to prevent dangerous people from carrying loaded, hidden firearms in public”. Again, this is another mistake. That is not what H.R. 38 says. Did anyone read H.R. 38? It basically says that that state have the ability to recognize to do background checks, to make sure that the person has the proper training and they set the standards. Similar to a driver’s license. Mr. Panso further stated that he has carried a concealed weapon for most of his adult life. Mr. Padilla has done the same. Many people have concealed carry. What this says in our Resolution is that it allows gun owners to carry without receiving any permit or training. This is untrue. The other thing is that when you say it limits the city’s ability to prevent dangerous from carrying loaded firearms in public. If you are a bad guy you are already carrying that gun and it’s an illegal gun.

Councilwoman Gadaleta stated that it says that we oppose H.R. 38. It says that we don’t agree with allowing people to come into our state or our community not having gone through our requirements for carrying guns and that we don’t allow people to bring guns in based upon their own state’s requirements. Council President Panso responded that this is almost like a driver’s license. Every state has different thresholds for drivers’ licenses. But you are allowed to drive in other states and other people are allowed to come with out-of-state licenses. Did you know that motor vehicles kill more people than hand guns do. Councilwoman Gadaleta stated that she still oppose coming in from Texas into Woodcliff Lake, New Jersey and not have been guided under our requirements versus those down in Texas. Councilman Belgiovine stated that he has not read all of this yet, but he believes right now it would be considered a felon if you had a legal carry permit and you drove through the State of New Jersey. Mayor Rendo replied yes.

Borough Attorney Dario stated that he is not a fan of these symbolic resolutions. He believes it is out of our jurisdiction. Councilwoman Hayes asked how this Resolution made it to the Agenda. Councilwoman Gadaleta replied that she had a couple of residents contact her and sent this to her and asked if we would consider it. Councilwoman Gadaleta sent it to the Borough Attorney, he reviewed it, he put it into terms and we put it on the Agenda. Councilman Belgiovine asked the Council if they read H.R. 38 and if they haven’t how could they oppose it or not oppose it.

Councilwoman Gadaleta stated that she read the basis of it. Councilman Piantino stated that this is a sensitive issue for him and he believes that there has been too many senseless gun tragedies in this country. After the Sandy Hook disaster, Councilman Piantino personally took a very long look at this gun issue. While he supports an American's right to carry a weapon, he has begun to look at legislation that doesn't protect our kids and protect our communities. Any legislation that is proposed by Congress, whether it be from a Republican or a Democrat, if it means that it is going to be less regulation or less diligence when it comes to guns in New Jersey, than Councilman Piantino is opposed to it.

ROLL CALL:

Introduction: Mrs. Gadaleta

Second: Mr. Piantino

Ayes: Mrs. Gadaleta, Mrs. Hayes, Mrs. Herrington, Mr. Piantino

Nays: Mr. Belgiovine, Mr. Panso

Abstain: None

Absent: None

CONSENT AGENDA

Councilwoman Hayes stated that she wanted to make a comment before we approve the Consent Agenda. Councilwoman Hayes stated that she believes what Mrs. Lamotta was referring to, for people that were not at their table at the town hall meeting. The table consisted of Ms. Hayes, Mr. Ciaudelli, 2 residents, Mrs. Lamotta and a friend and it got pretty heated for Dave being in the middle of all of them. They were expressing their concerns regarding the Broadway Corridor Ordinance to Mr. Ciaudelli. Ms. Lamotta's point was, because she contact Ms. Hayes, was that everyone is entitled to their opinion of what they want the Broadway Corridor to look like. What Ms. Lamotta is expressing as a resident is if the residents voice could be heard what they want Broadway to look like. Ms. Lamotta asked her if she could be on the Committee. Councilwoman Hayes replied that she had no control over it. It is the Mayor's decision and she believes that where she was going at. She feels that Ms. Hayes has a voice for the people of Woodcliff Lake. Councilwoman Hayes stated that she doesn't believe it has to be one or the other. Councilwoman Hayes stated that she believes it is important to have more than one Council member attend a meeting and believes it is helpful. It might not be a bad idea to have 2 Council members on the Committee and no Council person should be attending a meeting alone. Mayor Rendo replied that he will take it under consideration. Councilman Piantino stated that the South Broadway Redevelopment project and the proposed Ordinance is a great example for why this governing body does listen to the residents. It was based on the Town Hall meeting and the comments from that meeting that were recorded, tabulated and considered that the Ordinance was effectively removed from the Agenda even though there are members of this Governing Body that thought that there was some true value to some of the things that were going to be done by that Ordinance. They put aside their personal opinions for what they thought they heard from the residents. For anyone to suggest that this Governing Body doesn't listen to what the residents want, they should go back and refer to this Ordinance. It is a classic example of how this Mayor and Council listens to what the residents have to say. Even when we may not

always agree of the outcome.

