



**BOROUGH OF WOODCLIFF LAKE
MAYOR AND COUNCIL AGENDA**

June 22, 2015

8:00 PM

CALL TO ORDER

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

ROLL CALL

Mayor Jeffrey R. Goldsmith
Councilman Corrado Belgiovine
Councilman Eric Bloom
Councilwoman Jeanine Chiavelli
Councilwoman Jacqueline Gadaleta
Councilman Thomas Panso
Council President Carlos Rendo

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

June 8, 2015 (Open Session)

June 8, 2015 (Closed Session)

FIRE DEPARTMENT SCHOLARSHIPS

APPOINTMENT OF DEBORAH DAKIN AS BOROUGH CLERK

PROCLAMATION – RICHARD "DICK" TICE

CORRESPONDENCE

- Bergen County Community Development Annual Workshop, Thursday, June 25, 2015
- Bergen County Historic Preservation Advisory Board applications due September 2, 2015
- 2015 BCUA Environmental Awareness Challenge Grant

MAYOR'S COMMENTS

OLD BUSINESS

- Millennium Strategies Contract, led by Mayor Jeffrey Goldsmith

PUBLIC HEARING

2015 Municipal Budget

ORDINANCE

Introduction Ordinance 15-08
An Ordinance Amending Chapter 98 Regulating Animals Within
the Borough of Woodcliff Lake

RESOLUTIONS

15-170 Resolution Requesting the Clerk of the County of Bergen to Print
Upon the Official Ballot a Non-Binding Referendum on the
Question for the Purchase of Galaxy Gardens

15-171 Resolution Authorizing Renewal of Open Space Trust Fund
November Ballot Question

NEW BUSINESS

- 2015 Municipal Road Project, led by Joe Vuich

PUBLIC COMMENT

(limited to 5 minutes per speaker)

CONSENT AGENDA

Resolution No. 15-157 Resolution Authorizing Payroll and Payment of Claims
Resolution No. 15-158 Resolution Appointing Deborah Dakin as Borough Clerk
Resolution No. 15-159 Resolution Authorizing Self Examination of Budget
Resolution No. 15-160 Resolution Authorizing the Waiver of Reading in Full of the 2015
Budget
Resolution No. 15-161 Resolution to Adopt 2015 Budget

- Resolution No. 15-162 Resolution Approving the Submission of a New Jersey Department of Environmental Protection – 2015 Bonus Grant for Food Waste, Abandoned Tires and Public Space Recycling Program
- Resolution No. 15-163 Resolution Authorizing the Submission of a New Jersey Department of Transportation – Local Aid Infrastructure Fund Grant Application for the Harriet Drive Rehabilitation Project
- Resolution No. 15-164 Resolution Authorizing Solicitors License to Sean McSweeney, Steve Taggart and Gregg Allen from James Hardie Building Products
- Resolution No. 15-165 Resolution Accepting the Donation of Marilyn J. Clark to Fund a Borough of Woodcliff Lake Tree Inventory
- Resolution No. 15-166 Resolution Accepting a Bid and Awarding a Contract to Beyer Bros. Corp. in the Amount of \$102,377.00 in the Borough of Woodcliff Lake, County of Bergen, State of New Jersey
- Resolution No. 15-167 Resolution Authorizing the Borough of Woodcliff Lake to Create a Special Account to Receive Donation to be Used Solely for the Borough Tree Inventory
- Resolution No. 15-168 Resolution Authorizing Transfer of Funds in the Borough of Woodcliff Lake
- Resolution No. 15-169 Resolution Authorizing LKM Consulting to Undertake a Shared Services Feasibility Study for the Borough of Woodcliff Lake
- Resolution No. 15-172 Resolution Authorizing Approval of Severance Payment to Interim Borough Administrator Donna Alonso in the Borough of Woodcliff Lake

ADJOURNMENT

RESOLUTION AUTHORIZING PAYMENT OF PAYROLL & PAYMENT OF CLAIMS

**June 22, 2015
Resolution No. 15-157**

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 6/15/2015 - \$192,216.23

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:	\$ 1,076,644.53
Animal Control:	\$ 141.60
Trust Other:	\$ 812.42
Affordable Housing:	\$ 1,216.00
Capital:	\$ 1,856.32

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, Acting 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 June 22, 2015.

