

AUGUST 9, 2016

**BOROUGH OF CLIFFSIDE PARK
BERGEN COUNTY, NEW JERSEY**

**MINUTES OF THE REGULAR MEETING
AUGUST 9, 2016**

CALL TO ORDER AT 7:00 P.M.

FLAG SALUTE LED BY MAYOR THOMAS CALABRESE

PRESENT AT ROLL CALL:

Mayor	Thomas Calabrese
Councilwoman	Donna Spoto
Councilman	Bernard Fontana
Councilman	Larry Bongard
Councilwoman	Dana Martinotti
Councilman	Kenneth Corcoran
Councilman	Peter Colao

SERCAN ZOKLU STATED:

THIS IS A REGULAR MEETING OF THE MAYOR AND COUNCIL, AND NOTICE WAS GIVEN AS FOLLOWS:

1. NOTICE PUBLISHED MAY 13, 2016 WITH THE RECORD, AND MAY 16, 2016 WITH THE JERSEY JOURNAL, BOTH OFFICIAL NEWSPAPERS OF THE BOROUGH.
2. POSTING OF NOTICE ON THE BULLETIN BOARD.
3. PRESERVING A COPY IN THE CLERK'S OFFICE.

MINUTES:

On a motion by Councilman Bongard, seconded by Councilman Colao, the minutes of the Caucus Meeting of July 5, 2016 were accepted.

ROLL CALL:

AYES: Spoto, Bongard, Martinotti, Corcoran, Colao. **ABSTAIN:** Fontana.

On a motion by Councilman Bongard, seconded by Councilman Colao, the minutes of the Regular Meeting of July 5, 2016 were accepted.

ROLL CALL:

AYES: Spoto, Bongard, Martinotti, Corcoran, Colao. **ABSTAIN:** Fontana.

CONSENT AGENDA:

On a motion by Councilman Bongard seconded by Councilman Corcoran, the claims were ordered paid.

ROLL CALL:

AYES: Spoto, Bongard, Martinotti, Corcoran, Colao. **ABSENT:** Fontana.

RESOLUTIONS:

On a motion by Councilman Bongard, seconded by Councilman Corcoran, Resolutions 2016-163 to 2016-196 were offered for adoption:

ROLL CALL:

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AYES: Spoto, Fontana, Bongard, Martinotti, Corcoran, Colao.

RESOLUTION 2016-163

WHEREAS, CHAPTER 11-5 of the General Ordinances of the Borough of Cliffside Park, prohibits the construction of any fence in excess of four (4) feet in height without the authorization of the Mayor and Council; and

WHEREAS, Eugene Larose of 230 Edgewater Road Cliffside Park, NJ has requested permission from the Mayor and Council of the Borough of Cliffside Park to erect a fence in excess of four (4) feet in height, on the property for privacy and safety; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that permission is hereby granted for the construction of a six foot fence the finished side facing the adjacent properties and the building department is authorized to issue a permit after all documents and fees are submitted and approved by the Construction Official.

RESOLUTION 2016-164

WHEREAS, CHAPTER 11-5 of the General Ordinances of the Borough of Cliffside Park, prohibits the construction of any fence in excess of four (4) feet in height without the authorization of the Mayor and Council; and

WHEREAS, Nelia Tenkerian, the owner of the property located at 246 Grant Avenue, Cliffside Park, NJ has requested permission from the Mayor and Council of the Borough of Cliffside Park to erect a fence in excess of four (4) feet in height, on the property for privacy and safety; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that permission is hereby granted for the construction of a six foot fence the finished side facing the adjacent properties and the building department is authorized to issue a permit after all documents and fees are submitted and approved by the Construction Official.

RESOLUTION 2016-165

WHEREAS, CHAPTER 11-5 of the General Ordinances of the Borough of Cliffside Park, prohibits the construction of any fence in excess of four (4) feet in height without the authorization of the Mayor and Council; and

WHEREAS, Dimitry & Mitera Shpuntov, owners of the property located at 230 Knox Avenue, Unit B, Cliffside Park, NJ has requested permission from the Mayor and Council of the Borough of Cliffside Park to erect a fence in excess of four (4) feet in height, on the property for privacy and safety; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that permission is hereby granted for the construction of a six foot fence the finished side facing the adjacent properties and the building department is authorized to issue a permit after all documents and fees are submitted and approved by the Construction Official.

RESOLUTION 2016-166

WHEREAS, an application has been submitted by the Geriatric Services Inc. as follows:

Conduct merchandise raffle as permitted under State Statute on October 20, 2016

WHEREAS, all requirements have been met, therefore, said application is in order for approval by the Mayor and Council of the Borough of Cliffside Park.

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RESOLUTION 2016-167

WHEREAS, the tenant of the property located at 656 Anderson Avenue, Cliffside Park, New Jersey would like to install an awning sign for the business establishment, Vegan Kofteh Inc.; and

WHEREAS, the Zoning Official has reviewed the application and all pertinent documentation and has found them to be in order and has given his approval to the application; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the application of Vegan Kofteh Inc. for an awning sign be approved; and

BE IT FURTHER RESOLVED that the Zoning Official is hereby authorized to execute the application this 9th day of August, 2016.

