

**AGENDA OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF UPPER SADDLE RIVER
MARCH 5, 2020 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 19, 2019 by email which the time, place and purpose of the meeting was set forth.

Mayor Minichetti to swear in new Council Member filling vacancy of Roger DeBerardine.

- ❖ **Recognition of Women’s Club Essay & Poetry Contest Winners**
- ❖ **Celebrate “Read Across America” and “Read Across America-NJ” beginning March 2, 2020.**

Rule 1. Roll Call:

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

Rule 2. Approval of Minutes

Roll Call:

- February 6, 2020: Regular Meeting
- February 6, 2020 Closed Meeting
- February 6, 2020 Executive Meeting

Rule 3. Borough Reports

Borough Clerk’s Report:

Police	Department of Public Works
Fire	Ambulance Corps
Library	Planning Board
Recreation Commission	Historic Preservation Commission
Environmental Committee	Shade Tree Commission
Youth Guidance Council	

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

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.

Motion to Approve Consent Agenda Items: Roll Call:

Open to the Public for Consent Agenda Items Only:

- *1. Resolution #51-20: Authorize Ground Lease Option Agreement
- *2. Resolution #52-20: Transfer of Funds
- *3. Resolution #53-20: Appointment of Part Time Dispatcher Sean Davis
- *4. Resolution #54-20: No Cash Tax Payment Policy
- *5. Resolution #55-20: Property Tax Refund Blk. 916 Lot 30
- *6. Resolution #56-20: Authorization to Submit COPS Hiring Grant
- *7. Motion to Appoint Sofia Kotsopolous to the Environmental Committee, term to expire 12/31/2020
- *8. Motion to Appoint Tim Stoller to the Environmental Committee, term to expire 12/31/2020.

Rule 7. Public Comment

Rule 8. Adjournment

Motion to Adjourn Roll Call:

Agenda subject to change

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #51-20
March 5, 2020**

Authorizing Extension of Ground Lease Agreement

WHEREAS, the Borough of Upper Saddle River (“the Borough”) is the owner of certain premises known as Block 1002, Lot 4.02 as depicted on the Borough tax map (“the property” or “the premises”) which encompasses a land area of approximately 7.8 acres; and

WHEREAS, the Borough is desirous to have the property developed with a total of seventy (70) affordable housing units which will be available to low- and moderate-income senior citizens and special needs individuals; and

WHEREAS, the Borough entered into a Ground Lease Option Agreement dated October 1, 2015 with the Housing Development Corporation of Bergen County (“the HDC”), a New Jersey nonprofit corporation and an instrumentality of the Housing Authority of Bergen County pursuant to which the HDC was granted the option to execute a Ground Lease for the property for an initial term of 75 years provided certain conditions were met; and

WHEREAS, the HDC applied for certain land use approvals from the Borough’s Land Use Board and such approvals were granted in a resolution dated March 22, 2018; and

WHEREAS, by resolution dated June 7, 2018 (Resolution #86-18), the Governing Body authorized an extension of the dates contained in the original Ground Lease Option Agreement; and

WHEREAS, the said resolution provided that the HDC would transfer approvals and rights under the Ground Lease Option Agreement to an affiliated single purpose entity USR HDC SUPPORTIVE HOUSING URBAN RENEWAL, LP (the “Special Purpose Entity”); and

WHEREAS, on June 7, 2018 a Ground Lease Option Agreement was entered into between the Borough and the Special Purpose Entity; and

WHEREAS, paragraph 3 of the June 7, 2018 Ground Lease Option Agreement provides that the option to enter into a Ground Lease Agreement may be exercised by the Special Purpose Entity at any time from June 7, 2018 through December 31, 2019, and further provides that the Special Purpose Entity may extend the option period for an additional twelve (12) months upon payment of One (\$1.00) Dollar as consideration for such extension; and

WHEREAS, the Borough and the Special Purpose Entity believe it is in the best interest of the parties to further extend the option period upon payment of One (\$1.00) Dollar as consideration for such extension; and

WHEREAS, such further extension will permit the property to be developed with the affordable housing units as described aforesaid.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council that it does hereby agree to extend the option period from December 31, 2019 to December 31, 2021; and

BE IT FURTHER RESOLVED that Mayor Joanne L. Minichetti and Borough Clerk Joy C. Convertini be and are hereby authorized to execute an Extension Agreement and any other necessary and required documents to effectuate the purposes of the within resolution.

Moved Second Ayes Nays Absent Abstain

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 March 5, 2020.

Joy C. Convertini, R.M.C., Municipal Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #52-20
March 5, 2020**

Transfer of Funds

WHEREAS, N.J.S.A. 49:4-58 permits the transfer of appropriations during the first three months of the reserve 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 affect the following transfers:

To:

Engineering	OE	9-01-20-715-225	\$8,000
Board of Health	OE	9-01-27-785-030	\$1,000
DCRP	OE	9-01-36-840-000	\$2,500
	Total		<u>\$11,500</u>

From:

Group Health Insur	OE	9-01-23-735-000	\$11,500
	Total		<u>\$11,500</u>

Moved Second Ayes Nays Absent Abstain

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 March 5, 2020.

Joy C. Convertini, R.M.C., Municipal Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #53-20
March 5, 2020**

Appointment Part Time Dispatcher Sean Davis

WHEREAS, the Borough of Upper Saddle River finds it is necessary to employ part-time dispatchers; and

WHEREAS, Sean Davis was interviewed by the Police Chief Patrick Rotella and Borough Administrator Theodore Preusch; and

WHEREAS, Police Chief Rotella and Borough Administrator Theodore Preusch approve the hiring of Sean Davis as a part-time Police Dispatcher; and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Upper Saddle River hereby authorizes the employment of Sean Davis as a part-time Police dispatcher, effective March 1, 2020 at an hourly rate of \$19.38, with no additional benefits included;

BE IT FURTHER RESOLVED, that copies of this resolution shall be provided to the Chief of Police, Chief Financial Officer and Sean Davis

Moved Second Ayes Nays Absent Abstain

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 March 5, 2020.

Joy C. Convertini, R.M.C., Municipal Clerk

BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #54-20
March 5, 2020

Authorizing No Cash Policy for Tax Payments

WHEREAS, the Mayor and Council of the Borough of Upper Saddle River with the advise of legal counsel, recommendations from the Chief Financial Officer, Tax Collector, and Administrator has deemed it necessary to establish a no cash policy restricting tax collection payments to personal checks, bank checks, certified checks or money orders only; and

WHEREAS, it is in the best interest and safety of the general public, municipal staff at the Borough Hall and the fiscal security of the Borough itself, that the Borough of Upper Saddle River will no longer accept cash for the payment of property taxes; and

WHEREAS, the court has found the no-cash policy is appropriate, as the Honorable District Judge Peter Sheriden said in Newark Wednesday, June 25, 2008, ruled the policy responds to concerns of safety and fiscal responsibility; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Upper Saddle River does hereby approve and adopt a no-cash policy for the payment of taxes; and

BE IT FURTHER RESOLVED, that the only acceptable form of payment for property taxes will be in the form of personal check, certified check or money order by order of the governing body of the Borough of Upper Saddle River

Moved Second Ayes Nays Absent Abstain

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 March 5, 2020.

Joy C. Convertini, R.M.C.
Municipal Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #55-20
March 5, 2020**

Property Tax Overpayment Refunds

WHEREAS, the Tax Collector has advised **Lefteris Politis et al**, owner of Block 916 Lot 30 located at 30 Rolling Ridge Rd., that a reduction of the Assessment by the Tax Court for the year(s) 2019 in the amount of **\$1816.79** would be granted; and

WHEREAS, taxes were paid through the 4TH Quarter of 2019 on this property; and

WHEREAS, the application of these credits resulted in Tax Overpayments in the above amounts for the listed year(s) amounting to \$1816.79.

NOW, THEREFORE, BE IT RESOLVED, that the the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, State of New Jersey that approval be granted to issue a check in the amount of \$1816.79, payable to Lefteris Politis et al.

Moved Second Ayes Nays Absent Abstain

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 March 5, 2020.

Joy C. Convertini, R.M.C.
Municipal Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #56-20
March 5, 2020**

Authorization to Submit COPS Hiring Grant

WHEREAS, Police Chief Patrick Rotella is currently completing the application for the annual COPS hiring grant;

NOW THEREFORE BE IT RESOLVED that Chief Patrick Rotella be and is hereby authorized to submit an application for the aforesaid grant; and

BE IT FURTHER RESOLVED that Borough Attorney Robert T. Regan be and is hereby authorized to execute the Certification of Compliance in connection with the grant application as required by 8 U.S.C. Sec. 1373.

Moved Second Ayes Nays Absent Abstain

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 March 5, 2020.

Joy C. Convertini, R.M.C., Municipal Clerk