

Minutes of the Regular Meeting of the Mayor and Council held on Thursday, June 1, 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.

Mayor Minichetti presented a plaque to Rev. Dawn Corlew, pastor of Bergen Highlands United Methodist Church who will be leaving Upper Saddle River this month. Mayor Minichetti thanked her not only for her service to her church but also to the entire community.

On behalf of the USR5K RUN, Mr. Sean Bookstaver distributed the following scholarships and donations:

Scholarship Winners:

Aicha Haller, Upper Saddle River,	\$2,000
Mary Wang, Upper Saddle River	\$1,000
Michelle Park, Mahwah	\$1,000

Donations:

Extra Mile Scholarship	\$4,000
USR Fire Department	\$2,500
USR Vol. Ambulance Corps	\$2,500
The Epic School, Ramsey	\$1,000
DARE	\$1,000
Boy Scouts	\$1,000
Girl Scouts	\$1,000
Jeremy's Heroes	\$1,000
Shelter Our Sisters	\$ 500
Rose Foundation	\$ 500

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	Absent
Councilwoman	Joanne Florio	Present
Councilman	Thomas Hafner	Present

RULE 2. Minutes of Executive, Closed and Regular Meetings of May 4, 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 DeBerardine, seconded by Councilman Hafner.

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

RULE 3. Borough Clerk's Report:

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

Landscape Permits	\$ 389.00
Liquor Licenses	936.00
Garage Sales	8.00
Copies	2.80
Peddlers License	<u>10.00</u>
Total	\$1,345.80

The Borough Clerk's office issued 15 licenses for the month of May. \$27.00 was forwarded to the NJ Department of Health for the Pilot Clinic and Animal Control Fund.

Proof of Publications were received from The Bergen Record for:

- 1) Adoption of Ord. #6-17 - CAP Ordinance
- 2) Adoption of Ord. #7-17 - Temporary garages
- 3) Adoption of Ord. #8-17 - Acquisition of property
- 4) Introduction of Ord. #9-17 - Capital Improvements
- 5) Resolution #60-17 - Adoption of 2017 Municipal Budget

Police: Report for the month of May was received and filed.

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

DPW: Report for the month of May was received and filed.

Library: Report for the month of May was received and filed.

Youth Guidance Council: Minutes of May 5 were received and filed.

Borough Official's Report:

Construction Code Official: Report for the month of May was received and filed.

Municipal Court: Report for the month of April was received and filed.

RULE 4. Communications, Petitions & Bills:

Public Hearing notice from Montvale, re Master Plan.

April 18, 2017 Minutes of NWBCUA.

NJDOT notice awarding grant to USR in amount of \$165,627 for Carlough Rd.

Proclamation from Mahwah "Knock Out Opiate Abuse Day".

Resolutions from Old Tappan, South Hackensack, Mahwah.

Councilman DeBerardine presented bills in the amount of \$101,307.70:

A motion by Councilman DeBerardine, seconded by Councilman Ditkoff to pay bills in the amount of \$101,307.70 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, Florio, Hafner.
Nays: None.

RULE 5. Unfinished Business:

Councilwoman Florio read for the second time: (Ord. #9-17)

"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, New Additional Furnishings and New Automotive Vehicles, including Original Apparatus and Equipment, In, By and For the Borough of Upper Saddle River, in the County of Bergen, State of New Jersey, to appropriate the Sum of \$995,000 to Pay the Cost Thereof, to make a Down Payment, 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".

Mayor Minichetti opened the public hearing; there being no comments, hearing was closed.

Resolution by Councilwoman Florio, seconded by Councilman Ditkoff:

"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, New Additional Furnishings and New Automotive Vehicles, including Original Apparatus and Equipment, In, By and For the Borough of Upper Saddle River, in the County of Bergen, State of New Jersey, to appropriate the Sum of \$995,000 to Pay the Cost Thereof, to make a Down Payment, 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" was introduced at a Regular meeting of the Mayor and Council on May 4, 2017 and passed its first reading. After public hearing held on June 1, 2017 it passed its second and final reading and was duly adopted by the Council and approved by the Mayor and shall take effect when published according to law.

Roll Call: Ayes: Council members DeBerardine, Ditkoff, Florio, Hafner.
Nays: 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 Councilwoman Florio was unanimously approved by all Council members present.

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

*Resolution #67-17

RESOLUTION AUTHORIZING INCLUSION IN THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, certain Federal funds are potentially available to the County of Bergen under Title 1 of the Housing and Community Development Act of 1974, as amended; the HOME Investment Partnership Act of 1990, as amended; and the Emergency Solutions Grant of 2012; and

WHEREAS, the current Interlocal Services Cooperative Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by June 12, 2017, each Municipality must notify the Bergen County Division of Community Developments of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the Municipal of Upper Saddle River and its residents to participate in said Programs.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Municipality of Upper Saddle River hereby notifies the Bergen County Division of Community Developments of its decision to be included as a participant Municipality in the Urban County entitlement programs being the Community Development Block Grant Program, the HOME Investment Partnership Program and the Emergency Solutions Grant Program for the Program years 2018, 2019, 2020 (July 1, 2018 - June 30, 2021); and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Bergen County Division of Community Development no later than June 12, 2017.

