

OCTOBER 31, 2017

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

**MINUTES OF THE REGULAR MEETING  
OCTOBER 31, 2017**

**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
Councilwoman	Dana Martinotti
Councilman	Kenneth Corcoran
Councilman	Peter Colao

**ABSENT AT ROLL CALL:**

**On a motion by Councilman Corcoran, seconded by Councilman Fontana, Councilman Bongard was given an excused absence.**

**ROLL CALL:**

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

**SERCAN ZOKLU STATED:**

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

1. NOTICE PUBLISHED JANUARY 9, 2017 WITH THE RECORD, AND JANUARY 11, 2017 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 Corcoran seconded by Councilman Colao, the minutes of the Caucus Meeting of October 3, 2017 were accepted.**

**ROLL CALL:**

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

**On a motion by Councilman Corcoran, seconded by Councilman Colao, the minutes of the Regular Meeting of October 3, 2017 were accepted.**

**ROLL CALL:**

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

**CONSENT AGENDA:**

**On a motion by Councilwoman Martinotti, seconded by Councilman Fontana, the claims were ordered paid.**

**ROLL CALL:**

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

**RESOLUTIONS:**

**On a motion by Councilwoman Martinotti, seconded by Councilman Fontana, Resolutions 2017-211 to 2017-228 were offered for adoption.**

**ROLL CALL**

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

**ABSENT:** Bongard.

**RESOLUTION 2017-211**

**WHEREAS, TIMOTHY KELLY, DEPUTY CHIEF IN THE POLICE DEPARTMENT OF THE BOROUGH OF CLIFFSIDE PARK, RETIRED EFFECTIVE SEPTEMBER 30, 2017; AND**

**WHEREAS, TIMOTHY KELLY HAS ACCUMULATED 15 COMPENSATION DAYS AND 6 VACATION DAYS; AND**

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT COMPENSATION AND VACATION DAYS IS HEREBY AUTHORIZED TO BE PAID TO TIMOTHY KELLY; AND**

**BE IT FURTHER RESOLVED THAT A CERTIFIED COPY OF THIS RESOLUTION BE FORWARDED TO THE FOLLOWING INDIVIDUALS:**

- 1. FRANK BERARDO, CHIEF FINANCIAL OFFICER
- 2. TIMOTHY KELLY

**RESOLUTION 2017-212**

**WHEREAS, an application has been submitted by the Cliffside Park Senior Activity Center Club as follows:**

Conduct Bingo games as permitted under State Statute from January 5, 2018 through December 28, 2018; and

**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.**

**RESOLUTION 2017-213**

**WHEREAS, GSR DEVELOPERS OF 717 WEST END AVENUE B.2703 L.4 C0717 CLIFFSIDE PARK, HAS DEPOSITED A CHECK IN THE AMOUNT OF \$20,370.25 WITH THE BOROUGH OF CLIFFSIDE PARK FOR THE REDEMPTION OF TAX TITLE LIEN # 16-10 SOLD TO US BANK CUST FOR BVOO2 TRUST FOR 2015 TAXES IN THE AMOUNT OF \$5,489.69, AND**

**NOW, THEREFORE, 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 ISSUE AND SIGN A CHECK IN THE AMOUNT OF \$20,370.25 FOR THE REDEMPTION OF SAID TAX TITLE LIEN, AND A CHECK IN THE AMOUNT OF \$5,100.00 FOR PREMIUM PAID ON SAID PROPERTY; AND**

**BE IT FURTHER RESOLVED, THAT SAID CHECK BE DRAWN ON THE BOROUGH OF CLIFFSIDE PARK TRUST ACCOUNT AND PAYABLE TO US BANK CUST FOR BV002 TRUST 50 SOUTH 16<sup>TH</sup> STREET, SUITE 2050, PHILADELPHIA, PA 19102-2513.**

**RESOLUTION 2017-214**

**BE IT RESOLVED** BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, THAT CERTAIN TAXPAYERS HAVE MADE DUPLICATE 2017 TAX PAYMENTS ON PROPERTY WHICH IS ON FILE IN THE TAX COLLECTORS OFFICE, RESULTED IN OVERPAYMENTS; AND

**THEREFORE, BE IT FURTHER RESOLVED** THAT THE PROPER FINANCIAL OFFICER BE, AND HE IS HEREBY AUTHORIZED TO ISSUE AND SIGN WARRANTS TO THE RESPECTIVE TAXPAYERS; AND

**BE IT FURTHER RESOLVED** THAT THE ABOVE CHECKS BE DRAWN ON THE CURRENT ACCOUNT BANK OF NEW JERSEY.

**RESOLUTION 2017-215**

**BE IT RESOLVED** that upon the recommendation of P.O. Gabe Marciano the following resolutions designating handicapped parking spaces be rescinded:

Adopted on: **4-6-1999**

**RESOLUTION 1999-68**  
522 Anderson Avenue  
Cliffside Park, NJ 07010

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of Cliffside Park, that the Department of Public Works be instructed to remove the handicapped parking signs at the above locations.

