



**BOROUGH OF WOODCLIFF LAKE  
MAYOR AND COUNCIL AGENDA  
April 4, 2016  
8:00 PM**

**CALL TO ORDER**

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

**ROLL CALL**

Mayor Carlos Rendo  
Council President Corrado Belgiovine  
Councilwoman Jeanine Chiavelli  
Councilwoman Jacqueline Gadaleta  
Councilwoman Angela Hayes  
Councilwoman Kristy Herrington  
Councilman Thomas Panso

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE – GEORGE FUSCO, SR.**

**APPROVAL OF MINUTES**

March 21, 2016 (Closed)  
March 21, 2016 (Open)

**PRESENTATION**

- Access for All Communities, presented by Freeholder Maura De Nicola

**CORRESPONDENCE**

- Letter from Department of Transportation, dated March 24, 2016

**MAYOR'S COMMENTS**

**ADMINISTRATOR'S REPORT**

**ENGINEER'S REPORT**

**ORDINANCE**

Introduction

Ordinance 16-04

An Ordinance Governing Motorized Food Vendors in the Borough of Woodcliff Lake

**NEW BUSINESS**

- Citizen Citizen’s Update, led by Councilwoman Jeanine Chiavelli
- Ecology Update, led by Chris Behrens
- Dorchester and Woodcliff Schools Update, led by Councilwoman Angela Hayes

**PUBLIC COMMENT**

(limited to 5 minutes per speaker)

**CONSENT AGENDA**

Resolution No. 16-85

Resolution Authorizing Payroll and Payment of Claims

Resolution No. 16-86

Emergency Temporary Budget Appropriation

Resolution No. 16-87

Resolution Authorizing Grant Agreement between the Borough of Woodcliff Lake and the State of New Jersey by and for the Department of Environmental Protection

Resolution No. 16-88

Resolution Supporting to Denial of Parole for Christopher Righetti

Resolution No. 16-89

Resolution Authorizing an Inter-Local Agreement Creating the Inter-Borough Reservoir Walkway Steering Committee between the Borough of Woodcliff Lake and the Borough of Park Ridge for the Construction of the Reservoir Walkway in the Borough of Woodcliff Lake

**ADJOURNMENT**

**\*\*\*\*Disclaimer\*\*\*\***

**Subject to Additions and/or Deletions**

**“AN ORDINANCE GOVERNING MOTORIZED FOOD VENDORS IN THE BOROUGH OF  
WOODCLIFF LAKE”**

**ORDINANCE 16-04**

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 Mayor and Council of the Borough of Woodcliff Lake wishes to repeal the prohibition against motorized food vendors, also referred to as “Food Trucks” and establish rules for their governance and associated fees within the Borough.

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

**Section 1:** Chapter 255-2 shall be amended to revise the definition of “Mobile Kitchen” which shall read as:

**Mobile Kitchen**

As used in this or any other section of the Borough Code, any portable kitchen located inside of a vehicle and/or trailer shall meet the standards and requirements for a motorized food vendors (aka Food-Truck) as contained in Chapter 399.

**Section 2:** Chapter 255-3 subchapter B shall be amended shall read as:

- B.** All Mobile Kitchens shall meet the licensing requirements, regulations and standards for a motorized food vendors (aka Food-Truck) as contained in Chapter 399.

**Section 3:** Chapter 399 -1 shall be amended to include the term “motorized food vendors (aka Food-Truck) ” and shall read as:

**§399-1 Definitions.**

As used in this article, the following terms shall have the meanings indicated:

**RETAIL FOOD ESTABLISHMENT**

Any fixed or motorized restaurant; coffee shop; cafeteria; short-order cafe; luncheonette; grill; tearoom; sandwich shop; soda fountain; tavern; bar; cocktail lounge; night club; roadside stand; motorized food vendors (aka Food-Truck), industrial feeding establishment; private, public or nonprofit organization or institution serving food; catering kitchen; commissary; box lunch establishment; retail bakery; meat market; delicatessen; grocery store; public food market or similar place in which food or drink is prepared for retail sale or for service on

the premises or elsewhere; and any other retail eating or drinking establishment or operation where food is served, handled or provided for the public, with or without charge, except that agricultural markets, covered-dish suppers or similar type of church or nonprofit-type institution meal services shall meet the special provisions of Regulation VIII of Chapter 12 of the New Jersey State Sanitary Code.

