

**MINUTES OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF UPPER SADDLE RIVER
May 6, 2021 8:00 p.m.**

*Meeting held via teleconference
due to COVID19*

PRESIDING: Borough Administrator Preusch called the meeting to order at 8:00 p.m.

Moment of Silence/Pledge of Allegiance

- ❖ **Swearing in of Council Member Arman Fardanesh offered by Mayor Minichetti.**
- ❖ **Recognition of Sarah Renee Bakal – Eagle Scout**

Mayor Minichetti congratulated Sarah Renee Bakal for attaining the rank of Eagle Scout. Ms. Bakal is the first female Eagle Scout in Bergen County; she has also obtained her Girl Scout Gold Award and is the first recipient of both awards in the State of New Jersey and among the first in the nation.

- ❖ **Proclamation for Emergency Services Week – May 16-22, 2021**

Mayor Minichetti read this proclamation, recognizing May 16-22, 2021 as Emergency Services Week in Upper Saddle River.

PUBLIC NOTICE: 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 15, 2020 by email in which the time, place and purpose of the meeting was set forth.

RULE 1. ROLL CALL

Mayor	Joanne L. Minichetti	Present
Council Member	Steven DiMartino	Present
Council Member	Jonathan Ditkoff	Present
Council Member	Vincent M. Durante	Present
Council Member	Arman Fardanesh	Present
Council Member	Joanne Florio	Present
Council Member	Douglas Rotella	Present

RULE 2. APPROVAL OF MINUTES

The following minutes were delivered to all members of the governing body, posted on the bulletin board and were unanimously approved following a motion by Council Member Durante, seconded by Council Member Florio.

April 1, 2021: Executive, Closed and Regular Meetings

Roll Call Vote: AYES, Unanimous

RULE 3. BOROUGH CLERK’S REPORT

The Borough Clerk’s office received the following fees for the month of April 2021 and deposited them with the Collector/Treasurer:

Landscaper Licenses	\$ 2326.00
Garage Sales	\$ 16.00
Copies	\$ 2.25
	\$ 2344.25

The Borough Clerk’s office issued 12 licenses for the month of April 2021; **\$23.40** was forwarded to the NJ department of Health for the Pilot Clinic and Animal Control Fund.

Proof of publications received:

- ❖ Adoption of Ordinance #03-21
 - ❖ Introduction of Ordinance #04-21
 - ❖ Introduction of Ordinance #05-21
 - ❖ Introduction of Ordinance #06-21
- Bond Ordinance \$5,500,000 – Sports Complex
Vehicle Charging Stations
Prohibiting Cannabis Businesses
Sewage Disposal Individual

The following reports were received and are on file for the month of November:

- 1) Police Report
- 2) DPW Report
- 3) Fire Department Report
- 4) Construction Report
- 5) Municipal Court Report

RULE 4. COMMUNICATIONS, PETITIONS AND BILLS

Communications:

NBCUA Minutes	March 16, 2021
NBCUA Agenda	April 20, 2021
NBCUA Public Hearing	May 18, 2021

Approval of Bills: A motion by Council Member DiMartino, seconded by Council Member Durante to pay bills in amount of **\$5,755,583.65** was unanimously approved and Mayor Minichetti declared bills approved for payment and ordered checks drawn.

Roll Call Vote: AYES, Unanimous

RULE 5. UNFINISHED BUSINESS

- 1. Second Reading, Open Public Hearing - **Ordinance #04-21**

AN ORDINANCE TO AMEND CHAPTER 150 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED, “ZONING” TO PROVIDE THAT ELECTRIC VEHICLE CHARGING STATIONS ARE A PERMITTED ACCESSORY USE AND PERMITTED ACCESSORY STRUCTURE IN ALL ZONING DISTRICTS IN THE BOROUGH.

Resolution Offered by Council Member Ditkoff
Seconded by Council Member Durante

OPEN TO THE PUBLIC: No one wished to be heard

Roll Call: AYES, Unanimous

2. Second Reading, Open Public Hearing – **Ordinance #05-21**

AN ORDINANCE BY THE BOROUGH OF UPPER SADDLE RIVER IN THE COUNTY OF BERGEN, NEW JERSEY PROHIBITING THE OPERATION OF ANY CLASS OF CANNABIS BUSINESSES WITHIN ITS GEOGRAPHICAL BOUNDARIES AND AMENDING ARTICLE VIII, SECTION 150-39, PROHIBITED USES, OF THE BOROUGH CODE

Resolution Offered by Council Member Durante
Seconded by Council Member DiMartino

OPEN TO THE PUBLIC: No one wished to be heard.

**Ordinance will be reviewed by the Planning Board for approval prior to final adoption.*

3. Second Reading, Open Public Hearing – **Ordinance #06-21**

AN ORDINANCE TO AMEND CHAPTER 211 OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER ENTITLED, “SEWAGE DISPOSAL, INDIVIDUAL”

Resolution Offered by Council Member Rotella
Seconded by Council Member Durante

OPEN TO THE PUBLIC: No one wished to be heard.

Roll Call: AYES, Unanimous

RULE 6. NEW BUSINESS

Consent Agenda:

All items listed with an asterisk (*) hereunder, 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 the Consent Agenda items offered by Council Member Ditkoff
Seconded by Council Member DiMartino

- *1. Resolution #79-21: Lease Renewal – Bergen Highlands Church
- *2. Resolution #80-21: Tax Appeal Settlement Blk. 508 Lot 18
- *3. Resolution #81-21: Tax Appeal Settlement Blk. 1012 Lot 22
- *4. Resolution #82-21: Tax Appeal Settlement Blk. 103 Lot 10.04
- *5. Resolution #83-21: Tax Appeal Settlement Blk. 1112 Lot 12
- *6. Resolution #84-21: Tax Appeal Settlement Blk. 915 Lot 21
- *7. Resolution #85-21: 2021 Municipal Budget to be Read by Title Only
- *8. Resolution #86-21: CFO Certification – Self Examination of Budget
- *9. Resolution #87-21: EEOC – Finance
- *10. Resolution #88-21: Three-year Average RUT
- *11. Resolution #89-21: Temporary Budget
- *12. Resolution #90-21: Property Tax Overpayment Refund Blk. 704 Lot 14
- *13. Resolution #91-21: Property Tax Overpayment Refund Blk. 1104 Lot 2
- *14. Resolution #92-21: Property Tax Overpayment Refund Blk. 810 Lot 7.10
- *15. Resolution #93-21: Property Tax Overpayment Refund Blk. 805 Lot 6
- *16. Resolution #94-21: Property Tax Overpayment Refund Blk. 1203 Lot 14.09

- *17. Resolution #95-21: Adopt Stormwater Pollution Prevention Plan
- *18. Resolution #96-21: Approval to Accept Donation from Sheleg Estate
- *19. Resolution #97-21: Approval to Accept Donation from Columbia Bank Foundation
- *20. Resolution #98-21: Appoint P/T Dispatcher Stephen Johnson
- *21. Resolution #99-21: Release of Escrow Funds

OPEN TO THE PUBLIC (For Consent Agenda Items Only): No one wished to be heard.

Roll Call Vote: AYES, Unanimous

*Introduction of Ordinance # 07-21

CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-4-45.14)

Offered by Council Member Durante
 Seconded by Council Member Florio

Roll Call Vote: AYES, Unanimous

*22. Resolution #100-21 **Introduction of 2021 Municipal Budget**

Offered by Council Member Durante
 Seconded by Council Member DiMartino

Roll Call Vote: AYES, Unanimous

RULE 7. PUBLIC COMMENT

Eric Friis, 4 Sparrowbush Road, Upper Saddle River, NJ welcomed new Council Member Fardanesh and asked if this appointment was a conflict of interest as he is also the Chief of the USR Fire Department. Borough Attorney Regan explained that the USR Fire Department members are volunteers and this is not a conflict of interest. He further stated that the silt fence at the Toll Brothers site on Carlough Road is in disrepair and the Borough Engineer should address this issue.

RULE 8. ADJOURNMENT

A motion to adjourn by was made, seconded and was unanimously approved by all Council members present.

Respectfully submitted,

Joy C. Convertini, RMC
 Municipal Clerk