

January 3, 2017

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

**MINUTES OF THE REORGANIZATION MEETING  
JANUARY 3, 2017**

**CALL TO ORDER AT 6:00 P.M.**

**POLICE HONOR GUARD**

**SALUTE TO THE FLAG**

**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 AN ANNUAL REORGANIZATION MEETING OF THE MAYOR AND COUNCIL, AND NOTICE WAS GIVEN AS FOLLOWS:**

1. NOTICE PUBLISHED ON DECEMBER 10, 2016 WITH THE RECORD AND ON DECEMBER 13, 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

**INVOCATION:**

THE INVOCATION WAS OFFERED BY FATHER WILLIE SMITH OF THE CLIFFSIDE PARK TRINITY EPISCOPAL CHURCH.

**OPENING STATEMENT BY MAYOR THOMAS CALABRESE**

**RECERTIFICATON OF THE ELECTION BY COUNTY CLERK JOHN HOGAN**

**OATHS OF OFFICE:**

THE OATH OF OFFICE WAS ADMINISTERED TO COUNCILMAN KENNETH CORCORAN BY HONORABLE MAYOR THOMAS CALABRESE

THE OATH OF OFFICE WAS ADMINISTERED TO COUNCILMAN PETER COLAO BY HONORABLE MAYOR THOMAS CALABRESE

**SPEECHES AND PRESENTATIONS FROM HONORED GUESTS:**

STATE SENATOR PAUL A. SARLO

ASSEMBLYWOMAN MARLENE CARIDE

ASSEMBLYMAN GARY S. SCHAER

**MAYORAL ADDRESS:** TO BE PLACED ON FILE WITH THE BOROUGH CLERK.

**OFF CONSENT AGENDA:**

**On a motion by Councilman Fontana, seconded by Councilwoman Spoto Resolution 2017-01 was offered for adoption:**

**ROLL CALL:**

January 3, 2017

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

### **RESOLUTION 2017-01**

**WHEREAS**, N.J.S.A. 40:88-2 provides that the Council at its annual meeting, by a vote of a majority of said Council, elect a President of said Council, who shall preside at all its meetings when the Mayor does not preside; and

**WHEREAS**, the aforesaid statute provides for the term of the Council Presidency for one (1) year, and until the next annual meeting; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that Councilman Larry Bongard shall be and is hereby elected as President of the Council of the Borough of Cliffside Park for a period of one (1) year, and until the next annual meeting.

**On a motion by Councilman Corcoran, seconded by Councilwoman Spoto, Resolution 2017-02 was offered for adoption:**

ROLL CALL:

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

### **RESOLUTION 2017-02**

#### **MAYOR'S APPOINTMENTS**

**Pursuant to the obligations imposed upon my by law, I make the following nominations and seek the advice and consent of the Council:**

	<b>Term Expires</b>
<b><u>BOROUGH ADMINISTRATOR – 4 Year Term</u></b> Joseph Rutch	
<b><u>BOROUGH CLERK – 3 Year Term</u></b> Sercan Zoklu	TENURED
<b><u>TAX COLLECTOR – 4 Year Term</u></b> Frank Berardo	TENURED
<b><u>CHIEF FINANCIAL OFFICER – 4 Year Term</u></b> Frank Berardo	TENURED
<b><u>MANAGER/SUPT. OF PUBLIC WORKS – 1 Year Term</u></b> Al Martone	TENURED
<b><u>DEPUTY ADMINISTRATOR – 4 Year Term</u></b> Sercan Zoklu	No Appt Necessary – Term Expires 12/31/18
<b><u>COLLECTION SYSTEM WASTEWATER OPERATOR – 1 Year Term</u></b> Harry N. Tuvel, P.E., P.P	12/31/17
<b><u>ASSISTANT SUPERINTENDENT OF PUBLIC WORKS – 1 Year Term</u></b> Sam Martone	12/31/17
<b><u>RECYCLING COORDINATOR – 1 Year Term</u></b> Lawrence Bongard	12/31/17
<b><u>MANAGER OF MUNICIPAL OPERATIONS – 1 Year Term</u></b>	

January 3, 2017

Dean Nikaj	12/31/17
<b><u>AMERICAN DISABILITIES ACT COORDINATOR – 1 Year Term</u></b>	
Sercan Zoklu	12/31/17
<b><u>ZONING OFFICER – 1 Year Term</u></b>	
Christopher Moutenot	12/31/17
<b><u>EMS DIRECTOR – 1 Year Term</u></b>	
Michael Russo	12/31/17
<b><u>RECREATION COORDINATOR – 1 Year Term</u></b>	
None.	
<b><u>LITTER/PROPERTY MAINTENANCE INSPECTOR – 1 Year Term</u></b>	
Frank Poerio	12/31/17
Greg Yfantis	12/31/17
<b><u>CODE ENFORCEMENT INSPECTOR – 1 Year Term</u></b>	
Frank Poerio	12/31/17
Greg Yfantis	12/31/17
<b><u>FIRE PREVENTION OFFICIAL – 1 Year Term</u></b>	
Frank Poerio	12/31/17
<b><u>BUILDING INSPECTOR – 1 Year Term</u></b>	
John Candelmo	12/31/17
Greg Yfantis	12/31/17
<b><u>ASSISTANT CONSTRUCTION OFFICIAL – 1 Year Term</u></b>	
Greg Yfantis	12/31/17
<b><u>HOUSING OFFICIAL – 1 Year Term</u></b>	
John Candelmo	12/31/17
<b><u>HOUSING INSPECTOR – 1 Year Term</u></b>	
Greg Yfantis	12/31/17
<b><u>FIRE INSPECTOR – 1 Year Term</u></b>	
Greg Yfantis	12/31/17
<b><u>TAX SEARCH OFFICER – 1 Year Term</u></b>	
Frank Berardo	12/31/17
<b><u>SHARED SERVICES COORDINATOR – 4 Year Term</u></b>	
Sercan Zoklu            No Appt Necessary – Term Expires	12/31/18
<b><u>COURT ADMINISTRATOR – 1 Year Term</u></b>	
Linda D’ Angelo	TENURED
<b><u>MUNICIPAL PUBLIC DEFENDER – 1 Year Term</u></b>	
Howard M. Dorian	12/31/17
<b><u>MUNICIPAL ALTERNATE PUBLIC DEFENDER – 1 Year Term</u></b>	
Marc Macri	12/31/17
<b><u>POLICE SURGEON – 1 Year Term</u></b>	
Dr. Benjamin Chouake	12/31/17
<b><u>CHIROPRACTIC PHYSICIAN – 1 Year Term</u></b>	
Dr. Joel Angyal	12/31/17

**EMERGENCY RELOCATION OFFICER – 1 Year Term**

Stewart DeVito 12/31/17

**EMERGENCY MANAGEMENT COORDINATOR – 3 Year Term**

Stewart DeVito No Appt Necessary – Term Expires 12/31/18

**DEPUTY EMERGENCY MANAGEMENT COORDINATORS – 3 Year Term**

Anthony Frato No Appt Necessary – Term Expires 12/31/17  
 Frank Poerio 12/31/19  
 Ralph Fedouchik 12/31/19

**ELEVATOR INSPECTOR – 4 Year Term**

Alan F. Forziati No Appt Necessary – Term Expires 12/31/18

**SUB-CODE OFFICIALS – 4 Year Term**

Fire	Roy Riggitano	No Appt Necessary – Term Expires	TENURED
Plumbing	Michael Quercia		12/31/19
Electrical	Brian Ribarro	No Appt Necessary – Term Expires	12/31/17
Elevator	Alan F. Forziati	No Appt Necessary – Term Expires	12/31/18

**BUILDING SUB CODE & CONSTRUCTION CODE OFFICIAL – 4 Year Term**

John Candelmo No Appt Necessary – Term Expires TENURED

**TAX ASSESSOR – 4 Year Term**

Matthew Rinaldi No Appt Necessary – Term Expires 06/20/20

**FIRE SAFETY INSPECTOR – 1 Year Term**

Roy Riggitano 12/31/17

**RIGHT TO KNOW COORDINATOR – 1 Year Term**

Greg Yfantis 12/31/17

**COMMUNITY SERVICE REPRESENTATIVE – 1 Year Term**

Allan Caan 12/31/17

**MUNICIPAL SAFETY OFFICER – 1 Year Term**

Joseph Rutch 12/31/17

**MUNICIPAL SAFETY COMMISSION – 1 Year Term**

Joseph Rutch 12/31/17  
 Sercan Zoklu 12/31/17  
 Stewart DeVito 12/31/17  
 Linda D’Angelo 12/31/17  
 Frank Berardo 12/31/17  
 John Candelmo 12/31/17  
 Chris Moutenot 12/31/17  
 Lori Lukanik 12/31/17  
 Richard Gaito 12/31/17  
 David Martone 12/31/17  
 Frank Poerio 12/31/17  
 Al Martone 12/31/17  
 Dean Nikaj 12/31/17

**BOARD OF HEALTH – 3 Year Term**

Suzette McKeithan (Secretary)  
 Vacant No Appt Necessary – Term Expires 12/31/18  
 Annette Almond No Appt Necessary – Term Expires 12/31/18  
 Carol Raksen No Appt Necessary – Term Expires 12/31/17  
 Sonia Mardinian No Appt Necessary – Term Expires 12/31/17  
 John F. Capriccio 12/31/19  
 Anthony Salandra 12/31/19  
 Kathryn Aria Raincourt 12/31/19

**HOUSING AUTHORITY COMMISSIONERS – 5 Year Term**

Janet Merrill	No Appt Necessary – Term Expires	06/20/17
Ralph Calabrese	No Appt Necessary – Term Expires	09/09/18
Peter Colao	No Appt Necessary – Term Expires	06/20/19
Salvatore Spoto	No Appt Necessary – Term Expires	06/20/20
Simone Carafa	No Appt Necessary – Term Expires	06/20/21
Harry Guttilla	No Appt Necessary – Term Expires	06/20/21
Lynn DeLucia		

**LIBRARY BOARD – 5 Year Term**

Mayor Thomas Calabrese	Coterminous w/ Term of Office	
Superintendent of Schools	Coterminous w/ Term of Office	
Therese Sigrist	No Appt Necessary – Term Expires	12/31/17
Nicole Martone	No Appt Necessary – Term Expires	12/31/17
Shahin Rahvar	No Appt Necessary – Term Expires	12/31/18
Dana Martinotti	No Appt Necessary – Term Expires	12/31/18
Simon Bracco	No Appt Necessary – Term Expires	12/31/19
Janet Merrill	No Appt Necessary – Term Expires	12/31/20
Kathleen Guzman		12/31/21

**PLANNING BOARD**

Mayor Thomas Calabrese	Class I	Coterminous w/ Term of Office
Alphonse Martone	Class II	Coterminous w/ Term of Office
Lawrence Bongard	Class III	Coterminous w/ Term of Office

**PLANNING BOARD – Class IV – 4 Year Term**

Kathy Miller (Secretary)		
Lawrence Saia	No Appt Necessary – Term Expires	12/31/17
Jack Mollica	No Appt Necessary – Term Expires	12/31/17
Stella Nicolich	No Appt Necessary – Term Expires	12/31/18
Bruce Piekarsky	No Appt Necessary – Term Expires	12/31/18
Julio Guzman		12/31/20
Joseph Esposito		12/31/20

**PLANNING BOARD – ALTERNATES – 2 Year Term**

Reuven Benyamin Hahn	No Appt Necessary – Term Expires	12/31/17
Jerry Scher		12/31/18

**RENT LEVELING BOARD – 1 Year Term**

Anne Frey (Secretary)		12/31/17
Bradley Box		12/31/17
Diane Cerritelli		12/31/17
Anna Candella		12/31/17
Jack Mollica		12/31/17

**RENT LEVELING BOARD – ALTERNATES – 1 Year Term**

Frank Biasi (Alternate)		12/31/17
Christine Kulesz (Alternate)		12/31/17
Angela DePinto (Alternate)		12/31/17

**BOARD OF ADJUSTMENT – 4 Year Term**

John Chmielewski	No Appt Necessary – Term Expires	12/31/17
David Lanpher	No Appt Necessary – Term Expires	12/31/18
Shergoth Alkilani	No Appt Necessary – Term Expires	12/31/18
Joseph Capano	No Appt Necessary – Term Expires	12/31/19
Carl Raincourt	No Appt Necessary – Term Expires	12/31/19
Frank Primavera		12/31/20
Anthony Guardascione		12/31/20

**BOARD OF ADJUSTMENT – ALTERNATES – 2 Year Term**

Clinton Calabrese (Alt #1)	No Appt Necessary – Term Expires	12/31/17
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Vacant (Alt #2) No Appt Necessary – Term Expires 12/31/18

**CLASS I SPECIAL POLICE OFFICERS – 1 Year Term**

S.P.O. Joseph Bonastia #328	12/31/17
S.P.O. Luke Spino #364	12/31/17
S.P.O. Steven Mantilla #375	12/31/17
S.P.O. John Lopez #380	12/31/17
S.P.O. Guadalupe Melendez #381	12/31/17
S.P.O. Daniel Miletic #382	12/31/17
S.P.O. John Romano #383	12/31/17
S.P.O. Marlon Robalino #397	12/31/17
S.P.O. Alexander Acosta #399	12/31/17
S.P.O. Christopher Delucca #402	12/31/17
S.P.O. Salua Kharoufeh # 406	12/31/17
S.P.O. Pam Leone #450	12/31/17
S.P.O. Michael Bayer #454	12/31/17
S.P.O. Julian Delgado #456	12/31/17
S.P.O. Enes Hoti #457	12/31/17
S.P.O. Michael Kwiecinski #458	12/31/17
S.P.O. Ramon Sanchez #460	12/31/17
S.P.O. Karla Torres #462	12/31/17
S.P.O. Joseph Bufis #463	12/31/17
S.P.O. Giovanni Orjuela #468	12/31/17
S.P.O. Cristian Orjuela #469	12/31/17
S.P.O. Julio Perez-Tavera #472	12/31/17
S.P.O. Peter Schmitt #480	12/31/17
S.P.O. Nicholas Cima #478	12/31/17
S.P.O. Byron Dominguez #471	12/31/17
S.P.O. Domenico Durso #466	12/31/17
S.P.O. Juan Henao #479	12/31/17
S.P.O. Christoper Parent #476	12/31/17
S.P.O. Garen Yelegen #401	12/31/17
S.P.O. Vincent Spoletti #376	12/31/17
S.P.O. Jeffrey Ruiz #473	12/31/17
S.P.O. Yelitza Betin #373	12/31/17
S.P.O. Danielle Betts #420	12/31/17
S.P.O. Shanice Camacho #470	12/31/17
S.P.O. Odelia Cordova #314	12/31/17
S.P.O. Mario Durso #453	12/31/17
S.P.O. Lucas Fasolas #308	12/31/17
S.P.O. Steven Fasolas #461	12/31/17
S.P.O. Christian Ganci #322	12/31/17
S.P.O. Brian Gul #477	12/31/17
S.P.O. Jaber Jaber #407	12/31/17
S.P.O. David Kong #467	12/31/17
S.P.O. Stephen Krivy #384	12/31/17
S.P.O. Anthony Morin #410	12/31/17

**CLASS II SPECIAL POLICE OFFICERS – 1 Year Term**

S.P.O. Savas Glavas #320	12/31/17
S.P.O. Julio Dunich #390	12/31/17
S.P.O. James McGuire #464	12/31/17

**PARKING ENFORCEMENT OFFICER – 1 Year Term**

Steven Mantilla	12/31/17
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**METER / TICKET AND REPAIRMAN – 1 Year Term**

John Romano	12/31/17
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**TRAFFIC CONTROL OFFICER – 1 Year Term**

Joseph Bonastia	12/31/17
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**DISPATCHERS (Full Time) – 1 Year Term**

James McGuire	12/31/17
Luke Spino	12/31/17
Michael Kwiecinski	12/31/17
Marlon Robalino	12/31/17
Christopher Delucca	12/31/17
Julian Delgado	12/31/17
Karla Torres	12/31/17
Julio Perez-Tavera	12/31/17

**DISPATCHERS (Part Time) – 1 Year Term**

Salua Kharoufeh	12/31/17
Pam Leone	12/31/17
Daniel Miletic	12/31/17
Alexander Acosta	12/31/17
Enes Hoti	12/31/17

**MATRONS (Part Time) – 1 Year Term**

Pamela Leone	12/31/17
Salua Kharoufeh	12/31/17
Karla Torres	12/31/17
Guadalupe Melendez	12/31/17
Shanice Camacho	12/31/17
Danielle Betts	12/31/17
Odella Cordova	12/31/17
Yelitza Betin	12/31/17

**EMS (Part Time) – 1 Year Term**

Tamer Abulebda	12/31/17
Jamie Anderson	12/31/17
Bryan Antolos	12/31/17
Joseph Bravo	12/31/17
Juan Castrillon	12/31/17
William Concho	
Marcos DeLeon	12/31/17
Michael DelRio	12/31/17
Daniel DiMatteo	12/31/17
Jennifer Eichler	12/31/17
Emilio Hernandez	12/31/17
Leonardo Hernandez	12/31/17
Ray Herr	12/31/17
Tarik Ibrahim	12/31/17
Aylin Iri	12/31/17
Cynthia Kattoura	12/31/17
Paul Kim	12/31/17
Scott Kolich	12/31/17
Nick Leto	12/31/17
Mercedes Longmore	12/31/17
Juan Miranda	12/31/17
Rosa Miranda	12/31/17
Natia Molineros	12/31/17
Belal Moustafa	12/31/17
Cassandra Ormsby	12/31/17
Julio Perez	12/31/17
Biana Poverenny	12/31/17
Ricardo Rodriquez	12/31/17
Catherine Rork	12/31/17
Kimberly Santiago	12/31/17
Stevan Selle	12/31/17
Luciano Tarabocchia	12/31/17
Stephanie Tarabokija	12/31/17
Michael Thomson	12/31/17

Christian Ventura 12/31/17

**SCHOOL CROSSING GUARDS – 1 Year Term**

James Fuksa 12/31/17  
 Antonio Rentezelas 12/31/17  
 Deborah Hosbach 12/31/17  
 Assunta Pallotta 12/31/17  
 Kathleen Pellet 12/31/17  
 Harold Zorzopian 12/31/17  
 James Kappmeier 12/31/17  
 Trudy Lajeira 12/31/17  
 Dawn Rizzi 12/31/17  
 Gonul Senol 12/31/17  
 Larry Schwartz 12/31/17  
 Vjollica Boroya 12/31/17  
 Gabriella Minniti 12/31/17  
 Donna Armstrong 12/31/17  
 Marge Lupien 12/31/17  
 Yildiz Bedros 12/31/17  
 Tim Guisto 12/31/17  
 Todor Tedorov 12/31/17  
 Alice Lopez 12/31/17

**SCHOOL CROSSING GUARD SUBSTITUTES – 1 Year Term**

David Epstein 12/31/17  
 Naomi Poralin 12/31/17

**OFFICIAL NEWSPAPERS – 1 Year Term**

The Record 12/31/17  
 The Jersey Journal 12/31/17  
 The Newark Star Ledger 12/31/17

**LIAISON TO THE HISPANIC COMMUNITY – 1 Year Term**

Julio Velasquez 12/31/17

WHEREAS, the below appointments are being awarded pursuant to a fair and open process in accordance with N.J.S.A.19:44A-20.5 et seq.

