

**AGENDA OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF UPPER SADDLE RIVER
NOVEMBER 7, 2019 8:00 p.m.**

Moment of Silence – Pledge of Allegiance

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 18, 2018 by Fax and mail in which the time, place and purpose of the meeting was set forth.

MADD Award Presentation: Police Officer McWilliams

Recognition of Upper Saddle River’s 125th Anniversary by the Senate and General Assembly

Rule 1. Roll Call:

Mayor Minichetti
Mr. DeBerardine
Mr. DiMartino
Mr. Ditkoff
Mr. Durante
Ms. Florio
Mr. Rotella

Rule 2. Approval of Minutes

Roll Call:

- October 3, 2019: Executive Meeting
- October 3, 2019: Closed Meeting
- October 3, 2019: Regular Meeting

Rule 3. Borough Reports

Borough Clerk’s Report:

Police
Fire
Library
Recreation Commission
Environmental Committee
Youth Guidance Council

Department of Public Works
Ambulance Corps
Planning Board
Historic Preservation Commission
Shade Tree Commission

Borough Official’s Report:

Borough Attorney
Borough Engineer
Construction Code Official

Other Boards & Commissions:

Municipal Court

Rule 4. Communications, Petitions and Bills:
Motion to Pay Bills: Roll Call:

Rule 5. Unfinished Business

1. Second reading, Open Public Hearing - **Ord. #10-19**

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

Roll Call:

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.

*Resolution #110-19	Revision of USRFD By-Laws
*Resolution #111-19	Bid Award Lake Road Culvert Project Tricon Enterprises
*Resolution #112-19	Property Tax Overpayments
*Resolution #113-19	Tax Appeal Settlement – Narayan
*Resolution #114-19	Tax Appeal Settlement – Martucci
*Resolution #115-19	Tax Appeal Settlement - Politis
*Resolution #116-19	Tax Appeal Settlement – Asteris
*Resolution #117-19	Public Auction for Sale of Sewer Allocation
*Resolution #118-19	Appointment of PO Michael Riedel
*Resolution #119-19	Appointment of CFO James A. Mangin
*Resolution #120-19	Appointment of Tax Collector Frank J. Santora
*Resolution #121-19	Transfer Resolution

Open to the Public for Consent Agenda Items Only

Motion to Approve Consent Agenda Items Roll Call:

***Motion to accept the Best Practices Inventory as submitted on October 30, 2019**

Roll Call:

Rule 7. Public Comment

Rule 8. Adjournment

Motion to Adjourn Roll Call:

Agenda subject to change

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #110-19
November 7, 2019**

Approving Amendments to Saddle River Fire Department By Laws

WHEREAS, in correspondence to the Borough Clerk dated September 6, 2019, the Governing Body was advised that the membership of the Upper Saddle River Fire Department voted to make certain changes to the Department's Bylaws; and

WHEREAS, the Governing Body has reviewed the proposed changes and approved of same.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that the amendments to the Bylaws as detailed in the September 6, 2019 correspondence to the Borough Clerk be and are hereby approved.

Moved Second Ayes Nays Absent Abstain

Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

ByLAW CHANGE – MEMBERS WHO FALL BELOW REQUIRED PERCENTAGES

AS WRITTEN:

ARTICLE IX: ACTIVE MEMBERS

Section 1: (5/5/05)

a) An active member in good standing is one who is willing to acquaint themselves with the operation of the Department, of the apparatus and all the equipment, obeys orders, answers fire calls, attends drills, business meetings and schools to improve his/her abilities as a firefighter, and takes an active part and interest in all matters that concern the fire department.

b) An Active Member must maintain the following percentages via the point system as established by Article VI, Section 2 to receive all rights and privileges as outlined in the Constitution and By-Laws:

(1) Life and Exempt Members - twenty-five percent (25%) average, or better.

(2) All other Members - fifty percent (50%) average, or better.

c) Members whose percentages fall below the requirements shall be given written notice, by the Fire Chief, of their failure to maintain the minimum percentages as an Active Member. The member shall be given up to twelve (12) months in which to increase his/her percentage. Should they fail to meet the requirements, within the twelve (12) month period, they will be dropped from the rolls as an Active Member without further notice. A Life Member failing to meet the requirements will be designated as an "Inactive Life Member" and removed from the Active Membership List.

d) Any member failing to meet the Active Membership requirements:

(1) Shall not be eligible to hold any elected or appointed office.

(2) Shall not have a vote at the monthly meetings, or the annual election of officers.

(3) Shall be covered by all insurance coverages provided by the Borough of Upper Saddle River until dropped from the active membership rolls.

e) Any member, with the exception of new members in their probationary period, found not to meet the minimum training requirements of the State of New Jersey for firefighting shall upon notification immediately cease to be an active member and will immediately forfeit all rights and privileges as such until compliance is met. If compliance is not met by enrolling in needed classes within 3 months and completion of same within 6 months he/she will be moved to the associate member list or in the case of a Life Member will be moved to inactive life member.

PROPOSED CHANGE:

ARTICLE IX: ACTIVE MEMBERS

Section 1: (5/5/05)

a) An active member in good standing is one who is willing to acquaint themselves with the operation of the Department, of the apparatus and all the equipment, obeys orders, answers fire calls, attends drills, business meetings and schools to improve his/her abilities as a firefighter, and takes an active part and interest in all matters that concern the fire department.

b) An Active Member must maintain the following percentages via the point system as established by Article VI, Section 2 to receive all rights and privileges as outlined in the Constitution and By-Laws:

- (1) Life and Exempt Members - twenty-five percent (25%) average, or better.
- (2) All other Members - fifty percent (50%) average, or better.

c) (7/11/2019) Members whose percentages fall below the requirements, as outlined in Section 1(b), shall remain on the membership rolls for a period of 12 months and the member shall be designated as an Inactive Member. ~~shall be given written notice, by the Fire Chief, of their failure to maintain the minimum percentages as an Active Member. If after twelve (12) months, the member's percentage is still below the required minimums he/she shall be automatically dropped without further notice from the membership rolls. Notification of the removal shall be sent via regular mail by either the President or the Chief. A copy of the notification shall be placed in the member's file. The member shall be given up to twelve (12) months in which to increase his/her percentage. Should they fail to meet the requirements, within the twelve (12) month period, they will be dropped from the rolls as an Active Member without further notice.~~ A Life Member failing to meet the requirements will be designated as an "Inactive Life Member" and removed from the Active Membership List.

d) Any member failing to meet the Active Membership requirements:

- (1) Shall not be eligible to hold any elected or appointed office.
- (2) Shall not have a vote at the monthly meetings, or the annual election of officers.
- (3) Shall be covered by all insurance coverages provided by the Borough of Upper Saddle River until dropped from the active membership rolls.

e) Any member, with the exception of new members in their probationary period, found not to meet the minimum training requirements of the State of New Jersey for firefighting shall upon notification immediately cease to be an active member and will immediately forfeit all rights and privileges as such until compliance is met. If compliance is not met by enrolling in needed classes within 3 months and completion of same within 6 months he/she will be moved to the associate member list or in the case of a Life Member will be moved to inactive life member.

Current By-Law

ARTICLE XIII: ACTIVE ASSOCIATE MEMBERS

Section 2: An Active Associate member shall have the same rights, privileges, responsibilities and requirements as stated elsewhere in the Constitution & By-laws for an "active member". In addition, an Active Associate member shall be subject to the following additional restrictions and requirements:

- 1) Must attend and participate in a minimum of ten (10) USRFD training drills per calendar year either, or in combination, with:
 - i. A The Upper Saddle River Fire Department
 - ii. The Firefighter's hometown Fire Department (must provide documentation of attendance)

2) Maintain a minimum twenty-five (25%) percent average per calendar year via the running percentage system as established by the Department By-laws.

3) Will not have the right to hold any departmental office, either Firematic or Executive.

4) Membership in either the Upper Saddle River Relief or Exempt Associations will be subject to the requirements of the respective associations.

Requested By-Law Change (highlighted)

ARTICLE ~~XIII~~ ACTIVE ASSOCIATE MEMBERS

Section 2: An Active Associate member shall have the same rights, privileges, responsibilities and requirements as stated elsewhere in the Constitution & By-laws for an "active member". In addition, an Active Associate member shall be subject to the following additional restrictions and requirements:

- 1) Must attend and participate in a minimum of ten (10) USRFD training drills per calendar year either, or in combination, with:
 - i. A The Upper Saddle River Fire Department
 - ii. The Firefighter's hometown Fire Department (must provide documentation of attendance)

2) Maintain a minimum twenty-five (25%) percent average per calendar year via the running percentage system as established by the Department By-laws.

3) May hold any departmental office, either Firematic or Executive after 5 years of active service in the Upper Saddle River Fire Department, hold at least 35% running percentage and resides in a contiguous town.