**Section 4:** Chapter 399 -5 (F) shall be amended to include the term “motorized food vendors (aka Food-Truck)” within its enumerated list of Food Handling Establishments.

**Section 5:** An article shall be added in Chapter 399 to provide the rules and regulations for motorized food vendors and shall be entitled as “**Article III: Rules Governing Motorized Food Vendors (aka Food-Truck)**” and begin at §399-8. Such Article shall read as follows:

**Article III: Rules Governing Motorized Food Vendors (aka Food-Truck)**

§399-8 License required, displayed, transferability, proof of insurance required, inspection required;

- A. No person shall conduct, operate or maintain a motorized food vendor establishment without first obtaining a license to do so as required by the rules and procedures of the Borough of Woodcliff Lake Borough Code.
- B. No more than thirty (30) motorized food vendor licenses shall be issued by the Borough. Such licenses are issued on a first come basis.
- C. Motorized food vendors shall affix to the vehicle a copy of the license issued by the Borough, the certificate of registration issued by the New Jersey Division of Taxation, and shall have displayed prominently on or adjacent to the doors of the vehicle, a placard or lettering with the name and address of the owner, lessee and/or lessor of the vehicle. Said information shall be in letters and numbers no less than three (3) inches in height in accordance with N.J.S.A. 39:4-46.
- D. Motorized food vendor licenses are not transferable.
- E. A license shall not issue unless proof of insurance is provided for:
  - i. motor vehicle insurance as per N.J.S.A. § 39:6B-1
  - ii. proof of general liability insurance providing a minimum of one million dollars (\$1,000,000.00) coverage
- F. Motorized food vendor vehicles shall be inspected by both the Health Department and the Fire Department before operating. No changes shall be made to approve motorized food vendor vehicles without re-inspection by both Departments.

§399-9 Time and Place of Operation

- A. No motorized food vendors shall occupy the public street and/or the sidewalk.
- B. Motorized food vendors shall only occupy private commercial properties with the expressed permission of the property owner on Monday through Friday from 7 AM to 3 PM, excluding public holidays. No more than two (2) motorized food vendors shall be permitted on any single property at any given time. No motorized food vendors shall occupy any portion of the public street and/or the sidewalk.

- C. Residents and not-for-profit organizations may request the presence of food trucks on their property for special occasions. Such request shall be made to the Borough Administrator who shall make a determination in his/her own discretion. Such determination shall include the number of trucks allowed and the hours of operation for same. No motorized food vendors shall occupy any portion of the public street and/or the sidewalk.
- D. No motorized food vendors shall operate or be parked in any area where parking of motor vehicles is prohibited, restricted or regulated.
- E. Property owners, residents and/or organizations giving permission to or requesting the presence of motorized food vendors shall assure that the motorized food vendor vehicle is parked legally and not obstructing the flow of vehicle or pedestrian traffic.
- F. Nothing in this chapter shall limit the Borough or any of its entities from the hiring of motorized food vendors for special events.

**§399-10 Operation requirements for motorized food vendors.**

- A. Motorized food vendors shall provide trash and recycling receptacles within ten (10) feet of their site and shall collect all trash and debris within twenty-five (25) feet before leaving their site. Collected trash must not be deposited in public trash receptacles.
- B. All motorized vehicles must abide by all existing traffic and parking regulations.
- C. No motorized food vendor shall serve food or drink to a motorist or occupants of a vehicle.
- D. No motorized food vendor shall provide in-truck dining services or sidewalk tables and chairs.
- E. Motorized food vendors vehicles shall be solely used for the commercial use of food service and shall not contain sleeping quarters.
- F. Grills, generators, or other items related to the motorized food vending operation shall be physically attached to the vehicle
- G. Motorized food vendors must have a portable water tank/sink for hand washing attached to their vehicle as per N.J.A.C. 8:24-5.3.
- H. All motorized vehicles must abide by all existing traffic and parking regulations.

