

Minutes of the Regular Meeting of the Mayor and Council held on Thursday, February 2, 2017 at 8:00 p.m. at the Upper Saddle River Borough Hall.

Moment of Silence and Pledge of Allegiance was led by Mayor Minichetti.

Pursuant to the Open Sunshine Act P.L. 1975, c. 231, proper notice of this meeting has been provided by submitting appropriate notice to The Ridgewood News and The Record on December 15, 2016 by Fax and mail in which the time, place and purpose of the meeting was set forth.

RULE 1. Roll Call:

Mayor	Joanne L. Minichetti	Present
Councilman	Roger DeBerardine	Present
Councilman	Steven DiMartino	Absent
Councilman	Jonathan Ditkoff	Present
Councilman	Vincent M. Durante	Present
Councilwoman	Joanne Florio	Present
Councilman	Thomas Hafner	Present

RULE 2. Minutes of Executive, Closed and Reorganization Meetings of January 5, 2017 and Special Meeting of January 17, 2017 were delivered to all members of the governing body and posted on the bulletin board and were unanimously approved following a motion by Councilman Durante, seconded by Councilwoman Florio.

RULE 3. Borough Clerk's Report:

The Borough Clerk's office received the following fees for the month of January 2017, and deposited them with the Collector/ Treasurer:

Landscape Permits	5.00
Copies	<u>18.75</u>
Total	\$ 23.75

The Borough Clerk's office issued 164 licenses for the month of January. \$235.80 was forwarded to the NJ Department of Health for the Pilot Clinic and Animal Control Fund.

Proof of Publication was received from The Bergen Record and The Ridgewood News for:

- 1) 2017 Mayor & Council meeting schedule

Police: Report for the months December 2016 and January 2017 were received and filed.

DPW: Report for the months of December 2016 and January 2017 were received and filed.

Fire Dept: Report for the month of December was received and filed.

Library: Report for the month of December 2016 and January 2017 were received and filed.

Youth Guidance Council: Minutes of December 9, 2016 and January 6, 2017 were received and filed.

Borough Official's Report:

Borough Attorney: Mr. Regan announced there will be a Fairness Hearing on February 21 at 10:00 a.m. regarding the Settlement Agreement with Mack-Cali.

Construction Code Official: Report for the month of December 2016, yearly summary for 2016 and report for the month of January, 2017 were received and filed.

Municipal Court: Report for the months of November & December 2016 were received and filed.

RULE 4. Communications, Petitions & Bills:

Mutual Aid resolutions from Palisades Park, Lodi, Oradell, Wallington, Hillsdale, E. Rutherford, Carlstadt, Leonia, Elmwood Park, Englewood Cliffs, Park Ridge, Tenafly, Ridgefield Park, Harrington Park, Bogota, Rutherford, Fort Lee, Alpine, Dumont, Cresskill, Glen Rock, Ho Ho Kus, Northvale, Waldwick, Franklin Lakes, Old Tappan, Bergenfield, Closter, Maheah, Hackensack.

Councilman DeBerardine presented bills in the amount of \$6,073,713.39:

A motion by Councilman DeBerardine, seconded by Councilman Durante to pay bills in the amount of \$6,073,713.39 was unanimously approved by all Council members present. Mayor Minichetti declared bills approved for payment and ordered checks drawn.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

RULE 5. Unfinished Business: None.

RULE 6. New Business:

CONSENT AGENDA: All items listed with an asterisk (\*) are considered to be routine and non-controversial by the Council and shall be so approved. There will be no separate discussion of these items unless a Council member or citizen so requests, in which case the item will be considered in its normal sequence.

A motion to approve Consent Agenda by Councilman Hafner, seconded by Councilman Ditkoff was unanimously approved by all Council members present.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

\*Resolution #16-17

WHEREAS, the Borough of Upper Saddle River requires professional legal services for the year 2017; and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonably required for such services; and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Robert T. Regan, Esq.  
P O Box 214  
Westwood, New Jersey 07675

All to serve at the pleasure of the Council at an annual salary and an hourly rate as set forth in the Agreement for additional services.