4) Membership in either the Upper Saddle River Relief or Exempt Associations will be subject to the requirements of the respective associations

Respectfully Submitted,

BYLAW CHANGE - DUES

As WRITTEN:

ARTICLE IX: ACTIVE MEMBERS

Section 3 (10/3/02) Dues shall be \$12.00 per year and the Financial Secretary will deliver a statement to all members each year in January. Any member who has not paid their dues by the March business meeting shall be suspended from the department until the past due amount has been paid.

PROPOSED CHANGE:

DELETE ARTICLE IX SECTION 3

~~ARTICLE IX: ACTIVE MEMBERS~~

~~**Section 3** (10/3/02) Dues shall be \$12.00 per year and the Financial Secretary will deliver a statement to all members each year in January. Any member who has not paid their dues by the March business meeting shall be suspended from the department until the past due amount has been paid.~~

BYLAW CHANGE – PURCHASE OF A REGULATION UNIFORM

AS WRITTEN:

ARTICLE X: NEW MEMBERS

Section 1: All residents of the Borough of Upper Saddle River, who show proof of citizenship and have resided in the Borough for three (3) months and are at the minimum age of eighteen (18), are eligible to apply for membership in the department as active members.

Section 2: The department may waive the three-month residency period if the applicant has been a member of the fire company in another municipality and submits a report from his former chief with his application.

Section 3: Anyone who desires to apply for membership in the Department may request an application by writing to the Secretary.

Section 4: The application must be returned within ten (10) days, properly completed, including a doctor's statement and certificate stating the health of the applicant, to the Secretary.

Section 5: A fee of \$45.00 (06/01/06) MUST accompany each application. The fee includes the first year of annual membership dues in advance.

- a) Application fee maybe adjusted by a majority vote of the membership without a Constitution & By-Law change. (The date (next to the fee amount above) indicates the date fee was established/changed).
- b) Badges will be issued to all new members once they purchase a full dress (regulation) uniform.
- c) The badges remain the property of the Upper Saddle River Fire Department and must be returned should the member leave the Department.
- d) When a member becomes Department Exempt, the badges shall become the property of the member even if he/she leaves the Department.

Section 6: Upon receipt of the application, the Secretary will present the same at the next regular meeting of the Department.

Section 7: The President will forward the application to Membership Committee who will meet the applicant and arrange an interview. The membership committee chairman will make his report and recommendations concerning the applicant at the next regular monthly meeting of the Department.

Section 8: If no vacancy is open in the Department at the time of the meeting of the committee and the applicant, the party or parties will be so informed by the Membership Committee and the applicant's money will be refunded.

Section 9: All applications will be filed as received and the applicant will be notified when a vacancy arises.

Section 10: If there is a vacancy and the committee approves the applicant, he/she will be asked to give his/her oath of allegiance that he/she will abide by the laws, rules and regulations of the Department. The application will be voted upon by the members of the Department to accept or reject.

Section 11: An applicant who has been rejected can reapply for membership after a six (6) month waiting period.

Section 12: All applications will be voted upon separately and if he/she is voted into membership in the Department, he/she must serve a six (6) month probationary period AND meet the current minimum State training standards for a firefighter. A probationary member will have no vote at any meeting. He/she will not drive or operate any vehicle except under direct supervision of an instructor.

Section 13: Upon completion of his/her six (6) month probationary period and successfully completing his/her minimum state required training for firefighter, the Chief will recommend the recruit to the Mayor and Council for acceptance in the Department as a regular active member.

Section 14: Upon reapplication of a previous member of this Department, the probationary period may be waived upon the recommendation of the Membership Committee, provided the individual left the Department as a member in good standing.

Section 15: (6/10/09) Any person making application to join the Upper Saddle River Fire Department, as part of the application process shall have a criminal background check completed. This process will include submitting fingerprints to the State Police by the local Police Department.

Only after the local police have notified the President of the Fire Department that there is no record, will the application be entertained by the membership

Should a criminal history exist, it shall be the discretion of the Mayor and Council as to whether or not to let the applicant continue with the process. Should the applicant successfully pass the municipal approval process, the application will move forward at the department level. The final decision for acceptance will be decided by the membership of the department by a vote of the members.

Section 16: (9/2/2010) All new members joining the department must be enrolled and attending the state, county and local minimum training requirements for firefighters within their first 12 months of membership. Failure to do so will result in automatic dismissal. The department training officer will report such instances at the department business meeting.

PROPOSED CHANGE:

ARTICLE X: NEW MEMBERS

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a) Only after the local police have notified the President of the Fire Department that there is no record, will the application be entertained by the membership

b) Should a criminal history exist, it shall be the discretion of the Mayor and Council as to whether or not to let the applicant continue with the process.

c) Should the applicant successfully pass the municipal approval process, the application will move forward at the department level. The final decision for acceptance will be decided by the membership of the department by a vote of the members.

Section 16: (9/2/2010) All new members joining the department must be enrolled and attending the state, county and local minimum training requirements for firefighters within their first 12 months of membership. Failure to do so will result in automatic dismissal. The department training officer will report such instances at the department business meeting.

Section 17: (7/11/2019) All new members must purchase a full dress (regulation) uniform within six (6) months after being removed as a probationary member. Failure to purchase a uniform, the member shall be remove from Active Member status and department badges shall not be issued until a uniform has been purchased. As per rule, established on 2/3/1966, the Borough of Upper Saddle River will reimburse the new member 50% of the uniform costs after submitting receipts of the purchase.

BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #111-19
November 7, 2019

Contract Award to Tricon Enterprises, Inc.
Rehabilitation of Lake Road Culvert Project

WHEREAS, the Borough of Upper Saddle River advertised that sealed proposals would be received on October 16, 2019 for the Rehabilitation of the Lake Road Culvert project; and

WHEREAS, in response to said advertisement for proposals, a total of six (6) bids were submitted; and

WHEREAS, a bid submitted by **Tricon Enterprises, Inc., 322 Beers Street, Keyport, NJ 07735** was the lowest responsible bidder in an amount of **\$421,000.00**; and

WHEREAS, the submission has been reviewed and found to be in conformance with the specifications;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby award a contract to **Tricon Enterprises, Inc.** for the Rehabilitation of the Lake Road Culvert project in the amount of **\$421,000.00**.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for the aforesaid service after same has been prepared by the Borough Attorney.

Moved Second Ayes Nays Absent Abstain

Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

REHABILITATION OF LAKE ROAD CULVERT OVER THE
WEST BRANCH OF THE SADDLE RIVER
BOROUGH OF UPPER SADDLE RIVER
BERGEN COUNTY, NEW JERSEY
OUR FILE NO. USR-414

Bid Date: **October 16, 2019**

Engineer: **Marisa Tiberi**

Time: **10:00 A.M.**

Base Bid: **\$450,000 - \$550,000**

✓1.	TriCon Enterprises, Inc.	Base Bid	<u>421,000</u> (1)
2.	Pillari Brothers Construction	Base Bid	_____
✓3.	Sparwick Contracting, Inc.	Base Bid	<u>513,585</u> (3)
4.	J. Fletcher Creamer & Son, Inc.	Base Bid	_____
5.	H.C. Constructors, Inc.	Base Bid	_____
6.	Marbro General Contractors	Base Bid	_____
✓7.	State Line Construction Co., Inc.	Base Bid	<u>683,773.25</u>
8.	KM Construction Corp.	Base Bid	_____
✓9.	Persistent Construction	Base Bid	<u>634,030</u>
✓10.	CMS Construction	Base Bid	<u>501,145</u> (2)
✓11.	Berto Construction, Inc.	Base Bid	<u>697,990</u>

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #112-19
November 7, 2019**

Property Tax Overpayment Refunds

WHEREAS, the Tax Collector has requested that the Mayor and Council approve the following refunds (**See Schedule A Attached**) due to overpayments have been made by the following properties and must be refunded in the amount of **\$278,711.66**.

NOW, THEREFORE, BE IT RESOLVED, that the the Mayor and Council of the Borough of Upper Saddle River hereby approve the refunds for the attached properties and have the Tax Collector adjust the tax records accordingly.

Moved Second Ayes Nays Absent Abstain

Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

SCHEDULE A

2017 Property Tax Overpayment Credited Applied in 2019

<u>Block/Lot</u>	<u>Amount</u>
209/10	\$3,648.00
306/8	\$1,430.74
307/5	\$404.79
704/5.02	\$75.72
902/15	\$3,690.00
912/18	\$333.08
918/7	\$4,519.92
922/24	\$318.11
1013/1	\$126.45
1016/1.17	\$738.27
1105/10	\$149.29
1112/6	\$324.50
1113/2.04	\$287.00
1210/9	\$238.88
1211/17	\$185.51
Subtotal	<u>\$16,470.26</u>

2018 Property Tax Overpayment Applied in 2019

<u>Block Lot</u>	<u>Amount</u>	<u>Block Lot</u>	<u>Amount</u>	<u>Block Lot</u>	<u>Amount</u>
101/7	\$ 325.65	213.01/11	\$ 6,077.27	503/10	\$ 3,236.72
102/8.02	\$ 323.57	213.01/16	\$ 480.89	504/5	\$ 328.06
103/2.02	\$ 9,560.97	213.01/19	\$ 475.33	505/5	\$ 418.13
103/9	\$ 27.62	214/12	\$ 510.48	506/5	\$ 4,246.54
103/12	\$ 4,538.90	214/13	\$ 397.09	506/6	\$ 308.62
104/22	\$ 346.95	216/11	\$ 166.48	508/4	\$ 494.64
107/4	\$ 5.07	301/15	\$ 250.00	510/11	\$ 338.20
204/10	\$ 333.50	301/17	\$ 891.83	511/5	\$ 697.44
206/10	\$ 3,783.34	301/18	\$ 549.54	511/10	\$ 500.00
206/19	\$ 3,533.42	301/22	\$ 597.07	512/5	\$ 1,313.50
207/5	\$ 500.00	302/2.01	\$ 492.63	512/31	\$ 1,241.02
207/11	\$ 150.07	302/9	\$ 776.70	513/4	\$ 5,728.03
207/36	\$ 428.75	302/12	\$ 438.19	513/7	\$ 372.62
208/3	\$ 4,752.00	303/8	\$ 753.44	513/8	\$ 460.58
210/2	\$ 435.61	304/7	\$ 469.26	601/11.13	\$ 225.61
210/11	\$ 40.02	306/8	\$ 627.01	601/11.17	\$ 245.57
211/9	\$ 483.79	308/1.02	\$ 113.75	601/11.29	\$ 2,972.68
213/8.01	\$ 565.26	501/5	\$ 423.27	601/12.01	\$ 549.25
213/8.03	\$ 894.58	502/1.02	\$ 372.16	601/12.02	\$ 525.64
213.01/2	\$ 5,672.00	502/2	\$ 3,001.78	601/12.04	\$ 666.92
Subtotal	\$ 36,701.07	Subtotal	\$ 17,864.17	Subtotal	\$ 24,869.77

SCHEDULE A

<u>Block Lot</u>	<u>Amount</u>	<u>Block Lot</u>	<u>Amount</u>	<u>Block Lot</u>	<u>Amount</u>
603/7	\$ 334.68	916/5	\$ 7,879.00	1203/9	\$ 430.85
604/5	\$ 460.75	916/7	\$ 338.50	1203/14.02	\$ 498.20
701/3	\$ 367.86	916/13	\$ 724.56	1203/14.03	\$ 622.51
701/9	\$ 7,407.11	916/16	\$ 5,053.18	1203/14.06	\$ 3,178.38
704/14	\$ 300.62	916/18	\$ 90.15	1204/2	\$ 463.72
705/3	\$ 6,130.56	917/9	\$ 8,464.52	1205/13	\$ 23.09
705/5	\$ 930.64	922/5	\$ 53.26	1207/9	\$ 464.75
705/8	\$ 250.00	922/11	\$ 279.46	1210/4	\$ 888.89
705/11	\$ 295.16	922/19	\$ 500.00	1211/10.02	\$ 500.00
706/18.06	\$ 561.75	1003/6	\$ 213.52	1211/17	\$ 509.19
706/18.09	\$ 615.12	1004/12	\$ 685.38	1212/8	\$ 289.14
706/30	\$ 318.92	1005/8	\$ 344.64	1215/2	\$ 368.92
708/4	\$ 368.96	1006/1.05	\$ 4,588.90	1215/5	\$ 500.00
709/3	\$ 730.81	1006/1.08	\$ 1,873.37	1216/5	\$ 2,782.73
710/19	\$ 23,311.60	1007/9	\$ 4,322.67	1216/10	\$ 3,742.29
710/22	\$ 774.67	1007/12	\$ 444.87	1216/11.03	\$ 684.14
712/2	\$ 417.17	1007/19	\$ 365.54	1217/4	\$ 235.06
805/8	\$ 500.00	1009/5	\$ 372.60	1217/14	\$ 8,991.32
808/2	\$ 518.84	1011/8.02	\$ 7,033.47	1217/19	\$ 989.00
809/5.02	\$ 717.86	1011/8.05	\$ 7,201.41	1217/20	\$ 250.00
809/11	\$ 500.00	1011/10	\$ 451.31	1217/23	\$ 512.35
809/32	\$ 304.90	1011/11	\$ 587.11	1217/24	\$ 250.00
810/7.04	\$ 644.59	1012/17	\$ 403.39	1217/30	\$ 265.43
810/8.06	\$ 617.58	1012/18	\$ 145.31	1218/4.02	\$ 624.89
810/11.01	\$ 531.97	1013/1	\$ 521.18	1218/5	\$ 256.35
810/11.04	\$ 179.72	1016/1.1	\$ 410.00	1219/11	\$ 437.21
810/14	\$ 399.20	1016/1.14	\$ 34.87	1220/4	\$ 612.49
902/4	\$ 620.63	1016/1.15	\$ 105.02	1221/15	\$ 643.98
902/14	\$ 310.40	1017/2.11	\$ 589.70	1221/18	\$ 3,252.23
910/4	\$ 339.41	1017/2.2	\$ 0.18	1222/1	\$ 812.12
911/1	\$ 427.91	1105/12	\$ 215.19	1222/3	\$ 854.12
911/6	\$ 651.63	1105/13	\$ 184.07	1222/5	\$ 228.79
911/8	\$ 4,152.74	1107/7	\$ 392.73	1224/11	\$ 7,457.17
911/12	\$ 452.44	1108/4	\$ 598.17	1302/8.01	\$ 5,638.00
911/15	\$ 42.50	1108/6	\$ 4,333.50	1302/10	\$ 268.41
913/25	\$ 317.47	1109/5	\$ 250.00	1303/11	\$ 691.84
915/3	\$ 806.10	1110/1	\$ 624.80	1305/1	\$ 3,434.69
915/8	\$ 812.94	1110/2	\$ 2,427.55	1305/15	\$ 393.69
915/10	\$ 3,071.06	1111/2	\$ 313.89	1306/10	\$ 1,322.85
915/14	\$ 285.48	1112/1	\$ 61.09	1309/3.03	\$ 1,289.98
915/15	\$ 311.69	1112/9	\$ 918.71		
915/44	\$ 489.44	1113/2.09	\$ 716.24	Subtotal	\$ 55,658.77
915/46	\$ 379.70	1201/8	\$ 72.03		
Subtotal	\$ 61,962.58	Subtotal	\$ 65,185.04	TOTAL	\$278,711.66

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #113-19
November 7, 2019**

Authorization of Tax Appeal Settlement - Narayan

WHEREAS, there is presently pending in the Tax Court of New Jersey a certain matter entitled, "Rajeev L. and Nidhi Narayan v. Borough of Upper Saddle River", Docket No. 006287-2019, which matter involves appeal of the assessment on certain premises known as Block 1008, Lot 18 and being more commonly known as 25 Overbrook Road, for the 2019 tax year; and

WHEREAS, the parcel is assessed for the 2019 tax year at \$1,059,900.00; and

WHEREAS, said appeal was filed to contest the assessment on the property for the 2019 tax year.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby authorize settlement of the above-captioned appeal based upon the following terms and conditions:

1. The Stipulation of Settlement shall provide that the assessment for the 2019 tax year on said parcel shall be established at \$1,000,000.00.

2. The Stipulation of Settlement shall provide that the assessment for the 2020 tax year on said parcel shall be established at \$950,000.00.

3. Plaintiffs agree to waive interest due on the refund in connection with this settlement. In addition, any refund due the property owners shall be payable in the form of a credit against future taxes due for the first quarter following the entry of judgment, at the option of the Borough.

BE IT FURTHER RESOLVED that the Borough attorney, Robert T. Regan, Esq., be and is hereby authorized and directed to execute any and all documents necessary to effectuate the terms of the within settlement.

	Moved	Second	Ayes	Nays	Absent	Abstain
Council Member DeBerardine						
Council Member DiMartino						
Council Member Ditkoff						
Council Member Durante						
Council Member Florio						
Council Member Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #114-19
November 7, 2019**

Authorization of Tax Appeal Settlement - Martucci

WHEREAS, there is presently pending in the Tax Court of New Jersey a certain matter entitled, "Anthony and Denise Martucci v. Borough of Upper Saddle River", Docket No. 005659-2019, which matter involves appeal of the assessment on certain premises known as Block 917, Lot 9 and being more commonly known as 41 Echo Ridge Road, for the 2019 tax year; and

WHEREAS, the parcel is assessed for the 2019 tax year at \$1,468,000.00; and

WHEREAS, said appeal was filed to contest the assessment on the property for the 2019 tax year.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby authorize settlement of the above-captioned appeal based upon the following terms and conditions:

1. The Stipulation of Settlement shall provide that the assessment for the 2019 tax year on said parcel shall be established at \$1,430,000.00.

2. Plaintiffs agree to waive interest due on the refund in connection with this settlement. In addition, any refund due the property owners shall be payable in the form of a credit against future taxes due for the first quarter following the entry of judgment, at the option of the Borough.

BE IT FURTHER RESOLVED that the Borough attorney, Robert T. Regan, Esq., be and is hereby authorized and directed to execute any and all documents necessary to effectuate the terms of the within settlement.

	Moved	Second	Ayes	Nays	Absent	Abstain
Council Member DeBerardine						
Council Member DiMartino						
Council Member Ditkoff						
Council Member Durante						
Council Member Florio						
Council Member Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #115-19
November 7, 2019**

Authorization of Tax Appeal Settlement - Politis

WHEREAS, there is presently pending in the Tax Court of New Jersey a certain matter entitled, "Lefteris Politis, et als v. Borough of Upper Saddle River", Docket No. 000797-2019, which matter involves appeal of the assessment on certain premises known as Block 916, Lot 30 and being more commonly known as 30 Rolling Ridge Road, for the 2019 tax year; and

WHEREAS, the parcel is assessed for the 2019 tax year at \$1,401,700.00; and

WHEREAS, said appeal was filed to contest the assessment on the property for the 2019 tax year.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby authorize settlement of the above-captioned appeal based upon the following terms and conditions:

1. The Stipulation of Settlement shall provide that the assessment for the 2019 tax year on said parcel shall be established at \$1,325,300.00.

2. Plaintiff agrees to waive interest due on the refund in connection with this settlement. In addition, any refund due the property owner shall be payable in the form of a credit against future taxes due for the first quarter following the entry of judgment, at the option of the Borough.

BE IT FURTHER RESOLVED that the Borough attorney, Robert T. Regan, Esq., be and is hereby authorized and directed to execute any and all documents necessary to effectuate the terms of the within settlement.

	Moved	Second	Ayes	Nays	Absent	Abstain
Council Member DeBerardine						
Council Member DiMartino						
Council Member Ditkoff						
Council Member Durante						
Council Member Florio						
Council Member Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #116-19
November 7, 2019**

Authorization of Tax Appeal Settlement - Asteris

WHEREAS, there is presently pending in the Tax Court of New Jersey a certain matter entitled, "Mark and Alexandra Asteris v. Borough of Upper Saddle River", Docket No. 006389-2019, which matter involves appeal of the assessment on certain premises known as Block 916, Lot 5 and being more commonly known as 20 Echo Ridge Road, for the 2019 tax year; and

WHEREAS, the parcel is assessed for the 2019 tax year at \$1,334,800.00; and

WHEREAS, said appeal was filed to contest the assessment on the property for the 2019 tax year.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby authorize settlement of the above-captioned appeal based upon the following terms and conditions:

1. The Stipulation of Settlement shall provide that the assessment for the 2019 tax year on said parcel shall be established at \$1,250,000.00.

2. Plaintiffs agree to waive interest due on the refund in connection with this settlement. In addition, any refund due the property owners shall be payable in the form of a credit against future taxes due for the first quarter following the entry of judgment, at the option of the Borough.

BE IT FURTHER RESOLVED that the Borough attorney, Robert T. Regan, Esq., be and is hereby authorized and directed to execute any and all documents necessary to effectuate the terms of the within settlement.

	Moved	Second	Ayes	Nays	Absent	Abstain
Council Member DeBerardine						
Council Member DiMartino						
Council Member Ditkoff						
Council Member Durante						
Council Member Florio						
Council Member Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #117-19
November 7, 2019**

Authorizing Public Auction for Sale of Sewer Allocation

WHEREAS, the Borough of Upper Saddle River (“Borough”) entered into an Agreement (“the 2019 Agreement”) with the Ramsey Board of Public Works (“Ramsey”) dated August 19, 2019; and

WHEREAS, the Agreement provides for the Borough to be provided by Ramsey 9,000 gallons per day (“GPD”) to service certain properties detailed in an Agreement between the Borough and Ramsey dated June 18, 1979, commonly referred to as the Ten Cs Agreement; and

WHEREAS, the 2019 Agreement permits the Borough to auction a portion of the GPD allocation and to retain any portion not sold for future use or auction; and

WHEREAS, the Governing Body has determined that a total of 3,200 GPD may be sold at public auction to address payments required to be made to Ramsey pursuant to the 2019 Agreement.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council does hereby authorize that a public auction be conducted by the Borough Administrator or his designee on Tuesday, November 26, 2019 at 10:00 a.m. in the Municipal Building in accordance with the conditions detailed in the attached public notice; and

BE IT FURTHER RESOLVED that the Borough Clerk be and is hereby authorized to publish the attached public notice one time in the official newspaper of the Borough and to post same at such locations where public notices of the Borough are posted.

Moved Second Ayes Nays Absent Abstain
Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #118-19
November 7, 2019**

Appointment of Police Officer Michael Riedel

WHEREAS, the Mayor and Council of the Borough of Upper Saddle River has agreed to hire **MICHAEL RIEDEL** to serve as an Upper Saddle River Police Officer; and

WHEREAS, the said position shall be a full-time position, effective September 4, 2019;

NOW, THEREFORE, BE IT RESOLVED, that the duties for the aforementioned position shall be set forth Chapter 3, Article X of the Upper Saddle River Borough Code.

Moved Second Ayes Nays Absent Abstain

Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #119-19
November 7, 2019**

Appoint of Chief Financial Officer - James A. Mangin

WHEREAS, the Borough of Upper Saddle River is in need of a Certified Financial Officer;
and

WHEREAS, the Governing Body wishes to appoint JAMES A. MANGIN as Chief Financial Officer for a four-year term ending December 31, 2022; and

WHEREAS, the duties for the aforementioned position shall be set forth in the job description and functions of the Borough of Upper Saddle River and said appointment shall be subject to Chapter 16 of the Borough Code entitled "Personnel Policies, Practices and Regulations".

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Upper Saddle River that JAMES A. MANGIN be appointed Chief Financial Officer beginning November 1, 2019 and ending December 31, 2022.

Moved Second Ayes Nays Absent Abstain

Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #120-19
November 7, 2019**

Appoint Certified Tax Collector – Frank J. Santora

WHEREAS, the Borough of Upper Saddle River is in need of a Certified Tax Collector; and

WHEREAS, the Governing Body wishes to appoint FRANK J. SANTORA as Certified Tax Collector; and

WHEREAS, the duties for the aforementioned position shall be set forth in the job description and functions of the Borough of Upper Saddle River and said appointment shall be subject to Chapter 16 of the Borough Code entitled “Personnel Policies, Practices and Regulations”.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Upper Saddle River that FRANK J. SANTORA be appointed Certified Tax Collector, beginning November 1, 2019.

Moved Second Ayes Nays Absent Abstain

Council Member DeBerardine
Council Member DiMartino
Council Member Ditkoff
Council Member Durante
Council Member Florio
Council Member Rotella

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #121-19
November 7, 2019**

Transfer of Appropriations

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, State of New Jersey that the CFO is hereby authorized to effect the following transfers:

To:

General Admin	S&W	9-01-20-701-010	\$65,000
Finance	S&W	9-01-20-705-010	\$16,000
			\$30,000
Tax Collector	S&W	9-01-20-708-010	\$7,500
Tax Assessor	S&W	9-01-20-710-010	\$10,500
Planning Bd	OE	9-01-21-720-030	\$1,000
Building Dept.	S&W	9-01-22-725-010	\$13,500
Plumbing Sub Code	S&W	9-01-22-726-010	\$5,800
Group Insurance	OE	9-01-23-733-000	\$30,000
Ambulance	S&W	9-01-25-750-010	\$6,000
DPW	S&W	9-01-26-765-010	\$15,500
Recreation	OE	9-01-28-795-030	\$3,000
	Total		<u>\$203,800</u>

From:

Municipal Clerk	S&W	9-01-20-703-010	\$50,000
Legal	OE	9-01-20-712-030	\$20,000
Engineering	OE	9-01-20-715-030	\$10,000

Other Insurance	OE	9-01-23-735-000	\$70,000
Health Benefit Waivers	OE	9-01-23-739-000	\$20,000
Prosecutor	S&W	9-01-25-757-010	\$8,800
Buildings/Grounds	S&W	9-01-26-772-010	\$10,000
Sewerage Disposal	OE	9-01-26-773-030	\$10,000
Garbage Dump Fees	OE	9-01-32-827-220	\$2,000
Defined Contrib (DCRP)	OE	9-01-36-840-000	<u>\$3,000</u>
	Total		<u>\$203,800</u>

	Moved	Second	Ayes	Nays	Absent	Abstain
Council Member DeBerardine						
Council Member DiMartino						
Council Member Ditkoff						
Council Member Durante						
Council Member Florio						
Council Member Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on November 7, 2019.

Joy C. Convertini, R.M.C., Deputy Borough Clerk