**Section 6:** Chapter 396 -1 shall be amended to include the term “Motorized food vendors (aka Food-Truck)” within its enumerated list of permits costs, and yearly renewal fees shall be added as:

<b>Permit</b>	<b>Fee</b>
Motorized food vendors (aka Food-Truck)	\$125

**Section 7:** All ordinances of the Borough of Woodcliff Lake which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 8:** If any section, subsection, sentence, clause or phrase of this ordinance if, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

**Section 9:** This ordinance shall take effect upon passage and publication according to law.

Date: \_\_\_\_\_

Approved: \_\_\_\_\_

**Mayor Carlos Rendo**

Attest: \_\_\_\_\_

**DEBORAH DAKIN  
BOROUGH CLERK**

**RESOLUTION AUTHORIZING PAYMENT OF PAYROLL & PAYMENT OF CLAIMS**

**Resolution No. 16-85**

**April 4, 2016**

**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 3/15/2016 - \$171,746.26

**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:	\$ 1,038,889.09
Affordable Housing:	\$ 2,817.50
State Unemployment:	\$ 15.00

**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.

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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 April 4, 2016.

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

**Emergency Temporary Budget Appropriation**

**April 4, 2016  
RESOLUTION NO. 16-86**

**WHEREAS**, an emergent condition has arisen with respect to various Appropriations listed below and no adequate provision has been made in the 2016 temporary appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

**WHEREAS**, said total emergency temporary resolutions adopted in the year 2016 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$ 750,000.00.

**NOW, THEREFORE, BE IT RESOLVED** (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. The following temporary appropriations be and the same are hereby made for:

Administration – Salaries and Wages	\$ 12,000.00
Administration – Other Expenses	7,000.00
Municipal Clerk – Salaries and Wages	6,000.00
Financial Administration – Salaries and Wages	10,000.00
Tax Collection – Salaries and Wages	5,000.00
Group Health Insurance for Employees	75,000.00
Police – Salaries and Wages	100,000.00
Maintenance of Parks – Other Expenses	10,000.00

Total     \$ 225,000.00

2. That said emergency temporary appropriations will be provided for in the 2016 budget under the various titles listed above.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

**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 April 4, 2016.

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

**GRANT AGREEMENT BETWEEN**

**The Borough of Woodcliff Lake**

**AND**

**THE STATE OF NEW JERSEY**

**BY AND FOR**

**THE DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**GRANT IDENTIFIER: CSIP**

**APRIL 4, 2016**

**RESOLUTION NO. 16-87**

The governing body of The Borough of Woodcliff Lake desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$20,000 to fund the following project: Community Forestry Program: Community Stewardship Incentive Program (CSIP) for Reforestation/Tree Planting to plant approximately 40 trees within the Borough of Woodcliff Lake as well as for care and maintenance of the planted trees.

Therefore, the governing body resolves that Tomas J. Padilla or the successor to the office of Administration is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$1 and not more than \$20,000 and (c) to execute any amendments thereto.

**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 April 4, 2016.

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

**BOROUGH OF WOODCLIFF LAKE**

**RESOLUTION SUPPORTING THE DENIAL OF PAROLE FOR CHRISTOPHER RIGHETTI**

**Resolution No. 16-88**

**April 4, 2016**

**WHEREAS**, on August 31, 1976, Kim Montelaro, a resident of New Milford, Bergen County, then 20 years old, was forcibly abducted, brutally assaulted and murdered by repeat offender, Christopher Righetti; and

