

**BOROUGH OF WOODCLIFF LAKE  
MAYOR AND COUNCIL AGENDA  
SPECIAL MEETING  
September 19, 2012  
7:00 p.m.**

**CALL TO ORDER.**

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

**ROLL CALL.**

Mayor Goldsmith asked for a roll call. Councilmembers Abene, Bader, Glaser, Struk and Rosenblatt were present. Administrator Albrecht and Borough Clerk Sciara. Matt Berry and Brian Boffa, members of the Technology Committee , were also present.

**BUSINESS AT HAND.**

Technology Committee members Matt Berry and Brian Boffa gave a tutorial on the use of the think pads and download tonight's agenda onto pads.

Mrs. Abene and Attorney Madaio will discuss the matter of maintenance/loss/damage to the think pads and report back to the Mayor and Council.

**BOROUGH OF WOODCLIFF LAKE  
MAYOR AND COUNCIL MINUTES  
September 19, 2012**

**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 Goldsmith asked for a roll call. Council members Abene, Bader, Glaser, Struk and Rosenblatt were present. Attorney Madaio, Administrator Albrecht and Borough Clerk Sciara were also present.

**PLEDGE OF ALLEGIANCE.**

All present recited the Pledge of Allegiance led by Senator Cardinale.

In deference to 9-11, Mayor Goldsmith asked all to sing "God Bless America" for all those who honor our county and to those who lost their lives.

As the Mayor began to give his agenda changes, Mr. Struk respectfully asked the Mayor if the Council could discuss Councilman Kenneth Baum's vacant seat. This motion was immediately seconded by Mr. Glaser. The Mayor asked that the presentation from Park Ridge Water be first, next would be his Mayor's report, and then he would get to Mr. Struk's item. Mr. Struk stated that he would not withdraw his motion.

Mr. Struk stated that is not going to be a big deal to do what he is trying to do. Mayor Goldsmith asked if Mr. Struk would reconsider his motion. Mr. Glaser stated that what Mr. Struk wants to discuss will take all of 5 minutes.

Mr. Rosenblatt stated that we should take care of our out of town guests before we get to in-house business. Mr. Glaser stated that there is a motion and a second and asked that the vote be taken.

**ROLL CALL:**

Introduce: Mr. Struk  
Second: Mr. Glaser  
Ayes: Mr. Bader, Mr. Glaser, Mr. Struk  
Nays: Mr. Rosenblatt, Mrs. Abene  
Abstain: None  
Absent: None

Mr. Struk began that a letter was delivered to the Borough Clerk on Monday, September 19, 2012 by Mr. Richard Purcell with three names of candidates to fill Mr. Baum's vacant Seat. Mayor Goldsmith stated that at this moment, he has not received any correspondence. Mr. Rosenblatt stated he also had not received any such letter.

The Borough Clerk stated that there was a letter hand delivered to her by Mr. Purcell addressed to the Mayor. The Borough Clerk stated she stamped in the letter and gave the letter to Debbie Dakin, the Mayor's administrator assistant immediately. The Borough Clerk asked her to contact the Mayor to ask what he wanted her to do with the letter. The Borough Clerk stated that she could only attest to what she was told to her by Debbie Dakin. The Mayor asked the Borough Clerk to continue. The Borough Clerk stated that she was told that the Mayor asked Ms. Dakin to open the letter and read the contents to her. Debbie Dakin then came in and put the opened letter into the Mayor' box in the Borough Clerk's office.

Mr. Bader asked if the meeting could be opened to Mr. Richard Purcell, Motion by Mr. Bader, second by Mr. Glaser. Motion approved unanimously by voice call vote.

Mr. Purcell stated that he is the chair of the Woodcliff Lake Republican Club, a 42 year resident of Woodcliff Lake and a former marine. As soon as he heard that Mr. Baum resigned, he immediately convened the Republican Club in order to discuss Title 19 and the vacation of municipal seats. There was a unanimous conclusion of the following names by the Republican Club: Jean Bae, Paul Camella and Jeff Hoffman. I need not have to respond to say how qualified each one of these residents are. Ms. Bae is currently campaigning to fill a seat on the council. The letter was hand-delivered to Mrs. Sciara. Mrs. Sciara stamped it in his presence, and she then asked how important the letter was as the Mayor would not be in until Wednesday. Mr. Purcell stated that no council seat should be empty for a minute and the residents of Woodcliff Lake should have immediate representation.

A copy of the letter was given to the Mayor Goldsmith by Mr. Purcell. Borough Clerk Sciara was asked to make copies for the Mayor and Council and left the dais.

Mr. Rosenblatt asked "Where is Mr. Hoffman?" He was at back to school night. "Where is Mr. Camella.?" He had previous business to attend to. Mr. Purcell stated that both candidates were asked to attend and thanked Mr. Rosenblatt for a very good question.

Mayor Goldsmith asked if he could read his Mayor's report. Mr. Struk had no objection.

### **MAYORS REPORT**

We continue to move forward meeting with our corporate residents. Bank of New Jersey will be moving onto Chestnut Ridge Road and we welcome them to Woodcliff Lake. Our Woodcliff Lake Business Leaders event is in the planning stages.

Last Tuesday, we held the 9.11 ceremony that was widely attended. The remarks from the Clergy were meaningful and accomplished the tone that Woodcliff Lake set for that evening. I wish to thank Wolfgang Albrecht for coordinating this event, as well as thanking members of our fire department and police department that were in attendance. Taps was played by two of our elementary school children and we thank them as well.