**BOROUGH ATTORNEY – 1 Year Term**

Christos Diktas of Diktas Gillen 12/31/17

**BOROUGH ENGINEER – 1 Year Term**

Stephen Boswell of Boswell McClave Engineering 12/31/17

**BOND COUNSEL – 1 Year Term**

Steven L. Rogut of Rogut McCarthy LLC 12/31/17

**MUNICIPAL AUDITOR – 1 Year Term**

Dieter Lerch of Lerch, Vinci & Higgins LLP 12/31/17

**BOROUGH INSURANCE CONSULTANT – 1 Year Term**

Michael Bello Insurance Agency 12/31/17

**BOROUGH WORKER'S COMPENSATION AND VEHICULAR INSURANCE CONSULTANT – 1 Year Term**

Michael Bello Insurance Agency 12/31/17

**PLANNING BOARD ATTORNEY – 1 Year Term**

John L. Schettino of Law Offices of John L. Schettino LLC 12/31/17

**BOARD OF ADJUSTMENT ATTORNEY – 1 Year Term**

Doug Bern of Rubenstein, Meyerson, Fox, Mancinelli, Conte, Bern PA 12/31/17

**BOROUGH APPRAISER – 1 Year Term**  
Robert McNerney of McNerney Appraisal Services 12/31/17

**FINANCIAL SOFTWARE PROVIDER – 1 Year Term**  
Munidex, Inc. 12/31/17

**BOROUGH COMPUTER AND PERIPHERAL MAINTENANCE – 1 Year Term**  
Computer Service Center, Inc. 12/31/17

**BOROUGH PLANNER – 1 Year Term**  
Remington Vernick Arango Engineers 12/31/17

**PLANNER FOR BOARD OF ADJUSTMENT AND PLANNING BOARD – 1 Year Term**  
Remington Vernick Arango Engineers 12/31/17

**SPECIAL PROJECTS ENGINEER– 1 Year Term**  
Remington Vernick Arango Engineers 12/31/17  
CME Associates 12/31/17

**BOROUGH ARCHITECT – 1 Year Term**  
Arcari & Iovino 12/31/17  
RSC Architects 12/31/17

**FINANCIAL ADVISOR (SEC Compliance) – 1 Year Term**  
Phoenix Advisors, LLC 12/31/17  
ACACIA Financial Group, Inc 12/31/17

**WEBSITE MAINTENANCE AND MANAGEMENT – 1 Year Term**  
David J. Lanpher 12/31/17

**BOROUGH HEARING OFFICERS – 1 Year Term**  
James Carroll, Northeast Jersey Consulting LLC 12/31/17

**SPECIAL CONFLICTS ATTORNEY – 1 Year Term**  
John Molinelli, Esq. of Price Meese Schulman & D'Arminio, PC 12/31/17  
Eric M. Bernstein & Associates, LLC 12/31/17

**On a motion by Councilman Corcoran, seconded by Councilman Colao, Resolution 2017-03 was offered for adoption:**

ROLL CALL:

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

### **RESOLUTION 2017-03**

**WHEREAS**, there exists a need for Constables in the Borough of Cliffside Park; and

**WHEREAS**, the position of Constable is a yearly appointment; and

**WHEREAS**, Bryan Bongard is a person of high moral character and highest integrity; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park, that Bryan Bongard is appointed as Constable for the Borough of Cliffside Park for the Year 2017.

January 3, 2017

**CONSENT AGENDA:**

**On a motion by Councilman Corcoran, seconded by Councilman Bongard, Resolutions 2017-04 to 2017-19 were offered for adoption:**

ROLL CALL:

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

**RESOLUTION 2017-04**

**WHEREAS, INVESTMENTS FOR THE BOROUGH MUST BE MADE AT OPPORTUNE TIMES AND SCHEDULED MEETINGS MAY NOT COINCIDE WITH SUCH OPPORTUNITIES FOR INVESTMENTS; AND**

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE CHIEF FINANCIAL OFFICER BE AUTHORIZED TO DISBURSE FUNDS OF THE BOROUGH FOR PROPER LEGAL INVESTMENTS.**

**RESOLUTION 2017-05**

**BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE FOLLOWING BANKS BE AND THEY ARE HEREBY AUTHORIZED TO RECEIVE DEPOSITS AND WITHDRAWALS FOR FUNDS OF THE BOROUGH OF CLIFFSIDE PARK:**

T D BANK  
BANK OF NEW JERSEY  
WELLS FARGO BANK  
SANTANDER BANK  
MARINER'S BANK  
PNC BANK  
M&T BANK  
ORITANI BANK  
CONNECTONE BANK  
US BANK  
1<sup>st</sup> BERGEN FEDERAL CREDIT UNION  
CLIFTON SAVINGS BANK  
BOGOTA SAVINGS BANK  
SUSSEX BANK

**RESOLUTION 2017-06**

**FIXING THE RATE OF INTEREST ON DELINQUENT TAXES AND ASSESSMENTS**

**WHEREAS, N.J.S.A. 54:4-67 IMPLIES THAT AFFIRMATIVE ACTION ON THE PART OF THE GOVERNING BODY IS REQUIRED IN FIXING THE RATE OF INTEREST ON DELINQUENT TAXES AND ASSESSMENTS; AND**

**NOW, THEREFORE, BE IT RESOLVED THAT THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK DOES HEREBY ESTABLISH AN INTEREST RATE OF 8% PER ANNUM ON THE FIRST \$1,500.00 OF THE DELINQUENCY AND 18% PER ANNUM ON ANY AMOUNT IN EXCESS OF \$1,500.00 ON DELINQUENT TAXES AND ASSESSMENTS TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE UNTIL THE DATE OF ACTUAL PAYMENT; AND**

**BE IT FURTHER RESOLVED THAT NO INTEREST SHALL BE CHARGED IF PAYMENT OF ANY INSTALLMENT IS MADE WITHIN TEN (10) DAYS AFTER THE DATE UPON WHICH THE SAME BECAME DUE.**

**RESOLUTION 2017-07**

**AUTHORIZE TAX ASSESSOR TO FILE SETTLEMENT STIPULATIONS**

**BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE TAX ASSESSOR BE AND HE IS HEREBY AUTHORIZED TO FILE SETTLEMENT STIPULATIONS WITH THE BERGEN COUNTY BOARD OF TAXATION FOR THE PURPOSE OF CORRECTING ASSESSMENT ERRORS.

**RESOLUTION 2017-08**

**WHEREAS**, THE RECENT CHANGES TO THE LOCAL PUBLIC CONTRACTS LAW GAVE LOCAL CONTRACTING UNITS THE ABILITY TO INCREASE THEIR BID THRESHOLD UP TO \$40,000; AND

**WHEREAS**, N.J.S.A. 40A: 11- 3A, PERMITS AN INCREASE IN THE BID THRESHOLD IF A QUALIFIED PURCHASING AGENT IS APPOINTED AS WELL AS GRANTED THE AUTHORIZATION TO NEGOTIATE AND AWARD SUCH CONTRACTS BELOW THE BID THRESHOLD; AND

**WHEREAS**, N.J.S.A.C.5:34-5 ET SEQ. ESTABLISHES THE CRITERIA FOR QUALIFYING AS A QUALIFIED PURCHASING AGENT; AND

**WHEREAS**, FRANK BERARDO POSSESES THE DESIGNATION OF QUALIFIED PURCHASING AGENT AS ISSUED BY THE DIVISION OF LOCAL GOVERNMENT SERVICES IN ACCORDANCE WITH N.J.A.C. 5:34-5 ET. SEQ.; AND

**WHEREAS**, BOROUGH OF CLIFFSIDE PARK DESIRES TO TAKE ADVANTAGE OF THE INCREASED BID THRESHOLD; AND

**NOW, THEREFORE, BE IT RESOLVED** THAT THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, IN THE COUNTY OF BERGEN, IN THE STATE OF NEW JERSEY HEREBY INCREASES ITS BID THRESHOLD TO \$40,000; AND

**BE IT FURTHER RESOLVED** THAT THE MAYOR AND COUNCIL HEREBY APPOINTS FRANK BERARDO AS THE QUALIFIED PURCHASING AGENT TO EXERCISE THE DUTIES OF THE PURCHASING AGENT TO N.J.S.A. 40A: 11-2(30), WITH SPECIFIC RELEVANCE TO THE AUTHORITY, RESPONSIBILITY, AND ACCOUNTABILITY OF THE PURCHASING ACTIVITY OF THE CONTRACTING UNIT; AND

**BE IT FURTHER RESOLVED** THAT IN ACCORDANCE WITH N.J.A.C. 5:34- 5.2 THE BOROUGH CLERK IS HEREBY AUTHORIZED AND DIRECTED TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO FRANK BERARDO.

**RESOLUTION 2017-09**

**WHEREAS**, IT IS NECESSARY FOR CERTAIN DEPARTMENTS WITHIN THE BOROUGH OF CLIFFSIDE PARK TO HAVE CHANGE FUNDS IN ORDER TO CONDUCT BUSINESS;

**NOW, THEREFORE, BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE FOLLOWING DEPARTMENTS BE APPROVED TO MAINTAIN CHANGE FUNDS:

TAX COLLECTOR’S OFFICE	\$100.00
MUNICIPAL COURT	\$100.00
BOARD OF HEALTH	\$ 50.00

**RESOLUTION 2017-10**

January 3, 2017

**WHEREAS, STEWART DEVITO, THE COORDINATOR OF THE OFFICE OF EMERGENCY MANAGEMENT HAS MADE RECOMMENDATIONS FOR APPOINTMENTS TO THE EMERGENCY MANAGEMENT COUNCIL; AND**

**WHEREAS, THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK HAS RECOMMENDED AND APPROVED COORDINATOR DEVITO'S RECOMMENDATIONS;**

**NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE FOLLOWING APPOINTMENTS BE MADE TO THE EMERGENCY MANAGEMENT COUNCIL:**

<u>NAME</u>	<u>WORKING TITLE</u>
Thomas Calabrese	Mayor
Joseph Rutch	Borough Administrator
Sercan Zoklu	Borough Clerk
Frank Berardo	Chief Financial Officer
Stewart Devito	Emergency Management Coordinator
Kevin Boswell	Borough Engineer
Al Martone	DPW Superintendent
Richard Gaito	Police Chief
Frank Poerio	DEMC
David Martone	Fire Chief
John Candelmo	Construction Code Official
Dean Nikaj	Manager of Municipal Operations
Anthony Frato	Safety Coordinator

### **RESOLUTION 2017-11**

**BE IT FURTHER RESOLVED THAT THE FUNDS OF THE BOROUGH OF CLIFFSIDE PARK BE DEPOSITED IN THE BANKS AUTHORIZED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK AND BE SUBJECT TO WITHDRAWAL UPON CHECKS, NOTES, OR OTHER ORDERS FOR PAYMENT OF MONEY WHEN SIGNED BY THE FOLLOWING:**

MAYOR AND/OR COUNCIL PRESIDENT  
BOROUGH CLERK  
CHIEF FINANCIAL OFFICER

EXCEPT FOR PAYROLL AND PAYROLL DEDUCTION CHECKS WHICH REQUIRE THE SIGNATURE OF THE TREASURER ONLY.

### **RESOLUTION 2017-12**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that the Borough of Cliffside Park be and is hereby authorized to participate in cooperative purchasing with the State of New Jersey and the County of Bergen without the necessity of advertising for bids for any materials, supplies and equipment which are available through this program in accordance with N.J.S.A. 40A:11-5.

Winner Ford – Police Cars #A72467  
Wilfred MacDonald (Sole Source Vendor) – Police Scooters Westward Industries  
Cargill Corporation (Salt)  
Staples  
Paterson Paper  
Rachel's/Michele's Oil Co. Inc  
Beyer Ford Fleet - #A83013  
Sanitation Equipment Corp. – Contract #A69718, T2188  
New Jersey Fire Equipment Co. – Contract #A800961  
AAA Emergency Supply Co. Inc – Contract #76370  
Safe-T – Contract #8094

**RESOLUTION 2017-13**

**RE: ANNUAL MEETING NOTICE – N.J.S.A. 10:4.8d**

**WHEREAS**, the Borough of Cliffside Park Mayor and Council has established their regular meeting dates for the Year 2017. The regular meetings will be held as listed below, at 7:00 p.m. in the Municipal Building, Mayor and Council Chambers, 525 Palisade Avenue, Cliffside Park, New Jersey.

Caucus meetings will be held at 6:00 p.m. on the same night as the regular meeting in the Municipal Building, Caucus Room, 525 Palisade Avenue, Cliffside Park, New Jersey. **Formal Action may be taken at either meeting.**

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Cliffside Park to establish specifically the Caucus and Regular meetings of the Mayor and Council for the Year 2017 as follows:

<b>JANUARY</b>	<b>24</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>FEBRUARY</b>	<b>7</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>MARCH</b>	<b>7</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>APRIL</b>	<b>4</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>MAY</b>	<b>9</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>JUNE</b>	<b>6</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>JULY</b>	<b>11</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>AUGUST</b>	<b>8</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>SEPTEMBER</b>	<b>12</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>OCTOBER</b>	<b>3</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>OCTOBER</b>	<b>31</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>DECEMBER</b>	<b>5</b>	<b>–</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>

**RESOLUTION 2017-14**

**ESTABLISHING TEMPORARY BUDGET APPROPRIATIONS FOR 2017**

**WHEREAS**, N.J.S.A. 40A:4-19 PROVIDES THAT WHERE CONTRACTS, COMMITMENTS OR PAYMENTS ARE TO BE MADE PRIOR TO THE FINAL ADOPTION OF THE 2017 BUDGET, TEMPORARY APPROPRIATIONS SHOULD BE MADE FOR THE PURPOSES AND AMOUNTS REQUIRED IN THE MANNER AND TIME THEREIN PROVIDED; AND

**WHEREAS**, THE DATE OF THIS RESOLUTION IS WITHIN THE FIRST THIRTY (30) DAYS OF JANUARY, 2017; AND

**WHEREAS**, SAID TEMPORARY APPROPRIATIONS ARE LIMITED TO ONE QUARTER OF THE TOTAL APPROPRIATIONS IN THE 2016 BUDGET, EXCLUSIVE OF ANY APPROPRIATIONS MADE FOR DEBT SERVICE AND CAPITAL IMPROVEMENT FUND IN THE SAID 2016 BUDGET.

**NOW, THEREFORE, BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE ATTACHED TEMPORARY APPROPRIATIONS BE MADE AND THAT A CERTIFIED COPY OF THIS RESOLUTION BE TRANSMITTED TO THE CHIEF FINANCIAL OFFICER FOR HIS RECORDS.

**RESOLUTION: ESTABLISHING TEMPORARY BUDGET APPROPRIATIONS FOR 2017.**

**WHEREAS, N.J.S.A. 40A:4-19 PROVIDES THAT WHERE CONTRACTS, COMMITMENTS OR PAYMENTS ARE TO BE MADE PRIOR TO THE FINAL ADOPTION OF THE 2017 BUDGET, TEMPORARY APPROPRIATIONS SHOULD BE MADE FOR THE PURPOSES AND AMOUNTS REQUIRED IN THE MANNER AND TIME THEREIN PROVIDED, AND**

**WHEREAS, THE DATE OF THIS RESOLUTION IS WITHIN THE FIRST THIRTY (30) DAYS OF JANUARY, AND**

**WHEREAS, SAID TEMPORARY APPROPRIATIONS ARE LIMITED TO TWENTY SIX AND TWENTY FIVE ONE HUNDRETHS (26.25) OF THE TOTAL APPROPRIATIONS IN THE 2016. BUDGET, EXCLUSIVE OF ANY APPROPRIATIONS MADE FOR DEBT SERVICE AND CAPITAL IMPROVEMENT FUND IN THE SAID 2016 BUDGET.**

**NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE ATTACHED TEMPORARY APPROPRIATIONS BE MADE AND THAT A CERTIFIED COPY OF THIS RESOLUTION BE TRANSMITTED TO THE CHIEF FINANCIAL OFFICER FOR HIS RECORDS:**

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Account	Temporary Budget
20-1001 GENERAL ADMIN S/W:	44,100.00
20-1002 GENERAL ADMIN O/E:	18,375.00
20-1101 MAYOR & COUNCIL S/W:	26,512.50
20-1112 MAYOR & COUNCIL O/E:	4,725.00
20-1201 MUNICIPAL CLERK S/W:	60,375.00
20-1202 MUNICIPAL CLERK O/E:	19,687.50
20-1301 FINANCIAL ADMIN S/W:	36,750.00
20-1302 FINANCIAL ADMIN O/E:	13,125.00
20-1352 FINANCIAL ADMIN ANNUAL AUDIT:	32,812.50
20-1451 REVENUE ADMIN S/W:	61,687.50
20-1452 REVENUE ADMIN O/E:	15,750.00
20-1501 ASSESSMENT OF TAXES S/W:	19,687.50
20-1502 ASSESSMENT OF TAXES O/E:	11,812.50
20-1552 LEGAL SERVICES & COSTS O/E:	105,000.00
20-1652 ENGINEERING SERVICE & COST	47,250.00
21-1801 PLANNING BOARD S/W:	1,312.50
21-1802 PLANNING BOARD O/E:	3,937.50
21-1851 BOARD OF ADJUSTMENT S/W:	1,181.25
21-1852 BOARD OF ADJUSTMENT O/E:	6,562.50
22-1951 BUILDING INSPECTOR S/W:	60,375.00
22-1952 BUILDING INSPECTOR O/E:	1,837.50
22-1991 ELEVATOR INSPECTOR:	3,150.00
22-2001 ELECTRICAL INSPECTOR S/W:	3,150.00
22-2012 RENT LEVELING BOARD O/E:	2,625.00
23-2202 INSURANCE - GROUP INSURANCE:	874,125.00
23-2252 UNEMPLOYMENT COMPENSATION	2,625.00
23-2302 INSURANCE - OTHER PREMIUMS:	656,250.00
25-2401 POLICE S/W:	1,588,125.00
25-2402 IMPLEMENTATION OF 911 SYSTEM:	4,725.00
25-2412 POLICE MISCELLANEOUS O/E:	65,625.00
25-2422 PURCHASE OF POLICE CARS:	26,250.00
25-2432 SPECIAL POLICE:	787.50
25-2521 EMS S/W:	0.00
25-2522 EMS O/E:	11,812.50
25-2551 SCHOOL SECURITY OFFICERS S/W:	35,437.50
25-2601 FIRE S/W:	72,187.50
25-2602 FIRE O/E:	34,125.00
25-2621 EMERGENCY RESPONSE AMB. S/W:	23,625.00
25-2622 EMERGENCY RESPONSE AMB. O/E:	21,000.00
25-2632 ALLIANCE TO PREVENT	6,562.50
25-2651 UNIFORM FIRE SAFETY ACT S/W:	17,587.50
25-2652 FIRE HYDRANTS:	22,312.50
25-2662 UNIFORM FIRE SAFETY ACT:	3,937.50
25-2751 MUN. PROSECUTOR S/W:	6,300.00
26-2901 STREETS AND ROAD MAINT. S/W:	323,400.00