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

\*Resolution #17-17

WHEREAS, the Borough of Upper Saddle River requires services of a professional Bond Counsel for the year 2017; and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonable required for such services; and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Rogut McCarthy LLC  
37 Alden Street  
Cranford, New Jersey 07016

All to serve at the pleasure of the Council per the Fee Schedule attached to the Contract;

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A.40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

\*Resolution #18-17

WHEREAS, the Borough of Upper Saddle River requires services of a professional Risk Management Consultant for the year 2017; and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonable required for such services; and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Nelson-Patterson Agency  
746 River Road  
New Milford, New Jersey 07646

All to serve at the pleasure of the Council at a fee paid by the Fund on behalf of the Municipality;

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A.40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

\*Resolution #19-17

WHEREAS, the Borough of Upper Saddle River requires professional planning services for the year 2017 and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonably required for such services; and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Burgis Associates, Inc.  
25 Westwood Avenue  
Westwood, New Jersey 07675

All to serve at the pleasure of the Council at a cost and an hourly rate as set forth in the Agreement for additional services.

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

\*Resolution #20-17

WHEREAS, the Borough of Upper Saddle River requires professional engineering services for the year 2017 and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonably required for such services; and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Boswell Engineering Co.  
330 Phillips Avenue  
South Hackensack, New Jersey 07606

All to serve at the pleasure of the Council at a cost and an hourly rate as set forth in the Agreement for additional services.

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive

bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services for the year 2017.

\*Resolution #21-17

WHEREAS, the Borough of Upper Saddle River wishes to enter into a Drug and Alcohol Testing Agreement for the year 2017; and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonably required for such services; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

The Mayor and Council do hereby engage the services of:

Valley Medical Group  
15 Essex Road  
Paramus, New Jersey 07652

All to serve at the pleasure of the Council at an hourly rate as set forth in the Agreement.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

\*Resolution #22-17

WHEREAS, the Borough of Upper Saddle River is in need of Public Safety Answering Point (PSAP) emergency dispatching service; and

WHEREAS, the Borough of Paramus has indicated that the Paramus Police Department Communication Center is capable of supporting 9-1-1 dispatching services for the Borough of Upper Saddle River; and

WHEREAS, the Governing Body wishes to appoint Lt. David Lally to serve as 9-1-1 Coordinator for the Borough of Upper Saddle River;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Upper saddle River hereby authorizes the Mayor and Borough Clerk to execute an Interlocal Agreement with the Borough of Paramus to handle 9-1-1 dispatching services at a cost as set forth in the Agreement, effective January 1, 2017.

\*Resolution #23-17

WHEREAS, the New Jersey State Division of Contract Compliance and Equal Employment Opportunity, enforces N.J.S.A. 10:5-31 et seq., providing that

no public contract be awarded until the contractor complies with the approve Affirmative Action Plan; and

WHEREAS, N.J.A.C. 17-27-3.5 requires each public agency to designate a Public Agency Compliance Officer (PACO);

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Upper Saddle River hereby appoints Borough Attorney Robert T. Regan, Esq. as its' Public Agency Compliance Officer for the year 2017.

\*Resolution #24-17

WHEREAS, the Borough of Upper Saddle River is a member of the Municipal Joint Insurance Fund; and

WHEREAS, the Borough is required to appoint a Fund Commissioner as its representative to the Municipal Joint Insurance Fund;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that Theodore F. Preusch be and is hereby appointed as the Borough's Fund Commissioner for the Municipal Joint Insurance Fund for the year 2017.

\*Resolution #25-17

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Dept. of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for the year 2017 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution designates Helena Loveless as the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that said Borough hereby endorses the submission of a recycling tonnage grant application to the New Jersey Dept. of Environmental Protection and designates the Bergen County Utilities Authority to serve as Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

\*Resolution #26-17

Authorizing the Establishment of a Petty Cash Fund for Confidential and Investigative Purposes

WHEREAS, N.J.S.A. 40A:5-21 authorizes establishment of a petty cash fund for the Police Department of the Borough of Upper Saddle River, County of Bergen, New Jersey; and

WHEREAS, said petty cash fund would be utilized for confidential police narcotics investigation; and

WHEREAS, it is the desire of the Governing Body that said fund be maintained under the direction of the Chief of Police.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Upper Saddle River does hereby approve the establishment of a petty cash fund as follows:

1. That the Upper Saddle River Police Department be and is hereby authorized to establish a petty cash fund in the amount of \$500.00, pursuant to the provision of N.J.S.A. 40:A:5-21.

2. That Chief of Police Patrick A. Rotella be and is hereby authorized to maintain said petty cash fund to be used by the Police Department for confidential investigative purposes in the amount of \$250.00.

\*Resolution #27-17

WHEREAS, the Borough of Upper Saddle River wishes to enter into an Interlocal Services Agreement with the Borough of Waldwick for the year 2017; and

WHEREAS, it is contemplated that the 2017 budget will contain the necessary appropriations estimated to be reasonably required for such services; and

WHEREAS, the Borough of Waldwick has agreed to provide certain services to

infants and pre-school children as mandated by the Public Health Council of the State of New Jersey; and

WHEREAS, the Governing Body of the Borough of Upper Saddle River has agreed to enter into such an agreement.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Upper Saddle River hereby approves and authorizes the execution of an Interlocal Services Agreement with the Borough of Waldwick at a cost as set forth in the Agreement for the period January 1, 2017 to December 31, 2017.

\*Resolution #28-17

WHEREAS, the Borough of Upper Saddle River requires professional affordable housing agent services for the year 2017 and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

- 1) The Mayor and Council do hereby engage the services of:

Piazza & Associates  
216 Rockingham Row  
Princeton, NJ 08540

All to serve at the pleasure of the Council at a cost and hourly rate as set forth in the Agreement for additional services.

- 2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A.40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services for the year 2017.

\*Resolution #29-17

WHEREAS, the Borough of Upper Saddle River requires professional financial advisor services for the year 2017 and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Acacia Financial Group, Inc.  
601 Route 73 North  
Marlton, New Jersey 08053

as the Municipal Financial Advisor to serve at the pleasure of the Council at a cost and hourly rate as set forth in the Agreement for additional services.

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services for the year 2017.

\*Resolution #30-17

WHEREAS, the Borough of Upper Saddle River requires professional appraisal services for the year 2017 and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Izenberg Appraisal Associates  
205 Main Street  
Chatham, New Jersey 07928

All to serve at the pleasure of the Council at a cost and hourly rate as set forth in the Agreement for additional services.

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services for the year 2017.

\*Resolution #31-17

BE IT RESOLVED, the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, State of New Jersey, hereby appoints the firm of

Boswell Engineering, 330 Phillips Avenue, South Hackensack, NJ to serve as Zoning Code Official; and

BE IT FURTHER RESOLVED, the Zoning Code Official shall serve from January 1, 2017 to December 31, 2017.

\*Resolution #32-17

BE IT RESOLVED, the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, State of New Jersey, hereby appoints Steven Forbes to serve as Deputy Zoning/Code Enforcement Officer; and

BE IT FURTHER RESOLVED, the Deputy Zoning/Code Enforcement Officer shall serve from January 1, 2017 to December 31, 2017.

\*Resolution #33-17

WHEREAS, the Borough of Upper Saddle River requires professional auditing services for the year 2017; and

WHEREAS, the Borough of Upper Saddle River requires the resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River as follows:

1) The Mayor and Council do hereby engage the services of:

Lerch, Vinci & Higgins, LLP  
17-17 Route 208  
FairLawn, New Jersey 07410

All to serve at the pleasure of the Council at a cost and hourly rate as set forth in the Agreement for additional services.

2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding "Professional Services" rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services for the year 2017.

\*Resolution #34-17

Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Carlough Road project.

NOW, THEREFORE BE IT RESOLVED, that Council of Borough of Upper Saddle River formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2017 - Carlough Road - 00229 to the New Jersey Department of Transportation on behalf of Borough of Upper Saddle River.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Borough of Upper Saddle River, and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

\*Resolution #35-17

WHEREAS, the Borough of Upper Saddle River is the owner of certain property which is no longer needed for public use; and

WHEREAS, the Mayor and Council are desirous of selling said surplus property in an "as is" condition without express or implied warranties;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of Upper Saddle River, County of Bergen as follows:

1. The sale of the surplus property shall be conducted by GovDeals pursuant to New Jersey State Contract A-709667/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and the State of New Jersey.
2. The sale will be conducted online and the address of the auction site is govdeals.com
3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
4. A list of the surplus property to be sold is noted below.
5. The surplus property as identified shall be sold in "as is" condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Borough of Upper Saddle River reserves the right to accept or reject any bid submitted.