As most of our community is aware, we agreed to a tax appeal settlement with Mack Cali. In the interest of full disclosure, today, that matter was in Tax Court in Hackensack, as our Tax Assessor opposed a portion of the settlement.

In response to questions from the Judge to the Tax Assessor, he found no credible information and the Judge did find what we already knew. The Judge ruled that the tax settlement was "fair and reasonable," and that "there was no political interference and no conflict of interest."

Tonight, I ask that we address two items not on the agenda. First, that we make the adoption before you with regard to the appearance and request by the Tax Court. As well, I ask for the consideration of appointment to fill the unexpired seat of former Councilman Ken Baum, who notified me last Thursday that he will be resigning effective immediately, and hence, notified the Council via email, moments after we spoke. I would like to thank him for his service to our community and wish him all the best in his future endeavors. He asked that he would like to remain on the Pascack Valley High School Funding Formula Committee, and I acquiesced and hope this Council agrees. As well, I wish Ken a Happy and Healthy New Year.

God bless Woodcliff Lake. God bless America.

Mr. Struk stated that based on the letter and on protocol, Mr. Struk respectfully nominated Jean Bae to fill Ken Baum's vacant seat, second by Mr. Glaser. Mayor Goldsmith is proud that Woodcliff Lake holds it head up high to do what is the best for our residents. Mr. Goldsmith asked Mrs. Bae if she currently resides on the school board/ Mrs. Bae stated that she resigned today, September 19, 2012 and a copy could be provided in the morning as per our borough attorney.

#### **ROLL CALL**

Ayes: Mr. Bader, Mr. Glaser, Mr. Struk

Nays: None

Abstain: Mr. Rosenblatt stated that although he has the greatest admiration for Mrs. Bae, the Notice of this vote was given to him this morning and he feels it is rushed  
Mrs. Abene

Absent: None

Abstain: None

Senator Cardinale read the Oath of Office to Jean Bae with her husband holding the bible. The newly appointed Councilwoman thanked the Mayor and Council by reading a prepared speech. Mrs. Bae thanked Ken Baum for his years of service. Mrs. Bae stated that her six years on the Board of Education has been most rewarding and this new phase of public service will be a challenging one. She will continue to help govern our town with pride, prudence and sound judgment.

Mayor Goldsmith stated that later tonight we have committee reports and one of his concerns was how we were going to handle the committee assignments. The Mayor will presume that since the majority of the council members are Republican, he asked if Mr. Baum's committee assignments will go to Mrs. Bae? Mr. Glaser stated that Mrs. Bae is interested in education, and he said that she would do well as second chair of park and recreation and fire as well as working with Mr. Glaser with ordinances. It seems like it will be a seemed transition. Mrs. Bae will contact the Mayor directly to discuss committee assignments.

## Park Ridge Water Rate Increase Discussion

Mr. Glaser stated that the sequence of the agenda is being changed. Motion to change the order of the agenda to accommodate Park Ridge Water was made by Mr. Bader, second by Mrs. Abene. Mayor Maguire stated that they were here to speak about the Park Ridge Water rate increase. The President of Park Ridge Water Company, Mr. Mehm and the Director of Operations, Bill Beattie were also present. Mayor Maguire stated that as a resident and the supplier of Park Ridge Water he is proud of the operations of the company now and in the future.

Mr. Mehm read the Open Public Meetings act into the record as those present from Park Ridge Water represented a quorum. Their meeting would continue later at the Park Ridge Water Operational plant.

A very detailed and technical report was given, which will be appended at the end of these minutes and become a permanent part of these minutes.

A comparison of Park Ridge Water compared to other municipalities was shown. Park Ridge Water still has the lowest rates in the Pascack Valley even with the 20% increase. As noted, there have been no rate increases in 15 years. The new rate increase will be effective on October 1, 2012. If someone had a bill on November 1, 2012 they would be billed at 30 days at the new rate and 30 days at the old rate. This increase will get Park Ridge Water through 2014 at which time surplus will be deleted.

Comparison rates vs. United Water were discussed. Park Ridge and Woodcliff Lake residents are charged the same rates. This was the basic presentation and Park Ridge is requesting that Woodcliff Lake authorize a Resolution for the acceptance of the 20% increase.

The original contract stated that there would be a \$100,000 year surcharge for Woodcliff Lake. To date, approximately \$1.8 million in capital has been spent another \$600,000 is estimated for the repair to the tank on Holly Court. This work will begin sometime in October. The paint on the outside of the tank will be taken off, the tank will be dropped to zero so the insides may be painted, WCL Fire Dept. was contacted to ascertain what would happen if there were a fire on Chestnut Ridge Road and a letter has been written to residents on Holly Court to advise residents as to what is happening.

Fire Chief Jared Shapiro stated that confined space rescue is a concern and the lead in the ground water if it got out and that the rescue equipment that will be compatible to the holes. Chief Shapiro asked Bill Beattie to contact him before equipment is taken off-line. For some reason, when Park Ridge was conducting tests, there were four pressure alarms that went off on Chestnut Ridge Road.

Mr. Mehm stated that at some point we will have to think about putting in another well site. This would be within the next 5 years. This will be part of our standard charge stated Mayor Goldsmith.

Mr. Struk stated there was an article in The Record in July 2012 with a comment by Mr. Mehm stating that the reduction in electricity rates in Park Ridge would be absorbed by enacting the new tax on the water rate. Mr. Mehm stated that this was a misquote and that there is no co-mingling of utility funds.