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

RESOLUTION APPOINTING DEBORAH DAKIN
AS BOROUGH CLERK

RESOLUTION NO. 15-158
June 22, 2015

WHEREAS, Deborah Dakin has been appointed as Acting Borough Clerk for the Borough of Woodcliff Lake pending her certification pursuant to the requirements of the "Municipal Clerks Certification Law", N.J.S.A. 40A:9-133 et seq.; and

WHEREAS, Deborah Dakin has successfully completed the requirements of the "Municipal Clerks Certification Law" and had been duly recognized and certified by the State of New Jersey as a Registered Municipal Clerk .

NOW, THEREFORE, BE IT RESOLVED that it is the honor and privilege of the Mayor and Council of the Borough of Woodcliff Lake to hereby bestow upon and appoint Deborah Dakin the title of Borough Clerk of the Borough of Woodcliff Lake.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK

RESOLUTION REGARDING SELF EXAMINATION OF 2015 BUDGET

**June 22, 2015
Resolution No. 15-159**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Woodcliff Lake has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2015 budget year.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Woodcliff Lake that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget.
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated;

- b. Items of appropriations are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:-4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

DEBORAH DAKIN, RMC, CMR
BOROUGH CLERK

RESOLUTION AUTHORIZING THE WAIVER OF READING IN FULL OF THE 2015 BUDGET

**June 22, 2015
RESOLUTION NO. 15-160**

WHEREAS, N.J.S.A. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a. Be posted in a public space where public notices are customarily posted; and
- b. Is made available to each person requesting the same during said week and during the public hearing; and

WHEREAS, the Borough of Woodcliff Lake has complied with the aforesaid requirements;

NOW, THEREFORE, BE IT RESOLVED that the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2015.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

SECTION 2 - UPON ADOPTION FOR YEAR 2015

(Only to be Included in the Budget as Finally Adopted)

RESOLUTION 15-161

Be It Resolved by the Governing Body of the Borough of Woodcliff Lake, County of Bergen that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$9,390,175 (Item 2 below) for municipal purposes, and
- (b) \$ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$189,616 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) (Item 5 below) Minimum Library Tax

RECORDED VOTE	(((
(Insert last name)	Ayes	Nays	Absent
	(((
	(((

SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated		08-100	\$ 950,000
Miscellaneous Revenues Anticipated		13-099	\$ 1,617,535
Receipts from Delinquent Taxes		15-499	\$ 175,000
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	\$ 9,390,175
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42		07-195	\$
Item 6(b), Sheet 11 (N.J.S. 40A-4-14)		07-191	\$
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A-4-14)		07-191	
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY		07-192	
Total Revenues		13-299	\$ 12,132,710

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS		xxxxxxx	xxxxxxxxxx
Within "CAPS"		xxxxxxx	xxxxxxxxxx
(a&b) Operations Including Contingent		34-201	\$ 8,055,356
(e) Deferred Charges and Statutory Expenditures - Municipal		34-209	\$ 884,051
(g) Cash Deficit		46-885	\$
Excluded from "CAPS"		xxxxxxx	xxxxxxxxxx
(a) Operations - Total Operations Excluded from "CAPS"		34-305	\$ 1,332,786
(c) Capital Improvements		44-999	\$ 50,000
(d) Municipal Debt Service		45-999	\$ 865,285
(e) Deferred Charges - Municipal		46-999	\$ 277,782
(f) Judgements		37-480	\$
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)		29-405	\$
(g) Cash Deficit		46-885	\$
(k) For Local District School Purposes		29-410	\$
(m) Reserve for Uncollected Taxes		50-899	\$ 667,450
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A-4-13)		07-195	
Total Appropriations		34-499	\$ 12,132,710

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 22nd day of June, 2014.
 It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as
 appeared in the 2015 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 22nd day of June, 2014, _____, Clerk

RESOLUTION APPROVING THE SUBMISSION OF A NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION – 2015 BONUS GRANT FOR FOOD WASTE, ABANDONED TIRES AND PUBLIC SPACE RECYCLING PROGRAM.