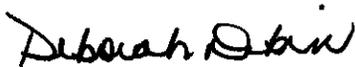
MOTION to approve the Consent Agenda as modified was made by Councilman Belgiovine, seconded by Councilman Piantino and unanimously approved. Resolution No. 17-161 will include the names Administrator Tomas Padilla, Borough Clerk Deborah Dakin, Council President Thomas Panso and Councilwoman Angela Hayes.

ADJOURNMENT

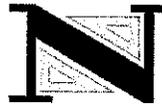
MOTION to adjourn was made by Councilman Belgiovine, seconded by Council President Panso and unanimously approved by voice call vote.

Meeting was adjourned at 10:15 PM.

Respectfully submitted,

A handwritten signature in black ink that reads "Deborah Dakin". The signature is written in a cursive style with a prominent dot over the 'i'.

Deborah Dakin, RMC, CMR
Borough Clerk



NEGLIA
ENGINEERING ASSOCIATES

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Tel: 201.939.8805 • Fax: 732.943.7249

ENGINEER'S REPORT
BOROUGH OF WOODCLIFF LAKE
JULY 17, 2017

Our file: **WDLAMUN17.013**
Project: 2017 Municipal Road Program
Start Date: September 4, 2017 (tentative)
End Date: November 23, 2017 (tentative)
Budget Cost: \$500,000 (municipal) + \$150,000 (NJDOT FY2016 Grant) + \$150,000 (NJDOT FY2017 Grant)
Status: Submitted to DOT, awaiting approval to advertise for public bids

The Borough made a capital budget appropriation of approximately \$500,000 for both construction costs and professional services related to roadway repairs in 2017. This is consistent with the appropriation made last year for the 2016 Municipal Road Program. Last year, the Borough received a \$150,000 grant award from NJDOT toward the resurfacing of Harriet Drive. More recently, the Borough also received a \$150,000 grant award from NJDOT toward resurfacing and pedestrian safety improvements on Shaw Road.

The following roads have been selected for inclusion in the Base Bid of the 2017 Municipal Road Program; Wyandemere Drive, Windham Court, Wildwood Road, and Benjamin Court. Additionally, resurfacing of the Pool maintenance entrance driveway on Werimus Road is to be included in the Base Bid. The Program anticipates a project construction cost of approximately \$375,000.

Harriet Drive was surveyed, designed, and bid as an alternate bid during the 2016 Municipal Road Program. Unfortunately, the Borough was forced to reject this portion of last year's bid as a result of the Governor's shutdown notice, Executive Order No. 210, issued just prior to the bid opening. Now that the shutdown has been lifted, Harriet Drive will be included in the 2017 Municipal Road Program as Alternate Bid 'A'.

Shaw Road was surveyed and designed this year upon notice from NJDOT of the FY2017 Municipal Aid Grant award. Improvements are to include the installation of pedestrian safety improvements, specifically rumble strips and associated striping, as this road is heavily trafficked for drop-off and pick-up of students from Dorchester Elementary School and the Woodcliff Lake Middle School. The final location of the proposed rumble strips is currently being coordinated with Borough Council representatives and residents who reside on Shaw Road.

In late June, NEA completed the final design of construction plans and specifications for public bid. These documents were submitted to NJDOT for their review of Alternate Bid 'A' (Harriet Drive) and Alternate Bid 'B' (Shaw Road), for which the Borough will receive grant reimbursement. NEA also submitted a design package to Bergen County Engineering for review of proposed ADA ramps within the project limits at municipal intersections with County roads (Glen Road, Werimus Road, and County Road). Upon confirmation of approval from NJDOT and Bergen County Engineering, NEA will coordinate with the Borough Clerk for advertisement for public bids.

NEA anticipates the following bid schedule; Bid Advertisement week of July 17th, Contractor Bid Pickup on Monday, July 24th, and Bid Opening two and a half (2 ½) weeks later on Wednesday, August 9th. NEA will prepare a recommendation of construction contract award for the Council's consideration at the Monday, August 14th Council meeting. Upon award, NEA will coordinate execution of contracts and host the Pre-Construction Meeting before the end of August. Construction is anticipated to begin by the first week of September and is scheduled for completion prior to Thanksgiving break.