RESOLUTION 2016-168

WHEREAS, the Borough of Cliffside Park recognizes and acknowledges its ongoing legal commitments to meeting the needs of its employees and residents with disabilities; and

WHEREAS, the Borough of Cliffside Park fully supports the provisions of the American with Disabilities Act (the “ADA”) regarding reasonable accommodations in the workplace and for providing all residents equal access to facilities and services; and

WHEREAS, the Mayor and Council remain keenly aware of the need to be proactive in enforcing compliance with the ADA addressing the special needs of our residents with disabilities; and

WHEREAS, despite great strides that our residents with disabilities have made with the benefits of the ADA, barriers continue to exist that deny equal access to employment as well as public and private facilities; and

WHEREAS, many Bergen County communities have established Access for All Advisory Boards composed of town residents with disabilities and local officials, who work collaboratively with the Mayor and Council to address issues of access within their boundaries; and

WHEREAS, the Borough of Cliffside Park wishes to establish an Access for All Advisory Board composed of at least nine (9) persons and no more than 13; 51% shall be persons with disabilities, parents of children with disabilities, or a resident family member who is a caregiver of a person with a disability. The balance of the Board may be composed of one (1) representative from each of the following Borough Departments: Mayor & Council, Building, Recreation, Department of Public Works, Board of Education, One of the following emergency services (either Police, Fire or Emergency Management) and a member from the Business Community.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that the Borough of Cliffside Park Access for All Advisory Board is hereby established and that the Borough Administrator Joseph Rutch is hereby authorized to contact the various individuals and organizations as outlined above to determine representation on the Board and advertise for membership from the community at large for selection by the Mayor and Council.

RESOLUTION 2016-169

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, THAT THE CHIEF FINANCIAL OFFICER BE, AND HE IS HEREBY AUTHORIZED TO SETTLE THE FOLLOWING INTERFUNDS:

FROM	TO	AMOUNT
CURRENT	CAPITAL	\$50,000.00
CAPITAL	CURRENT	\$773,290.00
TRUST - OTHER	CURRENT	\$15,445.00

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RESOLUTION 2016-170

Whereas, N.J.S.A. 54:4-67 permits the Mayor and Council of each municipality to fix the rate of interest to be charged for the nonpayment of taxes on or before the date when they would become delinquent; and

Whereas, the Mayor and Council of the Borough of Cliffside Park, set forth said interest rate by Resolution #2016-06 at their January 5, 2016 meeting; and

Whereas, the Borough of Cliffside Park was unable to mail its 2016/2017 property tax bills on or before June 14 as required by N.J.S.A. 54:4-66.2 due to the failure on the part of the State of New Jersey to certify state aid funding in a timely manner to permit the Bergen County Board of Taxation to certify the 2016 municipal tax rate and apportionment of taxes; and

Whereas, this delay will result in the late mailing of the 2016/2017 tax bills to Borough property owners; and

Now, Therefore Be It Resolved by the Mayor and Council of the Borough of Cliffside Park, County of Bergen, State of New Jersey, that the interest rate for the nonpayment of 3rd quarter 2016 property taxes shall be fixed at zero (0%) percent until August 26, 2016, and

Be It Further Resolved that if payment of the 3rd quarter 2016 property tax is not made on or before August 26, 2016, the time period set forth above, then the interest rate for nonpayment of the 3rd quarter 2016 property tax shall revert back to the original interest rate established in Resolution #2016-06 and shall be charged from the statutory payment date for 3rd quarter property taxes of August 1, 2016.

RESOLUTION 2016-171

WHEREAS, a contracting unit with a qualified purchasing agent desiring to take advantage of the supplemental authority of N.J.S.A. 40A:11-3 shall have its governing body pass a resolution authorizing the amount of a higher bid threshold which shall not exceed the statutory maximum bid threshold, currently \$40,000.00; and

WHEREAS, Frank Berardo was appointed Purchasing Agent and he successfully met the requirements for the designation of Qualified Purchasing Agent by the NJ Department of Community Affairs; and

WHEREAS, the Borough of Cliffside Park is desirous of increasing the bid threshold from \$36,000 to \$40,000 for the purposes of efficiency and reducing the need to formally bid goods and services; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the bid threshold for the Borough under the Local Public Contracts Law is and hereby increased to the statutory limit of \$40,000; and

BE IT FURTHER RESOLVED, that the quotation threshold be set at 15% of the bid threshold (\$40,000) or \$6,000.

RESOLUTION 2016-172

BE IT RESOLVED THAT THE FOLLOWING CLAIM BE PAID, THE SAME HAVING BEEN AUDITED AND APPROVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, FOR SUBMISSION TO THE BERGEN COUNTY OPEN SPACE PROGRAM.

BERGEN COUNTY VOUCHER #243054
MUNICIPAL APPROVAL
VENDOR: PICERNO-GIORDANO
PURPOSE: SPRAY PARK IMPROVEMENTS
AMOUNT: \$318,734.22

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BE IT FURTHER RESOLVED THAT THE CHIEF FINANCIAL OFFICER, FRANK BERARDO, BE AUTHORIZED TO SIGN THE BERGEN COUNTY VOUCHER FOR PAYMENT OF SAID CLAIM.

RESOLUTION 2016-173

WHEREAS, CHAPTER 11-5 of the General Ordinances of the Borough of Cliffside Park, prohibits the construction of any fence in excess of four (4) feet in height without the authorization of the Mayor and Council; and

WHEREAS, Peter Lyons, the owner of the property located at 244 Fulton Terrace, Cliffside Park, NJ has requested permission from the Mayor and Council of the Borough of Cliffside Park to erect a fence in excess of four (4) feet in height, on the property for privacy and safety; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that permission is hereby granted for the construction of a six foot fence the finished side facing the adjacent properties and the building department is authorized to issue a permit after all documents and fees are submitted and approved by the Construction Official.