**Resolution No. 15-162
June 22, 2015**

WHEREAS, the New Jersey Department of Environmental Protection is making funding available to local government entities to assist with improving recycling efforts within the community through the 2015 Bonus Grant for Food Waste, Abandoned Tires and Public Space Recycling Program; and,

WHEREAS, the Borough of Woodcliff Lake wishes to apply for and obtain funding through this program to assist with increasing recycling efforts within public spaces within the Borough.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake do hereby authorize the application for such a grant and recognize and accept that a lesser or greater amount of funding may be provided by the New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED, that upon receipt of a grant award, the governing body does further authorize the execution of any such grant agreement and the expenditure of funds pursuant to the terms of the agreement.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to sign the grant agreement, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

CERTIFICATION

I, Deborah Dakin, Acting 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 a meeting on June 22, 2015.

Deborah Dakin, RMC, CMR
Borough Clerk

**RESOLUTION AUTHORIZING THE SUBMISSION OF A NEW JERSEY DEPARTMENT OF
TRANSPORTATION – LOCAL AID INFRASTRUCTURE FUND GRANT APPLICATION FOR THE
HARRIET DRIVE REHABILITATION PROJECT.**

**Resolution No. 15-163
June 22, 2015**

WHEREAS, the New Jersey Department of Transportation - Local Aid Infrastructure Fund was established to address emergency and regional transportation projects throughout the State of New Jersey; and,

WHEREAS, any County and/or Municipality in need of additional financial resources in order to complete a transportation related project may request funding from the New Jersey Department of Transportation through the Local Aid Infrastructure Fund; and,

WHEREAS, the Borough of Woodcliff Lake has identified the need to apply for and obtain funding through the New Jersey Department of Transportation - Local Aid Infrastructure Fund to complete a transportation related project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake do hereby authorize the submission of an electronic grant application identified as *LAIF-2015-Harriet Drive Rehabilitation-00009* to the New Jersey Department of Transportation on behalf of the Borough.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Woodcliff Lake do hereby recognize and accept that a lesser or greater amount of funding, than what is being requested through this application, may be provided by the New Jersey Department of Transportation.

BE IT FURTHER RESOLVED, that upon receipt of a grant award, the Mayor and Council of the Borough of Woodcliff Lake do hereby authorize the execution of any such grant agreement and the expenditure of funds pursuant to the terms of the agreement.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to sign the grant agreement, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

CERTIFICATION

I, Deborah Dakin, Acting 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 a meeting on June 22, 2015.

Deborah Dakin, RMC, CMR
Acting Borough Clerk

**RESOLUTION AUTHORIZING SOLICITORS LICENSE TO SEAN MCSWEENEY, STEVE TAGGART
AND GREGG ALLEN FROM JAMES HARDIE BUILDING PRODUCTS**

**June 22, 2015
Resolution No. 15-164**

WHEREAS, Sean McSweeney, Steve Taggart and Gregg Allen, employees of James Hardie Building Products have applied to the Borough Clerk's Office for a solicitor's license to promote Fiber Cement Siding products; and

WHEREAS, the Police Department has stated that there is no reason to deny this application; and

WHEREAS, the applicants have been advised of the rules and guidelines established in the Borough of Woodcliff Lake and strict adherence to this policy must be followed.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Woodcliff Lake authorize the Borough Clerk to issue a solicitors licenses to Sean McSweeney, Steve Taggart and Gregg Allen.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

**DEBORAH DAKIN
ACTING BOROUGH CLERK**

**RESOLUTION ACCEPTING THE DONATION OF MARILYN J. CLARK TO FUND
A BOROUGH OF WOODCLIFF LAKE TREE INVENTORY**

**RESOLUTION NO. 15-165
June 22, 2015**

WHEREAS, resident and philanthropist, Marilyn J. Clark has made the gracious donation of agreeing to finance an inventory of trees within the Borough of Woodcliff Lake; and

WHEREAS, said donation is to be used solely and exclusively for such inventory to benefit the Borough of Woodcliff Lake; and

WHEREAS, pursuant to N.J.S.A. 40A:5-29, the Borough is authorized and empowered to accept conditional gifts so long as the gift shall not be put to any use which is inconsistent with other laws of the State of New Jersey.

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, and the Borough Clerk to attest to any and all documents necessary to accept the donation of Marilyn Clark to finance the Borough wide tree inventory .

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

**RESOLUTION ACCEPTING A BID AND AWARDING A CONTRACT TO BEYER BROS. CORP.
IN THE AMOUNT OF \$102,377.00 IN THE BOROUGH OF WOODCLIFF LAKE
COUNTY OF BERGEN, NEW JERSEY**

**RESOLUTION NO. 15-166
June 22, 2015**

WHEREAS, one (1) sealed bid was received in response to the Request for Bids related to the purchase of a refuse truck specifically enumerated as the "Six (6) Yard Side Loading Refuse Collection Truck with Body Lift" contract ; and

WHEREAS, the bid of Beyer Bros. Corp of Fair View for the amount of \$102,377.00 was made pursuant to the advertisement and was compliant with the specifications and terms of the advertisement ; and

WHEREAS, the bid of Beyer Bros. Corp of Fair View was reviewed by the Department of Public Works Foreman, who found such bid to be compliant with the specification, within the estimated cost and time projections and found the contractor to be a responsible bidder.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey accepts and awards as the sole responsible bidder the contract enumerated in the advertisement for a "Six (6) Yard Side Loading Refuse Collection Truck with Body Lift" to Beyer Bros. Corp of Fair View; and

BE IT FURTHER RESOLVED that the Mayor, Borough Administrator and/or Borough Chief Financial Officer be and are hereby authorized and directed to execute, and the Borough Clerk, is directed to attest to any documents necessary to accept the bid and contract with Beyer Bros. Corp of Fair View for the amount of \$102,377.00 for the purchase of a Six (6) Yard Side Loading Refuse Collection Truck with Body Lift pursuant to the terms of bid specifications and submitted bid.

BE IT FURTHER RESOLVED, that a the Borough Chief Financial Officer certifies that the funds for such contract are available; and

BE IT FURTHER RESOLVED, that a copy of the within resolution together with a copy of the Agreement be on file in the Office of the Borough Clerk and be available for public inspection during regular business hours and pursuant to the laws of the State of New Jersey, County of Bergen and the Borough of Woodcliff Lake.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

DEBORAH DAKIN, RMC, CMR
ACTING BOROUGH CLERK

**RESOLUTION AUTHORIZING THE BOROUGH OF WOODCLIFF LAKE
TO CREATE SPECIAL ACCOUNT TO RECEIVE DONATION TO BE
USED SOLELY FOR THE BOROUGH TREE INVENTORY**

**June 22, 2015
Resolution No. 15-167**

WHEREAS, Ms. Marilyn J. Clark has graciously agreed to donate the funds necessary to conduct a Borough wide tree inventory; and

WHEREAS, said donation is to be used solely and exclusively for such inventory to benefit of the Borough of Woodcliff Lake; and

WHEREAS, pursuant to N.J.S.A. 40A:5-29, the Borough is authorized and empowered to accept conditional gifts so long as the gift shall not be put to any use which is inconsistent with other laws of the State of New Jersey; and

WHEREAS, by Resolution dated June 22, 2015 the Woodcliff Lake Governing Body determined that acceptance and use of the donation to conduct the tree inventory was not inconsistent with any other laws of the State of New Jersey and authorized the acceptance of the Grant.