Account	Temporary Budget
26-2902 STREETS AND ROAD MAINT. O/E:	13,125.00
26-2921 SNOW REMOVAL S/W:	13,125.00
26-2922 SNOW REMOVAL O/E:	22,312.50
26-3001 SEWER SYSTEM S/W:	1,260.00
26-3002 SEWER SYSTEM O/E:	7,875.00
26-3012 PARKING METERS:	525.00
26-3015 BORO OF FAIRVIEW TAXES:	19,162.50
26-3051 SOLID WASTE COLLECTION S/W:	120,750.00
26-3052 SOLID WASTE COLLECTION O/E:	2,625.00
26-3101 BUILDINGS & GROUNDS S/W:	89,250.00
26-3102 BUILDINGS & GROUNDS O/E:	21,000.00
26-3125 PRIOR YEARS BILLS:	0.00
26-3152 VEHICLE MAINTENANCE:	131,250.00
27-3301 BOARD OF HEALTH S/W:	30,450.00
27-3302 BOARD OF HEALTH:	28,875.00
27-3602 COMMUNITY MENTAL HEALTH O/E:	787.50
28-3071 RECREATION PROGRAMS S/W:	55,125.00
28-3072 RECREATION PROGRAMS O/E:	78,750.00
28-3073 SUMMER FOOD PROGRAM:	0.00
28-3751 MAINTENANCE OF PARKS S/W:	90,562.50
28-3752 MAINTENANCE OF PARKS O/E:	11,812.50
29-3902 MAINT. OF FREE PUBLIC LIBRARY:	259,259.70
30-4202 CLB OF PUB EVNT, ANIV, HOL O/E:	7,875.00
31-4302 ELECTRICITY:	49,875.00
31-4352 STREET LIGHTING:	65,625.00
31-4402 TELEPHONE:	45,937.50
31-4452 WATER:	18,375.00
31-4462 NATURAL GAS:	5,775.00
31-4472 FUEL OIL:	45,937.50
31-4550 GROUP INSURANCE O/S CAP:	0.00
31-4552 SEWER SERVICE CHARGES	752,325.00
32-4652 SANITARY LANDFILL:	210,000.00
32-4655 RECYCLING TAX:	6,562.50
32-4660 RESERVE FOR TAX APPEALS:	0.00
32-4671 EDGEWATER/CFO:	3,937.50
32-4672 EDGEWATER/CFO:	0.00
32-4681 CLIFFSIDE PARK BOE:	20,081.25
35-4702 CONTINGENT O/E:	262.50
36-4712 PUBLIC EMPLOYEES	147,000.00
36-4722 SOCIAL SECURITY SYSTEM:	144,375.00
36-4732 DEFINED CONT RETIREMENT PLAN:	6,562.50
36-4742 CONSOLIDATED P&F PENSION	4,200.00
36-4752 POLICE & FIRE RETIRE SYSTEM NJ:	329,437.50
37-4749 EMERGENCY RESPONSE AMB. S/W:	140,437.50
37-4750 EMS RECOVERY-BILLING:	9,187.50
41-7021 MUN COURT ALCH ED REHAB.:	1,314.86
41-7032 ALLIANCE TO PREVENT	1,698.37
41-7082 CLICK IT OR TICKET:	0.00
41-7084 DRIVE SOBER:	1,312.50
41-7090 BODY ARMOR REPLACEMENT	1,169.96
41-7452 DRUNK DRIVING ENFORCE.FUND:	0.00
41-7702 SOLID WASTE ADMIN. CLEAN	10,361.66
41-8650 NJ DOT TRUST FUND:	0.00
41-8651 NJ DOT TRUST FUND:	0.00
41-8652 NJ DOT TRUST FUND:	0.00
41-8700 CDBG - Lawton Ave Phase 3:	0.00
41-8750 CDBG - First Responder:	0.00
41-8751 BC OPEN SPACE ZALEWSKI PARK:	0.00
41-8752 PRIVATE DONATIONS ZALEWSKI	0.00
41-8753 CDBG - ZALEWSKI PARK:	0.00
41-8754 CDBG - SPRAY PARK IMPROV:	66,647.43
41-8755 OST - SPRAY PARK IMPROV:	26,250.00
41-8756 CDBG - LITTLE LEAGUE FIELD:	0.00
41-8757 OST - LITTLE LEAGUE FIELD:	0.00
41-8758 FEMA - GENERATOR:	0.00
41-8759 CDBG - GENERATOR:	0.00
41-8760 CDBG - PAL. AVE STREETScape:	0.00

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Account	Temporary Budget
43-4901 MUNICIPAL COURT S/W:	63,000.00
43-4902 MUNICIPAL COURT O/E:	13,125.00
43-4951 PUBLIC DEFENDER:	1,968.75
44-9010 DOWN PAYMENTS ON	0.00
44-9012 CAPITAL IMPROVEMENT FUND:	13,125.00
44-9032 IMPR. TO BORO STREETS:	19,687.50
44-9042 IMPR. TO BORO PROP.:	0.00
44-9052 PURCHASE OF COMPUTERS:	5,250.00
44-9066 PRELIMINARY EXPENSES FOR	19,687.50
44-9068 BERGEN COUNTY ADA CURB	0.00
45-9202 PAYMENT OF BOND PRINCIPAL:	313,687.50
45-9252 PAYMENT OF BOND ANTIC. NOTES:	45,675.00
45-9302 INTEREST ON BONDS:	275,917.68
45-9352 INTEREST ON NOTES:	64,312.50
45-9500 SPECIAL EMERGENCY AUTH 5 YRS:	89,250.00
50-8992 RESERVE FOR UNCOLLECTED	1,146,941.77
Total	9,590,615.21

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January 3, 2017

## **RESOLUTION 2017-15**

**WHEREAS**, New Jersey Statutes provide that no public work contracts can be awarded nor any moneys paid until the prospective contractor has agreed to contract performance which complies with an approved affirmative action program; and

**WHEREAS**, the law applies to each agency of the State and includes service and procurement contracts and construction contracts; and

**WHEREAS**, each public agency shall annually designate an officer or employee, who may be an existing officer or employee, to serve as its Public Agency Compliance Officer (P.A.C.O.) pursuant to N.J.A.C. 17:27-3.5; and

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Cliffside Park appoints Frank Berardo as the Public Agency Compliance Officer (P.A.C.O.) to perform the duties prescribed in the Administrative Code, to be responsible for ensuring the agencies' compliance with the rules, and may perform any other liaison and assistance functions as may be requested by the Affirmative Action Office; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized and directed to forward a certified copy of this resolution to Frank Berardo and the Department of Treasury (State Affirmative Action Office).

## **RESOLUTION 2017-16**

### **APPOINTMENT OF THE MUNICIPAL PROSECUTOR**

**WHEREAS**, ON OCTOBER 24, 1996, P.L. 1996, C.95, SECTION 14 (ASSEMBLY NO. 1416) MUNICIPAL PROSECUTOR LAW BECAME EFFECTIVE IN THE STATE OF NEW JERSEY; AND

**WHEREAS**, THE STATUTE REQUIRES THAT ALL MUNICIPALITIES DRAFT EITHER AN ORDINANCE OR RESOLUTION APPOINTING A MUNICIPAL PROSECUTOR WHICH MUST INCLUDE SPECIFIC REFERENCE TO THE AFORESTATED LEGISLATION; AND

**WHEREAS**, THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK DO HEREBY MOVE THIS RESOLUTION IN ACCORDANCE WITH P.L. 1996, C.95, SECTION 14.

**NOW, THEREFORE, BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT ARTHUR BALSAMO, ESQ., IS HEREBY APPOINTED MUNICIPAL PROSECUTOR OF THE BOROUGH OF CLIFFSIDE PARK, BERGEN COUNTY, NEW JERSEY; AND

**BE IT FURTHER RESOLVED** THAT THIS RESOLUTION IS AN OFFICIAL ACT OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, COUNTY OF BERGEN AND STATE OF NEW JERSEY APPOINTING ARTHUR BALSAMO, ESQ., FOR A ONE (1) YEAR TERM COMMENCING IMMEDIATELY AND TERMINATING ON DECEMBER 31, 2017 FOR THE POSITION OF MUNICIPAL PROSECUTOR.

## **RESOLUTION 2017-17**

**WHEREAS**, the Borough of Cliffside Park recognizes that there is a need to ensure that all work on significant public construction contracts are performed by responsible, qualified firms that maintain the capacity, expertise, personnel and other qualifications and resources necessary to successfully perform public contracts in a timely, reliable and cost-effective manner; and

**WHEREAS**, due to the critical impact that skilled construction craft labor has on public works projects and due to the limited availability of skilled construction craft labor, it is both advisable and necessary to require contractors and subcontractors to participate in established, formal apprenticeship training

January 3, 2017

programs as a condition for bidding, for the purpose of both promoting successful project delivery and ensuring future workforce development; and

**WHEREAS**, the Borough further recognizes that such employment and training practices have a positive impact on local communities affected by such contracts; and

**WHEREAS**, in addition to existing standards required of contractors and subcontractors performing work for the Borough of Cliffside Park, the Borough deems to be in the best interest of its' residents to require such qualifications and performance standards to be supplemented.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Cliffside Park as follows:

1. All bidders on public construction issued by the Borough of Cliffside Park shall, in addition to any and all other qualifications presently required to be met by the Borough, shall be required to affirmatively provide evidence of and confirm compliance with the following:
  - a. The payment of wages and benefits in accordance with the New Jersey Prevailing Wage Act and any other applicable local, state or federal laws to all employees who are employed on construction contracts.
  - b. Proof of participation in an apprenticeship program that is currently registered and approved by the United States Department of Labor (USDL) or the New Jersey Department of Labor for each separate trade-craft or trade providing work on the contract, which participation shall continue throughout the duration of the contract.

## **RESOLUTION 2017-18**

**WHEREAS**, one of the primary purposes for the construction of the Main Street DPW Annex was to permit the Borough to purchase petroleum products in bulk, thus resulting in significant savings; and

**WHEREAS**, the Main Street DPW Annex's petroleum service portion is fully operational; and

**WHEREAS**, all Municipal and Board of Education vehicles have been given access codes to obtain petroleum products; and

**WHEREAS**, the Council is of the opinion that certain Municipal officials utilize their private vehicles daily; and

**WHEREAS**, the Municipal Finance Directors have determined that it would be cost effective to authorize in an exchange for IRS mandatory mileage payments, the right to access and use Municipal petroleum products; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Cliffside Park that the following individuals are hereby given access and the right to utilize petroleum products at the Main Street Annex:

Mayor Thomas Calabrese  
CFO/Tax Collector Frank Berardo  
Municipal Clerk/Deputy Administrator Sercan Zoklu  
OEM Coordinator Stewart DeVito

**BE IT FURTHER RESOLVED** that a certified to be true copy of this resolution be tendered to the Chief Financial Officer.