Our file: **WDLAMUN17.012**
Project: Brookview Drive Outfall Repair & Bank Stabilization
Start Date: April 2017
End Date: To Be Determined
Budget Estimate: \$160,377.50 (NEA Preliminary Estimate dated March 6, 2017)
Status: NEA Proposal Submitted

The Borough of Woodcliff Lake has previously coordinated with the residents of 77 Brookview Drive, Mr. & Mrs. Goldsmith, and NEA to perform site inspections and prepare a preliminary cost estimate for repair of a damaged stormwater outfall and bank stabilization along the Musquapsink Brook. The damaged stormwater outfall is municipally owned and contained within a drainage easement on this property where it discharges at the bank of the Musquapsink Brook in the rear yard. Site inspections have indicated that significant erosion has also occurred directly upstream along the banks of the Musquapsink Brook through the subject property because of the damaged stormwater outfall acting as a downstream impediment of the channel's natural flow.

Additionally, NEA's research indicates that NJDEP Land Use Permitting will be required for this project. NEA anticipates that a Flood Hazard Area (FHA) Individual Permit and Freshwater Wetlands (FWW) General Permits #1 & #20 will be required for this project. The permitting approach will be confirmed through coordination and/or a Pre-Application Meeting with NJDEP during project design.

In addition to preparing a topographic and planimetric feature survey of the subject project area, a wetland delineation and detailed cross-section surveys of the Musquapsink Brook will be necessary for the project design and NJDEP permit application submission.

In a preliminary cost estimate dated March 6, 2017, NEA identified the anticipated total project cost to be \$160,377.50. This includes anticipated costs of construction as well as wetland delineation, survey, design, NJDEP permitting, Soil Erosion permitting, and public bidding services.

NEA submitted a proposal for professional surveying and engineering services for this project on March 30th and was authorized at the April 3rd Council meeting. NEA coordinated with the property owner to obtain site access in May and June to delineate wetlands and survey the project area. A wetlands delineation report has been prepared in support of the NJDEP permitting application and the topographic survey and detailed cross-sections of the stream, required for design analysis, have been finalized.

NEA is currently designing the municipal stormwater outfall repair and bank stabilization of the Musquapsink Brook within the limits of the 77 Brookview Drive property. Once completed, NEA will submit permitting packages to NJDEP Land Use for impacts to State natural resources and Bergen County Soil Conservation District (BCSCD) for soil erosion. Lead-time on NJDEP Land Use approvals can take as much as 90 days. Upon receipt of approval from both agencies, NEA will coordinate with the Borough Clerk for advertisement for public bids.



Our file: **WDLAADM17.001**
Project: Glen Road Culvert
Start Date: To Be Determined
End Date: To Be Determined
Budget Estimate: \$310,316.00 (Estimate by Brooker Engineering, last revised July 6, 2016)

On February 1, 2016, the Borough received a letter from Park Ridge regarding rehabilitation of the Glen Road Culvert. The letter indicated that in July 2014 Park Ridge directed their Borough Engineer (Eve Mancuso, P.E. of Brooker Engineering) to report on the condition of the culvert. This assessment deemed the culvert to be in poor condition and of questionable structural integrity. As a result, it was recommended that the Borough of Park Ridge make rehabilitation of this culvert a top priority.

Park Ridge then applied for and obtained a \$149,000 grant through the NJDOT Municipal Aid Grant Program on May 22, 2015. After receiving the award, Park Ridge conducted a survey where it concluded that only the northeast quadrant of the culvert was located within their municipality, therefore inferring that the remaining majority of the culvert was located within the Borough of Woodcliff Lake.

On March 16, 2016, a meeting was then held between both municipalities to discuss the culvert repair as a collaborative effort. Woodcliff Lake acknowledged the repairs as necessary and requested a copy of all relevant project files for review prior to agreement between parties as to the division of project costs including design, permitting, and construction.

On July 5, 2016, a follow-up meeting was held between both municipalities. It was agreed that the necessary repairs are located equally between both municipalities on the upstream (northern) side of the culvert. This meeting also included discussion with the Boroughs' grant writers to address the project's unmet funding need (\pm \$161,000) through NJDOT's Local Bridges, Future Needs, Municipal Aid, and/or Local Aid Infrastructure Fund (LAIF) grant program opportunities. Unfortunately, the NJDOT Local Aid Shutdown (Governor's Executive Order #210) was issued the next day, suspending applications to these grant opportunities.

Park Ridge wishes to proceed with the project as close as practicable to Spring 2017 as not to risk forfeiture of the \$149,000 grant they were prior awarded by NJDOT. At this time, there are no grant opportunities available to Woodcliff Lake for which an award would match this project schedule. Therefore, should the project proceed immediately, it will require municipal appropriations for the unmet funding need.