NOW THEREFORE BE IT RESOLVED that the Borough shall open a special bank account to receive funds necessary to facilitate the Borough wide tree inventory.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS
IN THE BOROUGH OF WOODCLIFF LAKE**

**RESOLUTION NO. 15-168
June 22, 2015**

WHEREAS, certain funds are needed to be transferred to facilitate the efficient operation of the Pascack Joint Court to wit \$192.40 from the Alcohol Education Rehabilitation fund and \$470.80 from the Parking Offenses Adjudication Act; and

WHEREAS, the Borough Chief of Police and Chief Financial Officer the Borough approve of the transfer of said funds.

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, and the Borough Clerk to attest, to any and all documents necessary to complete the above mentioned transfer.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

**RESOLUTION AUTHORIZING LKM CONSULTING TO UNDERTAKE A SHARED SERVICES
FEASIBILITY STUDY BOROUGH OF WOODCLIFF LAKE**

**RESOLUTION NO. 15-169
June 22, 2015**

WHEREAS, the Borough of Woodcliff Lake has identified the possible benefits of entering into a shared services arrangement with the Borough of Hillsdale for the operations and management of the Department of Public Works; and

WHEREAS, a feasibility study is necessary before entering into such agreement; and

WHEREAS, on June 1, 2015 LKM Consulting has provided a proposal to perform a shared services feasibility study of the Department of Public Works operations and management for the Boroughs of Woodcliff Lake and Hillsdale; and

WHEREAS, the Borough of Woodcliff Lake has determined that LKM Consulting possesses the necessary skills and experience to perform such study; and

WHEREAS, said contract can be awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law pursuant to N.J.S.A. 19:44A-20.4 et. seq.

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 LKM Consulting based upon their June 1, 2015 proposal to perform a shared services feasibility study of the Department of Public Works operations and management for the Boroughs of Woodcliff Lake and Hillsdale.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

**RESOLUTION REQUESTING THE CLERK OF THE COUNTY OF BERGEN TO PRINT UPON
THE OFFICIAL BALLOT A NON-BINDING REFERENDUM ON THE QUESTION FOR THE
PURCHASE OF GALAXY GARDENS**

**Resolution No. 15-170
June 22, 2015**

WHEREAS, to ascertain the actual sentiment of the legal voters of the Borough of Woodcliff Lake, the Mayor and Council of the Borough of Maywood find that it would be appropriate to place a non-binding referendum on the question of purchasing the Galaxy Gardens property on the general election ballot pursuant to *N.J.S.A. 19:37-1 et seq.*;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake, Bergen County, New Jersey, pursuant to the provisions of *N.J.S.A. 19:37-1 et seq.*, that the Clerk of the County of Bergen is hereby requested to print upon the official ballots to be used at the general election the following non-binding referendum proposition:

“Should Woodcliff Lake buy the Galaxy Gardens property?”

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

**RESOLUTION AUTHORIZING RENEWAL OF OPEN SPACE TRUST FUND
NOVEMBER BALLOT QUESTION**

**June 22, 2015
Resolution No. 15-171**

WHEREAS, at the general elections held in 2005 and 2010, a majority of the voters of the Borough of Woodcliff Lake approved propositions imposing and renewing the imposition of an annual levy of between \$0.01 and \$0.02 per \$100.00 of assessed value of real property located in the Borough for the establishment of an Open Space Trust Fund for the purchase of property, development rights and easements within the Borough for the purpose of preservation of agricultural lands and open space or repayment of loans used for the purpose of same for a 5 year period; and

WHEREAS, the current continuation of the funding of the Open Space Trust Fund will expire on December 31, 2015; and

WHEREAS, the Mayor and Council of the Borough of Woodcliff Lake wishes the public consider re-continuation of the current annual tax levy, by public referendum for a further 5 years.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodcliff Lake, County of Bergen, and State of New Jersey that the following question shall be forwarded to the Bergen County Clerk for inclusion on the November 3, 2015 General Election ballot for consideration by the voters of the Borough of Woodcliff Lake:

BINDING QUESTION

() Yes Shall the Borough of Woodcliff Lake continue an Open Space Trust Fund which will be funded in the following manner for the following purposes:

() No

- A. The Open Space Trust Fund shall be funded through the collection of local property taxes in the following amount \$0.01 and \$0.02 per \$100.00 of assessed value per year for a period not to exceed five (5) years.
- B. These funds shall be designed for the purchase of open space so as to preserve such land as open space, and to keep said land in its natural state.
- C. If no open space is available for purchase, then the monies in said fund shall be used for such other passive recreation, conservation, farmland

preservation or historic preservation purposes as may be permitted by law, to be determined following a public hearing.