## **RESOLUTION 2017-19**

### **LICENSING OF SEASONAL OUTDOOR CAFES**

January 3, 2017

**WHEREAS**, THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK HAS DETERMINED THAT OUTDOOR CAFES WILL PROMOTE THE PUBLIC INTEREST BY ADDING TO THE ACTIVE AND ATTRACTIVE PEDESTRIAN ENVIRONMENT CREATED BY THEM AND PROVIDE THE OPPORTUNITY FOR CREATIVE, COLORFUL, PEDESTRIAN-FOCUSED COMMERCIAL ACTIVITIES ON A SEASONAL BASIS, WHICH ACTIVITIES ARE AESTHETICALLY PLEASANT AND WILL ADD TO THE EXCITEMENT, CHARM, VITALITY AND DIVERSITY OF THE BOROUGH OF CLIFFSIDE PARK; AND

**WHEREAS**, THE MAYOR AND COUNCIL FURTHER FINDS THAT SUCH ACTIVITIES, BESIDES BEING AESTHETICALLY PLEASANT, WILL ENHANCE THE EXCITEMENT, CHARM, VITALITY AND DIVERSITY OF CLIFFSIDE PARK'S CENTRAL BUSINESS DISTRICT AND OTHER BUSINESS AREAS LOCATED WITHIN THE BOROUGH OF CLIFFSIDE PARK; AND

**WHEREAS**, THE MAYOR AND COUNCIL FINDS THAT THE LICENSING OF OUTDOOR CAFES WILL PROMOTE THE PUBLIC'S HEALTH, SAFETY AND WELFARE AND BE IN THE BEST INTERESTS OF THE BOROUGH OF CLIFFSIDE PARK.

**NOW, THEREFORE, BE IT RESOLVED** BY THE BOROUGH OF CLIFFSIDE PARK THAT THIS RESOLUTION SHALL ESTABLISH FOR APPROXIMATELY A NINE MONTH PERIOD - COMMENCING ON APRIL 1, 2017 AND EXPIRING ON DECEMBER 31, 2017 - THE REGULATIONS AND PROCEDURES AUTHORIZING AND LICENSING OUTDOOR CAFES IN ALL COMMERCIAL ZONES OF THE BOROUGH OF CLIFFSIDE PARK; AND

**WHEREAS**, THE LICENSING FEE FOR THIS INTERIM PERIOD SHALL BE ONE HUNDRED DOLLARS AND NO CENTS (\$100.00); AND

**WHEREAS**, THE MAYOR AND COUNCIL, UPON THE EXPIRATION OF THIS RESOLUTION, SHALL DETERMINE WHETHER TO IMPLEMENT AN ORDINANCE PERMANENTLY PERMITTING OUTDOOR CAFES IN THE MUNICIPALITY

**NOW, THEREFORE, BE IT FURTHER RESOLVED** THAT THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK DOES HEREBY AUTHORIZE THE ESTABLISHMENT OF OUTDOOR CAFES IN ALL COMMERCIAL ZONES LOCATED IN THE BOROUGH OF CLIFFSIDE PARK.

THE RULES AND REGULATIONS GOVERNING SAID OUTDOOR CAFE(S) ARE ATTACHED HERETO AND INCORPORATED HERewith IN THEIR ENTIRETY.

#### **SECTION 1 - DEFINITIONS**

**"OUTDOOR CAFE"** SHALL MEAN AND INCLUDE THE AREA OF AN EATING ESTABLISHMENT WHERE FOOD AND OTHER REFRESHMENTS ARE SERVED UPON THE TABLES WHICH ARE LOCATED ON THE SIDEWALK IMMEDIATELY IN FRONT OF THE EATING ESTABLISHMENT. FAST FOOD RESTAURANTS AND/OR OUTDOOR DINING ON PRIVATE PROPERTY SHALL BE PERMITTED USES UNDER THIS RESOLUTION.

**"SIDEWALK"** MEANS AND INCLUDES THAT AREA OF THE PUBLIC RIGHT-OF-WAY RESERVED FOR PEDESTRIAN TRAFFIC FROM THE CURB TO THE FRONT LINE OF THE BUILDING HOUSING THE EATING ESTABLISHMENT.

#### **SECTION 2 - OUTDOOR CAFES**

##### **PURPOSE**

THE PURPOSE OF THIS SECTION IS TO ESTABLISH A PROCEDURE AND RULES AND REGULATIONS FOR THE LICENSING OF OUTDOOR CAFES WITHIN THE BOROUGH OF CLIFFSIDE PARK.

##### **LICENSE REQUIRED**

IT SHALL BE UNLAWFUL FOR ANY PERSON, FIRM, PARTNERSHIP, CORPORATION, ASSOCIATION OR ORGANIZATION OF ANY KIND (HEREINAFTER COLLECTIVELY REFERRED TO AS "PERSON") TO CREATE, ESTABLISH, OPERATE, MAINTAIN OR OTHERWISE BE ENGAGED IN THE BUSINESS OF CONDUCTING AN OUTDOOR CAFE UPON THE SIDEWALKS OF THE BOROUGH OF CLIFFSIDE PARK UNLESS SUCH PERSON SHALL HOLD A CURRENTLY VALID LICENSE ISSUED BY THE BUILDING DEPARTMENT WHICH SHALL REQUIRE THE APPROVAL OF THE BOROUGH ADMINISTRATOR PURSUANT TO THE TERMS OF THIS SECTION.

**APPLICATION**

APPLICATIONS FOR THE LICENSE REQUIRED HEREUNDER SHALL BE MADE TO THE CONSTRUCTION CODE OFFICIAL, SHALL BE SIGNED BY THE APPLICANT, WHO SHALL CERTIFY THAT THE INFORMATION CONTAINED THEREIN IS TRUE, AND SHALL CONTAIN THE FOLLOWING INFORMATION:

1. THE NAME, RESIDENCE, ADDRESS AND TELEPHONE NUMBER OF EACH INDIVIDUAL, OWNER, PARTNER OR, IF A DOMESTIC CORPORATION, THE NAMES, RESIDENCE ADDRESSES AND TELEPHONE NUMBERS OF THE DIRECTORS AND OFFICERS OWNING A TEN (10) PERCENT OR GREATER INTEREST IN THE AND THE CHIEF OPERATING EXECUTIVE OF THE CORPORATION AND, IF A NON-DOMESTIC CORPORATION, THE NAME, RESIDENCE ADDRESS AND TELEPHONE NUMBER OF THE OFFICER FOR SERVICE OF PROCESS WITHIN THE STATE OF NEW JERSEY AND A COPY OF THE QUALIFICATIONS OF SAID NON-DOMESTIC CORPORATION TO CONDUCT BUSINESS WITHIN THE STATE OF NEW JERSEY.
2. A COPY OF THE TRADE, CORPORATE, BUSINESS OR FICTITIOUS NAME UPON WHICH THE APPLICANT TO DO BUSINESS PURSUANT TO THIS RESOLUTION.
3. THE ADDRESS AND DESCRIPTION OF EACH PLACE WHERE THE APPLICANT INTENDS TO ESTABLISH OR OPERATE AN OUTDOOR CAFÉ.
4. THE NAME AND ADDRESS OF THE PERSON OWNING THE PREMISES OTHER THAN THE APPLICANT, AND THE CONSENT OF THE OWNER OF THE PREMISES TO THE APPLICANT.
5. THREE (3) SETS OF A PROPOSED LAYOUT PLAN CONTAINING SCALED DRAWINGS CLEARLY ILLUSTRATING THE NUMBER, TYPE, OF MATERIALS, COLOR AND LOCATION OF ALL TABLES, CHAIRS, UMBRELLAS OR OTHER FURNISHINGS OR FIXTURES INTENDED TO BE LOCATED IN THE OUTDOORCAFÉ. THE SCALED DRAWING SHALL ALSO ILLUSTRATE THE FOLLOWING:
  - A. THE LOCATION OF ANY DOORS LEADING FROM ALL EATING ESTABLISHMENT TO THE OUTDOOR CAFÉ, WHICH DOORS SHALL NOT BE OBSTRUCTED IN ANY MANNER.
  - B. THE NUMBER OF FEET AND LOCATION OF UNOBSTRUCTED SPACE PERMITTING FREE PASSAGE OF PEDESTRIAN TRAFFIC AROUND OR THROUGH EACH OUTDOOR CAFÉ.
  - C. THE LOCATION OF ALL FIRE HYDRANTS, PARKING METERS, UTILITY POLES, BENCHES, HANDICAPPED RAMPS, STREET FURNITURE, TREES, NEWSPAPER BOXES, MAILBOXES, STREET SIGNS, SIDEWALK GRATES AND CELLAR ENTRANCES, CURBS AND ANY OTHER FIXTURES PERMANENTLY LOCATED ON THE SIDEWALK IN FRONT OF THE EATING ESTABLISHMENT OR WITHIN TEN (10) FEET HEREOF ON EITHER SIDE.
6. PAYMENT OF THE REQUIRED LICENSE FEE.

**CONDITIONS OF ISSUANCE**

NO LICENSE SHALL BE ISSUED HEREUNDER UNLESS THE APPLICANT SHALL DEMONSTRATE THAT A MINIMUM OF FOUR (4') FEET OF UNOBSTRUCTED, PAVED SIDEWALK SURFACE IS AVAILABLE FOR PEDESTRIAN TRAFFIC AROUND OR THROUGH SUCH OUTDOOR CAFE.

THE OUTDOOR CAFE SHALL BE CONFINED TO THE AREA DIRECTLY IN FRONT OF THE EATING ESTABLISHMENT, REPRESENTED BY AN EXTENSION ON EACH SIDE OF THE EATING ESTABLISHMENT PROJECTED PERPENDICULAR TO THE CURB LINE.