RESOLUTION 2016-174

WHEREAS, CHAPTER 11-5 of the General Ordinances of the Borough of Cliffside Park, prohibits the construction of any fence in excess of four (4) feet in height without the authorization of the Mayor and Council; and

WHEREAS, Anna Bertoline, the owner of the property located at 11 Riverview Avenue, Cliffside Park, NJ has requested permission from the Mayor and Council of the Borough of Cliffside Park to erect a fence in excess of four (4) feet in height, on the property for privacy and safety; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that permission is hereby granted for the construction of a six foot fence the finished side facing the adjacent properties and the building department is authorized to issue a permit after all documents and fees are submitted and approved by the Construction Official.

RESOLUTION 2016-175

WHEREAS, Ordinance 2010-3 requires that property owners maintain their respective premises from overgrown grass, weeds, shrubbery and/or debris; and

WHEREAS, the Ordinance has determined that failure to comply with the Property Maintenance requirements, affects the health, safety and welfare of residents of the Borough, its visitors and municipal employees; and

WHEREAS, according to N.J.S.A.40:65-12 and 40:48-12.2(7), Council authorized Ordinance 2010-3, permitting the Borough to cut overgrown grass, weeds, shrubbery and/or debris removal at the cost of the property owner; and

WHEREAS, Frank Poerio and/or Greg Yfantis, Municipal Property Maintenance Officials, issued the notice to the following property owners in violation of the ordinance:

Tahir Becovic	\$350.00
538 Longview Avenue	
Cliffside Park, NJ 07010	

WHEREAS, in order to maintain the health, safety and welfare of the Municipality, the Borough has incurred maintenance costs in the afore described respective amounts; and

WHEREAS, the Borough retained Eurodesign Landscaping, LLC to undertake the emergency maintenance of the afore described properties; and

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NOW THEREFORE BE IT RESOLVED pursuant to Ordinance 2010-3, the Council does hereby authorize the payment to Eurodesign Landscaping LLC in the amount of \$350.00, and directs the Tax Collector Frank Berardo to issue and file municipal liens against all properties described herein; and

BE IT FURTHER RESOLVED that a certified to be true copy of this resolution be tendered to all property owners as follows:

Tahir Becovic	\$350.00
538 Longview Avenue	
Cliffside Park, NJ 07010	

RESOLUTION 2016-176

WHEREAS, CHAPTER 11-5 of the General Ordinances of the Borough of Cliffside Park, prohibits the construction of any fence in excess of four (4) feet in height without the authorization of the Mayor and Council; and

WHEREAS, the owner of the property located at 221 Grant Avenue, Cliffside Park, NJ has requested permission from the Mayor and Council of the Borough of Cliffside Park to erect a fence in excess of four (4) feet in height, on the property for privacy and safety; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that permission is hereby granted for the construction of a six foot fence the finished side facing the adjacent properties and the building department is authorized to issue a permit after all documents and fees are submitted and approved by the Construction Official.

RESOLUTION 2016-177

RESOLUTION REQUESTING THE APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A: 4-87)

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 in the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park, in the County of Bergen, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$43,945.90 which item is now available as a revenue from the State of New Jersey, Department of Agriculture; and

BE IT FURTHER RESOLVED that the like sum of \$43,945.90 is hereby appropriated under the caption "2016 Summer Food Service Program"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$43,945.90 from the State of New Jersey, Department of Agriculture.

RESOLUTION 2016-178

RESOLUTION REQUESTING THE APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A: 4-87)

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

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municipality when such item shall have been made available by law and in the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park, in the County of Bergen, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$154,000 which item is now available as a revenue from the Bergen County Division of Community Development; and

BE IT FURTHER RESOLVED that the like sum of \$154,000 is hereby appropriated under the caption "CDBG – Little League Field Improvements"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$154,000 from the Bergen County Division of Community Development.

RESOLUTION 2016-179

RESOLUTION REQUESTING THE APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A: 4-87)

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 in the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park, in the County of Bergen, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$52,475.00 which item is now available as a revenue from the Bergen County Division of Community Development; and

BE IT FURTHER RESOLVED that the like sum of \$52,475.00 is hereby appropriated under the caption "Open Space Trust – Little League Field Improvements"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$52,475.00 from the Bergen County Open Space Trust Fund.

RESOLUTION 2016-180

RESOLUTION REQUESTING THE APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A: 4-87)

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 in the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park, in the County of Bergen, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$75,000.00 which item is now available as a revenue from the State of New Jersey, Department of Law and Public Safety; and

BE IT FURTHER RESOLVED that the like sum of \$75,000.00 is hereby appropriated under the caption "FEMA – Hazard Mitigation Grant for Generators"; and

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BE IT FURTHER RESOLVED that the above is a result of a grant of \$75,000.00 from the State of New Jersey, Department of Law and Public Safety.

RESOLUTION 2016-181

RESOLUTION REQUESTING THE APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A: 4-87)

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 in the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park, in the County of Bergen, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$25,000.00 which item is now available as a revenue from the Bergen County Community Development; and

BE IT FURTHER RESOLVED that the like sum of \$25,000.00 is hereby appropriated under the caption "Manhattan Place Pump Station Emergency Generator"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$25,000.00 from the Bergen County Community Development.

RESOLUTION 2016-182

Renewal of Liquor Licenses

WHEREAS, the Mayor and the Council of the Borough of Cliffside Park having investigated the applications of the following licenses to conduct business for retail consumption of alcoholic beverages; and

BE IT RESOLVED that the Borough Clerk be and is hereby empowered to issue plenary retail consumption licenses to the following persons for the year commencing on:

July 1, 2016 through June 30, 2017

0206-33-005-007	Jessi Sun Inc.	
0206-33-018-004	Milton Barrera Corporation T/A Salvadoreno Rest.	348 Palisade Ave.
0206-33-024-005	Izakaya Maru LLC T/A Izakaya Maru	631 Anderson Ave.
0206-33-033-008	RSV Inc. T/A Shinpo	606 Anderson Ave.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor and the Council of the Borough of Cliffside Park having investigated the applications of the following licenses to conduct business for retail consumption of alcoholic beverages; and

BE IT RESOLVED that the Borough Clerk be and is hereby empowered to issue plenary retail consumption licenses with broad package privileges to the following persons for the year commencing on:

July 1, 2016 through June 30, 2017

0206-32-040-005	Shukla Brothers Inc. T/A Liquor City	494 Anderson Ave.
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BE IT FURTHER RESOLVED that all of said licenses have been issued pursuant to an Act of the Legislature of the State of New Jersey, entitled "An Act Concerning Alcoholic Beverages, Its Supplements and Amendments Thereto" and the Borough of Cliffside Park.

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RESOLUTION 2016-183

WHEREAS, a Bergen County Community Development Block Grant of \$25,000 has been proposed by the Cliffside Park Housing Authority for AC/Heating replacement at Senior Center Gym Building, in the municipality of Cliffside Park, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of Cliffside Park (Seniors and Disabled), and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Cliffside Park hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

RESOLUTION 2016-184

WHEREAS, a Bergen County Community Development Block Grant of \$100,000 has been proposed by the Cliffside Park Housing Authority for heating boiler replacement at Riverview Towers, in the municipality of Cliffside Park; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Cliffside Park (Seniors and Disabled); and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Cliffside Park hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

RESOLUTION 2016-185

WHEREAS, the Council does hereby authorize the execution of the attached Interlocal Agreement between the Borough and the County of Bergen by either Mayor Thomas Calabrese or Borough Administrator Joseph Rutch; and

BE IT FURTHER RESOLVED that a certified true copy of this Resolution and a copy of the Interlocal Agreement shall be tendered to the County of Bergen.

RESOLUTION 2016-186

MAYOR'S APPOINTMENTS OF SPECIAL POLICE OFFICERS, CLASS I

AUGUST 9, 2016

WHEREAS, Police Chief Richard Gaito has recommended the following appointments as part time Special Police Officers, Class I:

<u>NAME</u>	<u>TERM EXPIRES</u>
Odellia Cordova	12/31/16
Vincent Spoleti	12/31/16
Garen Yelegen	12/31/16
Brian Gul	12/31/16
Jabber Jabber	12/31/16
Danielle Betts	12/31/16
Michael Pellegrino	12/31/16
Paul Martinez	12/31/16
David Kong	12/31/16
Anthony Morin	12/31/16
Jonathan Funez	12/31/16
Crystal Felicies	12/31/16
Steven Fasolas	12/31/16
Lucas Fasolas	12/31/16
Yelitza Betin	12/31/16
Steven Krivy	12/31/16
Christian Ganci	12/31/16
Mario Durso	12/31/16
Jeffrey Ruiz	12/31/16

WHEREAS, this position is an appointment by the Mayor with the advice and consent of the Borough Council pursuant to the Municipal Code of the Borough of Cliffside Park; and

WHEREAS, Mayor Thomas Calabrese requests the advice and consent of the Council to appoint the above individuals to the position of part time Special Police Officer, Class I; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park hereby consent to the above part time Special Police appointments; and

BE IT FURTHER RESOLVED, that these appointments be effective immediately and that they shall expire at the end of the current calendar year and may be revoked without cause or hearing.

RESOLUTION 2016-187

BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, County of Bergen and State of New Jersey.

That pursuant to N.J.S.A. 39-4-8(e) the following described locations are designated as bus stops:

CLIFFSIDE PARK COUNTY ROADS

ADDED STOPS

1. Along Anderson Avenue (CR29), northbound on the easterly side thereof at:

a. Park Avenue- (near side)

Beginning at the southerly curb line of Park Avenue and extending 105 feet southerly therefrom (location 11125).

b. Edgewater Road- (far side)

Beginning at the northerly curb line of Edgewater Road and extending 100 feet northerly therefrom (location 11126).

c. Oakdene Avenue- (near side)

Beginning at the southerly curb line of Oakdene Avenue and extending 105 feet southerly therefrom (location 11127).

d. Gorge Road- (near side)

Beginning at the southerly curb line of Gorge Road and extending 105 feet southerly therefrom (location 11128).

e. Columbia Avenue (far side)

Beginning at the northerly curb line of Columbia Avenue and extending 100 feet northerly therefrom (location 11129).

f. Knox Avenue- (near side)

Beginning at the southerly curb line of Knox Avenue and extending 105 feet southerly therefrom (location 11130).

g. Pleasant Avenue- (far side)

Beginning at the prolongation of the northerly curb line of Pleasant Avenue and extending 100 feet northerly therefrom (location 11131).