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\*Resolution #36-17

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities through New Jersey.

WHEREAS, the Borough Council of Upper Saddle River, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, THE Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Upper Saddle River, County of Bergen, state of New Jersey hereby recognizes the following

1. The Borough Council does hereby authorize submission of a strategic plan for the Upper Saddle River Municipal Alliance grant for fiscal year 2018 in the amount of:

DEDR	9,876
Cash Match	2,469
In-Kind	7,404

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

\*Resolution #37-17

WHEREAS, the Borough of Upper Saddle River previously entered into a contract with D&L Paving Contractors, Inc. 675 Franklin Avenue, Nutley, NJ in the amount of \$1,100,741.69 in connection with Sparrowbush Road Improvements and the 2015 Road Improvement Program; and

WHEREAS, a Change Order has been submitted which indicated As-Built Quantities; and

WHEREAS, the Change Order has been filed with the Governing Body detailing the aforementioned facts and indicating that the proposed Change Order may be permitted pursuant to applicable rules.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River as follows:

1. The Governing Body does hereby determine that the Change Order is necessary and that it is in compliance with the provisions set forth in N.J.A.C.5:34-4.4.
2. The foregoing Change Order constitutes a modification to effect economics and will decrease the contract by \$73,038.18 and is in accordance with the provisions of N.J.A.C.5:34-3.7.

BE IT FURTHER RESOLVED, that the aforementioned Change Order be and is hereby approved for the work described in the Change Order, decreasing the contract price with D&L Paving Contractors, Inc. by \$73,038.18.

\*Resolution #38-17

CONSENT AND AGREEMENT TO THE EXECUTION OF AN ORDER OF PROVISIONAL AUTHORIZATION AND DESIGNATION OF AN ACTING MUNICIPAL COURT ADMINISTRATOR BETWEEN THE MUNICIPALITY OF UPPER SADDLE RIVER AND THE MUNICIPALITY OF ALLENDALE.

WHEREAS, pursuant to N.J.S.A.2B:12-10 the Municipality of Upper Saddle River and the Municipality of Allendale, are required to provide for a Municipal Court Administrator; and

WHEREAS, pursuant to N.J.S.A.40A:65-1 et. seq., any municipality of the State of New Jersey may contract with any other municipality or municipalities to share services that any party to the agreement is empowered to provide within its own jurisdiction; and

WHEREAS, in accordance with N.J.S.A.2B:12-1 (c) the Municipality of Upper Saddle river and the Municipality of Allendale consent and agree to share the professional services of their respective Municipal Court Administrators on a provisional basis in the event of the absence of the Municipal Court Administrator and Deputy Court Administrator to undertake the duties of the absent Municipal Court Administrator during scheduled and/or unscheduled leaves, within the two respective municipalities; and

WHEREAS, the rate of pay shall be \$30.00 per hour. Pay rate established by N.J.S.A.2B:12-10 (b).

NOW, THEREFORE, BE IT RESOLVED, this 2nd day of February, 2017, that the Municipality of Upper Saddle River and the Municipality of Allendale consent to the above agreement.

\*Authorize Borough Clerk to seek bids for 2017-2018 Turf Program.

\*Approve Raffle License #369 to Diabetes Foundation, Inc.

\*Approve Social Affairs License to Diabetes Foundation, Inc.

\*Approve Raffle License #370, #371, #372 to SRV Lions Club.

\*Authorize Borough Clerk to seek bids for Solid Waste and Recycling Services.

\*Approve list of towing operators for 2017, as per PD recommendation.

Mayor Minichetti appointed Matt Koski, Alt. II and Vincent LaBarbiera, Alt. IV to the uSR Planning Board for a one year term to 12/31/17.

A motion by Councilman Hafner, seconded by Councilman Durante to appoint Nancy Stutman to serve on the USR Board of Health for a 3 year term to 12/31/19.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

Councilman DeBerardine read for the first time: (Ord. #1-17)

"AN ORDINANCE TO AMEND CHAPTER 41 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED CONSTRUCTION CODES, UNIFORM".