NO LICENSE REQUIRED BY THIS SECTION SHALL BE GRANTED TO ANY PERSON TO OPERATE AN OUTDOOR CAFE UNTIL SUCH PERSON SHALL HAVE FILED WITH THE BUILDING DEPARTMENT A STATEMENT AGREEING TO INDEMNIFY AND HOLD HARMLESS THE BOROUGH OF CLIFFSIDE PARK, ITS AGENTS, SERVANTS, REPRESENTATIVES OR EMPLOYEES FROM ANY AND ALL CLAIMS, DAMAGES, JUDGMENTS, COSTS OR EXPENSES, INCLUDING REASONABLE ATTORNEYS' FEES, WHICH THEY OR ANY OF THEM MAY INCUR OR BE REQUIRED TO PAY BECAUSE OF ANY PERSONAL INJURY, INCLUDING DEATH OR PROPERTY DAMAGE SUFFERED BY ANY

January 3, 2017

PERSON OR PERSONS AS A RESULT OF OR RELATED IN ANY WAY TO THE OPERATION AND MAINTENANCE OF THE OUTDOOR CAFE FOR WHICH THE LICENSE IS ISSUED.

NO LICENSE SHALL BE GRANTED UNLESS THE APPLICANT HAS FIRST HAD ANY SIDEWALK GRATES AND CELLAR ENTRANCES LOCATED UPON THE SITE FOR THE OUTDOOR CAFE INSPECTED AND CERTIFIES THAT THEY ARE IN COMPLIANCE WITH APPLICABLE SAFETY REGULATIONS.

NO LICENSE SHALL BE ISSUED UNLESS THE APPLICANT OR THE PROPERTY OWNER HAS FULLY PAID ALL OUTSTANDING REAL ESTATE PROPERTY TAXES.

NO LICENSE SHALL BE ISSUED TO ANY PERSON TO OPERATE AN OUTDOOR CAFE UNTIL SUCH PERSON SHALL FIRST FILE WITH THE CONSTRUCTION CODE OFFICIAL A COMPREHENSIVE GENERAL LIABILITY POLICY ISSUED TO SUCH PERSON BY A PUBLIC LIABILITY INSURANCE COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF NEW JERSEY MEETING THE REQUIREMENTS HEREINAFTER SET FORTH.

#### **PROCEDURE**

THE CONSTRUCTION CODE OFFICIAL SHALL REVIEW THE APPLICATION FOR COMPLETENESS AND COMPLIANCE OF THE TERMS OF THIS RESOLUTION.

THE CONSTRUCTION CODE OFFICIAL WILL SUBMIT SAME, TOGETHER WITH HIS RECOMMENDATION, WITHIN TEN (10) BUSINESS DAYS OF THE SUBMISSION OF THE APPLICATION OR WITHIN TEN (10) BUSINESS DAYS AFTER THE APPLICATION BECOMES COMPLETE, WHICHEVER LAST OCCURS.

IF THE APPLICATION IS NOT COMPLETE, THE CONSTRUCTION CODE OFFICIAL WILL NOTIFY THE APPLICANT AND THE BOROUGH ADMINISTRATOR WITHIN TEN (10) BUSINESS DAYS OF THE SUBMISSION OF THE APPLICATION, WHICH NOTIFICATION SHALL DETAIL THE AREAS IN WHICH THE APPLICATION LACKS COMPLIANCE TO THE REQUIREMENTS OF THIS RESOLUTION.

#### **LIMITATIONS OF LICENSE**

THE LICENSE IS PERSONAL TO THE APPLICANT AND ANY CHANGE OR TRANSFER OF OWNERSHIP OF THE OUTDOOR CAFE SHALL TERMINATE THE LICENSE AND SHALL REQUIRE A NEW APPLICATION AND A NEW LICENSE IN ACCORDANCE WITH THE REQUIREMENTS OF THIS RESOLUTION.

THE LICENSE, WHEN ISSUED, SHALL BE VALID FROM THE DATE OF ISSUANCE THROUGH DECEMBER 31, 2017.

ANY LICENSE ISSUED HEREUNDER IS ISSUED SOLELY AS A REVOCABLE LICENSE PURSUANT TO WHICH NO LICENSEE SHALL OBTAIN ANY PROPERTY RIGHTS THEREUNDER NOR ANY INTEREST IN THE CONTINUATION OF SUCH LICENSE.

ISSUANCE OF AN OUTDOOR CAFE PERMIT SHALL NOT CONSTITUTE APPROVAL TO SERVE ALCOHOLIC BEVERAGES. IF THE LICENSEE IS THE HOLDER OF AN ALCOHOLIC BEVERAGE CONTROL LICENSE PURSUANT TO THE LAWS OF THE STATE OF NEW JERSEY, IT SHALL BE THE LICENSEE'S RESPONSIBILITY TO APPLY FOR AND OBTAIN THE REQUIRED LICENSE FROM THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL TO PERMIT THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE OUTDOOR CAFE. ISSUANCE OF AN OUTDOOR CAFE PERMIT SHALL NOT CONSTITUTE AN APPROVAL TO SERVE FOOD AND BEVERAGES. ALL PERMITS REGARDING THE SALE OF FOOD, BEVERAGES AND ALCOHOLIC BEVERAGES AND/OR THE CONSUMPTION OF SAME SHALL BE OBTAINED FROM THE APPROPRIATE AGENCY.

#### **RULES AND REGULATIONS**

NO FOOD OR DRINK SERVED AT AN OUTDOOR CAFE SHALL BE PREPARED OR STORED IN ANY PLACE OTHER THAN IN THE INTERIOR OF THE EATING ESTABLISHMENT.

NO VENDING MACHINES OF ANY KIND ARE PERMITTED ON THE EXTERIOR OF THE PREMISES SURROUNDING THE OUTDOOR CAFE AREA.

NO TABLES, CHAIRS, UMBRELLAS, RAILINGS OR OTHER STRUCTURES USED IN CONNECTION WITH AN OUTDOOR CAFE SHALL BE PLACED OR ENCROACHED UPON

THAT PORTION OF THE UNOBSTRUCTED SIDEWALK AREA REQUIRED FOR UNOBSTRUCTED PEDESTRIAN TRAVEL. TABLES AND CHAIRS SHALL BE SITUATED SO THAT WHEN THE TABLES AND CHAIRS ARE OCCUPIED, NO PORTION THEREOF ENCROACHES UPON THE UNOBSTRUCTED PORTION OF THE SIDEWALK WHERE PEDESTRIANS ACCESS.

TABLE SERVICE BY FOOD SERVICE PROVIDERS IS REQUIRED FOR ANY OUTDOOR CAFE. IN TAKING ORDERS, SERVICING FOOD AND PLACING AND REMOVING TABLE SETTINGS, NO EMPLOYEE SHALL STAND IN SUCH A MANNER AS TO ENCROACH UPON THE UNOBSTRUCTED SIDEWALK AREA REQUIRED FOR PEDESTRIAN TRAFFIC.

NO OUTDOOR CAFE SHALL BE OPEN FOR BUSINESS PRIOR TO 11:00 AM. OR REMAIN OPEN FOR BUSINESS AFTER 11:00 PM, SUNDAY THROUGH THURSDAY, OR AFTER MIDNIGHT ON FRIDAY AND SATURDAY.

LICENSEE SHALL NOT DIRECT NOR PERMIT TO BE DIRECTED TO AND FROM THE AREA OCCUPIED BY THE OUTDOOR CAFE ANY BELL, CHIME, SIREN, WHISTLE, LOUDSPEAKER, PUBLIC ADDRESS SYSTEM, RADIO, SOUND AMPLIFIER OR SIMILAR DEVICE.

NO TABLES, CHAIRS OR OTHER EQUIPMENT USED IN THE OUTDOOR CAFE SHALL BE ATTACHED, CHAINED OR IN ANY MANNER AFFIXED TO ANY TREE, POST, SIGN, CURB, SIDEWALK OR PROPERTY OF THE BOROUGH OF CLIFFSIDE PARK. THE LICENSEE SHALL NOT BE PERMITTED TO UTILIZE ANY TYPE OF LOUNGE CHAIRS OR ANY OTHER TYPE OF BEACH CHAIR.

NO PERSON SHALL OPERATE AN OUTDOOR CAFE FOLLOWING THE SUSPENSION OR REVOCATION OF ITS LICENSE.

BY ACCEPTANCE OF THE LICENSE, THE LICENSEE SHALL CONSENT TO THE HEALTH, FIRE, POLICE AND BUILDING OFFICIALS OF THE BOROUGH OF CLIFFSIDE PARK FOR THE INSPECTION OF THE OUTDOOR CAFE FOR CONTINUED COMPLIANCE WITH THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND ANY FEDERAL, STATE, COUNTY OR LOCAL LAW, ORDINANCE OR REGULATION AFFECTING SAME.

EACH LICENSEE IS RESPONSIBLE FOR KEEPING THE AREA OF THE OUTDOOR CAFE AND THE ADJACENT WALKS AND STREET(S) FREE AND CLEAR OF ANY DEBRIS OR LITTER. SUCH AREAS SHALL BE CLEANED AS NEEDED, UPON THE CLOSE OF BUSINESS, AND AT THE BEGINNING OF EACH BUSINESS DAY (BUT NOT LATER THAN 9:00 A.M.)

**SIGNS AND UMBRELLAS**

NO SIGNS SHALL BE PERMITTED IN THE AREA OF THE OUTDOOR CAFE EXCEPT SIGNS ON THE AWNINGS, WHICH SIGNS SHALL COMPLY WITH THE ORDINANCE REGULATING SIGNS WITHIN THE BOROUGH OF CLIFFSIDE PARK.

OUTDOOR UMBRELLAS LOCATED IN THE OUTDOOR CAFE AREA SHALL BE EXEMPT FROM THE ORDINANCES REGULATING SIGNS WITHIN THE BOROUGH OF CLIFFSIDE PARK PROVIDED, HOWEVER, THAT SUCH UMBRELLA SHALL NOT EXCEED SIX (6') FEET IN DIAMETER, SHALL NOT EXTEND INTO ANY REQUIRED UNOBSTRUCTED SIDEWALK AREA AND SHALL HAVE NO PORTION OF SAME LOCATED LESS THAN SEVEN (7') FEET ABOVE GROUND.