2. Along Anderson Avenue (CR 29), southbound on the westerly side thereof at:

a. Aurora Avenue- (near side)

Beginning at the northerly curb line of Aurora Avenue and extending 105 feet northerly therefrom (location 11132).

b. Knox Avenue- (far side)

Beginning at the southerly curb line of Knox Avenue and extending 100 feet southerly therefrom (location 11133).

c. Nelson Avenue- (far side)

Beginning at the southerly curb line of Nelson Avenue and extending 100 feet southerly therefrom (location 11134).

d. Oakdene Avenue- (far side)

Beginning at the southerly curb line of Oakdene Avenue extending 100 feet southerly therefrom (location 11135).

3. Along Palisade Avenue (CR 27), northbound on the easterly side thereof at:

a. Columbus Place- (far side)

Beginning at the northerly curb line of Columbus Place and extending 100 feet northerly therefrom (location 11146).

b. Laird Place- (far side)

Beginning at the northerly curb line of Laird Place and extending 100 feet northerly therefrom (location 11147).

c. Main Street- (far side) (prolongation)

Beginning at the prolongation of the northerly curb line of Main Street and extending 100 feet northerly therefrom (location 11148).

d. Jersey Avenue- (far side)

Beginning at the northerly curb line of Jersey Avenue and extending 100 feet northerly therefrom (location 11149).

e. Park Avenue- (far side)

Beginning at the northerly curb line of Park Avenue and extending 100 feet northerly therefrom (location 11150).

f. Edgewater Road- (far side)

Beginning at the northerly curb line of Edgewater Road and extending 100 feet northerly therefrom (location 11151).

g. Riverview Avenue- (far side)

Beginning at the northerly curb line of Riverview Avenue and extending 100 feet northerly therefrom (location 11152).

h. Washington Avenue- (near side)

Beginning at the southerly curb line of Washington Avenue and extending 105 feet southerly therefrom (location 11153).

i. Lawton Avenue- (near side)

Beginning at the southerly curb line of Lawton Avenue and extending 105 feet southerly therefrom (location 11154).

j. Lafayette Avenue- (near side)

Beginning at the southerly curb line of Lafayette Avenue and extending 105 feet southerly therefrom (location 31009).

k. Winston Drive- (near side)

Beginning at the southerly curb line of Winston Drive and extending 105 feet southerly therefrom (location 11155).

4. Along Palisade Avenue (CR 27), southbound on the westerly side thereof at:

a. Between Wayne Avenue and Marion Avenue- (mid-block)

Beginning 200 feet north of the northerly curb line of Wayne Avenue and extending 135 feet northerly therefrom (location 31459).

b. Lafayette Avenue- (near side)

Beginning at the northerly curb line of Lafayette Avenue and extending 105 feet northerly therefrom (location 11156).

c. Grant Avenue- (near side)

Beginning at the northerly curb line of Grant Avenue and extending 100 feet southerly therefrom (location 11157).

d. Columbia Avenue- (far side)

Beginning at the southerly curb line of Columbia Avenue and extending 100 feet southerly therefrom (location 11158).

e. Delia Place- (far side)

Beginning at the southerly curb line of Delia Place and extending 100 feet therefrom (location 11159).

f. Riverview Avenue- (far side)

Beginning at the southerly curb line of Riverview Avenue and extending 100 feet southerly therefrom (location 11160).

g. Between Edgewater Road and Gorge Road- (mid- block)

Beginning 95 north of the northerly curb line of Edgewater Road and extending 135 feet northerly therefrom (location 11161).

h. Park Avenue- (near side)

Beginning at the northerly curb line of Park Avenue and extending 105 feet northerly therefrom (location 11162).

i. Jersey Avenue- (near side)

Beginning at the northerly curb line of Jersey Avenue and extending 105 feet northerly therefrom (location 31477).

j. Main Street- (near side)

Beginning at the northerly curb line of Main Street and extending 105 feet northerly therefrom (location 11164).

k. Day Avenue- (near side)

Beginning at the northerly curb line of Day Avenue and extending 105 feet northerly therefrom (location 11165).

l. Desoto Place- (near side)

Beginning at the northerly curb line of Desoto Place and extending 105 feet northerly therefrom (location 11166).

m. Hudson Place- (near side)

Beginning at the northerly curb line of Hudson Place and extending 105 feet northerly therefrom (location 11167).

That the Mayor and Council of the Borough of Cliffside Park will enforce the needed traffic regulations and governing the aforementioned bus stop location and provide the necessary police security to ensure the safety of the traveling public.

BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, County of Bergen and State of New Jersey.

That pursuant to N.J.S.A. 39-4-8(e) the following described locations as designed as bus stops:

**CLIFFSIDE PARK MUNICIPAL ROADS
ADDED STOPS**

1. Along Gorge Road, northbound on the easterly side thereof at:

a. Walker Street- (far side) (prolongation)

Beginning at the prolongation of the northerly curb line of Walker Street and extending 100 feet northerly therefrom (location 11136).

b. Cliff Street- (near side) (prolongation)

Beginning at the prolongation of the southerly curb line of Cliff Street and extending 105 feet southerly therefrom (location 11137).

c. Park Avenue- (near side) (prolongation)

Beginning at the prolongation of the southerly curb line of Park Avenue and extending 105 feet southerly therefrom (location 11138).

d. Edgewater Road- (far side)

Beginning at the northerly curb line of Edgewater Road and extending 100 feet northerly therefrom (location 11139).

e. Oakdene Avenue- (far side)

Beginning at the northerly curb line of Oakdene Avenue and extending 100 feet northerly therefrom (location 11140).