NEA recommends that the Borough of Woodcliff Lake mutually agree with Park Ridge to evenly divide the soft costs of the Brooker Engineering survey, design, and bid proposal previously awarded by Park Ridge so that the project design and permitting can be re-authorized to proceed immediately and prepare for public bid this calendar year. Additionally, NEA recommends that the Borough of Woodcliff Lake further discuss with Park Ridge funding of the project's construction costs. It is most equitable for the Boroughs to share the current \$149,000 grant award as well as make joint municipal appropriations to share the remaining construction costs evenly divided.



Our file: **WDLAADM16.001**
Project: Werimus Lane Bridge Repair
Start Date: October 1, 2015
End Date: May 13, 2016
Part 1 Repairs: \$18,000.00 total (50/50 cost sharing), completed in 2016
Part 2 Repairs: \$300,750 total (Hillsdale Preliminary Estimate, November 2015)

On October 1, 2015 TranSystems, a structural engineering consultant for NJDOT, sent a letter to the Borough of Hillsdale regarding routine inspection of the Werimus Lane bridge over the Musquapsink Brook. This inspection letter identified the presence of cracking within the interior walls as well as the presence of voids in the concrete slab and stone walls of the structure. It also identified the undermining of some and absence of other gabion walls, which protect against erosion by floodwaters nearest the foundation of the structure. TranSystems recommended repairs based on a Priority 2 basis, which is defined by NJDOT as 'medium' urgency for suggested repair within +3 months to avoid additional deterioration.

On October 22, 2015, the Borough of Hillsdale solicited quotes for repair of all cracks and voids in the bridge structure for submission by October 30th. The lowest bidder, M. Ingannamorte & Sons, was recommended for award with a total contract value of \$18,000. Additionally, the Borough of Hillsdale obtained a project cost estimate and design proposal for the gabion wall replacement which totaled \$325,000.

In November 2015, the Borough of Hillsdale coordinated with the Borough of Woodcliff Lake to discuss mutual responsibility for the repair as review of current tax maps for both municipalities indicated that the centerline of the bridge is also the municipal boundary. It was agreed that both municipalities would share the \$18,000 cost for repair of all cracks and voids in the bridge structure. This component of the project was then awarded by Hillsdale to M. Ingannamorte & Sons and a pre-construction meeting was held on December 23, 2015 in order to schedule the repair as soon as practical. The contractor mobilized and completed this component of the project the week of May 9, 2016. Neglia Engineering processed and submitted Payment Vouchers in the lump sum amount of \$9,000 to each municipality, for payment to the contractor that month. This component of the bridge repair is now complete.

The Borough of Hillsdale remains the lead agency for the remaining repairs recommended in the TranSystems' inspection report. This includes repair and replacement of gabion walls estimated at \$300,750. Per recent direction from Mayor and Council, NEA will coordinate and schedule meetings with the Administrators of both Boroughs to define project improvement limits, review estimated construction costs, and agree to terms on the cost responsibilities of each municipality. NEA will then prepare and submit a proposal to the Boroughs for survey, design, permitting, bidding, and construction management of the project as a competitive bid to a proposal to be provided by Hillsdale's Borough Engineer.



Our file: **WDLAADM17.001**
Project: Bear Brook & Glen Road Erosion Repairs
Start Date: To Be Determined
End Date: To Be Determined
Budget Cost: To Be Determined
Budget Status: To Be Determined

During coordination related to the above-referenced Glen Road Culvert repair project, the Borough of Woodcliff Lake was notified by Park Ridge of erosion observed on the stream bank of the Bear Brook directly upstream from 38 Glen Road. This observation was made by Park Ridge Borough Engineer, Eve Mancuso, P.E., while responding to a complaint from the property owner at 27 Glendale Road in the Borough of Park Ridge. Her concern is that this area of the bank is adjacent to Glen Road and any further deterioration or erosion could jeopardize the structural integrity of the embankment of the elevated Glen Road at this location.

Shortly thereafter, NEA made inspection of the affected area with Brooker Engineering and representatives from each Borough. NEA observed erosion of the stream bank between the private property at 38 Glen Road and an existing stormwater outfall approximately 100 to 200 feet upstream. Also observed was the significant transport of sediments and large quantities of both rip rap and river stone by previous flood waters from their upstream origin through the affected area of residential properties at 38 Glen Road (Woodcliff Lake) and 27 Glendale Road (Park Ridge). As such, Mrs. Mancuso suggested coordination of a joint stream restoration project between Boroughs. Park Ridge already intends to perform minor de-silting and de-snagging to remove accumulated river stone for the diverted portion of the stream adjacent to 27 Glendale Road to normalize the channel back to its prior cross-section for the benefit of the Park Ridge resident. She suggested that the Borough of Woodcliff Lake do the same for the diverted portion of the stream adjacent to 38 Glen Road, for the benefit of the Woodcliff Lake resident, while also addressing the concern of the eroded embankment upstream relative to Glen Road.