**INSURANCE**

THE GENERAL LIABILITY INSURANCE REQUIRED HEREUNDER SHALL NAME THE BOROUGH OF CLIFFSIDE PARK, ITS AGENTS, OFFICERS, SERVANTS, REPRESENTATIVES AND EMPLOYEES, AS ADDITIONAL INSURED WITH RESPECT TO THE OPERATION AND MAINTENANCE OF THE OUTDOOR CAFE IN THE FOLLOWING AMOUNTS:

BODILY INJURY - EACH PERSON	\$ 300,000.00
EACH ACCIDENT	\$1,000,000.00
PROPERTY DAMAGE - EACH PERSON	\$ 300,000.00
EACH ACCIDENT	\$1,000,000.00

January 3, 2017

THE INSURANCE COVERAGE REQUIRED BY THIS SECTION SHALL AT ALL TIMES BE MAINTAINED FOR THE FULL AMOUNT.

THE POLICY OF INSURANCE REQUIRED BY THIS SECTION SHALL BE FILED WITH THE CONSTRUCTION CODE OFFICIAL AND SHALL CONTAIN A CLAUSE OBLIGATING THE COMPANY ISSUING SAME TO GIVE NOT LESS THAN THIRTY (30) DAYS' WRITTEN NOTICE TO THE BOROUGH ADMINISTRATOR BEFORE CANCELLATION OR AMENDMENTS OF ANY KIND TO THE TERMS THEREOF. NOTICE OF CANCELLATION SHALL NOT RELIEVE THE COMPANY ISSUING SUCH POLICY OF LIABILITY FOR ANY INJURY OR CLAIM ARISING BEFORE THE CANCELLATION BECOMES EFFECTIVE. THE CANCELLATION OF ANY SUCH POLICY SHALL HAVE THE IMMEDIATE EFFECT OF SUSPENDING THE LICENSE OF SUCH PERSON TO OPERATE THE OUTDOOR CAFE COVERED THEREBY UNTIL A NEW POLICY COMPLYING WITH THE PROVISIONS OF THIS SECTION IS FILED WITH THE CONSTRUCTION CODE OFFICIAL AND A LETTER, IN WRITING, CONFIRMING THE NEW EFFECTIVE DATE OF THE LICENSE IS ISSUED BY THE CONSTRUCTION CODE OFFICIAL.

EVERY INSURANCE POLICY REQUIRED HEREUNDER SHALL CONTAIN A PROVISION FOR CONTINUING LIABILITY THEREUNDER TO THE FULL AMOUNT THEREOF NOTWITHSTANDING ANY RECOVERY THEREON; THAT THE LIABILITY OF THE INSURED SHALL NOT BE AFFECTED BY THE INSOLVENCY OR THE BANKRUPTCY OF THE INSURED; THAT UNTIL THE POLICY IS CANCELED THE INSURANCE COMPANY WILL NOT BE RELIEVED FROM LIABILITY ON ACCOUNT OF NONPAYMENT OF PREMIUM OR OF ANY ACT OR OMISSION BY THE NAMED INSURED. SUCH POLICY OF INSURANCE SHALL BE FURTHER CONDITIONED ON THE PAYMENT OF ANY AND ALL JUDGMENTS UP TO THE LIMITS OF SAID POLICY.

#### **REVOCAION AND SUSPENSION**

THE BOROUGH ADMINISTRATOR AND/OR CONSTRUCTION CODE OFFICIAL MAY REVOKE OR SUSPEND ANY LICENSE ISSUED HEREUNDER FOR FAILURE OF ANY LICENSEE TO COMPLY WITH THE PROVISIONS HEREOF OR FOR VIOLATION OF ANY OTHER APPLICABLE FEDERAL, STATE, COUNTY OR LOCAL LAW, REGULATION OR ORDINANCE.

IN ADDITION TO THE AUTHORITY TO SUSPEND OR REVOKE THE LICENSE AS SET FORTH ABOVE, THE BOROUGH OF CLIFFSIDE PARK RESERVES THE RIGHT TO MODIFY, SUSPEND OR REVOKE ANY LICENSE ON TEN (10) DAYS' WRITTEN NOTICE IF THE BOROUGH ADMINISTRATOR AND/OR CONSTRUCTION CODE OFFICIAL DETERMINES THAT PEDESTRIAN TRAFFIC IS IMPEDED OR MADE UNSAFE BECAUSE OF THE OPERATION OF THE OUTDOOR CAFE OR BECAUSE OF ANY OTHER SAFETY ISSUE WHICH THE BOROUGH DETERMINES ADVERSELY AFFECTS THE BOROUGH BECAUSE OF SUCH OPERATION. THE LICENSE MAY ALSO BE SUSPENDED OR REVOKED UPON TEN (10) DAYS' WRITTEN NOTICE, IN THE EVENT THE BOROUGH DETERMINES THAT IT IS NECESSARY TO UTILIZE THE AREA OR ANY PART THEREOF FOR THE MAINTENANCE OR INSTALLATION OF UNDERGROUND UTILITIES. IN THE EVENT OF AN EMERGENCY, AS CERTIFIED BY THE BOROUGH ADMINISTRATOR AND/OR CONSTRUCTION CODE OFFICIAL, THE LICENSE MAY BE SUSPENDED OR REVOKED WITHOUT PRIOR NOTICE UNTIL SUCH EMERGENCY CONDITION IS ABATED.

#### **VACATION UPON TERMINATION**

THE LICENSEE AGREES THAT AT THE END OF THE LICENSED PERIOD, OR IN THE EVENT THAT THE LICENSE IS SUSPENDED OR REVOKED, THE LICENSEE WILL, AT ITS OWN COST AND EXPENSE, VACATE THE SIDEWALK AREA OCCUPIED BY THE OUTDOOR CAFE AND PROMPTLY REMOVE ANY PROPERTY PLACED THEREON.

IF, UPON FIVE (5) DAYS WRITTEN NOTICE FROM THE BOROUGH, THE LICENSEE SHALL FAIL TO REMOVE ANY SUCH PROPERTY, THE BOROUGH OF CLIFFSIDE PARK MAY REMOVE SUCH PROPERTY AND THE LICENSEE SHALL REIMBURSE THE BOROUGH FOR THE COST OF SUCH REMOVAL AND THE STORAGE OF SAME.

PENDING SUCH REIMBURSEMENT, THE COST OF SUCH REMOVAL AND STORAGE SHALL BE A LIEN UPON THE ADJOINING PROPERTY.

#### **LICENSE FEE**

EXCEPT AS HEREINAFTER AMENDED FROM TIME TO TIME PURSUANT TO THE CURRENT FEE ORDINANCE OF THE BOROUGH OF CLIFFSIDE PARK, THE APPLICATION FEE FOR A

January 3, 2017

LICENSE FOR AN OUTDOOR CAFE SHALL BE ONE HUNDRED DOLLARS AND NO CENTS (\$100.00).

**SECTION 3**

EXCEPT WITHIN AN AREA LICENSED AS AN OUTDOOR CAFE PURSUANT TO THIS REGULATION, NO PERSON SHALL CONSUME ANY ALCOHOLIC BEVERAGE OR HAVE IN HIS POSSESSION, EXCEPT IN A SEALED AND UNOPENED CONTAINER, ANY ALCOHOLIC BEVERAGE IN OR UPON ANY PUBLIC STREET OR SIDEWALK; OR WITHIN ANY MOTOR VEHICLE, WHETHER OR NOT SAME SHALL BE IN OPERATION; OR IN OR ON ANY PROPERTY OWNED BY THE BOROUGH; OR IN OR ON ANY PROPERTY NOT HIS OWN WITHOUT THE CONSENT OF THE OWNER, OCCUPANT, LICENSEE OR TENANT THEREOF; OR THE AUTHORIZED AGENT OF ANY SUCH PERSON.

**ANNUAL COMMITTEE REPORTS:**

TO BE PLACED ON FILE WITH THE BOROUGH CLERK.

**SPECIAL REMARKS FROM COUNCIL MEMBERS**

**COMMITTEE ASSIGNMENTS FOR THE YEAR 2017:**

- MAYOR: POLICE DEPARTMENT
- SPOTO: RECYCLING, HISTORICAL EVENTS, LIAISON TO WEB SITE, PUBLIC CELEBRATIONS, REDEVELOPMENT
- FONTANA: PUBLIC WORKS, INSURANCE, SAFETY COMMISSION, LIAISON TO BOARD OF EDUCATION
- BONGARD: PUBLIC TRANSPORTATION, BOARD OF HEALTH, RECYCLING, PLANNING BOARD
- MARTINOTTI: LIBRARY, FIRE DEPARTMENT, EMS DEPARTMENT
- CORCORAN: ZONING, BUILDING DEPARTMENT, GREEN COMMITTEE, REDEVELOPMENT, RECREATION, PARKS & PLAYGROUNDS
- COLAO: FINANCE, REDEVELOPMENT, REAL ESTATE, HOUSING AUTHORITY, BUILDING & GROUNDS, LEGAL

**PRAYER FOR THE NEW YEAR:**

TO BE OFFERED BY FATHER JIM TUCKER OF THE CHURCH OF THE EPIPHANY.

**PUBLIC PORTION:**

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

**PUBLIC PARTICIPATION: NONE.**

On a motion by Councilman Corcoran, seconded by Councilman Colao, the meeting was closed to the public.

**ADJOURN:**

On a motion by Councilman Corcoran, seconded by Councilman Colao, the meeting was adjourned at 6:26 p.m.

**ATTEST:**

**APPROVED:**

  
 SERCAN ZOKLU, RMC  
 BOROUGH CLERK

  
 THOMAS CALABRESE  
 MAYOR