

Minutes of the Regular Meeting of the Mayor and Council held on Thursday, November 5, 2015 at 8:00 p.m. at the Upper Saddle River Borough Hall.

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

With the Crames family in attendance, Mayor Minichetti thanked Mr. Jason Sippel, a colleague of long-time resident Mr. Arthur Crames, for the \$20,000 donation to the Police Department in his memory. Police Chief Rotella said Mr. Crames was not only a long-time supporter of the police department but of all the emergency services. He thanked Mr. Sippel and noted the donation would be used toward the purchase of portable radios. Sgt. Emmett McDowell explained the radios would be an important upgrade to the communication system and would be a lifeline for the police officers to reach the desk. Sgt. McDowell expressed his appreciation for the donation.

Pursuant to the Open Sunshine Act P.L. 1975, Chapter 231, proper notice of this meeting has been provided by submitting appropriate notice to The Ridgewood News and The Record by fax, mail on December 19, 2014 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	Present
Councilman	Jonathan Ditkoff	Absent
Councilman	Vincent M. Durante	Present
Councilwoman	Joanne Florio	Present
Councilman	Thomas Hafner	Absent

RULE 2. Minutes of Executive, Closed and Regular Meetings of October 1, 2015 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 October, 2015 and deposited them with the Collector/Treasurer:

Copies	\$ 26.10
Garage Sales	14.00
Landscape Permits	5.00
Total	\$ 45.10

The Borough Clerk's office issued 1 dog licenses for the month of October. \$1.20 was forwarded to the NJ Department of Health for the Pilot Clinic and Animal Control Fund.

Proofs of publication were received for the following:

- 1) Adoption of Ord. #13-15 - Vehicles & Traffic
- 2) Adoption of Ord. #15-15 - Vehicles & Traffic
- 3) Adoption of Ord. #16-15 - Streets & Sidewalks

- 4) Introduction of Ord. #14-15 - Trees
- 5) Notice to Bidders - Snowplowing 2015-2016 Season
- 6) Notice to Bidders - Acquisition of Pumper/Tanker
- 7) Synopsis of 2014 Audit Report

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

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

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

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

Youth Guidance Council: Minutes of September 15 were received and filed.

Borough Official's Report:

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

Other Boards & Commissions:

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

RULE 4. Communications, Petitions & Bills:

Notice of Public hearing, 24 Park Way.

NWBCUA Minutes of September 16 and 2016 Preliminary Budget.

Ordinances from Bd. Of Chosen Freeholders.

Councilman DeBerardine presented bills in the amount of \$5,708,853.66:

A motion by Councilman DeBerardine, seconded by Councilman DiMartino to pay bills in the amount of \$5,708,853.66 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, DiMartino, Durante, Florio.
Nays: None.

RULE 5. Unfinished Business:

Councilman Durante read for the second time: (Ord. #17-15)

"AN ORDINANCE TO AMEND CHAPTER 150 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED ZONING".

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

Resolution by Councilman Durante, seconded by Councilman DiMartino:

"AN ORDINANCE TO AMEND CHAPTER 150 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED ZONING" was introduced at a Regular meeting of the Mayor and Council on October 1, 2015 and passed its first reading. After public hearing held on November 5, 2015 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, DiMartino, Durante, Florio.
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 DeBerardine, seconded by Councilman Durante was unanimously approved by all Council members present.

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

*Approve license to Presentation Church for raffle on 12/20/15.

*Approve license to USR Historical Society for raffle on 12/13/15.

*Resolution #79-15

WHEREAS, an application has been filed for a Person-To-Person transfer of Plenary Retail Distribution License #0263-44-002-002 heretofore issued to Rudi & Inge, Inc., d/b/a Saddle River Liquors, for premises located at 380 Route 17 North, Upper Saddle River, NJ 07458; and

WHEREAS, the submitted application is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Upper Saddle River does hereby approve, effective November 5, 2015, the transfer of the aforesaid Plenary Retail Distribution License to Wine For You, Inc., 352 Cypress Drive, Colonia, New Jersey 07067 and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follow: "This license, subject to all its terms and

conditions, is hereby transferred to Wine For You, Inc., effective November 5, 2015.

*Resolution #80-15

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

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

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Carlough Road Improvements-00301 to the New Jersey Department of Transportation on behalf of the Borough of Upper Saddle River;

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

*Resolution #81-15

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

WHEREAS, residents Gerald and Diane Salerno have offered to make a donation for the purchase of traffic Countdown Clocks; and

WHEREAS, these items will be installed at the intersection of Lake Street and West Saddle River Road for public safety;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Upper Saddle River hereby gratefully accepts this gift; and

BE IT FURTHER RESOLVED, that a letter expressing our gratitude be sent to Gerald and Diane Salerno for their generous donation.

*Resolution #82-15

WHEREAS, certain Construction escrow fees remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally transfer said balances so that the unexpended balances may be deposited into the Current Account;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Upper Saddle River that the unexpended and dedicated balances, as indicated on the attached list, in the amount of \$187,042.50 be transferred as follows:

FROM

TO

Construction Escrow Account

Current Account

*Resolution #83-15

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-09667/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. The sale is being conducted pursuant to Local Finance Notice 2008-9.
3. A list of the surplus property to be sold is attached.
4. 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.
5. The Borough of Upper Saddle River reserves the right to accept or reject any bid submitted.

*Resolution #84-15

WHEREAS, the Mayor and Council of the Borough of Upper Saddle River has adopted an ordinance establishing regulations for towing and storage of vehicles; and

WHEREAS, the Mayor and Council are desirous of amending the Annual Fee Schedule;

NOW, THEREFORE, BE IT RESOLVED, that the attached constitutes the towing and storage of vehicles fee schedule for the Borough of Upper Saddle River.

Resolution #85-15 by Councilman DiMartino, seconded by Councilwoman Florio:

WHEREAS, N.J.S.A. 49:4-58 permits the transfer of appropriations during the last two months of the fiscal year from accounts showing unexpended balances to accounts in which commitments may exceed the original budget appropriations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River in the County of Bergen and State of New Jersey that the Treasurer is hereby authorized to effect the following transfers:

<u>FROM</u>		<u>TO</u>	<u>AMOUNT</u>
Legal	\$9,000	A&E Salaries	\$9,000
Engineering	1,000	Zoning Bd.	1,000
Bldg. Dept, S&W	10,000	Group Ins.	10,000
Bldg. Dept, S&W	60,000	Police Dept, S&W	60,000
Legal	9,000>	Police Purchase	18,000
Engineering	9,000>		
Assessor, S&W	1,000	Bldg, & Grounds	1,000
Assessor, S&W	1,000	Shade Tree, S&W	1,000

RULE 7. Public Comments: None.

RULE 8. Adjournment:

A motion to adjourn by Councilman DeBerardine, seconded by Councilman DiMartino was unanimously approved by all Council members present.
(Meeting adjourned at 8:20 p.m.)

Respectfully submitted,

Rose Vido, RMC
Borough Clerk