Mr. Glaser asked if the quote in The Record was true. Mr. Mehm stated that he is in charge of water, electric, roads, etc. Mr. Glaser asked for a 5-10 years trend for water and electric services. Mr. Mehm stated that a 60% increase in electric was applied 8 years ago; water has had no increase in 15 years. Park Ridge is now buying power through a consortium which has seen the lowest rates for power in years.

Mr. Bader asked if Mr. Struk had a copy of the article from North Jersey. Com. Mr. Struk did not have the copy with him. He stated however that when you read the article, it seems that both towns would be subsidizing Park Ridge electricity rate decrease.

Mr. Glaser continued with his questions. He asked the number of wells in Woodcliff Lake compared to those in Park Ridge. There are four wells in Woodcliff Lake, 16 in Park Ridge. He continued by asking if a well is constructed in Woodcliff Lake, is it to serve the entire system or just Woodcliff Lake. There are two systems in Park Ridge Water System, a high system and a low system. Mr. Glaser stated that the pressure in the Woodmont section is very low. Mr. Beattie stated that if that tank was built two feet higher this problem would have been alleviated.

Mr. Bader asked if all the funding comes from the revenue of the Park Ridge Water. Mr. Mehm stated yes. Mr. Bader stated that he is a big fan of Park Ridge Water. He continued that he was a Councilman when these discussions were first had. He brought up the capital surcharge stating that there probably would have been no contract if Woodcliff Lake did not agree to the surcharge. Mr. Bader continued that he has never seen an accounting of capital expenses that are on Woodcliff Lake's balance sheet. He has a "really big problem" coming to his residents requesting a 20% increase. He believes that there is a state statute dictating what can be done when two municipalities are in an agreement. He is sure Mr. Mehm is aware of the parity restriction. In 2007 when this statute was passed, maybe the surcharge was legal. He doubts it is not legal today. "Why can't we be your favorite customers like your favorite residents and discontinue the surcharge as a good faith measure". Mr. Bader stated that the Borough of Woodcliff Lake paid approximately \$300,000 for the property where Park Ridge constructed a well. He was a councilman at the time and all of a sudden "Poof" the building showed up. Our taxpayers paid for this property and we didn't know there was a building going to be constructed. This property was purchased as part of a bigger park and recreation usage.

Mayor Goldsmith stated that he had previously asked Park Ridge to rescind the surcharge. He was told that Park Ridge has honored their end of the contract. Mayor Maguire thanked Mr. Bader for his comments on the capital surcharge. He was not around when the contract was signed. However, United Water has state approved mandated surcharges being levied. Park Ridge Water has done a great job managing this infrastructure. However, we are running a business and those monies were spent in keeping up with the infrastructure.

There are other provisions in the contract that a water utility can take out a certain amount of expenses out of the water utility that they do not. Woodcliff Lake sued Park Ridge Water previously and lost. Because the contract took so long, there were a number of projects Park Ridge Water had to put on hold. There are seven (7) years left and the surcharge was capped at 2 million dollars.

Mr. Glaser asked what happens at the end of the agreement on 12-31-19. "Obviously we can walk away but what would Woodcliff Lake own". There are provisions that at the end of the

agreement, the facilities funded under the Capital Surcharge as shown in Schedule A by Woodcliff Lake shall belong to Woodcliff Lake. The intention was to start the capital surcharge at the beginning of the contract but it didn't.

Mr. Glaser asked about the maintenance of the accounting of capital investment and asked that Park Ridge provide the same accounting paperwork to Woodcliff Lake. Mr. Mehm stated there are file cabinets filled with back-up and documents. Mr. Glaser stated the contract said this accounting "would be done" so that Woodcliff Lake could establish capital worth at the end of the agreement.

Mayor Goldsmith stated it is the pleasure of the Council to approve or disapprove an increase. It would then be Park Ridge's decision. The residents of Woodcliff Lake love Park Ridge Water. He does not want to give them 20%, they have made a presentation and shared their thoughts. Vote or not.

Mr. Rosenblatt asked if Park Ridge residents can vote for their own increase? Mr. Mehm stated that Park Ridge residents cannot vote on water rates. Mr. Rosenblatt asked if time was of the essence on this issue. Mrs. Abene reminded the Council that this issue has been carried since July.

Mrs. Abene asked in the simplest form, "What if we do not agree to this increase?" Mr. Bader answered that Park Ridge would petition to the Board for an arbitration ruling which would take approximately 8 months.

Pleasure of the Council was asked again by the Mayor to the Council.

Mr. Glaser stated he had a couple more questions. Mr. Glaser asked if senior citizen discount rates were sent out to residents. Mr. Mehm stated that senior discounts could amount to up to 50% depending on income but they did not send out notices to the resident. Mr. Glaser and Mr. Rosenblatt stated that they would like Park Ridge Water to send out a notice to residents.

Mayor Goldsmith asked "Can we move on and thank these gentlemen for coming? I am listening to questions, seeing the faces of this Council. Mr. Bader made comments..., let's go into closed session on October 1 and let's decide what this council wants." Mr. Bader stated that he has no reason to go into closed session. He stated that he "doesn't know if anyone wants to make a motion". Mr. Glaser stated to let him ask one more question and he does not care if anyone else is interested but he is.

Mayor Goldsmith stated that in deference to time and to the schedule to what is here, he had no problem asking Park Ridge Water to return at another time. The Mayor appreciates all the questions that Mr. Glaser is asking in the best interest of Woodcliff Lake but he is not seeing any substance to these questions that is bringing this Council to action.