INTERPRETATIVE STATEMENT

This binding referendum will give the elected officials of Woodcliff Lake the sentiment of the voters concerning the continuation of Woodcliff Lake's Open Space Trust Fund. This Trust Fund was established in accordance with the public's sentiment to authorize the acquisition of real property for open space purposes. There is no increase in the current rate of tax levy, merely a continuation of the current rate of tax, which was originally approved by the citizens of Woodcliff Lake in 2005. The Borough Council will determine the yearly rate, which would range between \$0.01 (one cent) and not exceed \$.02 (two cents) for each one hundred (\$100) dollars of real property assessment. Therefore, as an example, the owner of a house assessed at \$624,000.00 (the average price of a home in Woodcliff Lake) would pay a yearly open space tax that will not exceed of \$62.00 and \$125.00 each year. The total amount of municipal open space tax proceeds is approximately \$_____per year. An affirmative vote would allow the Borough to continue to collect this special levy for a period of five (5) years, at which time the governing body would again submit a proposition for public referendum. If open space is not available for purchase, the monies in the Fund would be used in accordance with law.

BE IT FINALLY ORDAINED that the Bergen County Clerk is hereby requested to print the binding referendum and interpretive statement on the official ballot for the General Election to be held November 3, 2015.

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

**RESOLUTION AUTHORIZING APPROVAL OF SEVERANCE PAYMENT TO INTERIM BOROUGH
ADMINISTRATOR DONNA ALONSO IN THE BOROUGH OF WOODCLIFF LAKE**

**RESOLUTION No. 15-172
June 22, 2015**

WHEREAS, Donna Alonso was appointed to the position of Interim Borough Administrator but due to impasses in contract negotiation Ms. Alonso shall finish service with the Borough on July 10, 2015; and

WHEREAS, severance for a Borough administrator is governed by N.J.S.A. 40A:9-138 and Borough policy.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Woodcliff Lake that Donna Alonso is granted severance in the following manner:

1. Any unpaid balance of salary.
2. Salary for 3 calendar months pursuant to N.J.S.A. 40A:9-138.
3. Reimbursement for any travel expenses incurred.
4. Prorated reimbursement for health/dental benefits pursuant to Borough policy

CERTIFICATION

I, Deborah Dakin, Acting 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 June 22, 2015.

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

CERTIFICATION OF FUNDS

I, Harold Laufeld, Chief Financial Officer of the Borough of Woodcliff Lake, hereby duly certify that fund(s) are available for Payroll Disbursements.

Harold Laufeld
Chief Financial Officer

ORDINANCE NO. 15-08

“AN ORDINANCE AMENDING CHAPTER 98 REGULATING ANIMALS WITHIN THE BOROUGH OF WOODCLIFF LAKE”

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF WOODCLIFF LAKE, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS, the Borough of Woodcliff Lake has consistently supported measures to ensure that animals are treated humanely; and

WHEREAS, the United States Department of Agriculture has found the continuous confinement of dogs by a tether to be inhumane; and

WHEREAS, studies by the Humane Society of the United States have shown that tethering a dog to a fixed location for extended periods of time inhibits socialization and often results in dogs becoming territorial and aggressive, potentially posing a nuisance and threat to nearby neighbors; and

WHEREAS, dogs tethered over a long time to fixed location, without proper care, may become infected with parasites and diseases. Further, neighbors are exposed to health risks because of the associated concentration of urine and feces within a confined area; and

WHEREAS, dog tethering for extended periods of time can be injurious to the animal's health and may be life threatening, particularly during times of extreme heat and cold. Results of extended tethering include severe collar injuries and exposure-related illnesses

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Woodcliff Lake, County of Bergen, as follows:

Section 1: the Definition section of Chapter 98-1 shall be amended with appropriate numbering to add the following terms:

<u>Animals</u>	mean any and all types of animals domesticated and wild, male and female.
<u>At large</u>	means off the premises of the owner or custodian of the animals and not under the immediate control of the owner or custodian.
<u>Dog license</u>	means a license and registration tag required to be issued annually for each individual dog.
<u>Keep or harbor</u>	means to maintain, possess, control and use.

Tethering

means the restraining of an animal by the tying to any object or structure, including, without limitation, a house, tree, fence, post, garage, weight or shed, by any means, including, without limitation, rope, cord, leash or running line, but shall not include the use of a leash used to walk the animal or to forms of restraint used in the transportation of an animal.

Section 2: Chapter 98-16 of the Borough of Woodcliff Lake Code is amended by a change in title and adding subsections A, B and C. As such, Chapter 98-17 shall read as follows:

Title: 98-16: Dogs at running large, Leaving animals Outdoors, Outdoor Animal Enclosures.

- A. Dogs running at large. No person owning, keeping or harboring any dog shall suffer or permit it to run at large upon the public streets or in any public park or in any public building or in any other public place within the Borough of Woodcliff Lake, in the County of Bergen.
- B. Restrictions on Leaving Animals Outdoors.
1. It shall be unlawful for any person to leave any animal outdoors and unattended for a continuous period of time greater than one half hour if the National Weather Service has issued weather alerts or storm warning, or if the temperature during such period is either below 32° F or above 85° F. The animal shall be considered outside regardless of access to an outdoor doghouse or similar structure, unless such structure is a properly functioning climate controlled and weather resistant structure.
- C. Outdoor Animal Enclosures.
1. Animals shall be provided access to an enclosure/structure which protects them against inclement weather, is water resistant and keeps them dry, provides shade from direct sunlight, and allows them to preserve a normal body temperature.
 2. Animals shall not be housed on a temporary or permanent basis in any enclosure/structure constructed of metal, unless adequately insulated from inclement weather.
 3. If there are multiple animals, each animal shall be provided with a separated space.
 4. Outdoor animal enclosures, including pens, doghouses, or other similar structures shall be soundly constructed, safely and properly positioned on a raised platform, and properly maintained. The top of the enclosure shall be covered to provide the animal with shade and protection from the elements.

The floor of the enclosure shall be constructed in such a manner that it protects the animal's feet and legs from injury.

5. Pet Taxis, plastic carriers, boxes, vari-kennels or metal houses shall not be acceptable as adequate outdoor enclosures.
6. Outside animal enclosure shall be no less than four (4) feet in height, no less than sixty-four (64) in square footage, and must allow for the animal to freely turn around, stand, sit, or lie in a normal position. The animals' head, tail, legs, face, or feet touching any side of the enclosure. The interior height of the enclosure shall be at least six (6) inches higher than the head of the animal in the enclosure when it is in a normal standing position.
7. Outdoor animal enclosures shall contain bedding such as straw or other absorbent material in a sufficient quantity to provide adequate insulation for the structure. Bedding shall be maintained in a dry condition and renewed or changed as necessary.
8. Outdoor animal enclosure shall be kept dry, clean, and free of animal waste.