Please note that in July 2014, the Borough of Woodcliff Lake had previously assisted the homeowner at 38 Glen Road with removal of large fallen trees, tree limbs, and a gabion basket from their property and the Bear Brook by the Bergen County Mosquito Commission under the limitations of the Flood Hazard Area Control Act Permit By Rule statute immediately following the significant flash flood event that caused this damage. The homeowner was also provided direct contact to staff at NJDEP who could assist the homeowner with any further desired stream stabilization on private property that would require permits.

Review of the current tax map confirms that the affected portion of the Bear Brook resides entirely on private property. As such, participating in a joint project with Park Ridge for the sole benefit of each resident would be at the discretion of Mayor and Council. NEA recommends assessment of the eroded stream bank with a geotechnical engineering consultant relative to the stability and structural integrity of the embankment supporting the elevated Glen Road. Should the existing conditions be unstable, the Borough would have a vested interest in any improvements to this private property relative to the eroded stream bank and therefore warrant discussion of a joint project effort with Park ridge to realize cost savings opportunities relative to both NJDEP permitting as well as construction.



We trust you will find the above in order. Should you have any questions or require additional information, please do not hesitate to contact the undersigned.

Sincerely,
Neglia Engineering Associates

Joseph R. Vuich

Joseph R. Vuich, P.E., C.M.E.
For the Borough Engineer



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine						X
Gadaleta						X
Hayes						X
Herrington		X	X			
Piantino			X			
Panso	X		X			
Mayor Rendo			X			

RESOLUTION AUTHORIZING HOLDING OF CLOSED SESSION

RESOLUTION NO. 17-151

JULY 17, 2017

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake, pursuant to the provisions of N.J.S.A. 10:4-12(b), may meet in closed session; and

WHEREAS, the following are the subject matters to be discussed in closed session:

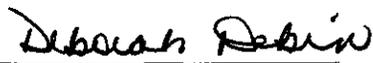
1. RLUIPA Litigation
2. Tax Appeals
3. COAH

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 FURTHER RESOLVED that formal action may be taken at the Meeting.

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 July 17, 2017.


 DEBORAH DAKIN, RMC, CMR
 BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION AUTHORIZING PAYMENT OF PAYROLL & PAYMENT OF CLAIMS

RESOLUTION NO. 17-152

JULY 17, 2017

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 6/30/2017 - \$197,324.96

Payroll Released 7/15/2017 - \$263,299.95

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:	\$ 1,448,717.58
Animal Control:	\$ 36.80
Open Space Trust:	\$ 4,166.78
General Capital:	\$ 92,223.00
Escrow:	\$ 94,054.23

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 July 17, 2017.



DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



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Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION OF THE GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

RESOLUTION NO. 17-153 JULY 17, 2017

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its book, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the "Borough Clerk" pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgates N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the governing body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolutions of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

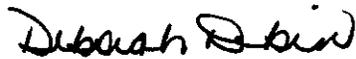
WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this Resolution and the required affidavit to said Board to show evidence of said compliance.

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 July 17, 2017.



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



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION TO APPROVE THE CORRECTIVE ACTION PLAN FOR THE FISCAL YEAR 2016 AUDIT REPORT OF THE BOROUGH OF WOODCLIFF LAKE

RESOLUTION NO. 17-154

JULY 17, 2017

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 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 IT RESOLVED, that the Borough Council of the Borough of Woodcliff Lake hereby approved the "Corrective Action Plan" for the Fiscal Year 2016 Audit Report submitted by the 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 Governing Body at the meeting of July 17, 2017.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine				X		
Gadaleta	X		X			
Hayes			X			
Herrington		X	X			
Piantino			X			
Panso				X		
Mayor Rendo						

RESOLUTION OF THE BOROUGH OF WOODCLIFF LAKE OPPOSING H.R. 38 OF THE UNITED STATES HOUSE OF REPRESENTATIVES KNOWN AS THE CONCEALED CARRY RECIPROCITY ACT OF 2017 AND S. 446 OF THE UNITED STATES SENATE KNOWN AS THE CONSTITUTIONAL CONCEALED CARRY RECIPROCITY ACT OF 2017