**RESOLUTION 2017-216**

**WHEREAS**, the Cliffside Park Police Department has received a request from **EulogioCruz Vasquez** of 226 Main Street, Cliffside Park, NJ 07010 for a handicap parking space in front of the residence. **Eulogio Cruz Vasquez** has been issued Permanent Handicap Placard **P1881823** by the New Jersey Motor Vehicle Commission; and

**WHEREAS**, the parking request appears to show legitimate cause for consideration by the Mayor and Council, N.J.S.A. 39:4-197.5 states that any Municipality may by Ordinance or Resolution establish restricted parking spaces in front of residences, schools, hospitals, and other buildings for use by persons who have been issued Special Identification by the New Jersey Motor Vehicle Commission; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that the following location be designated as a restricted parking space:

<b>Name of Street</b>	<b>Side:</b>	<b>Location:</b>
Main Street	South	Beginning at a point approximately 341 feet west of the southwest curb line of Main Street and Palisade Avenue and continuing to a point 22 feet westerly thereof

**RESOLUTION 2017-217**

**WHEREAS**, the Cliffside Park Police Department has received a request from **Michael Jaloudi** of 355 Lincoln Avenue, Apt. 3F Cliffside Park, NJ 07010 for a handicap parking space in front of the residence. **Michael Jaloudi** has been issued Permanent Handicap Placard **P1856736** and License Plate **1785HE** by the New Jersey Motor Vehicle Commission; and

**WHEREAS**, the parking request appears to show legitimate cause for consideration by the Mayor and Council, N.J.S.A. 39:4-197.5 states that any Municipality may by Ordinance or Resolution establish restricted parking spaces in front of residences, schools, hospitals, and other buildings for use by persons who have been issued Special Identification by the New Jersey Motor Vehicle Commission; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that the following location be designated as a restricted parking space:

<b>Name of Street</b>	<b>Side:</b>	<b>Location:</b>
Lincoln Avenue	North	Beginning at a point approximately 58 feet west of the northwest curb line of Lincoln Avenue and Anderson Avenue and continuing to a point 22 feet westerly thereof

**RESOLUTION 2017-218**

**WHEREAS**, the Cliffside Park Police Department has received a request from **Rosalia Kovach** of 451 Wilfred Terrace, Cliffside Park, NJ 07010 for a handicap parking space in front of the residence. **Rosalia Kovach** has been issued Permanent Handicap Placard **P1882201** by the New Jersey Motor Vehicle Commission; and

**WHEREAS**, the parking request appears to show legitimate cause for consideration by the Mayor and Council, N.J.S.A. 39:4-197.5 states that any Municipality may by Ordinance or Resolution establish restricted parking spaces in front of residences, schools, hospitals, and other buildings for use by persons who have been issued Special Identification by the New Jersey Motor Vehicle Commission; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that the following location be designated as a restricted parking space:

<b>Name of Street</b>	<b>Side:</b>	<b>Location:</b>
Wilfred Terrace	West	Beginning at a point approximately 147 feet south of the southwest curb line of Edgewater Road and Wilfred Terrace and continuing to a point 16 feet southerly thereof

**RESOLUTION 2017-219**

**WHEREAS**, the Cliffside Park Police Department has received a request from **Christine Baughman** of 296 Knox Avenue, Apt. A-7, Cliffside Park, NJ 07010 for a handicap parking space in front of the residence. **Christine Baughman** has been issued Permanent Handicap Placard **P1605222** by the New Jersey Motor Vehicle Commission; and

**WHEREAS**, the parking request appears to show legitimate cause for consideration by the Mayor and Council, N.J.S.A. 39:4-197.5 states that any Municipality may by Ordinance or Resolution establish restricted parking spaces in front of residences, schools, hospitals, and other buildings for use by persons who have been issued Special Identification by the New Jersey Motor Vehicle Commission; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that the following location be designated as a restricted parking space:

<b>Name of Street</b>	<b>Side:</b>	<b>Location:</b>
Knox Avenue	South	Beginning at a point approximately 209 feet east of the southeast curb line of Anderson Avenue and Knox Avenue and continuing to a point 20 feet easterly thereof

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**RESOLUTION 2017-220**

**WHEREAS**, a municipal lien was filed against the following property on October 3, 2017 by Resolution 2017-203:

Travisano, Melody \$955.00  
231 Lincoln Avenue, Unit B  
Cliffside Park, NJ 07010

**NOW, THEREFORE, BE IT RESOLVED** the Council hereby rescinds Resolution 2017-203 dated October 3, 2017 and directs Tax Collector Frank Berardo to remove the lien in the amount of \$955.

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

Travisano, Melody  
231 Lincoln Avenue, Unit B  
Cliffside Park, NJ 07010

**RESOLUTION 2017-221**

**WHEREAS**, the Borough Clerk of the Borough of Cliffside Park (Borough) was previously authorized to advertise for bids for the Highridge Avenue Sewer Improvements project; and

**WHEREAS**, pursuant to said notice, the receipt and opening of bids took place August 30, 2017, at 11:00 AM, at which time the following bids were received:

<b>Company</b>	<b>BASE BID</b>
Your Way Construction, Inc.	\$172,155.00
Montana Construction Corp., Inc.	\$179,200.52
John Garcia Construction Co.	\$185,980.00
P.M. Construction Corp.	\$214,500.00
Persistent Construction, Inc.	\$248,700.00

**WHEREAS**, the Chief Financial Officer of the Borough of Cliffside Park has confirmed the availability of funds for the project, specifically that the project will be funded through Capital Ordinance 17-06; and

**WHEREAS**, Boswell McClave Engineering has recommended acceptance of the Basae Bid of Your Way 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 Your Way Construction, Inc., 404 Coit Street, Irvington, NJ 07111, in the amount of \$172,155; 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 Boswell McClave Engineering, the Chief Financial Officer, Your Way Construction, Inc. and the Borough Attorney.

**RESOLUTION 2017-222**

**WHEREAS**, the Council has appointed Dean Nikaj as the Manager of Municipal Operations; and

**WHEREAS**, pursuant to Municipal Policy, the Borough requires non-statutory employees in a Managerial Capacity to enter into an Employment Agreement.

**NOW, THEREFORE, BE IT RESOLVED** that the Council does hereby authorize the preparation of an Employment Agreement between the Borough of Cliffside Park and Dean Nikaj, Manager of Municipal Operations for the Borough of Cliffside Park; and

**BE IT FURTHER RESOLVED** that the Council does hereby authorize Mayor Thomas Calabrese to execute the Employment Agreement, approved by the Borough Attorney on behalf of the Municipality; and

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution authorizing Mayor Thomas Calabrese's to execute the Employment Agreement be served upon Dean Nikaj; Borough Administrator, Joseph Rutch; Borough Clerk, Sercan Zoklu, Borough CFO, Frank Berardo; and Borough Attorney, Christos J. Diktas, Esq.

**RESOLUTION 2017-223**

**WHEREAS**, the Borough pursuant to Ordinance 2-29.1 through 2-29.8 and N.J.S.A. 17:3-8 through 17:36-13, has complied with the official statutory requirements to permit the establishment of a Municipal Lien for costs expended by the Borough as a result of natural disasters which effect private property requiring Borough's services; and

**WHEREAS**, the Fire Prevention Bureau has prepared an itemized Emergency Fire Watch Service List in order for the Borough to obtain restitution from the property owner's insurance carrier; and

**WHEREAS**, in the process of fighting the fire located at 673 Anderson Avenue, Cliffside Park on September 5/6, 2017, the Fire Prevention Bureau expended the following emergency man hours totaling \$4,389.00:

September 6<sup>th</sup>, 2017

CAPTAIN CHRIS GAUL	11 HOURS X \$35.00 = \$385.00
FF ENIS HOTI	6 HOURS X \$35.00 = \$210.00
FF JORGE RODRIGUEZ	7 HOURS X \$35.00 = \$245.00
CHIEF DAVID MARTONE	18 HOURS X \$35.00 = \$630.00
FF JASON CHIAFULIO	18 HOURS X \$35.00 = \$630.00
FF MICHAEL JOHNSON	18 HOURS X \$35.00 = \$630.00
FF DANIEL BAXTER	18 HOURS X \$35.00 = \$630.00
FF SCOTT KOLICH	18 HOURS X \$35.00 = <u>\$630.00</u>
TOTAL	\$3,990.00
ADMINISTRATIVE EXPENSE 10%	<u>399.00</u>
FINAL TOTAL	\$4,389.00

**WHEREAS**, the confirmation of the itemization Emergency Hourly Fire Watch Service prepared by Fire Official Frank Poerio totaling \$4,398.00, is attached hereto and incorporated herein as set forth in its entirety; and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Borough of Cliffside Park does hereby direct Frank Berardo to implement a Municipal Lien against 673

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Anderson Avenue, Cliffside Park, pursuant Ordinance 2-29.1 through 2-29.8 and N.J.S.A. 17:3-8 through 17:36-13; and

**BE IT FURTHER RESOLVED** that Council hereby direct the Borough Attorney, Christos J. Diktas, Esq. to serve Preferred Mutual Insurance Company initial Notice of Loss of Property, and the Insurance Company to commence restitution of the proceeds for the benefit of the Borough; and

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be tendered to Borough Administrator Joseph Rutch; Borough Clerk, Sercan Zoklu; Eric Gagnon of LaMarche Associates, Inc.; Cynthia Reardon of Preferred Mutual Insurance Company; Jung Ho Kim; and Borough Fire Department Chief David Martone; Borough Attorney, Christos J. Diktas, Esq.

### **RESOLUTION 2017-224**

**WHEREAS**, the Borough pursuant to Ordinance 2-29.1 through 2-29.8 and N.J.S.A. 17:3-8 through 17:36-13, has complied with the official statutory requirements to permit the establishment of a Municipal Lien for costs expended by the Borough as a result of natural disasters which effect private property requiring Borough's services; and

**WHEREAS**, the Building Department was required to retain the emergency services of TGE LLC, 547 River Road, Edgewater, New Jersey to demolish and remove fire building debris on an emergent basis; and

**WHEREAS**, TGE LLC undertook post fire emergency construction and demolition services at 669-675 Anderson Avenue in order to protect the health, safety and welfare of the Residents and Municipality; and

**WHEREAS**, the Contractor undertook Emergency Demolition Construction Procedures which included but were not limited to, mobilization of heavy equipment, transportation, labor necessary to remove all fire debris and securing of the property. The Contractor's summary of work is attached hereto and incorporated herein in their invoice dated September 13, 2017; and

**WHEREAS**, the Borough accepts the Invoice and accompanying documentation presented by TGE LLC, subject to audit if required by the Auditors, as a true representation of the costs incurred for emergency demolition and debris removal; and

**WHEREAS**, TGE LLC has unsuccessfully attempted, which included assistance from the Borough, to obtain payment directly from Preferred Mutual Insurance; and

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Borough of Cliffside Park does hereby direct Frank Berardo to implement a Municipal Lien against 673 Anderson Avenue, pursuant Ordinance 2-29.1 through 2-29.8 and N.J.S.A. 17:3-8 through 17:36-13; and

**BE IT FURTHER RESOLVED** that Council hereby direct the Borough Attorney, Christos J. Diktas, Esq. to serve Preferred Mutual Insurance Company this Notice of Loss of Property, so that the Insurance Company transfers a portion of the insurance proceeds to the Borough; and

**BE IT FURTHER RESOLVED** that Preferred Mutual Insurance was given until November 1, 2017 to Honor and satisfy all Emergency fire related claims from both the Borough and Private entities. The Insurance Company's failure to comply with this Condition may result in the filing of Municipal Liens against the Property known as 669-675 Anderson Avenue without further notice to the Property owner Jung Ho Kim.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be tendered to Borough Administrator Joseph Rutch; Borough Clerk, Sercan Zoklu; Eric Gagnon of LaMarche Associates, Inc.; Eric Gagnon of Preferred Mutual Insurance Company; Jung Ho Kim; TGE LLC; and Borough Attorney, Christos J. Diktas, Esq.

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**RESOLUTION 2017-225**

**WHEREAS**, THE BOROUGH CLERK HAS RECEIVED FROM THE DIRECTOR OF THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL, A SPECIAL RULING TO PERMIT RENEWAL OF INACTIVE LICENSE PURSUANT TO N.J.S.A. 33: 1-12.39 AND N.J.S.A. 33:1-12.18 (AGENCY DOCKET NO. 08-17-1200 AND 10-17-1277 JOB NO. 179633, 193538) FOR THE 2017-2018 AND 2018-2019 LICENSE TERMS TO: BERGEN HENRY ASSOCIATES LLC, LICENSE #0206-33-017-009; AND

**WHEREAS**, BERGEN HENRY ASSOCIATES LLC HAS PREVIOUSLY SUBMITTED THE 2017-2018 RENEWAL APPLICATIONS AND ALL THE NECESSARY FEES TO THE BOROUGH CLERK AND SAME HAS BEEN FORWARDED TO THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL; AND

**NOW, THEREFORE, BE IT RESOLVED** THAT ALL THE REQUIREMENTS HAVE BEEN MET, AND SAID APPLICATION IS IN ORDER FOR APPROVAL BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK.

**RESOLUTION 2017-226**

**WHEREAS**, selection of Professional services is not subject to the provisions of the Local Public Contracts Law, N.J.S.A. 40A: 11-1 *et seq.* and in accordance with the “New Jersey Local Unit “Pay- to-Play” Law, N.J.S.A. 19:44A-20.4 *et seq.*; and

**WHEREAS**, by the Mayor and Council the Qualified Purchasing Agent (QPA) is hereby authorized to advertise and solicit for RFQ’s for the 2018 Borough Professionals who earn more than \$17, 500.00 annually; and

**BE IT RESOLVED** by the Governing Body of the Borough of Cliffside Park that the following individuals serve on the Evaluation Committee:

Mayor Thomas Calabrese  
Councilman Peter Colao  
Frank Berardo, Qualified Purchasing Agent  
Joseph Rutch, Borough Administrator

**BE IT FURTHER RESOLVED** that a certified to be true copy of the Resolution be tendered to Joseph Rutch, Borough Administrator, Sercan Zoklu, Borough Clerk, and Frank Berardo, Qualified Purchasing Agent, and Christos J. Diktas, Borough Attorney.

**RESOLUTION 2017-227**

**RESOLUTION AWARDING A CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT**

**WHEREAS**, the Borough of Cliffside Park introduced enabling documentation authorizing the Municipality to participate in the NPP Government Cooperative Purchasing Association; and

**WHEREAS**, through the NPP Government Cooperative Purchasing Association, the Borough has a Solicitation Contract #1525 to Purchase one (1) Braun Ambulance, at the cost of \$235,429.00; and

**WHEREAS**, the intent of the Borough to Award the Purchase and enter into Contract with Braun Industries, Inc., 1170 Production Drive, Van Wert, Ohio 45891; and

**WHEREAS**, the Borough of Cliffside Park is permitted to join National Cooperative Purchasing Associations pursuant to N.J.S.A. 52:34-6.2(b)(3).

**NOW, THEREFORE IT BE RESOLVED** that the Council has hereby authorized the Purchase of one (1) Braun Ambulance at the cost of \$235,429.00 from Braun Industries, Inc., through the NPP Government Cooperative Purchasing Association.

**BE IT FURTHER RESOLVED** that as a Condition to Purchase the 2017 Braun Chief XL Type I 4x4, 2017 Ford F450 XLT – 6.7 Power Stroke Turbo Diesel, Vin #1FDUF4HT2HEB41944, the NPP Government Cooperative Association must produce the following Documents:

- i. New Jersey Business Registration Certificate for the contractor and any sub-contractors (i.e., copy of certificate)
- ii. Statement of Corporate Ownership (an original form prepared for the contracting agency awarding the contract)
- iii. Public Contract EEO Compliance (Employee Information Report form or proof of participation in a federally approved affirmative action program)
- iv. A non-collusion affidavit

**BE IT FURTHER RESOLVED** that a certified to be true copy of this Resolution be tendered to Frank Berardo, CFO, Sercan Zoklu, Borough Clerk, Michael Russo, Emergency Medical Services Director, Christos J. Diktas, Borough Attorney.

### **RESOLUTION 2017-228**

**WHEREAS**, a Bergen County Community Development grant of \$200,000 has been proposed by the Borough of Cliffside Park for 2018 Road Rehabilitation Program 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; 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 the Borough 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 the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

### **ORDINANCES: INTRODUCTION**

**Councilman Colao INTRODUCED AN ORDINANCE ENTITLED:**

### **ORDINANCE 2017-11**

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 in The Record on November 4, 2017 and in The Jersey Journal on November 6, 2017. Motion was seconded by Councilwoman Spoto.

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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 December 5, 2017 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, Martinotti, Corcoran, Colao.      ABSENT: Bongard.

**ORDINANCE 2017-11**

**SALARY ORDINANCE 2018-2020**

# ORDINANCE 2017-11

## Proposed Adjustments

**BOROUGH OF CLIFFSIDE PARK**

**2018**

**2019**

**2020**

	<u>2018</u>	<u>2019</u>	<u>2020</u>
MAYOR	15,918	16,236	16,561
COUNCIL MEMBERS	14,703	14,997	15,297
ADMINISTRATOR	(RANGE FROM \$143,000 ~ \$163,000)		
MUNICIPAL CLERK	(RANGE FROM \$113,000 ~ \$133,000)		
DEPUTY ADMINISTRATOR	1	1	1
SHARED SERVICE COORDINATOR	(RANGE FROM \$15,000 ~ \$25,000)		
A.D.A. COORDINATOR	1	1	1
COMMUNITY SERVICE REPRESENTATIVE	5,200	5,200	5,200
SECRETARY TO MUNICIPAL CLERK I	47,631	48,584	49,555
DEPUTY BOROUGH CLERK / DEPUTY REGISTRAR P.T.	55,000	56,100	57,222
RECEPTIONIST	27,061	27,602	28,154
TAX ASSESSOR	23,347	23,814	24,290
SEC TO TAX ASSESSOR I	(RANGE FROM \$15.00 - \$20.00 PER HOUR)		
SEC TO TAX ASSESSOR II	28,717	29,291	29,877
CHIEF FINANCIAL OFFICER	(RANGE FROM \$122,000 ~ \$142,000)		
TAX COLLECTOR / TREASURER	3,500	3,500	3,500
TAX OFFICE CLERK I	54,909	56,007	57,127
TAX OFFICE CLERK II	30,600	31,212	31,836
TAX SEARCH OFFICER	1	1	1
QUALIFIED PURCHASING AGENT	1	1	1
HUMAN RESOURCES ADMINISTRATOR	(RANGE FROM \$61,000 - \$72,000)		
PAYROLL ASSISTANT	10,000	10,000	10,000
ACCOUNTS PAYABLE CLERK I	(RANGE FROM \$35,000 - \$45,000)		
ACCOUNTS PAYABLE CLERK II	30,800	31,616	32,448
COURT ADMINISTRATOR	(RANGE FROM \$82,000 - \$92,000)		
DEPUTY COURT ADMINISTRATOR	40,663	41,477	42,306
CLERK/COURT I	32,048	32,689	33,343
COURT/JUNIOR ACCOUNTANT	6,500	6,500	6,500
MAGISTRATE	37,906	38,664	39,438
PROSECUTOR	23,318	23,785	24,260
PUBLIC DEFENDER	10,000	10,000	10,000
TAPE RECORDER OPERATOR	7,237	7,382	7,529
GENERAL BUILDING MAINTENANCE	(RANGE FROM \$15,000 - \$25,000)		
OPERATIONS MANAGER	96,900	98,838	100,815
MAINTENANCE HELPER	(RANGE FROM \$8.44 - \$20.00 PER HOUR)		
CONSTRUCTION SITE INSPECTOR	20,808	21,224	21,649
CONST/BLDG-SUB-CODE OFFICIAL / BUILDING INSPECTOR	41,582	42,564	43,565
HOUSING OFFICIAL	7,500	7,500	7,500
SHARED SERVICES UCC INSPECTOR	(RANGE FROM \$10,000 - \$15,000)		
OFFICE MANAGER BLDG DEPT / REGISTRAR P.T.	51,267	52,293	53,338
RECYCLING COORDINATOR	3,000	3,000	3,000
RECYCLING ADMINISTRATIVE ASSISTANT	30,600	31,212	31,836
RECYCLING ANNEX CLERK	(RANGE FROM \$8.44 - \$15.00 PER HOUR)		
FIRE OFFICIAL/CODE ENFORCEMENT #1 INSPECTOR	64,438	65,787	67,163
LITTER/PROP MAIN INSPECTOR I	3,000	3,000	3,000
FIRE CODE ENFORCEMENT #2 INSPECTOR	76,732	78,397	80,095

**BOROUGH OF CLIFFSIDE PARK**

**2018**

**2019**

**2020**

LITTER/PROP MAIN INSPECTOR II	3,000	3,000	3,000
RIGHT TO KNOW COORDINATOR	500	500	500
BUILDING / HOUSING INSPECTOR	3,000	3,000	3,000
ASSISTANT CONSTRUCTION OFFICIAL	(RANGE FROM \$9,000 - \$12,000)		
ZONING OFFICER	28,602	29,174	29,757
PLUMBING INSPECTOR	12,000	12,000	12,000
ELECTRICAL INSPECTOR	12,000	12,000	12,000
ELEVATOR INSPECTOR	12,000	12,000	12,000
FIRE SUB-CODE OFFICIAL / FIRE SAFETY INSPECTOR	12,000	12,000	12,000
SECRETARY TO FIRE DEPT.	32,659	33,313	33,979
BOARD OF HEALTH CLERK	31,110	31,732	32,367
BOARD OF HEALTH NURSE	63,293	64,559	65,850
BD OF HEALTH MEDICAL DIRECTOR	9,200	9,200	9,200
RECREATION SUPERVISOR	(RANGE FROM \$56,000 - \$66,000)		
RECREATION ADMINISTRATIVE ASSISTANT	30,600	31,212	31,836
PARKS SUPERVISOR	56,308	57,434	58,583
PARKS & REC MAINTENANCE	(RANGE FROM \$14.00 - \$27.00 PER HOUR)		
PARKS & REC SUMMER HELP	(RANGE FROM \$8.44 - \$12.00 PER HOUR)		
CAMP COUNSELORS	(RANGE FROM \$8.44 - \$12.00 PER HOUR)		
GYM SUPERVISOR	(RANGE FROM \$8.44 - \$12.00 PER HOUR)		
CAMP SUPERVISOR	(RANGE FROM \$15.00 - \$20.00 PER HOUR)		
SECURITY OFFICER F/T (10 MONTHS)	30,600	31,212	31,836
SECURITY OFFICER F/T (HOURLY)	(RANGE FROM \$15.00 - \$20.00 PER HOUR)		
PARKING ENFORCEMENT OFFICER	31,212	31,836	32,473
METER TICKET & REPAIR OFFICER	31,212	31,836	32,473
TRAFFIC OFFICER	33,122	33,785	34,461
POLICE DISPATCHER F/T	(RANGE FROM \$30,000 - \$50,000)		
POLICE DISPATCHER P/T	(RANGE FROM \$15.00 - \$25.00 PER HOUR)		
SPECIAL POLICE CLASS I & II & III	(RANGE FROM \$15.00 - \$25.00 PER HOUR)		
SCHOOL CROSSING GUARD	DAILY RANGE FROM \$30.00 - \$65.00 PER DAY		
DARE PROGRAM SUPERVISOR	27,821	28,377	28,944
DARE PROGRAM TUTORS	(RANGE FROM \$8.44 - \$12.00 PER HOUR)		
SECRETARY TO POLICE CHIEF	52,035	53,076	54,138
E.M.S. DIRECTOR P/T	(RANGE FROM \$26,000 - \$36,000)		
E.M.S. SUPERVISOR	(RANGE FROM \$20.00 - \$40.00 PER HOUR)		
SENIOR EMT	59,101	60,283	61,489
F/T EMT	38,953	39,732	40,526
F/T EMT	45,445	46,354	47,281
F/T EMT	45,445	46,354	47,281
E.M.T.'S - HOURLY	(RANGE \$14.50 - \$28.00 PER HOUR)		

**SECTION 1B**

**DEPARTMENT OF PUBLIC WORKS**

CERTIFIED PUBLIC WORKS MANAGER	(RANGE FROM \$10,000 - \$17,500)		
DPW ASST. SUPERINTENDENT	104,622	106,715	108,849
PUBLIC WORKS SUPERVISOR	72,828	74,285	75,770

**BOROUGH OF CLIFFSIDE PARK**

**2018**

**2019**

**2020**

DPW CLERK/DISPATCHER	21,272	21,698	22,131
SYSTEM WASTE WATER OPERATOR	4,800	4,800	4,800
DPW HEAVY DUTY EQUIP DRV-CDL	(RANGE \$12.95 - \$30.00 PER HOUR)		
DPW DRIVERS-CDL	(RANGE \$11.40 - \$30.00 PER HOUR)		
DPW LABORERS	(RANGE \$8.44 - \$15.00 PER HOUR)		
DPW MECHANIC I	(RANGE \$20.00 - \$35.00 PER HOUR)		
DPW PART TIME SUMMER HELP	(RANGE \$8.44 - \$14.00 PER HOUR)		

SECTION 1CVOLUNTEER FIRE DEPARTMENT

NEW MEMBER	(\$200 PER MONTH)
PROBATIONARY FIREFIGHTER - PRE-COMPLETION OF BCFA	(\$200 PER MONTH)
PROBATIONARY FIREFIGHTER - POST-COMPLETION OF BCFA (6 MO)	(\$300 PER MONTH)
FIREFIGHTERS	(\$400 PER MONTH)
CAPTAINS, LIEUTENANTS, TRAINING OFFICERS, SAFETY OFFICER	(\$450 PER MONTH)
CHIEF, DEPUTY CHIEF, BATTALION CHIEF	(\$550 PER MONTH)
CLOTHING ALLOWANCE FOR ALL ACTIVE MEMBERS	(\$450 PER YEAR)
FIREWATCH	(RANGE FROM \$25.00 - \$45.00 PER HOUR)
STIPEND	(RANGE FROM \$200.00 - \$600.00 PER MO.)

OCTOBER 31, 2017

**Councilman CORCORAN INTRODUCED AN ORDINANCE ENTITLED:**

**ORDINANCE 2017-12**

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

The Municipal Clerk read the said ordinance by title. Councilman Corcoran moved the ordinance be adopted on first reading and published in The Record on November 4, 2017 and in The Jersey Journal on November 6, 2017. Motion was seconded by Councilman Colao.

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 December 5, 2017 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, Martinotti, Corcoran, Colao. ABSENT: Bongard.

**ORDINANCE 2017-12**

**ORDINANCE AMENDING CHAPTER XVIII  
OF THE CLIFFSIDE PARK  
GENERAL ORDINANCES ZONING**

The Council has requested that the Various Provisions of the Zoning Ordinance be revised.

**WHEREAS**, after Reviewing and Consulting with the Municipal Clerk, Borough Planner, Construction Code Official and Borough Attorney, the Council is of the Opinion that the following Amendment be made to Chapter XVIII Zoning.

**IT IS THEREFORE ORDAINED AS FOLLOWS:**

New Provisions:

**Chapter 18-2.2 Other Terms**

**Floor Area Ratio:** The sum of the area of all floors of buildings compared to the total area of land that is the subject of an application for development.

**Roof Terraces:** Roof Terrance are permitted on and Buildings located in the R1 or R2 Zone as long as the Terraced Area does not exceed one-third (1/3) of the floor area directly below the proposed Roof Terrace.

**SEVERABILITY.** If the provisions of any article, section, subsections, paragraph, to any particular circumstance or individual by a court of competent jurisdiction, such order of judgement 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.

**Councilman CORCORAN INTRODUCED AN ORDINANCE ENTITLED:**

**ORDINANCE 2017-13**

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

The Municipal Clerk read the said ordinance by title. Councilman Corcoran moved the ordinance be adopted on first reading and published in The Record on November 4, 2017 and in The Jersey Journal on November 6, 2017. Motion was seconded by Councilwoman Spoto.

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 December 5, 2017 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, Martinotti, Corcoran, Colao. ABSENT: Bongard.

**ORDINANCE 2017-13**

**ORDINANCE AMENDING CHAPTER 18A-7.2  
ANDERSON/GRANT AVENUE REDEVELOPMENT PLAN  
CLIFFSIDE PARK, NEW JERSEY**

**WHEREAS**, the Designated Redeveloper has petitioned the Council to Amend the Redevelopment Plan to permit Businesses located within the Redevelopment Zone to remain open twenty-four (24) hours per day; and

**WHEREAS**, the Council, after consultation with all Borough Department Heads, are of the Opinion that the Businesses located within the Redevelopment Zone will have the right to petition the Council to permit any Business to extend their Hours of Operation, including remaining open 24 hours per day; and

**WHEREAS**, Businesses may petition the Council extend their Hours of Operation; and

**WHEREAS**, the Council reserves the right to grant, deny, modify, or place reasonable restrictions on any Redevelopment Business entity's request to remain open for 24 hours per day or any other Hours of Operation extension contrary to the Borough Business Closure Ordinances; and

**WHEREAS**, the Council may approve, conditionally approve, or deny any Business Entity's request to extend their Hours of Operation by Resolution; and

**NOW, THEREFORE BE IT ORDAINED**, that the Council does hereby Amend Ordinance 18A-7.2(e)(1) General Regulations by Ordaining a new Provision entitled:

**4. Business Hours of Operation.**

A) All Businesses located in the Redevelopment Zone shall comply with the Borough Ordinance regarding commercial establishments hours of operation;

B)

i) All Businesses located in the Redevelopment Zone may petition the Council for the Authority to modify their Hours of Operation.

ii) Hours of Operation may be modified for any reasonable period, including the ability to remain open 24 Hours;

C) The Petition to the Council shall include the following:

- i) Written request by the Tenant specifically detailing the time extension requested;
  - ii) Type of Business use requesting the Extensions to the Hours of Operation;
  - iii) Consent of the Property Owner to Tenant's request;
- D) Consent Granted
- i) If the Council accepts petitioned Business Hours request for extended Hours of Operation, the approval shall be deemed a Grant of Authority and not a Zoning Approval or Property Right.
  - ii) The Council shall have the right to Terminate the Extended Hour Privilege upon Just Cause after Due Process and Hearing before the Council or its designee.
  - iii) The Council's Grant to extend Hours of Operation shall be specific to the Petitioning Business entity, and shall not effect or cause any Zoning Right, Grant, or Establishment of Precedent to any other Business(es) located within the Redevelopment Zone.

**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.

**Councilwoman Martinotti CALLED UP FOR A SECOND READING AN ORDINANCE ENTITLED:**

### **ORDINANCE 2017-10**

The clerk presented affidavit of publication, showing advertisement had been made according to law, which was ordered filed. Councilwoman Martinotti moved a public hearing be held on the ordinance. The motion was seconded by Councilman Corcoran.. So ordered.

Councilwoman Martinotti moved the clerk read the ordinance by title on second reading. So ordered. The clerk thereupon read the ordinance by title. The clerk then announced that all interested parties would now be given opportunity to be heard for or against the adoption of the ordinance.

The following people spoke on the ordinance: None.

After all interested parties had spoken on the ordinance Councilman Colao moved the hearing be closed. The motion was seconded by Councilman Corcoran.

Councilman Colao moved the ordinance be adopted on second reading and final passage, which was seconded by Councilman Corcoran and adopted upon a call of the roll.

**ROLL CALL:**

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

**ABSENT:** Bongard.

**ORDINANCE 2017-10**

**ORDINANCE AMENDING CHAPTER XI SECTION 11-10 ENTITLED "ILLEGAL RENTAL OF BUILDING AND APARTMENTS," REVISED GENERAL ORDINANCES OF THE BOROUGH OF CLIFFSIDE PARK**

**WHEREAS**, the Mayor and Council of the Borough of Cliffside Park have been petitioned by Frank Poerio and Greg Yfantis, Fire Sub-Code Officials of the Borough of Cliffside Park, to Amend Chapter 11, Section 11-10.4 entitled Notice to Post Unlawful Occupancy, of the Revised General Ordinances of the Borough of Cliffside Park; and

**WHEREAS**, after consultation with the Office of Emergency Management and the Borough Attorney's Office, the Fire Prevention Officers, Council does hereby agree to Amend Article 11 Chapter 10.4, Notice to Post Unlawful Occupancy as follows:

1. Article 11-10.4 (a) is hereby deleted in its entirety and is to read as follows:
  - a. If after inspection, enforcement officers are of the objective opinion that an illegal dwelling unit and/or occupancy in violation of this section exists, the enforcement officer has the discretionary authority to proceed and enact any of the following election of violations:
2. Article 11-10.4 (b)(1)(2) and (3) are hereby deleted in their entirety and are to read as follows:
  - b. 1. Order that Property Owner and/or Tenant occupying the unlawful dwelling unit to immediately vacate same; and/or
  2. Issue municipal summonses pursuant to this section; and/or
  3. Any Tenant and/or Illegal Subtenant ordered to vacate an apartment pursuant to this section shall be offered emergency housing by the Office of Emergency Management. The cost of same shall be exclusive responsibility of the owner/landlord.
- c. The Borough shall be permitted, if either the Tenant and/or Landlord are found guilty under this Ordinance, the Borough shall be permitted to file a Municipal Lien, against the property owner, for any and all expenses incurred by the Borough for Emergency Relocation Housing.

**NOW THEREFORE BE IT ORDAINED** that the aforestated Amendments to this Ordinance are to be deemed effective upon second reading of the Ordinance and pursuant to law.

**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 Councilwoman Martinotti, seconded by Councilman Fontana, 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.

OCTOBER 31, 2017

**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 7:11 p.m.

**ATTEST:**

**APPROVED:**

  
SERCAN ZOKLU, RMC  
BOROUGH CLERK

  
THOMAS CALABRESE  
MAYOR