

Minutes of the Regular Meeting of the Mayor and Council held on Thursday, March 1, 2018 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 and gifts to Mr. Edward Fecht honoring his 100th birthday. Mr. Fecht said he has been a resident for over 60 years and it has always been a pleasure living in our community. Mr. Fecht complimented the Council on always maintaining a low tax rate.

Life Saving and Honorable Service medals were presented to Officer Colin Gurney, Officer Kevin McWilliams, Ambulance Corps members Erik Van Den Berg and Beverly Van Den Berg, Driver Chad Skier, Paramedics Ingrid Santucci, Matt Bremy and Dispatcher Gregory Pink. Ms. Jill Weinstein thanked all those involved in saving her husband's life and for the kindness offered them after the emergency. Mr. William Weinstein said he was thankful to all those who assisted in saving his life due to their expert training and quick response.

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 19, 2017 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	Present
Councilman	Jonathan Ditkoff	Present
Councilman	Vincent M. Durante	Present
Councilwoman	Joanne Florio	Present
Councilman	Thomas Hafner	Present

RULE 2. Minutes of February 1 and February 21, 2018 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 February, 2018 and deposited them with the Collector/Treasurer:

Landscaper Permit	\$ 762.00
Garage Sales	4.00
Copies	<u>25.60</u>
Total	\$ 791.60

The Borough Clerk's office issued 47 licenses for the month of February. \$68.40 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) Notice to Bidders-Solid Waste & Recycling
- (2) Resolution #17-18 Rogut, #18-18 Nelson-Patterson, #19-18 J. Burgis, #20-18 Boswell Eng., #28-18 Piazza, #29-18 Acacia, #30-18 Izenberg, #37-18 Lerch, Vinci, #38-18 R.Regan

Police: Report for the month February was received and filed.

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

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

Library: Minutes of January 17 and February 14 were received and filed.

Youth Guidance Council: Minutes of February 2 were received and filed.

Borough Official's Report:

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

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

RULE 4. Communications, Petitions & Bills:

NWBCUA Minutes of January 9, 2018 were received and filed.

Resolutions from Carlstadt, Ridgewood, Oradell.

A motion by Councilman DeBerardine, seconded by DiMartino to pay bills in the amount of \$3,673,568.63 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, 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, DiMartino, Ditkoff, Durante, Florio, Hafner. Nays: None.

*Resolution #48-18

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

BE IT FURTHER RESOLVED, the Deputy Zoning/Code Enforcement Officer shall serve from March 1, 2018 to December 31, 2018.

*Resolution #49-18

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF UPPER SADDLE RIVER, IN THE COUNTY OF BERGEN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF UPPER SADDLE RIVER, AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING (1) A \$435,000 BOND ANTICIPATION NOTE, DATED FEBRUARY 16, 2018 AND PAYABLE MAY 1, 2018, AND (2) A \$7,823,849 BOND ANTICIPATION NOTE, DATED FEBRUARY 16, 2018 AND PAYABLE FEBRUARY 15, 2019, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Upper Saddle River, in the County of Bergen, New Jersey (the "Borough"), from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, that require issuers of tax-exempt obligations, such as the Borough, to account for and rebate certain arbitrage earnings to the United States Treasury and to take such other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough intends to issue (1) a \$435,000 Bond Anticipation Note, dated February 16, 2018 and payable May 1, 2018 and (2) a \$7,823,849 Bond Anticipation Note, dated February 16, 2018 and payable February 15, 2019 (collectively, the "Notes"); and

WHEREAS, the Borough desires to designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River, in the County of Bergen, New Jersey, as follows:

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other

obligations of the Borough (including the Notes) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Notes are hereby designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) the Notes are not "private activity bonds" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2018.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Notes) during the calendar year 2018.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, the Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchasers of the Notes and to further provide such original purchasers with a certificate of obligations issued during the calendar year 2018 dated as of the date of delivery of the Notes.

SECTION 8. This resolution shall take effect immediately upon its adoption.

*Resolution #50-18

WHEREAS, N.J.S.A.40A:4-19 provides that, where any contract, commitments or payments are to be made prior to the final adoption of the 2018 budget, temporary appropriations should be made for the purpose and the amounts required in the manner and time therein provided; and

WHEREAS, the total appropriation in the 2017 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund and public assistance in said budget, is the sum of \$10,396,689; and

WHEREAS, One quarter of the appropriations in the 2017 budget, exclusive of any appropriations made for interest and debt redemption charges,

capital improvements fund and public assistance in said budget, is the sum \$2,599,172.

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 following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

2018 TEMPORARY BUDGET

1-Mar-18

Department	S&W	O/E	Total
Admin	\$ 62,000.00	\$ 37,000.00	\$ 99,000.00
Clerk	\$ 28,000.00	\$ 1,000.00	\$ 29,000.00
Financial	\$ 33,000.00	\$ 35,000.00	\$ 68,000.00
Court	\$ 34,000.00	\$ 10,000.00	\$ 44,000.00
Assessor	\$ 23,000.00	\$ 7,000.00	\$ 30,000.00
Tax Collector	\$ 17,000.00	\$ 1,000.00	\$ 18,000.00
Legal		\$ 60,000.00	\$ 60,000.00
Engineering		\$ 12,000.00	\$ 12,000.00
Planning Board	\$ 3,000.00	\$ 4,000.00	\$ 7,000.00
Zoning Board	\$ 2,000.00	\$ 1,000.00	\$ 3,000.00
Building Dept.	\$ 48,000.00	\$ 5,000.00	\$ 53,000.00
Plumbing sub code	\$ 10,000.00	\$ -	\$ 10,000.00
Insurance-Workers Comp		\$ 84,000.00	\$ 84,000.00
Insurance-Group		\$ 240,000.00	\$ 240,000.00
Insurance-Other		\$ 15,000.00	\$ 15,000.00
Police	\$ 750,000.00	\$ 170,000.00	\$ 920,000.00
Emergency Mgmt		\$ 1,000.00	\$ 1,000.00
Fire		\$ 14,000.00	\$ 14,000.00
Ambulance	\$ 47,000.00	\$ 2,000.00	\$ 49,000.00
Fire Prevention	\$ 12,000.00	\$ 2,000.00	\$ 14,000.00
Prosecutor	\$ 5,000.00	\$ -	\$ 5,000.00
Public Defender	\$ -	\$ 1,000.00	\$ 1,000.00
Shade Tree	\$ 2,000.00	\$ 2,000.00	\$ 4,000.00
Public Works	\$ 190,000.00	\$ 102,000.00	\$ 292,000.00
Recycling		\$ 42,000.00	\$ 42,000.00
Bldg & Grds		\$ 12,000.00	\$ 12,000.00
Sewer		\$ 26,000.00	\$ 26,000.00
Board of Health		\$ 20,000.00	\$ 20,000.00
Senior Cit		\$ 1,000.00	\$ 1,000.00
Recreation	\$ 20,000.00	\$ 8,000.00	\$ 28,000.00
Public Events		\$ 4,000.00	\$ 4,000.00
Utilities		\$ 65,000.00	\$ 65,000.00
Trash Collection		\$ 250,000.00	\$ 250,000.00
Unemployment		\$ 1,000.00	\$ 1,000.00
Social Security		\$ 83,000.00	\$ 83,000.00

Various Reserves (sick, etc.)		\$ 120,000.00	\$ 120,000.00
Emergency		\$ 279,000.00	\$ 279,000.00
TOTAL WITHIN CAP	\$ 1,286,000.00	\$ 1,717,000.00	\$ 3,003,000.00

OUTSIDE CAP APPROPRIATIONS

PERS		\$ 215,000.00	\$ 215,000.00
PFRS		\$ 610,000.00	\$ 610,000.00
DCRP		\$ 5,000.00	\$ 5,000.00
LOSAP		\$ 52,000.00	\$ 52,000.00
Cap Improvmt Fund		\$ 38,250.00	\$ 38,250.00
Tax Appeals/Legal		\$ 25,000.00	\$ 25,000.00
Blood Pathogens		\$ 1,000.00	\$ 1,000.00
Public Library		\$ 233,000.00	\$ 233,000.00
Body Armor		\$ 500.00	\$ 500.00
Drunk Driving		\$ 500.00	\$ 500.00
Clean Community		\$ 6,500.00	\$ 6,500.00
OSHA		\$ 11,000.00	\$ 11,000.00
Alcohol Ed. & Rehab		\$ 500.00	\$ 500.00
Municipal Alliance		\$ 3,000.00	\$ 3,000.00
Bond Principal		\$ 400,000.00	\$ 400,000.00
Bond Interest		\$ 170,000.00	\$ 170,000.00
TOTAL OUTSIDE CAP		\$ 1,771,250.00	\$ 1,771,250.00

GRAND TOTAL TEMPORARY BUDGET	\$ 1,286,000.00	\$ 3,488,250.00	\$ 4,774,250.00
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*Resolution #51-18

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Upper Saddle River has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2017 budget year, so now therefore;

BE IT RESOLVED, by the Borough Council of the Borough of Upper Saddle River that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:

- a. Payment of interest and debt redemption charges
- b. Deferred charges and statutory expenditures
- c. Cash deficit of preceding year
- d. Reserve for uncollected taxes
- e. Other reserves and non-disbursement items
- f. Any inclusions of amounts required for school purposes

2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A.40A:4-45.3 et seq. are fully met (Complies with the "CAP" law.)

3. That the budget is in such form, arrangement, and content as required by Local Budget Law and N.J.A.C.5:30-4 and N.J.A.C.5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate, and correctly stated.
- b. Items of appropriation are properly set forth.
- c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-45.3 et.seq. shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, THAT A COPY OF THIS RESOLUTION BE FORWARDED TO THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES.

Certification of Approved Budget:

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to N.J.S.A. 40A:4-78(b) and N.J.A.C. 5:30-7.

It is further certified that the municipality has met the eligibility requirements of N.J.A.C. 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with N.J.A.C. 5:30-7.6.

*Resolution #53-18

WHEREAS, in March of 2017 the Borough of Upper Saddle River entered into a contract for the sale of effluent flow capacity with Porven Real Estate, Inc. ("Porven"); and

WHEREAS, said contract provides for the conveyance of certain sewer capacity owned by Porven to the Borough; and

WHEREAS, the contract further provides for the providing of certain easements to Porven relating to a proposed development on Porven property

(Block 1002, Lot 4.01) and on Borough property, with the Borough property (Block 1002, Lot 4.02) being for senior and special needs housing.

NOW THEREFORE BE IT RESOLVED that Mayor Joanne L. Minichetti and Borough Clerk Rose Vido be and are hereby authorized to execute the various easements in connection with the aforesaid contract consistent with the provisions detailed therein.

*Ordinance #3-18 Exceed Cost of Living Allowance & Establish CAP Bank:

A motion by Councilman Hafner, seconded by Councilman Durante to appoint Jeremy Reissman to serve as student representative on the USR Board of Health to December 31, 2018.

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

Resolution #52-18 by Councilman DiMartino, seconded by Councilman Durante:

MUNICIPAL BUDGET OF THE BOROUGH OF UPPER SADDLE RIVER, COUNTY OF BERGEN, NEW JERSEY FOR THE FISCAL YEAR 2018.

BE IT RESOLVED, that the following statement of revenues and appropriations shall constitute the Municipal Budget of the Borough of Upper Saddle River for the year 2018;

BE IT FURTHER RESOLVED, that said budget will be published in the March 8, 2018 issue of The Record and that a hearing on the Budget will be held at the Municipal Building, 376 west Saddle River Road, Upper Saddle River, NJ on April 5, 2018 at 8:00 pm or as soon thereafter as the matter may be reached.

The Governing Body of the Borough of Upper Saddle River does hereby approve the Municipal Budget for the year 2018 in the amount of \$12,346,052.

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

Councilman DiMartino read for the first time: (Ord. #1-18)

"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 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 \$765,000 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".

Resolution by Councilman DiMartino, seconded by Councilman Durante:

"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 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 \$765,000 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 Mayor and Council meeting on March 1, 2018 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 April 5, 2018 at 8:00 PM at the Borough Hall, 376 W. Saddle River Road, 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, DiMartino, Ditkoff, Durante, Florio, Hafner. Nays: None.

Councilman Durante read for the first time: (Ord. #2-18)

"AN ORDINANCE TO AUTHORIZE THE ACQUISITION BY CONDEMNATION OF CERTAIN REAL PROPERTY KNOWN AS BLOCK 810, LOT 6 AS DEPICTED ON THE TAX ASSESSMENT MAP, FOR AN ENTIRELY AFFORDABLE AGE-RESTRICTED DEVELOPMENT".

Resolution by Councilman Durante, seconded by Councilman Ditkoff:

"AN ORDINANCE TO AUTHORIZE THE ACQUISITION BY CONDEMNATION OF CERTAIN REAL PROPERTY KNOWN AS BLOCK 810, LOT 6 AS DEPICTED ON THE TAX ASSESSMENT MAP, FOR AN ENTIRELY AFFORDABLE AGE-RESTRICTED DEVELOPMENT" was introduced at a Mayor and Council meeting on March 1, 2018 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 April 5, 2018 at 8:00 PM at the Borough Hall, 376 W. Saddle River Road, 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, DiMartino, Ditkoff, Durante, Florio, Hafner. Nays: None.

Resolution #54-18 by Councilman Ditkoff, seconded by Councilman DiMartino:

WHEREAS, on January 3, 2017, Congressman Richard Hudson (R-NC) introduced H.R. 38, known as the Concealed Carry Reciprocity Act of 2017, and on February 27, 2017, Senator John Cornyn (R-TX) introduced S.446, known as the Constitutional Concealed Carry Reciprocity Act of 2017, both of which would force every state to recognize the concealed carry standards of every other state, regardless of the standards, or lack thereof, of that state; and

WHEREAS, while every state allows concealed carry, each state has different requirements for who is permitted to carry, what requirements are appropriate, and what type of training should be required; and

WHEREAS, New Jersey blocks concealed carry by people who have not completed firearms safety training, people who have been convicted of stalking or certain violent misdemeanors, teenagers, abusive boyfriends under restraining orders or with domestic violence convictions, and the state allows authorities to block concealed carry by people with dangerous red flags; and

WHEREAS, applicants must demonstrate a justifiable need in order to obtain a concealed carry permit in Upper Saddle River; and

WHEREAS, the Concealed Carry Reciprocity Act of 2017 (H.R. 38) and the Constitutional Concealed Carry Reciprocity Act of 2017 (S. 446) would force New Jersey to allow any of these individuals - people with no firearm safety training, people with violent misdemeanor records, convicted stalkers, teenagers, abusive boyfriends, and people with dangerous histories - to carry concealed handguns on the streets of its towns and cities; and

WHEREAS, twelve states do not require any permit, training or criminal history check to carry a concealed firearm in public, including eight that have repealed their permit requirement in the past three years, and the Concealed Carry Reciprocity Act of 2017 (H.R. 38) and the Constitutional Concealed Carry Reciprocity Act of 2017 (S. 446) would force all states to allow permitless carry by residents of these states; and

WHEREAS, H.R. 38 also would roll back the federal Gun-Free School Zones Act, allowing some people with no permit at all to carry a gun in a school zone; and

WHEREAS, both bills would override existing state and city laws and severely limit the city's ability to prevent dangerous people from carrying loaded, hidden firearms in public;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the Borough of Upper Saddle River hereby registers its OPPOSITION to H.R. 38 and S.446, the Concealed Carry Reciprocity Act of 2017 and the Constitutional Concealed Carry Reciprocity Act of 2017.

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

RULE 7. Public Comments:

In response to question by Mr. Stan Dziedzic, 28 Barnfield Court, Mayor Minichetti said the Borough is not eliminating back door garbage or recycling pick up.

Ms. Briana Padilla, 43 Millglen Road, thanked the Council for passing Resolution #54-18 opposing the Concealed Carry Reciprocity Act.

Ms. Carolyn Jean Christman, 478 W. Saddle River Road, was informed that a copy of the grant application and survey for the Lake Road Bridge will be requested from the grant writer and Boswell Engineering. She complained that suds appear in the river behind her house and asked that someone assess the river for pollution. Councilwoman Florio said Ms. Christman should take pictures of the river if she sees something and contact the Environmental Committee with her concerns.

Ms. Barbara Vitale, 295 Lake Street asked if the Borough was participating in the new law regarding charitable donations and property taxes. Mayor Minichetti said she recently spoke to a Congressman regarding this issue and we are watching to see if it becomes law.

Mr. Keith Kaplan, 670 Ramapo Avenue, Teaneck, NJ voiced his disapproval that "Darlene" was not given an opportunity to speak at last month's meeting. He said under Title 10 individuals are allowed to speak.

In response to her question, Ms. Peterman, Sunset Court, Mahwah, was informed that "Darlene" was not allowed to speak due to the fact that the matter is in pending litigation and relates to the OPMA.

Mr. Erik Friis, 4 Sparrowbush Road, complained there was misinformation in the Borough Bulletin and that nothing was done to stop the eruv in 2015. He said residents should not be blamed for speaking out and Murphy, Gottheimer, Booker and news reporter Doblin have hurt our case. Councilman Ditkoff said he respectfully disagreed with everything Mr. Friis said.

Mr. Lawrence Gorga, 50 Riverview Terrace, asked if a map shown on a website was accurate. Mayor Minichetti stated she is not aware of any map on a website nor is there any agreed-upon route, but that negotiations are on-going. Mr. Gorga asked if there was a moratorium on allowing the installation of the eruvs, but was told the matter could not be discussed at this time.

Mr. Tom Salerno, 21 Lake Street, asked about any events taking place on Cottage Lane. Mayor Minichetti noted the Council is in negotiations and the Council is trying to do what is best for the town as quickly as possible. Mr. Salerno said he does not anticipate any loss of property value due to the installation of the eruv.

Ms. Kelli Peters, 22 Rambling Brook, was told that territory for the installation of the eruvs is still being negotiated and that eruvs already exist north of Old Stone Church Road.

Ms. Rose DeBerardine, 49 Clover Lane, said if Rockland Electric Company is considered a commercial company as opposed to a utility company, they should be paying the higher commercial tax rate.

Mr. Tom Padilla, 43 Millglen Road, congratulated the Police Officers for their service and said they were a perfect example of why we should have our own police department. He asked that the figures in the budget be reviewed.

RULE 8. Adjournment:

A motion to resume Closed Meeting by Councilman Durante, seconded by Councilman DiMartino was unanimously approved by all Council members present. (Meeting adjourned at 9:15 p.m.)

Respectfully submitted,

Rose Vido, RMC
Borough Clerk