**RESOLUTION NO. 17-155
JULY 17, 2017**

WHEREAS, on January 3, 2017, Congressman Richard Hudson (R-NC) introduced H.R. 38, known as the Concealed Carry Reciprocity Act of 2017, and on February 27, 2017, Senator John Cornyn ((R-TX) introduced S. 446, known as the Constitutional Concealed Carry Reciprocity Act of 2017, both of which would force every state to recognize concealed carry permits by every other state, regardless of the permitting standards, or lack thereof, of that state; and

WHEREAS, while every state allows concealed carry under some circumstances, each state has different requirements on who is permitted to carry, what requirements are appropriate, and what type of training should be required of permit holders; and

WHEREAS, currently, many states, including New Jersey, prohibit out-of-state residents from carrying concealed weapons within their borders without complying with their own requirements; and

WHEREAS, the Concealed Carry Reciprocity Act of 2017 (H.R. 38) and the Constitutional Concealed Carry Reciprocity Act of 2017 (S. 446) would force all states to recognize so-called

"constitutional" or permitless carry, which allows gun owners to carry without receiving any permit or training; and

WHEREAS, H.R. 38 also would override the Gun-Free School Zones Act, which makes it a federal crime to carry a gun in a school zone; and

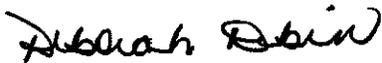
WHEREAS, New Jersey, like many other states, requires applicants to demonstrate a specific need for obtaining a concealed-carry permit; and

WHEREAS, the bills would effectively override existing state and city laws and severely limit the city's ability to prevent dangerous people from carrying loaded, hidden firearms in public;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, that by the adoption of this Resolution, the Borough of Woodcliff Lake hereby registers its OPPOSITION to H.R. 38 and S. 446, the Concealed Carry Reciprocity Act of 2017 and the Constitutional Concealed Carry Reciprocity Act of 2017.

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 July 17, 2017.



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



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

**RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF TAXES
RESOLUTION NO. 17-156
JULY 17, 2017**

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

WHEREAS, this has resulted in the overpayment of property tax on this parcel by \$5,053.12; 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 of \$5,053.12 to the owner listed below.

Block/Lot	Owner	Amount	Reason
2001/15.01	Kay	\$5,053.12	Duplicate Payment

Payment Mailed To:
Allen & Susan Kay
9 Dennis Court
Woodcliff Lake, NJ 07677

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 July 17, 2017.

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



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

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Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

**RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT FOR THE BOROUGH OF WOODCLIFF LAKE
RESOLUTION NO. 17-157
JULY 17, 2017**

WHEREAS, it is upon the advice and recommendation of the Borough Tax Counsel, Tax Assessor, and Appraisal Expert to seek formal approval of the Stipulation of Settlement for the properties with matters pending before the Tax Court of New Jersey; to wit

- Block 202, Lot 1 on the Borough Tax Map, with an address of 580 Chestnut Ridge Road, owned by K. Hovnanian; Docket No.: 018301-2012; the approximate tax refund in this matter is \$64,425.60. The appeal involves the tax year 2012 only and no freeze act application as the property was subsequently subdivided.

WHEREAS, it is in the best interest of the Borough to approve the proposed Stipulation of Settlement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey that the Mayor be and is hereby authorized and directed to execute any and all documents necessary in order to facilitate the payment for the above stated Stipulations of Settlement.

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 July 17, 2017.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



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188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

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201-391-4977
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Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgivine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION SETTING SALARY AND DUTIES SALARY OF CODE OFFICIAL MICHAEL HELFICH IN THE BOROUGH OF WOODCLIFF LAKE

RESOLUTION NO. 17-158

JULY 17, 2017

WHEREAS, the Borough of Woodcliff Lake has the need to retain the services of a back-up Building Inspector, Assistant Building Sub-code Official and Construction Official; and

WHEREAS, Michael Heflich, who currently serves as the Electrical Sub-code Official for the Borough of Woodcliff Lake, possesses the necessary skills, experience and licenses to hold the additional positions, and

WHEREAS, the Mayor and Council of Borough of Woodcliff Lake have determined that Mr. Heflich's yearly salary for all of his services shall be \$19,943.71. Such salary is within the parameters established in the Borough's salary ordinance.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake that, effective January 1, 2017, Michael Heflich shall serve as the Electrical Sub-code Official, and back-up Building Inspector, Building Sub-code and Construction Official as may be required, for the Borough of Woodcliff Lake with a salary of \$19,943.71.