2. Along Gorge Road, southbound on the westerly side thereof at:

a. Oakdene Avenue- (far side)

Beginning at the southerly curb line of Oakdene Avenue and extending 100 feet southerly therefrom (location 11141).

b. Edgewater Road- (near side)

Beginning at the northerly curb line of Edgewater Road and extending 105 feet northerly therefrom (location 11142).

c. Park Avenue- (near side)

Beginning at the northerly curb line of Park Avenue and extending 105 feet northerly therefrom (location 11143).

d. Cliff Street- (near side)

Beginning at the northerly curb line of Cliff Street and extending 105 feet northerly therefrom (location 11144).

e. Between Walker Street and Laird Street- (mid-block)
Beginning 225 feet south of the southerly curb line of Walker Street and extending 135 feet southerly therefrom (location 11145).

3. Along Winston Drive, southbound on the westerly side thereof at:

a. Between Palisade Avenue and Norman Drive- (far side)
Beginning 117 south of the southerly curb line of Palisade Avenue and extending 135 feet southerly therefrom (location 11168).

That the Mayor and Council of the Borough of Cliffside Park will enforce the needed traffic regulations governing the aforementioned bus stop location and provide the necessary police security to ensure the safety of the traveling public.

RESOLUTION 2016-188

WHEREAS, the Mayor and Council desire to authorize the purchase of power stretchers and power loading systems for the EMS Department; and

WHEREAS, the Capital Budget which allocates funds for such purpose has been adopted; and

WHEREAS, the Borough advertised for bids previously and no bids were received; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Clerk is hereby authorized to re-advertise for bids, the date of which is to be mutually agreed by said Borough Clerk and Borough Administrator.

RESOLUTION 2016-189

WHEREAS, the Borough Clerk of the Borough of Cliffside Park (Borough) was previously authorized to advertise for bids for the 2016 Road Program & Palisade Avenue (Phase 2) Streetscape Improvements; and

WHEREAS, pursuant to said notice, the receipt and opening of bids took place August 3, 2016, at 11:00 AM, at which time the following bids were received:

Company	BASE BID
Reggio Construction, Inc.	\$695,523.55
D&L Paving Contractors, Inc.	\$744,678.01
D.L.S. Contracting, Inc.	\$772,374.85
A.J.M. Contractors, Inc.	\$912,910.00

WHEREAS, the Chief Financial Officer of the Borough of Cliffside Park has confirmed the availability of funds for the project in the following accounts: Capital \$530,023.55 and CDBG \$165,500.00; and

WHEREAS, Boswell McClave Engineering has recommended acceptance of the Base Bid of Reggio Construction, Inc. as being the apparent low bidder received;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park award the Base Bid to Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ 07024, in the amount of \$695,523.55; and

BE IT FURTHER RESOLVED that the Borough requires the submission of the Performance Bond and Payment Bond, Certificate of Insurance, Affirmative Action Affidavit, and Initial Project Workforce Report (Form AA-201) before contracts are issued; and

BE IT FURTHER RESOLVED that the Borough Attorney is hereby authorized to prepare all necessary documents to effectuate this resolution; and

AUGUST 9, 2016

BE IT FURTHER RESOLVED that one (1) copy of this resolution as certified by the Borough Clerk, shall be forwarded to Boswell McClave Engineering, the Chief Financial Officer, Reggio Construction, Inc. and the Borough Attorney.

RESOLUTION 2016-190

WHEREAS, the Borough Clerk of the Borough of Cliffside Park (Borough) was previously authorized to advertise for bids for the Little League Field Improvements project; and

WHEREAS, pursuant to said notice, the receipt and opening of bids took place August 4, 2016, at which time the following bids were received:

Company	Base Bid	Alternate A	Alternate B
Tec Con Contractors	\$394,132.00	\$34,826.00	\$10,800.00
Carjen Fence	\$556,423.00	\$18,600.00	\$19,500.00
Zenith Construction Services	\$565,100.00	\$37,000.00	\$15,000.00

WHEREAS, the Chief Financial Officer of the Borough of Cliffside Park has confirmed the availability of funds for the project in the following areas: Current Budget OST \$52,474.00, Current Budget CDBG \$154,000.00, Capital Ordinance 16-03 \$233,284.00; and

WHEREAS, Remington, Vernick & Arango Engineers has recommended acceptance of the Base Bid, Alternate A and Alternate B of Tec Con Contractors as being the apparent low bidder received; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park award the Base Bid, Alternate A and Alternate B to Tec Con Contractors, 9 Dodd Street, East Orange, NJ 07017, in the amount of \$439,758.00; and

BE IT FURTHER RESOLVED, that the Borough requires the submission of the Performance Bond and Payment Bond, Certificate of Insurance, Affirmative Action Affidavit, and Initial Project Workforce Report (Form AA-201) before contracts are issued; and

BE IT FURTHER RESOLVED that the Borough Attorney is hereby authorized to prepare all necessary documents to effectuate this resolution; and

BE IT FURTHER RESOLVED that one (1) copy of this resolution as certified by the Borough Clerk, shall be forwarded to Remington, Vernick & Arango Engineers, the Chief Financial Officer, Tec Con Contractors and the Borough Attorney.