**WHEREAS**, Christopher Righetti, Prisoner #59431, is currently incarcerated for the killing of Kim Montelaro; and

**WHEREAS**, Christopher Righetti has gone many times before the Parole Board of Northern State Prison. His release was denied each time, as the parole board found that Christopher Righetti was unwilling to take responsibility for abducting, assaulting and murdering Kim Montelaro; and

**WHEREAS**, Christopher Righetti has never shown any remorse for his crime and has made no substantial progress in addressing the issues that led him to murder Kim Montelaro and has demonstrated a substantial for recidivism; and

**WHEREAS**, Kim's family should not be made to relive this horrible crime every few years when there is a parole hearing. They are forced to travel long distances from their current residence in Florida each time there is a parole hearing for their daughter's killer. They continue to suffer unnecessarily on Christopher Righetti's account; and

**WHEREAS**, in addition to the efforts of the Montelaro Family, Woodcliff Lake, hereby supports the position that Christopher Righetti should not be granted parole and should serve out the full remainder of his life sentence. If a future eligibility date is set, we urge the Board to select a date at least 35 years from now. The abduction, rape and murder of an innocent young woman is a serious crime that demands justice; and the family of Kim Montelaro should be given the peace of mind knowing that their daughter's murderer will remain behind bars for the rest of his life, as ordered by the court.

**NOW THEREFORE BE IT FURTHER RESOLVED** that Woodcliff Lake hereby abides by the conclusion that Christopher Righetti be denied parole and be made to serve out his life sentence, otherwise this creates a grave injustice to the family of Kim Montelaro as well as to society.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be sent to the Bergen County Police Chief's Association, the New Jersey PBA, the Office of the Bergen County Prosecutor, Keep NJ Safe, and to Chairman James T. Plousis of the New Jersey State Parole Board.

**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 April 4, 2016.

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

**A RESOLUTION AUTHORIZING AN INTER-LOCAL AGREEMENT CREATING THE INTER-BOROUGH RESERVOIR WALKWAY STEERING COMMITTEE BETWEEN THE BOROUGH OF WOODCLIFF LAKE AND THE BOROUGH OF PARK RIDGE FOR THE CONSTRUCTION OF THE RESERVOIR WALKWAY IN THE BOROUGH OF WOODCLIFF LAKE**

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**RESOLUTION NO. 16-89**

**APRIL 4, 2016**

**WHEREAS**, the Mayor and Council of the Borough of Woodcliff Lake wishes to pursue the revitalization project along Woodcliff Lake's "Broadway Corridor" which shall include a continuous reservoir walkway extending into the Borough of Park Ridge for the use and enjoyment of the residents of the Boroughs; and

**WHEREAS**, the Borough of Park Ridge also wishes to work in conjunction with the Borough of Woodcliff Lake to create the continuous reservoir walkway; and

**WHEREAS**, to realize same both Boroughs have agreed to enter into an inter-local agreement to create an Inter-Borough Steering Committee that will provide guidance, direction and supervision of the project in a streamlined and efficient manner; and

**WHEREAS**, this inter-local agreement will charge the Committee with the design/planning duties of the continuous reservoir walkway. The Committee's ultimate determinations shall be placed before the Boroughs' Mayors and Councils for final approval; and

**WHEREAS**, pursuant to N.J.S.A. 40A:65-1, at seq. any municipality of the State of New Jersey may contract with any other municipality or municipalities for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide within its own jurisdiction.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Council of the Borough of Woodcliff Lake that the Mayor is authorized and the Borough Clerk shall attest to and Inter-local agreement creating the Inter-Borough Reservoir Walkway Steering Committee between the **BOROUGH OF WOODCLIFF LAKE** and the **BOROUGH OF PARK RIDGE**; and

**BE IT FURTHER RESOLVED** that, pursuant to the inter-local agreement, such committee is empowered to negotiate on behalf of the Borough and empowered to utilize the Borough's experts for the design and planning of the continuous reservoir walkway. Such plans, when finalized, shall be presented to the Borough Mayor and Council for approval; and

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be forwarded to the Borough of Park Ridge.

**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 April 4, 2016.

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