Section 3: Chapter 98-17 of the Borough of Woodcliff Lake Code is amended by a change in title and adding subsections A, B and C. As such, Chapter 98-17 shall read as follows:

Title: 98-17: Leash, Collars, Tethering

- A. Leash. No person owning, keeping or harboring any dog shall suffer or permit it to be upon the public streets or in any of the public places of the Borough of Woodcliff Lake unless such dog is accompanied by a person capable of controlling such dog and is securely confined and controlled by an adequate leash not more than six feet long.
- B. Collars. IT shall be unlawful for any person to collar an animal with a choke-type collar, prong-type collar, pinch-type collar, or rope.
 1. The collar must be at least as large as the circumference of the animal's neck plus one (1) inch and cannot be constructed primarily of metal.
- C. Tethering of Dogs.
 1. It shall be unlawful for any person to tether, fasten, tie, restrain or cause an unattended dog to be fastened, tied or restrained to houses, trees, fences, garages, stakes or other stationary or highly immobile objects by means of a rope, strap or other physical restraint for the purpose of confinement, except in circumstances where all of the following requirements are satisfied:

- a. The tethering is for a total of no more than seven (7) hours within a twenty-four (24) hour period, with a maximum of four (4) hours at anyone (1) interval and a minimum one (1) hour period between confinements.
- b. The tether is attached to the dog by a non-choke type collar, swivels at both ends, and attached to the stationary object by anchors, latches, or similar devices in a manner which the dog is able to move freely and prevents the tether from becoming entangled around the dog or any object so as to limit the dog's freedom within the tethered area or to prevent the dog, or any of its appendages, from becoming entangled by the tether.
- c. The tether shall be of type commonly used for the size of the dog involved.
- d. The construction of the tether shall be of a lightweight, yet durable material, shall not exceed twenty (20) percent of the animal's weight, and may not be thicker than one-eighth (1/8) inch.
- e. The tether must be a minimum of fifteen (15) linear feet in length, less than six (6) feet above the ground, and shall remain tangle free.
- f. The tethered dog has easy access to potable drinking water, edible food, dry ground, and adequate shade and or shelter within the tethering area.
- g. The tethering area shall be clean, clear of obstructions and or debris, and no less than 150 square feet per dog in total area.
- h. The dog, whether used for hunting, farming, breeding, or is an otherwise working dog, is regularly monitored while tethered for the aforementioned period of time.
- i. No dog shall be tethered by means of a choke-type, pinch-type, prong-type, or improperly fitting collar.
- j. Chains shall be prohibited for use as a tethering device.
- k. If there are multiple dogs, each dog shall be tethered separately and in such a manner that the tethers shall not become entangled with each other.

- l. No dog shall be tethered within five (5) feet of another person's property, public thoroughfare, and/or right-of-way.
- m. No dog shall be tethered at a vacant structure or premises for any purpose when it is not monitored by a competent adult who is present at the property for the duration of such tethering.
- n. Dogs that are not spayed or neutered shall not be tethered for any period of time.
- o. No dog under the age of one (1) or under 20 pounds shall be tethered.
- p. No dog that is sick or injured shall be tethered.
- q. No dogs shall be tethered between the hours of 10:00 PM and 6:00 AM.

Section 4: Chapter 98-19 of the Borough of Woodcliff Lake Code is stricken in its entirety and replaced with the following language and shall read as follows:

Title: 98-19: Prohibited Activities and Treatment

- A. No owner, caretaker, guardian or handler shall withhold proper shelter, light, space, protection from weather, veterinary care, and/or immune care from any animal.
- B. No owner, caretaker, guardian or handler shall fail to provide his or her animal with sufficient edible food and potable drinking water on a daily basis. Food and water must be in an animal food consumption or water consumption type container, feeder or waterer.
- C. No animal shall be subjected to unnecessary suffering or cruelty such as subjecting the animal to prolonged confinement, fear, injury, pain or physical abuse. Interaction with humans and other animals shall not be unreasonably withheld.
- D. No animal shall be contained in a parked or standing vehicle or enclosed trailer for a period of fifteen (15) or more minutes when the temperature during such period is either below 32° F or above 85° F.
- E. No person owning, keeping or harboring any animal shall permit or suffer it to do any injury or to do any damage to any lawn, shrubbery, flowers, grounds or property.

Section 5: Effective Date

This Ordinance shall take effect upon passage and publication according to law.

Date: _____

Approved: _____

Mayor Jeffrey R. Goldsmith

Attest: _____

**DEBORAH DAKIN
BOROUGH CLERK**