*Resolution #68-17

A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE COUNTY OF BERGEN TO SUPERSEDE THE COOPERATIVE AGREEMENT DATED JULY 1, 2000 AND AMENDMENTS THERETO ESTABLISHING THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM

WHEREAS , certain Federal funds are potentially available to the County of Bergen under Title 1 of the Housing and Community Development Act of 1974,

as amended; the HOME Investment Partnership Act of 1990, as amended; and the Emergency Solutions Grant of 2012; and

WHEREAS, it is necessary to supersede an existing Interlocal Services Cooperative Agreement for the County and its people to benefit from these Programs; and

WHEREAS, an Agreement has been proposed under which the Municipality of Upper Saddle River and the County of Bergen in cooperation with other Municipalities, will modify an Interlocal Services Program pursuant to N.J.S.A. 40:8A-1 et seq.; and

WHEREAS, is it in the best interest of the Municipality of Upper Saddle River to enter into such an Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Municipality of Upper Saddle River that the Agreement entitled "Three Year Cooperative Agreement" (an Agreement superseding the Cooperative Agreement dated July 1, 200-June 30, 2003) to clarify the planning and implementation procedures and to enable the Municipality to make a Three Year irrevocable commitment to participate in the Community Development Block Grant Program, the Home Investment Partnership Program and the Emergency Solutions Grant Program for the Program years 2018, 2019, 2020 (July 1, 2018 - June 30, 2021) be executed by the Mayor and Municipal Clerk in accordance with the provision of law; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately in accordance with law.

*Resolution #69-17

WHEREAS, the Borough of Upper Saddle River has entered into a Three Year Cooperative Agreement with the County of Bergen, as provided under the Interlocal Services Act N.J.S.A. 40A:-1 et. seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that a Municipal Representative be appointed by the Governing Body of the Borough of Upper Saddle River to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2017 through June 30, 2018.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body hereby appoints Theodore F. Preusch as Municipal Representative to participate on the Community Development Regional Committee.

*Resolution #70-17

WHEREAS, application for renewal of an alcoholic beverage license has been filed with the New Jersey Division of Alcoholic Beverage Control Commission by Wine For You, Inc., 380 Route 17 North, Upper Saddle River, N.J. 07458 and proper fees have been filed with State and local authorities;

NOW, THEREFORE, BE IT RESOLVED, that the following alcoholic beverage license be renewed effective July 1, 2017 to June 30, 2018:

License #0263-44-002-003

A Plenary Retail Distribution License is hereby issued to Wine For You, Inc., 380 Route 17 North, Upper Saddle River, N.J. 07458.

*Resolution #71-17

WHEREAS, application for renewal of an alcoholic beverage pocket license has been filed with the Division of Alcoholic Beverage Control Commission by BESO XOXO, 209 State Highway Route 17, Upper Saddle River, N.J. 07458 and proper fees have been filed with State and local authorities; and

WHEREAS, pursuant to N.J.S.A.33:1-12.39, the New Jersey Division of Alcoholic Beverage Control Commission has granted a Special Ruling N.J.S.A. 33:1-12.39 for the 2016-2017 and 2017-2018 license term;

NOW, THEREFORE, BE IT RESOLVED, that the following alcoholic beverage pocket license be renewed effective July 1, 2017-June 30, 2018, based upon the representations set forth in the petitioner's notarized letter and is subject to review and/or modification should the factual circumstances warrant:

License #0263-33-003-004

A Plenary Consumption License is hereby issued to BESO XOXO Corporation, 209 State Highway Route 17, Upper Saddle River, N.J. 07458.

*Resolution #73-17

WHEREAS, N.J.S.A. 40A:5-29 permits a local unit to accept gifts and bequests made to it; and

WHEREAS, Kastle Builders provided personnel to construct a five (5) foot addition to the headquarters of the Upper Saddle River Volunteer Ambulance Corps., which property is owned by the Borough; and

WHEREAS, this donation permits a new vehicle acquired by the Ambulance Corps. to be adequately accommodated within the building.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby express its appreciation and gratitude to Kastle Builders and directs the sending of correspondence to express the Borough's thanks for this generous donation.

*Appoint Raphelle Wirstrom and Stephanie Canariato to serve on the Youth Guidance Council for a 2 year term to expire December 31, 2019.

A motion by Councilman Ditkoff, seconded by Councilman Hafner to approve Fire Department membership of Michael Nasta and Sara Nasta.

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

Resolution #72-17 by Councilman Ditkoff, seconded by Councilman DeBerardine:

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("Bergen County Trust Fund"), provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities; and,

WHEREAS, the Borough of Upper Saddle River desires to further the public interest by obtaining a grant of \$1,000,000.00 from the Bergen County Trust Fund to fund the following project: 1 Lake Street Park; and,

WHEREAS, the governing body has reviewed the Bergen County Trust Fund Program Statement, the County Program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the governing body will hold the required public hearing on June 1, 2017, to receive comments prior to the submission of said application(s); and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the Bergen County Trust Fund; and,

WHEREAS, the applicant is willing to use the Bergen County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project(s); and

WHEREAS, if the applicant is successful in acquiring said project through the use of a County Trust Fund grant, then the applicant will permanently preserve said project for open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

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

1. That it is hereby authorized to submit the above completed project application to the County by this year's deadline established by the County; and,

2. That, in the event of a Bergen County Trust Fund award that may be less than the grant amount requested above, the applicant has, or will secure, the balance of funding necessary to complete the project; and,

3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,

Mayor Minichetti opened the public hearing; there being no comments, hearing was closed.

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

RULE 7. Public Comments: None.

RULE 8. Adjournment:

A motion to adjourn by Councilman DeBerardine, seconded by Councilwoman Florio was unanimously approved by all Council members present. (Meeting adjourned at 8:27 p.m.)

Respectfully submitted,

Rose Vido, RMC
Borough Clerk