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 July 17, 2017.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WOODCLIFF LAKE
AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC
USE ON AN ONLINE AUCTION WEBSITE**

**RESOLUTION NO. 17-159
JULY 17, 2017**

WHEREAS, the Borough of Woodcliff Lake has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

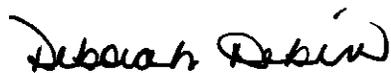
WHEREAS, the Borough of Woodcliff Lake utilized the online auction services of Liquidity Services, Inc. located at GovDeal.com to sell such equipment described on Schedule A; and

WHEREAS, the sales were conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake in the County of Bergen, State of New Jersey, that the Borough Administrator is hereby authorized to finalize the sale of the surplus personal property as indicated on Schedule A that was conducted on an online auction website entitled GovDeal.com.

CERTIFICATION

I, Deborah Dakin, Municipal 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 July 17, 2017.



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

Sold Asset Report

Woodcliff Lake Borough, NJ
 Date range: 06/10/2017 - 07/10/2017

ID	Inventory ID	Description	Category	Buyer	Starting Bid	Sold Amount	Net Results	BP Amount	Bids	Auction Ended	Status	Credit Date
31	31	2000 Buick Century	Automobiles	elbushra wanny	\$50.00	\$181.00	\$181.00	\$22.62	6	6/30/2017 10:03	NPU	
32	32	2004 Audi A4	Automobiles	Joel Ngoje	\$50.00	\$600.00	\$600.00	\$75.00	30	6/30/2017 10:44	PU	
34	34	2009 Ford Crown Victoria Police Interceptor	Automobiles	richard luzio	\$300.00	\$711.00	\$711.00	\$88.87	8	6/30/2017 11:21	PU	
35	35	2002 Ford F-250	Trucks, Light D	Kenneth Budd	(\$5,000.00)	(\$7,761.00)	(\$7,761.00)	\$970.12	43	6/30/2017 11:54	NP	7/5/2017 7:34
36	36	2003 Ford Crown Victoria Police Interceptor	Automobiles	Amber canavan	\$500.00	\$700.00	\$700.00	\$87.50	5	6/30/2017 11:28	PU	
37	37	Old Police Car, black and white	Automobiles	David Osborne	\$300.00	\$1,600.00	\$1,600.00	\$200.00	25	6/30/2017 11:31	NPU	
38	38	2006 Ford Crown Victoria Police Interceptor	Automobiles	RON HADJUK	\$100.00	\$750.00	\$750.00	\$93.75	13	7/6/2017 9:57	PU	
39	39	International truck used for plowing and salting	Trucks, Heavy D	Don Campanello	\$50.00	\$761.00	\$761.00	\$95.12	14	7/10/2017 10:13	NPU	
					\$1,350.00	\$5,303.00	(\$2,458.00)	\$662.86				



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

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Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION AWARDING FIREWORKS DISPLAY CONTRACT IN THE BOROUGH OF WOODCLIFF LAKE

RESOLUTION NO. 17-160

JULY 17, 2017

WHEREAS, the Borough of Woodcliff Lake has identified the benefits of having a fireworks display to take place on Saturday, September 23, 2017 with a rain date of Sunday, September 24, 2017; and

WHEREAS, D&M Fireworks, LLC. with offices in Bally, Pennsylvania has been identified as having the expertise, equipment and experience necessary to perform this service for the Borough for the amount of Five Thousand Dollars (\$5,000.00) pursuant to the terms of the July 7, 2017 contract provided to the Borough; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) permits the awarding of contracts that fall below the bidding threshold to be done without competitive bids.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake authorizes the execution of the contract between the Borough and D&M Fireworks, LLC. for a fireworks display to take place on Saturday, September 23, 2017 with a rain date of Sunday, September 24, 2017 for the amount of Five Thousand Dollars (\$5,000.00) pursuant to the terms of the July 7, 2017 contract. Said contract shall be available for review with the Borough 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 July 17, 2017.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

A RESOLUTION AUTHORIZING APPOINTMENT OF MUNICIPAL REPRESENTATIVES TO THE BERGEN COUNTY COMMUNITY DEVELOPMENT REGIONAL COMMITTEE

RESOLUTION NO. 17-161 JULY 17, 2017

WHEREAS, the Borough of Woodcliff Lake has entered into a three year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

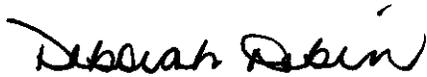
WHEREAS, said Agreement requires that the Municipal Council to appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2017-2018 term starting July 1, 2017 and ending on June 30, 2018.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council hereby appoints Council President Thomas Panso as its representative and Councilwoman Angela Hayes as its alternate and that the Mayor hereby appoints Tomas Padilla, Borough Administrator as his/her representative and Deborah Dakin, Borough Clerk as his/her alternate to serve on the Community Development Regional Committee for FY 2017-2018; and

BE IT FURTHER RESOLVED that an original copy of this resolution be forwarded to the Bergen County Division of Community Development, One Bergen County Plaza, Fourth Floor, Hackensack, New Jersey 07601 for receipt no later than Friday, August, 11, 2017.