Resolution by Councilman DeBerardine, seconded by Councilman Durante:

"AN ORDINANCE TO AMEND CHAPTER 41 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED CONSTRUCTION CODES, UNIFORM" was introduced at a Mayor and Council meeting on February 2, 2017 and passed its first reading and will be considered for final passage at a meeting of the said Mayor and Council to be held on March 2, 2017 at 8:00 PM at the Borough Hall, Upper Saddle River, NJ, at which time and place all persons interested will be given an opportunity to be heard concerning same.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

Councilman DeBerardine read for the first time: (Ord. #2-17)

"AN ORDINANCE TO AMEND CHAPTER 92 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED NOISE".

Resolution by Councilman DeBerardine, seconded by Councilman Ditkoff:

"AN ORDINANCE TO AMEND CHAPTER 92 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED NOISE" was introduced at a Mayor and Council meeting on February 2, 2017 and passed its first reading and will be considered for final passage at a meeting of the said Mayor and Council to be held on March 2, 2017 at 8:00 PM at the Borough Hall, Upper Saddle River, NJ, at which time and place all persons interested will be given an opportunity to be heard concerning same.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

Councilman Durante read for the first time: (Ord. #3-17)

"AN ORDINANCE ESTABLISHING REGULATIONS GOVERNING TEMPORARY STORAGE FACILITIES AND REQUIRING THE ISSUANCE OF A PERMIT FOR THEIR PLACEMENT ON PROPERTY".

Resolution by Councilman Durante, seconded by Councilman DeBerardine:

"AN ORDINANCE ESTABLISHING REGULATIONS GOVERNING TEMPORARY STORAGE FACILITIES AND REQUIRING THE ISSUANCE OF A PERMIT FOR THEIR PLACEMENT ON PROPERTY" was introduced at a Mayor and Council meeting on February 2, 2017 and passed its first reading and will be considered for final passage at a meeting of the said Mayor and Council to be held on March 2, 2017 at

8:00 PM at the Borough Hall, Upper Saddle River, NJ, at which time and place all persons interested will be given an opportunity to be heard concerning same.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

Councilman Durante read for the first time: (Ord. #4-17)

"AN ORDINANCE TO AMEND CHAPTER 76 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED LICENSES".

Resolution by Councilman Durante, seconded by Councilman Ditkoff:

"AN ORDINANCE TO AMEND CHAPTER 76 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED LICENSES" was introduced at a Mayor and Council meeting on February 2, 2017 and passed its first reading and will be considered for final passage at a meeting of the said Mayor and Council to be held on March 2, 2017 at 8:00 PM at the Borough Hall, Upper Saddle River, NJ, at which time and place all persons interested will be given an opportunity to be heard concerning same.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Durante, Florio, Hafner. Nays: None.

RULE 7. Public Comments:

In response to Mr. Marshall Grupp, 27 Hidden Glen Road, regarding the reason the Borough did not re-hire the current auditor Paul Garbarini, he was informed that it was mostly due to lack of communication on the part of Mr. Garbarini for the past several years. As to the 2015 audit report, Councilman Durante said the report was posted on the website and is available to the public.

Ms. Rose DeBerardine, 49 Clover Lane, said the Library has denied the Bridge Club use of the room at the Library beginning at 11 am and insists on them starting at 10 am. She pointed out the Bridge Club has been using the Library for over 40 years and asked the Council to intercede on behalf of the Club. Mayor Minichetti said she spoke to the Library Director and Trustees and was told they have to accommodate other organizations and activities and suggested Ms. DeBerardine contact Pastor Dawn Corlew who agreed to host the Club at the Methodist Church. Borough Attorney Regan informed Ms. DeBerardine the Council has no authority over the Library. Councilman DeBerardine said he spoke to the Library Board of Trustees on behalf of the Bridge Club, but has had no response from them. Ms. Dolores Daly, 11 Valley Lane questioned the reason for the Library's actions.

Mr. Dan Callahan, 27 Lilline Lane complained about the number of violations he receives regarding his RV and pointed out violations occurring in other parts of the Borough. He specifically mentioned violations concerning signs, illegal fencing and displays, parking of

commercial vehicles, overgrown grass, and a number of other types of violations in town.

RULE 8. Adjournment:

A motion to adjourn by Councilman Durante, seconded by Councilwoman Florio, was unanimously approved by all Council members present. (Meeting adjourned at 8:57 p.m.)

Respectfully submitted,

Rose Vido, RMC  
Borough Clerk