RESOLUTION 2016-191

WHEREAS, the Borough Clerk of the Borough of Cliffside Park (Borough) was previously authorized to advertise for bids for the Emergency Generators at Manhattan Place and Borough High School project; and

WHEREAS, pursuant to said notice, the receipt and opening of bids took place August 4, 2016, at which time the following bids were received:

Company	Base Bid
TGE LLC	\$161,555.00
Raymond Electrical	\$168,999.00
Manor II Electric	\$184,642.00
Ramapo Communications	\$232,801.00

WHEREAS, the Chief Financial Officer of the Borough of Cliffside Park has confirmed the availability of funds for the project in the following areas: Current Budget FEMA \$75,000.00, Current Budget CDBG \$25,000.00, Capital Ordinance 16-03 \$61,555.00; and

AUGUST 9, 2016

WHEREAS, Remington, Vernick & Arango Engineers has recommended acceptance of the Base Bid of TGE LLC as being the apparent low bidder received; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park award the Base Bid to TGE LLC, 547 River Road, Edgewater, NJ, in the amount of \$161,555.00; and

BE IT FURTHER RESOLVED that the Borough requires the submission of the Performance Bond and Payment Bond, Certificate of Insurance, Affirmative Action Affidavit, and Initial Project Workforce Report (Form AA-201) before contracts are issued; and

BE IT FURTHER RESOLVED that the Borough Attorney is hereby authorized to prepare all necessary documents to effectuate this resolution; and

BE IT FURTHER RESOLVED that one (1) copy of this resolution as certified by the Borough Clerk, shall be forwarded to Remington, Vernick & Arango Engineers, the Chief Financial Officer, TGE LLC and the Borough Attorney.

RESOLUTION 2016-192

RESOLUTION REQUESTING THE APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A: 4-87)

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 in the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park, in the County of Bergen, New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$165,500 which item is now available as a revenue from the Bergen County Division of Community Development; and

BE IT FURTHER RESOLVED that the like sum of \$165,500 is hereby appropriated under the caption "CDBG – Palisade Avenue Streetscape Phase II"; and

BE IT FURTHER RESOLVED that the above is a result of a grant of \$165,500 from the Bergen County Division of Community Development.

RESOLUTION 2016-193

WHEREAS, the Mayor and Council of the Borough of Cliffside Park wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using a \$154,000 grant award from the Community Development Block Grant funds for the Little League Field Improvements Project; and

THEREFORE, BE IT RESOLVED that the Mayor and Council hereby authorizes Thomas Calabrese, Mayor, to be a signatory to the aforesaid Grant Agreement Contract; and

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorizes Frank Berardo, Chief Financial Officer, to sign all County of Bergen vouchers submitted in conjunction with the aforesaid project; and

BE IT FURTHER RESOLVED that the Mayor and Council recognizes that the Borough of Cliffside Park is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

This Resolution was adopted by the Mayor and Council of the Borough of Cliffside Park at a meeting on August 9, 2016.

RESOLUTION 2016-194

WHEREAS, the Council has permitted the Borough Administrator Joseph Rutch to prepare a job description for the Finance Department, specifically Accounts Payable Clerk and Senior Accounts Payable Clerk; and

NOW, THEREFORE BE IT RESOLVED, that the Council does hereby accept the job descriptions attached hereto which shall be incorporated herein as if set forth in their entirety; and

BE IT FURTHER RESOLVED that a certified true copy of this resolution shall be served upon the respective Department Head and employees.

RESOLUTION 2016-195

WHEREAS, the Alphonse Martone, Department Head of the Cliffside Park Department of Public Works, pursuant to the direction of the Borough Council, was to examine the Municipal Department of Public Works fleet; and

WHEREAS, it was determined that the truck chassis with rear loading packer is in poor condition and the cost to repair the truck is not cost effective for the well-being of the Borough; and

WHEREAS, the Borough Clerk published public bids for a truck chassis with rear loading packer; and

WHEREAS, the following bid, inclusive of vehicle trade-in, was received:

Beyer Bros. Corp.
109 Broad Avenue
Fairview, NJ 07022
Amount: \$214,572.00

NOW, THEREFORE, BE IT RESOLVED that the Borough of Cliffside Park does hereby award the truck chassis with rear loading packer bid to Beyer Bros. Corp. for the amount of \$214,572.00 inclusive of vehicle trade-in or allowance; and

BE IT FURTHER RESOLVED that Borough Administrator Joseph Rutch is hereby authorized to sign a contract for the purchase of the vehicle, subject to Borough Attorney approving the form of contract; and

BE IT FURTHER RESOLVED that a certified to be true copy of this Resolution be tendered to the successful bidder Beyer Bros. Corp. and CFO Frank Berardo.

RESOLUTION 2016-196

WHEREAS, SUEZ Water New Jersey Inc. has petitioned the Borough of Cliffside Park to permit the filing of a \$10,000.00 Surety Bond in lieu a \$200.00 Street Opening Permit Surety Bond for the installation and/or repairs of underground pipe lines; and

WHEREAS, CFO Frank Berardo in consultation with Borough Administrator Joseph Rutch and Borough Attorney Christos J. Diktas, concluded that it is in the best interest of the Borough to discontinue the \$200.00 Street Opening Permit Surety Bond and accept a \$10,000.00 Annual Surety Bond to be posted by Suez Water New Jersey Inc.

NOW, THEREFORE, BE IT RESOLVED that the Borough does hereby accept the \$10,000 Surety Bond, a copy is attached hereto, the original has been tendered to the Borough Clerk for safe keeping.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be tendered to SUEZ Water New Jersey Inc. Attention: Hetel K. Mistry, P.E., Borough Administrator Joseph Rutch., CFO Frank Berardo and Borough Attorney Christos J. Diktas.

Councilman Colao INTRODUCED AN ORDINANCE ENTITLED:

ORDINANCE 2016-08

Councilman Colao moved the ordinance be given its first reading. So ordered.

The Municipal Clerk read the said ordinance by title. Councilman Colao moved the ordinance be adopted on first reading and published and in The Record on August 12, 2016 and The Jersey Journal on August 15, 2016. Motion was seconded by Councilwoman Martinotti.

The ordinance will be available to the public for inspection in the Clerk's Office and posted on the bulletin board.

The public hearing is to be held on September 13, 2016 in the Mayor and Council Chambers at 7:00 pm, at which time all persons wishing to be heard on the proposed ordinance will be heard.

The ordinance was approved at the first reading upon the call of the roll.

ROLL CALL:

AYES: Spoto, Fontana, Bongard, Martinotti, Corcoran, Colao.

ORDINANCE 2016-08

**ORDINANCE AMENDING ORDINANCE 18-6.9
FENCES AND WALLS**

WHEREAS, the Borough pursuant to Ordinance has received numerous fence applications which have resulted in the necessity of Zoning Board of Adjustment variance applications; and

WHEREAS, at the request of the Zoning Official, Municipal Planner George Stevenson prepared a zoning report which reviews and proposes amendments to the fence ordinance;

NOW, THEREFORE, BE IT ORDAINED that the Council hereby amends zoning ordinance 18-6.9 Fences and Walls as follows:

18-6.9 Fences and Walls

(1) Definition- A Fence as used in this section shall be defined and include permanent structure of solid materials including but not limited to aluminum, lumber or masonry materials, which have been installed to enclose the property or a portion thereof of the current owner .

(2) Application for Building Permit- No fence shall be erected in the Borough without application first being made the building department for a building permit.

(3) Height- No building permit shall be issued for any fence in excess of six feet in height.

(4) Application Information- A building permit shall be issued only by the Building Department establishing the following:

- A. Survey of the applicant showing the boundaries of the parcel owned by the applicant and showing the street upon which the same faces and showing the distances of the corner of the property abutting the street line to the nearest intersection;

- B. The survey shall show the location of the dwelling or buildings erected upon the applicant=s premises as well as the buildings erected upon adjacent premises with distances noted;
- C. A onetime fee for such building Afence@ permit shall be \$100.00, which may be amended annually by Resolution;
- D. Fences in excess of six feet may not be issued without a variance.
- E. Barb wire fence will only be permitted in industrial zones.

(5) All fences, whether aluminum, metal, wood, or other man-made or natural materials shall be constructed so that the finished side of the fences faces outward. The posts, bracing, supports and other structural members of the fence, as well as the hardware, shall face the interior area enclosed by the fence.

(6) Fences shall be constructed to allow for the flow of natural drainage and shall not cause surface water to be blocked or dammed to cause the ponding of water;

(7) Retaining walls (subject to Municipal Engineering approval) are permitted within all yard areas and are not subject to any height restriction as noted in this ordinance;

(8) Any fence, including those on a corner lot, shall comply with Section 18-6.10 Visibility at Intersections.

(9) No fence shall be constructed in any front or side yard within the set back areas.

NON-REPEALER. All other Sections of the revised Borough ordinance not specifically amended by the provisions of this Ordinance shall remain in full force and effect.

SEVERABILITY. If the provisions of any article, section, subsection, paragraph, subdivision, or clause of this ordinance shall be judged invalid in whole or in part or as applied to any particular circumstance or individual by a court of competent jurisdiction, such order of judgment shall not effect or invalidate the remainder of any article, section, subsection, paragraph, subdivision, or clause of this ordinance.

REPEALER. All ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies only.

EFFECTIVE DATE. This ordinance shall take effect immediately upon final passage and publication as required by law.

COMMITTEE REPORTS: ALL COMMITTEE REPORTS ON FILE IN THE CLERK'S OFFICE.

PUBLIC PORTION:

On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, the meeting was opened to the public. Carried.

The Clerk stated that any member of the public wishing to be heard could now do so, by coming to the podium and stating their name and address for the record.

PUBLIC PARTICIPATION:

Vincent Tropepe of 1957 JFK Blvd, Jersey City, NJ read a prepared statement regarding an interaction he encountered with the Cliffside Park Police Department.

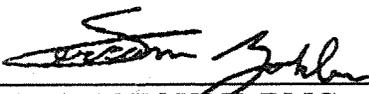
AUGUST 9, 2016

On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, the meeting was closed to the public.

ADJOURN:

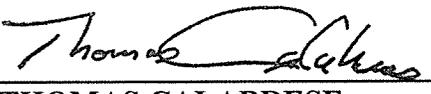
On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, the meeting was adjourned at 7:27 p.m.

ATTEST:



SERCAN ZOKLU, RMC
BOROUGH CLERK

APPROVED:



THOMAS CALABRESE
MAYOR