Mr. Bader stated that with all respect, "this is not his decision. By Robert's Rule of Order, any member of the committee who rises to ask a question, once recognized you cannot decide that you do not like the question. This is a democracy." Mayor Goldsmith asked the Borough Clerk to read back what was just said. The Borough Clerk did not read the conversation back. Mayor Goldsmith stated that he totally agreed with Mr. Bader's recital of Robert Rules and did not say he did not like the question. He then asked that the Borough Clerk that this section of the meeting be carefully detailed in the minutes.

Mr. Glaser stated that he had previously asked Park Ridge Water for two years of information of water usage for Woodcliff Lake customers. He was only provided one year. Mayor Goldsmith agreed with Mr. Glaser's original request and asked for the usage reports for 2010 and 2012.

Mr. Bader stated that he is against supporting any Resolution that will impose a 20% increase for water onto the residents of Woodcliff Lake. He continued that if Woodcliff Lake did not support the increase, Park Ridge should petition the rate hike to the appropriate board. This process could take approximately 8 months. Mr. Mehm stated that even with the 20% increase, Park Ridge Water is still the cheapest water in the County. He cautioned that by delaying the approval of the rate increase, the increase will be greater when it finally is approved.

Mayor Maguire stated that no one likes an increase. However, the water rates have not been increased in 15 years. Mayor Maguire stated the needs of the business warrants this increase. Mr. Bader does not disagree; however, he cannot give Park Ridge Water a carte blanche 20% increase.

Mr. Mehm stated that a Resolution is needed from Woodcliff Lake in order for Park Ridge to bring it back to their Council. Mr. Beattie stated that this is a very well run operation. The reason their water rates are so low is because there is not a lot of waste and they are very efficient. If the appropriate board gives Park Ridge Water a lower rate than the 20% needed to

If there is no motion, Mayor Goldsmith stated that he recognized that it is September 19 and 48 days away from an election. In 1999 there was an uproar in Woodcliff Lake about surface water vs. well water. He looks at the chart with water costs of other municipalities. It is \$808 vs. \$585 and that is the decision this council will have to make. A lot of decisions are made on risk. Mayor Goldsmith stated that he does not want to leave Park Ridge Water and have to tell the residents, "We did a great job during the silly season". We have done this with a cell tower that went up on the wrong property, leaving the municipality a million and a half dollars poorer. Woodcliff Lake residents want well water.

The Mayor gavelled the meeting stating "Let's move on". Mayor Maguire thanked the Council for their time and the Park Ridge representatives left.

Mayor Goldsmith stated that the attorney for the Mack-Cali appeal is in attendance.

Mrs. Abene read the following into the record.

**Resolution Amending Resolution Number 12-176 (August 20, 2012)**

**WHEREAS**, Mack -Cali Realty Corp. appealed the 2009 through 2012 real property tax assessments on property known as 50 Tice Boulevard and 300 Tice Boulevard; and

**WHEREAS**, the Tax Court of New Jersey held a hearing on September 19, 2012 as the result of the Tax Assessor's non-concurrence with the settlements of the appeals; and

**WHEREAS**, the Tax Court found the Settlements to be fair and reasonable; and approved the settlements; and

**WHEREAS**, the Resolution Number 12-176 adopted August 20, 2012 erroneously

indicated that the Tax Assessor had concurred with the settlements.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Woodcliff Lake that the Resolution Number 12-176 adopted by the Mayor and Council of the Borough of Woodcliff Lake that Resolution Number is amended to indicate that the Tax Assessor did not approve of the portions of the settlements.

**ROLL CALL:**

Introduce: Mrs. Abene  
Second: Mr. Rosenblatt  
Ayes: Mr. Struk, Mr. Bader, Mrs. Bae, Mr. Glaser, Mr. Rosenblatt, Mrs. Abene  
Nays: None  
Abstain: None  
Absent: None

Mr. Bader stated that he is speaking in support of this Resolution. However in his 11+ years on the Council and he can't remember ever being so upset on any issue as this Mack-Cali settlement. He stated that he relied solely on the information provided to him on September 5, 2012 by Mayor Goldsmith and Mr. Muhlstock when he voted in the affirmative for the Mack-Calk settlement. He was not told in the original discussions that the tax assessor and tax attorney were not involved in discussions and did not approve of all the provisions of the settlement. He continued that he attended the court hearing in Hackensack this afternoon and was not impressed with the facts presented. Mr. Bader stated that the tax assessor had a point but he liked the settlement better. Mr. Bader wants full disclosure and transparency. From now on, Mr. Bader is requesting certification before any approvals are given for any settlements/contracts.

Mr. Steven Muhlstock commented that he has represented 15 municipalities during his 35 years of practice. This was the first time this type of issue has ever arisen. He stated that there is no sense in going backwards to discuss what happened. It was clearly miscommunication or maybe non-communication with the tax assessor. Mr. Muhlstock has asked for a copy of the hearing so that all involved may read what transpired.

**APPROVAL OF MINUTES.**

**RESOLVED**, that the Minutes of the **meeting of a closed session meeting of the Mayor and Council on August 20, 2012 Executive Closed Session 8-20-12.docx**copies of which have been received by all Councilpersons, are hereby approved as presented but not yet ready for release to the public.

**ROLL CALL:**

Introduce: Mrs. Abene  
Second: Mr. Rosenblatt  
Ayes: Mr. Struk, Mr. Glaser, Mr. Rosenblatt, Mrs. Abene  
Nays: None  
Abstain: None  
Ineligible: Mrs. Bae

Mr. Bader asked that the minutes be reflected to show that there had been previous changes to these minutes.

**RESOLVED**, that the Minutes of a Mayor and Council meeting on September 4, 2012 copies of which have been received by all Councilpersons, are hereby approved as presented.

**ROLL CALL:**

Introduce: Mr. Glaser  
Second: Mrs. Abene  
Ayes: Mr. Bader, Mr. Rosenblatt, Mr. Struk Mrs. Abene, Mr. Glaser  
Nays: None  
Abstain: None  
Absent: None  
Ineligible: Mrs. Bae

**RESOLVED**, that the Minutes of the meeting of a closed session meeting of the Mayor and Council on September 4, 2012 copies of which have been received by all Councilpersons, are hereby approved as presented but not yet ready for release to the public.

**ROLL CALL:**

Introduce: Mr. Glaser  
Second: Mrs. Abene  
Ayes: Mr. Rosenblatt, Mr.Struk, Mrs. Bader, Mr. Abene  
Nays: None  
Abstain: None  
Absent: None  
Not eligible: Mrs. Bae

Mr. Bader stated that he wanted to be sure that the directive of these closed session minutes be followed before the discussion of the Pascack Valley Regional High School Funding Formula is discussed again. Mayor Goldsmith stated that Administrator Albrecht will speak with the Chief Financial Officer. If there is no certification, Mr. Bader will ask to table the discussion.

**PUBLIC HEARING**

**Ordinance 12-16**

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

**Be it Resolved, that the Ordinance entitled**

“Bond Ordinance to Amend Sections 4,7,8,9,11 and 12 of the Bond Ordinance (Ord. No. 12-12)  
Entitled: “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 Information Technology Equipment and a new Automotive 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 \$361,200 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, "Adopted on July 16, 2012.

- C. Motion to open the meeting to the public was made by Mr. Struk, second by Mr. Rosenblatt and approved unanimously by voice call vote.

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

- D. Adoption.

**Be it Resolved, that the Ordinance entitled**

"Bond Ordinance to Amend Sections 4,7,8,9,11 and 12 of the Bond Ordinance (Ord. No. 12-12) Entitled: "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 Information Technology Equipment and a new Automotive 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 \$361,200 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, "Adopted on July 16, 2012.

introduced at a Regular Meeting of the Mayor and Council held on September 4, 2012 published in the form presented to and read at this Meeting, shall be appended to the Minutes of this Meeting, and made part of this Resolution and shall be passed on second and final reading, and the Borough Clerk is authorized to advertise the same according to law.

**ROLL CALL:**

Introduce: Mr. Struk  
Second: Mr. Glaser  
Ayes: Mr. Rosenblatt, Mrs. Abene, Mr. Bader, Mrs. Bae, Mr. Struk, Mr. Rosenblatt  
Nays: None  
Abstain: None  
Absent: None

**Ordinance 12-17**

- A. Clerk offers Proof of Publication.

- B. Ordinance is read by title only

**Be it Resolved that the Ordinance Entitled**

“Ordinance of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey, to Revise the Ordinance 250-14A to Include Additional Areas Where Parking is Prohibited at Certain Times.”

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

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

- D. Adoption.

**Be it Resolved that the Ordinance Entitled**

“Ordinance of the Borough of Woodcliff Lake, County of Bergen, State of New Jersey, to Revise the Ordinance 250-14A to Include Additional Areas Where Parking is Prohibited at Certain Times.”

**ROLL CALL:**

Introduce: Mr. Bader  
Second: Mrs. Abene  
Ayes: Mr. Bae, Mr. Glaser, Mr. Rosenblatt, Mr. Struk, Mrs. Abene, Mr. Bader  
Nays: None  
Abstain: None  
Absent: None

**NEW BUSINESS.**

**Resolution of the Governing Body Certification of the Annual Audit**

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

**WHEREAS**, the Annual Report of Audit for the year 2011 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 promulgated 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, as a minimum, the sections of the annual audit entitled “Comments and Recommendations”, and,

**WHEREAS**, the members of the governing body have personally reviewed as 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 resolution 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 have 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 Borough Council of the Borough of Woodcliff Lake hereby states that is has complied with the 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.

**I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON July 18, 2011.**

\_\_\_\_\_  
Lorinda Sciara, RMC/CMC  
Borough Clerk

**ROLL CALL:**

Introduce: Mr. Glaser  
Second: Mrs. Abene  
Ayes: Mr. Bader, Mr. Rosenblatt, Mr. Struk, Mrs. Abene, Mr. Glaser  
Nays: None  
Abstain: Mrs. Bae  
Absent: None

**Resolution to Approve the Corrective Action Plan for the Fiscal Year 2011 Audit Report of the Borough of Woodcliff Lake**

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

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

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

**NOW, THEREFORE, BE RESOLVED**, that the Borough Council of the Borough of Woodcliff Lake hereby approves the “Corrective Action Plan” for the Fiscal Year 2011 Audit Report submitted by the Chief Financial Officer.

**ROLL CALL:**

Introduce: Mrs. Abene  
Second: Mr. Glaser  
Ayes: Mr. Bader, Mr. Rosenblatt, Mr. Struk, Mr. Glaser, Mrs. Abene  
Nays: None  
Abstain: Mrs. Bae  
Absent: None

Mr. Glaser reported that the Finance Committee met with the borough administrator to discuss the Corrective Action Plan. Mr. Rosenblatt stated that he is very concerned with some of the items in this audit. This year there were 11 audit comments. Some of the comments have appeared in audits as far back as 3-4 years. Mr. Rosenblatt continued that he is concerned that corrective action plan is not followed up on. He would like to receive a report from the Finance Committee detailing the progress of the corrective action plan in January. He stated that this progress report will help the Borough know what would be outstanding for next year’s audit.

**STANDING COMMITTEE REPORTS.**

**Administration/Finance**

Mr. Glaser reported that the last finance meeting was cancelled.

**DPW & Roads/Sewers & Sanitation, Ecology**

Mr. Struk reported that the DPW has had a very busy month. The Old Mill Pool is closed, trucks are being prepared for the leaf/snow season.

**Parks & Recreation**

Mr. Rosenblatt reported that basketball season has begun. Beginning Wednesday October 3, 2012, adults can play pick-up basketball from 9:00 – 10:00. Mr. Rosenblatt and Mayor Goldsmith will challenge any takers.

The DPW took on remediation work at the Old Mill saving the Borough thousands of dollars. 30-40 feet of sand was pushed back. Dirt and seeding was placed and the grass has already begun to grow. This will help alleviate the amount of sand that gets into the pool and the filters.

### **Public Safety/Police/OEM/TriBoro**

Mr. Bader reported that one of our officers was successful in stopping an on-line child pornographer from Upper Saddle River.

### **Buildings & Grounds/Building Dept.**

Mr. Bader stated that he recently had a conference call with Nick Saluzzi, Construction Code Official and the administrator in regard to the Pascack Road construction project. Mr. Bader read into the record an e-mail from Mr. Saluzzi stating that "in my view there are no violations to be issued, however, we will continue to monitor the site".

### **Board of Health, Mental Health & Welfare**

Mr. Struk reported that there was an OEM meeting today which he was unable to attend. All information on this meeting can be obtained from the OEM coordinator.

Mr. Struk reported that EASI recently began a pro-bono program that provides meals to cancer patients. All agreed that this was a wonderful initiative by our corporate neighbor.

### **Education (elementary)(high)**

Mrs. Abene reported that all back to school days went well. Mrs. Abene spoke with the new principal who is very excited to be part of Woodcliff Lake. Mrs. Abene thanked the Board of Education for the passage of a Resolution endorsing our Open Space Application.

### **Public Information, Newsletter, Ordinances**

The newsletter is in the editing stage and will be out in early October.

### **Fire – Volunteer/Fire Prevention**

Mr. Rosenblatt thanked the Mayor and Council for the capital request reconsideration to purchase a new emergency vehicle for the Fire Department.

### **Library**

Mr. Rosenblatt stated that this line item is approximately \$20,000 over budget. Mr. Bader asked how this could happen. Mr. Rosenblatt stated that area libraries are accepting our payment in full for library memberships. He suggested that if residents were to pay a little out of their own pocket towards library memberships, only those that really used the services would join.

### **Senior Citizens' Program**

A 50's luncheon was recently held. As always, it was well attended and a great time was had by all.

### **NEW BUSINESS.**

#### **Introduction Ordinance 12-18**

#### **Be It Resolved that the Ordinance Entitled**

“ORDINANCE OF THE BOROUGH OF WOODCLIFF LAKE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO AMEND CHAPTER 163 ENTITLED “FEES” REGARDING FIRE PREVENTION FEES TO INCLUDE “RESIDENTIAL”.

Heretofore introduced, does now pass on first reading, and that said Ordinance be further considered for final passage at a meeting to be held on the 1<sup>st</sup> day of October, 2012 at 8:00 p.m. or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given any opportunity to be heard concerning said Ordinance, and that the Borough Clerk is hereby authorized and directed to publish said Ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said Ordinance be further considered for final passage.

**ROLL CALL:**

Introduce: Mr. Rosenblatt  
Second: Mr. Bader  
Ayes: Mrs. Bae, Mr. Glaser, Mr. Rosenblatt, Mr. Struk, Mrs. Abene, Mr. Bader  
Nays: None  
Abstain: None  
Absent: None

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

**Mayor Josephine Higgins, 10 Pond Road**, was disappointed that the meeting was not open to the public for the discussion of Park Ridge Water. Mrs. Higgins stated that she spoke with the Park Ridge Water representatives outside and that they were very upset. Mrs. Higgins stated that she was the Mayor at the time of the contract and had much knowledge on the subject.

**Jared Shapiro, Fire Chief, Woodcliff Lake Fire Department** thanked the Mayor and Council for their support by purchasing the new fire vehicle. Mr. Shapiro stated that he would like to speak with Park Ridge Water representatives at more length as to the operations while the tank on Holly Court is being refurbished. Mr. Shapiro also reminded the Mayor and Council that there are still three (3) ordinances that need to be revisited on behalf of the Fire Department.

Hearing no further comments from the public, motion to close the meeting was made by Mr. Glaser, second by Mr. Struk and

**CONSENT AGENDA DISCUSSION.**

The Mayor asked that consent agenda items #5 and #11 be pulled for a vote at the next meeting.

**CONSENT AGENDA VOTE.**

Motion to approve the consent agenda as amended was made by Mr. Bader, second by Mr. Glaser.

**ROLL CALL:**

Introduce: Mr. Bader  
Second: Mr. Glaser  
Ayes: Mr. Struk, Mr. Rosenblatt, Mrs. Abene, Mrs. Bae, Mr. Glaser, Mr. Bader  
Nays: None  
Abstain: None  
Absent: None

**ADJOURNMENT**

Motion to adjourn was made by Mr. Bader, second by Mr. Rosenblatt and approved unanimously by voice call vote. The time is 10:45 p.m.

Respectfully submitted,

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Lori Sciara, RMC/CMC  
Borough Clerk

**Authority to Pay Claims.**

**(Consent Agenda - 1)**

**RESOLVED**, that the following current claims against the Borough for materials and services have been considered and are proper and hereby are approved for payment:

Current Fund:	\$	1,102,613.64
Capital Fund:	\$	9,137.70

**Payroll**

**(Consent Agenda-2)**

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

Payroll released	231,347.82
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**Resolution Authorizing Release of Escrow Balance**

**(Consent Agenda-3)**

**WHEREAS**, A request has been made for the release of the escrow balances with respect to the following in the Borough of Woodcliff Lake:

**Mr. and Mrs. Salzberg  
41 Somerset Drive  
Escrow Release  
\$100.00**

**WHEREAS**, the Borough Construction Official has confirmed that all is satisfactory and has recommended that the escrow balances be released;

**NOW, THEREFORE, BE IT RESOLVED**, that in accordance with the recommendation of the above, the Mayor and Council does hereby authorize the release of the escrow balances in the amount of **\$100.00** in connection with the aforementioned.

**RESOLUTION AUTHORIZING A REFUND OF OVERPAYMENT OF TAXES CAUSED BY DUPLICATE PAYMENT (title co. & mtge.co.) sale of home** **(Consent Agenda-4)**

**WHEREAS**. The property tax on the following parcel were overpaid by property owners,

**WHEREAS**, this has resulted in the overpayment of property tax on this parcel by \$5768.86 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 \$5768.86 to the former owner listed below:

B/L	OWNER	AMT.	REASON
1204/2	Mary & Dennis Papazian	\$ 5768.86	DUPLICATE PAYMENT

PAYMENT MAILED TO:

Dennis & Mary Papazian  
 11 Davis Rd.  
 Woodbridge, Ct. 06525

**RESOLUTION AUTHORIZING A REFUND OF OVERPAID TAXES CAUSED BY TAX COURT JUDGEMENT DOCKET 001001-2011 FOR THE YEAR 2011** (Consent Agenda – 5)

WHEREAS, the owners of Block 201 Lot 7, 555 Chestnut Ridge Road, Woodcliff Lake N.J. has been successful in their appeal to The Tax Court of New Jersey and having agreed upon a settlement adjusting their assessed value as follows:

<u>2011 Assessment from Tax Duplicate</u>	<u>Judgment</u>
2,700,000.00 LAND	2,700,000.00 LAND
3,800,000.00 IMPROVEMENTS	3,550,000.00 IMPROVEMENTS
<u>6,500,000.00 TOTAL ASSESSMENT</u>	<u>6,250,000.00 TOTAL ASSESSMENT</u>
145,405.00 taxes paid	139,812.50 taxes

Whereas this has resulted in their overpaying their property tax for the year 2011 in the amount of \$5,592.50 and,

**TOTAL REFUND FOR 2011= \$5592.50**

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodcliff Lake, that the CFO be authorized to refund the overpayment of \$5592.50 for the year 2011 to the owner of record **WOODCLIFF LAKE MANOR, L.L.C, c/o McCARTER & ENGLISH**

MAIL VOUCHER TO:

MC CARTER & ENGLISH  
 FOUR GATEWAY CENTER  
 100 MULBERRY ST.  
 NEWARK, NJ 07102

**Resolution Endorsing a Community Development Project Grant Application for 2012-2013 Senior Citizen Activities** (Consent Agenda – 6)

**WHEREAS**, a Bergen County Community Development Grant of \$6,000.00 has been proposed by the Borough of Woodcliff Lake for Senior Citizen Activities in the municipality of the Borough of Woodcliff Lake; and

**WHEREAS**, pursuant to the State of Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

**WHEREAS**, the aforesaid project is in the best interest of the people of the Borough of Woodcliff Lake; and

**WHEREAS**, this Resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of aforesaid CD funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Woodcliff Lake hereby confirms endorsement of the aforesaid project; and

**BE, IT FURTHER RESOLVED**, that a copy of this Resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

**Resolution to enter into a Grant Agreement with the County of Bergen for the Purposes of Utilizing Community Development Block Grant – Senior Citizens Activities**

**(Consent Agenda – 7)**

**BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodcliff Lake wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$6,000 in 2012-2013 Community Development Block Grant funds for Senior Activities, 411 Chestnut Ridge Road in the Borough of Woodcliff Lake,

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

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

**BE IT FURTHER RESOLVED**, that the Mayor and Council recognizes that the Borough of Woodcliff Lake is liable for any funds not spent in accordance with the Grant Agreement, and that liability of the Mayor and Council is in accordance with HUD requirements.

This resolution was adopted by the Mayor and Council of the Borough of Woodcliff Lake at a meeting on September 19, 2012.

BY:

\_\_\_\_\_  
Lorinda Sciara, RMC/CMC  
Borough Clerk

ATTEST: \_\_\_\_\_

**Resolution Endorsing a Community Development Project Grant Application for 2012-2014  
ADA Door and Hardware Replacement at Borough Hall** (Consent Agenda – 8)

**WHEREAS**, a Bergen County Community Development Grant of \$15,000 has been proposed by the Borough of Woodcliff Lake for an ADA Door and Hardware replacement at Borough Hall in the municipality of the Borough of Woodcliff Lake; and

**WHEREAS**, pursuant to the State of Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

**WHEREAS**, the aforesaid project is in the best interest of the people of the Borough of Woodcliff Lake; and

**WHEREAS**, this Resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of aforesaid CD funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Woodcliff Lake hereby confirms endorsement of the aforesaid project; and

**BE, IT FURTHER RESOLVED**, that a copy of this Resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

**Resolution Endorsing a Community Development Project Grant Application for 2012-2014  
Replacement of Hardware on Interior Door of the Tice/Senior Center**  
(Consent Agenda – 9)

**WHEREAS**, a Bergen County Community Development Grant of \$7,000 has been proposed by the Borough of Woodcliff Lake for the replacement of hardware on Interior Door of the Tice/Senior Center in the municipality of the Borough of Woodcliff Lake; and

**WHEREAS**, pursuant to the State of Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

**WHEREAS**, the aforesaid project is in the best interest of the people of the Borough of Woodcliff Lake; and

**WHEREAS**, this Resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of aforesaid CD funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Woodcliff Lake hereby confirms endorsement of the aforesaid project; and

**BE, IT FURTHER RESOLVED**, that a copy of this Resolution shall be sent to the

Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

**Resolution Requesting Approval of Items of Revenue and Appropriation - Chap 159-NJSA 40A-897-Drive Sober or Get Pulled Over 2012 Statewide Crackdown (Consent Agenda – 10)**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amounts.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodcliff Lake requests the Director of Division of Local Government Services to approve the insertion of an item of revenue in the 2012 Budget in the sum of \$4,400.00 available from the New Jersey Division of Highway Traffic.

**AUTHORIZE THE AWARD OF A CONTRACT FOR THE INSTALLATION OF A NEW BOILER AT BOROUGH HALL (Consent Agenda – 11)**

**WHEREAS**, the Borough of Woodcliff Lake (“Borough”) is in need of a new gas fired boiler for Borough Hall; and

**WHEREAS**, the construction code official has solicited written proposals from three (3) qualified vendors; and

**WHEREAS**, the Borough received three (3) written proposals:

Reiner Group, Inc.....	\$ 11,900
Van Natta Mechanical Group.....	\$ 13,850
R.J. Breitenbach .....	\$13,500

**WHEREAS**, the lowest written quote was submitted by Reiner Group, Inc. of Fair Lawn, NJ; and

**WHEREAS**, the Borough staff has reviewed the written proposal and determines it to be complete; and

**WHEREAS**, the Borough Administrator/QPA and Construction Official recommends acceptance of the written proposal from Reiner Group, Inc..

**NOW THEREFORE BE IT RESOLVED**, the Governing Body of the Borough of Woodcliff Lake hereby authorizes the Borough Administrator/QPA and Construction Official to sign an agreement, in accordance with the written proposal, with Reiner Group, Inc., 11-07 River Road, P.O. Box 1128, Fair Lawn, NJ 07401.

**Resolution Requesting Approval of Items of Revenue and Appropriation - Chap 159-NJSA 40A-897-Handicapped Recreation Opportunities Grant** (Consent Agenda -12)

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any Special Item of Revenue in the budget of any County or Municipality when such item shall have been available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amounts.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodcliff Lake requests the Director of Division of Local Government Services to approve the insertion of an item of revenue in the 2012 Budget in the sum of \$5,000.00 available from Handicapped Recreation Opportunities Grant from the State of New Jersey in the amount of \$5,000.00 and local share from participating communities in the amount of \$2,250.00 (2-01-10-702-003).

**BE IT FURTHER RESOLVED**, that a like sum of \$5,000.00 is hereby appropriated under the caption.

General Appropriations  
Operations Excluded from CAPS  
State and Federal Programs Offset by Revenues  
Handicapped Recreation Opportunities Grant (2-01-41-707-099)

**AUTHORIZE REQUEST FOR PROPOSAL FOR PROFESSIONAL ENGINEERING SERVICES FOR DPW GENERATOR** (Consent Agenda -13)

**WHEREAS**, the Borough of Woodcliff Lake ("Borough") is in need of a generator at the DPW; and

**WHEREAS**, the Borough may need the assistance of a professional engineer to assist with the specifications necessary for the purchase, and installation of a diesel generator for the DPW garage

**NOW THEREFORE BE IT RESOLVED**, the Governing Body of the Borough of Woodcliff Lake hereby authorizes, if necessary, the Borough Administrator/QPA to solicit RFP's for Professional Engineering Services to provide bid specifications and construction documents for the purchase and installation of a diesel generator at the DPW.

**RESOLUTION AUTHORIZING ENGINEERING FOR THE PASCACK VALLEY COOPERATIVE PRICING SYSTEM #107-PVCPS 2012 NJDOT ROAD RESURFACING PROGRAM** (Consent Agenda -14)

**WHEREAS**, the municipalities of Emerson, Oradell, Westwood and Woodcliff Lake have received NJDOT grants for 2012 road projects in the amount of \$575,627.00; and

**WHEREAS**, in order to save on the cost of preparing plans and specifications for these grant funded projects and ensure consistent oversight and inspection, The Pascack Valley Cooperative Pricing System #107-PVCPS issued an RFP dated June 2012; and

**WHEREAS**, three (3) engineering firms responded with proposals for the these grant funded projects on or before the deadline of July 12, 2012; and

**WHEREAS**, after review and analysis by the Administrators of Old Tappan, Hillsdale and Teterboro, it has been determined that Azzolina & Feury Engineering, Inc. has submitted the most cost-effective proposal; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of Woodcliff Lake hereby approves the Azzolina & Feury Engineering, Inc. proposal for the engineering oversight of the 2012 NJDOT project in an amount not to exceed \$59,000.00; and

**BE IT FURTHER RESOLVED** that the Borough of Woodcliff Lake's portion is not to exceed \$14,750.00 subject to certification of funds by the CFO.