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 July 17, 2017.

A handwritten signature in black ink that reads "Deborah Dakin". The signature is written in a cursive style with a horizontal line underneath it.

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



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF WOODCLIFF LAKE TO ESTABLISH THE SALARY OF THE CHIEF OF POLICE OF THE WOODCLIFF LAKE POLICE DEPARTMENT

RESOLUTION NO. 17-162

JULY 17, 2017

WHEREAS, the Mayor and Council of Borough of Woodcliff Lake have determined that, effective immediately, the salary of Chief of Police Anthony Jannicelli shall be \$176,513.00.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff that in accordance with the policies of the Borough of Woodcliff Lake and the laws of the State of New Jersey the salary of Chief of Police Anthony Jannicelli shall be \$176,513.00. Such salary shall be effective immediately.

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 July 17, 2017.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT FOR THE BOROUGH OF WOODCLIFF LAKE

RESOLUTION NO. 17-163

JULY 17, 2017

WHEREAS, it is upon the advice and recommendation of the Borough Tax Counsel and Tax Assessor to seek formal approval of the Stipulation of Settlement for the properties with matters pending before the Tax Court of New Jersey; to wit

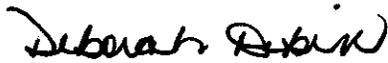
- Block 402, Lot 2 on the Borough Tax Map, owned by 400 Chestnut Realty (c/o Mack-Cali); Docket Nos.: 008005-2012; 003923-2013; 005437-2014; 005359-2015; 006233-2016; the approximate tax refund in this matter is \$269,900 to be applied as a credit towards future real property tax payments; and
- Block 202, Lot 4.02 on the Borough Tax Map owned by Plaintiffs Mack-Cali Realty, LP and sold to H Y2 470 Chestnut Ridge LLC; Docket Nos.: 006798-2012; 003921-2013; 005435-2014; 006253-2015; 006244-2016; the approximate tax refund in this matter is \$65,600 in the form of cash refund check to Plaintiff by February 15, 2018; and
- Block 202, Lot 4.01 on the Borough Tax Map owned by Mack-Cali Realty, LP and sold to H Y2 530 Chestnut Ridge LLC; Docket Nos.: 006797-2012; 003922-2013; 005436-2014; 006287-2015; 006242-2016; the approximate refund in this matter is \$78,300 in the form of a refund check to Plaintiff by February 15, 2018.

WHEREAS, it is in the best interest of the Borough to approve the proposed Stipulation of Settlements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey that the Mayor be and is hereby authorized and directed to execute any and all documents necessary in order to facilitate the payment for the above stated Stipulations of Settlement.

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 July 17, 2017.



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



BOROUGH OF WOODCLIFF LAKE

188 PASCACK ROAD, WOODCLIFF LAKE, NEW JERSEY 07677

Carlos Rendo, Mayor
Tomas J. Padilla, Borough Administrator

201-391-4977
Fax 201-391-8830

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Belgiovine	X		X			
Gadaleta			X			
Hayes			X			
Herrington			X			
Piantino		X	X			
Panso			X			
Mayor Rendo						

RESOLUTION SETTING RATES FOR AUGUST TO LABOR DAY FOR THE MUNICIPAL POOL IN THE BOROUGH OF WOODCLIFF LAKE

RESOLUTION NO. 17-164

JULY 17, 2017

WHEREAS, upon recommendation of the Park/Rec Director and the Borough Administrator, the Mayor and Council of the Borough of Woodcliff Lake has identified the benefits to set the rates for the use of the Borough's pool facilities for a monthly membership from August 1 – Labor Day weekend (pool closing); and

WHEREAS, such rates shall be \$200.00 per family, \$75.00 per single student (with valid student identification), \$100.00 per single adult and \$175.00 per couple (same household). Applicants must be residents of the Borough of Woodcliff Lake or Old Tappan as set forth in the Shared Services Agreement.

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake authorizes use of the Borough's facilities at the above stated rates.

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 July 17, 2017.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK