

**AGENDA OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF UPPER SADDLE RIVER
October 1, 2020 8:00 p.m.**

**Meeting held via Zoom
ZOOM SIGN ON INFORMATION**
Computer: Link:
<https://zoom.us/j/842319706>
Meeting ID: 842-319-706
Phone: 1-669-900-6833 or
1-877-853-5247
Then dial meeting ID (842-319-706) followed by #, then #, #9 to raise hand.

Moment of Silence – Pledge of Allegiance

- ❖ **Proclamation: Put the Brakes on Fatalities Day October 10, 2020**
- ❖ **Upper Saddle River Historic Preservation Timeline Overview**

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.

Rule 1. Roll Call:

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

Rule 2. Approval of Minutes

Roll Call:

- September 3, 2020 Regular Meeting, Executive Meeting, Closed Session Meeting

Rule 3. 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:

Other Boards & Commissions

Borough Attorney
Borough Engineer
Construction Code Official

Municipal Court

Rule 4. Communications, Petitions and Bills:

Motion to Pay Bills:

Roll Call:

Rule 5. Unfinished Business

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 #98-20 Cancel Grant Balances
- *2. Resolution #99-20 Shared Services Agreement with Emerson DPW
- *3. Resolution #100-20 Participate in Electronic Tax Sale
- *4. Resolution #101-20 Chapter 159 Body Armor Grant
- *5. Resolution #102-20 Contract Award D&L Paving – Hidden Glen Rd.
- *6. Resolution #103-20 Authorization to Dispose of Police Department Property
- *7. Resolution #104-20 Redemption of Third-Party Lien Blk. 804 Lot 2
- *8. Resolution #105-20 Tax Overpayment Refund - Rong
- *9. Resolution #106-20 Tax Overpayment Refund - Tarizq

***Introduction of Ordinance #08-20**

An Ordinance to Amend Ordinance #07-20 Entitled "An Ordinance to Amend an Ordinance relating to the Compensation of Certain Officers and Employees of the Borough of Upper Saddle River, County of Bergen, State of New Jersey".

Roll Call:

Rule 7. Public Comment

Rule 8. Adjournment

Motion to Adjourn

Roll Call:

****Agenda subject to change**

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION # 98-20
October 1, 2020**

**Authorizing the Cancellation of Old Grant Receivable Balances
and Grant Appropriated Reserves.**

WHEREAS, there exists in the Federal and State Grant Fund of the Borough of Upper Saddle River old and stale balances remaining identified as Grant Receivables and Appropriated Grant Reserves from projects since completed; and

WHEREAS, it is the recommendation of the Chief Financial Officer that said balances be cancelled and any excess funds returned to the Current Fund of the Borough of Upper Saddle River.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River that the Chief Financial Officer is directed to cancel the following Federal and State Grant Fund balances and remit any remaining funds to the Current Fund operations account:

Grant Receivables

Drunk Driving Enforcement Fund	\$2,717
Municipal Alliance – 2018	\$2,135
NJDOT Carlough Road (Section 5)	\$9,328

Grant Appropriated Reserves

State Forestry Service	\$2,150
Over the Limit Counter Measures	\$1,862
Bergen County 200 Club	\$4,300
Drunk Driving Enforcement Fund	\$9,333
Municipal Alliance – 2017	\$2,135
NJDOT Carlough Road (Section 5)	\$7,544

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #99-20
October 1, 2020**

**Shared Service Agreement Between the Borough of Upper
Saddle River and the Borough of Emerson Pertaining to The Purchase And
Use Of Department of Public Works Equipment**

WHEREAS, the Uniform Shared Services and Consolidation Act, *N.J.S.A. 40A:65-1, et seq.*, permits, authorizes and encourages public bodies such as counties, municipalities and school districts to enter into agreements with each other for the joint provision of any service which the parties to such agreement are empowered to provide or receive within their own jurisdiction; and

WHEREAS, Upper Saddle River and Emerson have determined that it is in their best interests to enter into an Interlocal Agreement for the optimization of savings to be realized by the joint purchase of a Western Star 4700 S.B. Truck to be purchased through Hudson County Motors via E.S.C.N.J., a state-wide cooperative purchasing program, and to purchase the body of the truck (boom/bucket) to be manufactured by Terex and purchased through the Sourcewell Cooperative Purchasing Program; and

WHEREAS, a Shared Service Agreement has been prepared detailing the particular equipment, use, and maintenance thereof and other terms and conditions.

NOW, THEREFORE, BE IT RESOLVED that Mayor Joanne L. Minichetti and Borough Clerk Joy C. Convertini be and are hereby authorized to execute the Shared Service Agreement on behalf of the Borough.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION # 100-20
October 1, 2020**

Resolution Authorizing Tax Collector to Execute Application to Participate in the Electronic Tax Sale Program and Submit to Division to Division of Local Government Services

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Local Government Services, and

WHEREAS, the Director of the Division of Local Government Services has promulgated rules and regulation for programs, and

WHEREAS, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/Real Auction.com to conduct programs, and

WHEREAS, the rules and regulations authorize a municipality to submit an application for participation in the program for an electronic tax sale, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

WHEREAS, the municipality of Upper Saddle River wishes to participate in an electronic tax sale.

NOW THEREFORE, BE IT RESOLVED, by the governing body of the municipality of Upper Saddle River, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION # 101-20
October 1, 2020**

**Approval of items of Revenue & Appropriation
N.J.S.A. 40A:4-87 2020 Body Armor Grant**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of **2020** in the sum of **\$578.83**, which is now available from the New Jersey Department of Justice 2020 Body Armor Grant.

BE IT FURTHER RESOLVED, that the like sum of **\$578.83** is hereby appropriated under the caption **2020 Body Armor Grant**; and

BE IT FURTHER RESOLVED, that the above is the result of funds received from the New Jersey Department of Justice Body Armor Grant in the amount of **\$578.83**.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

Joy C. Convertini, R.M.C.

Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #102-20
October 1, 2020**

**Contract Award to D&L Paving Contractors
Improvements to Hidden Glen Road**

WHEREAS, the Borough of Upper Saddle River advertised that sealed proposals would be received on August 27, 2020 for Improvements to Hidden Glen Road; and

WHEREAS, in response to said advertisement for proposals, a total of ten (10) bids were submitted; and

WHEREAS, a bid submitted by **D&L Paving Contractors, 675 Franklin Avenue, Nutley, NJ 07110** was the lowest responsible bidder in an amount of **\$202,578.95**; 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 D&L Paving Contractors for Improvements to Hidden Glen Road in the amount of **\$202,578.95**.

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.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #103-20
October 1, 2020**

Authorization to Dispose of Police Department Property

WHEREAS, the Upper Saddle River Police Department is in possession of certain property, as indicated below, that needs to be destroyed because they are either damaged or inoperable: (Any internal hard drives have been removed and destroyed.)

- **One Dell desktop computer tower
Serial Number: 2PVYX81**
- **One Dell laptop
Serial Number: 822V2K1**
- **One Dell monitor
Serial Number: CN0WH3187287266M1HJI**
- **One HP monitor
Serial Number: CNC323PKR6**
- **One Brother fax machine
Serial Number: U56577A5J250958**
- **Two mini Flashlights (do not hold charge)**
- **Two Panasonic Recording Devices (micro cassette) wires falling apart**
- **One handheld Sony digital recorder**
- **One Samsung flip phone obsolete**
- **One Swintec 8016 typewriter**
- **One Sony Snap Lab printer (does not work) This unit was donated by Sony Corporation.
Serial#1000855
Model#UP-CR10L
Borough Fixed Asset# 10164**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of Upper Saddle River, County of Bergen, that Police Chief Patrick Rotella be and is hereby authorized to dispose of such property in such manner and within such time period as may be appropriate and practical.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #104-20
October 1, 2020**

Authorizing the Redemption of Third-Party Tax Lien

WHEREAS, CELINA CHECO, TAX COLLECTOR, has advised that payment has been received in the amount of \$29,000.89 to redeem TTL #19-00001 and subsequent taxes on Block 804 Lot 2, located at 18 Valley Lane Upper Saddle River, within the Borough; and

WHEREAS, US BANK CUST/ACTLIEN HOLDING is the holder of said Certificate **TTL#19-00001** and is therefore entitled to payment of \$29,000.89; and

WHEREAS, the lienholder also paid a premium at the time of purchase and is entitled to a refund of same in the amount of **\$69,500.00**

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Council of the Borough of Upper Saddle River, County of Bergen, State of New Jersey to issue a check in the amount of **\$98,500.89**, payable to the abovenamed lienholder, representing the redemption amount of said Certificate and a refund of the premium.

**\$29,000.89 Premium 69,500.00
TOTAL: \$98,500.89**

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #105-20
October 1, 2020**

Property Tax Overpayment Refund

WHEREAS, the tax collector has advised Shen, Yi & Huang, Rong owner of Block 701 Lot 12 located at 27 Blue Spruce Drive, was paid two times by the bank and the homeowner in the amount of **\$4,016.01**

WHEREAS, taxes were paid on the 3rd quarter of 2020 on this property; and

WHEREAS, the application of these credits resulted in Tax Overpayments in the above amounts for the listed year amounting to \$4,016.01.

NOW, THEREFORE, BE IT RESOLVED, that 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 \$4,016.01 payable to Shen, Yi & Huang, Rong.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #106-20
October 1, 2020**

Property Tax Overpayment Refund

WHEREAS, the tax collector has advised Tariq, Rizwan & Nadia, owner of Block 1016 Lot 1.17 Qualifier C0017 located at 17 Chapel Lane, was paid two times by the bank and the homeowner in the amount of **\$762.01**

WHEREAS, taxes were paid on the 3rd 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 amounting to \$762.01.

NOW, THEREFORE, BE IT RESOLVED, that 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 \$762.01, payable to Rizwan & Nadia Tarizq.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
DeFuccio						
DiMartino						
Ditkoff						
Durante						
Florio						
Rotella						

I hereby certify that the above resolution was adopted by the Mayor and Council on October 1, 2020.

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

BOROUGH OF UPPER SADDLE RIVER

ORDINANCE #08-20

AN ORDINANCE TO AMEND ORDINANCE #07-20 ENTITLED, "AN ORDINANCE TO AMEND AN ORDINANCE RELATING TO THE COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF UPPER SADDLE RIVER, COUNTY OF BERGEN, STATE OF NEW JERSEY".

BE IT ORDAINED by the Mayor and Council of the Borough of Upper Saddle River, in the County of Bergen, and State of New Jersey as follows:

Section 1.

The salaries of the following positions in Ordinance #07-20 are hereby amended to read as follows:

<u>Position</u>	<u>Salary</u>
Tax Assessor P/T*	56.87 per hour
D.P.W. Foreman*	83,910.00

Section 2.

The following position and salary are added to Ordinance #07-20:

<u>Position</u>	<u>Salary</u>
Fire Prevention Secretary	5,000.00

Section 3.

Except as modified herein, the positions in the Salary and Compensation Range of Positions in Ordinance #07-20 shall not be deemed modified by this

Ordinance.

Section 4. Severability.

If any section, sentence or any part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not effect, impair or invalidate the remainder of this Ordinance but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such subject shall be rendered.

Section 5. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 6. Effective Date.

This Ordinance shall take effect after publication thereof and final passage as required by law.

JOANNE L. MINICHETTI, Mayor

**JOY C. CONVERTINI, RMC,
Borough Clerk**

Introduced:
Adopted:
Approved: