

JANUARY 4, 2018

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

**MINUTES OF THE SINE DIE MEETING
JANUARY 4, 2018**

CALL TO ORDER AT 5:00 P.M.

PRESENT AT ROLL CALL

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

SERCAN ZOKLU STATED:

THIS IS A SINE DIE SESSION OF THE MAYOR AND COUNCIL, AND NOTICE WAS GIVEN AS FOLLOWS:

1. NOTICE PUBLISHED ON DECEMBER 13, 2017 WITH THE RECORD AND ON DECEMBER 14, 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.

UNFINISHED BUSINESS FOR THE YEAR 2017:

MINUTES:

On a motion by Councilman Bongard, seconded by Councilman Colao, the minutes of the Caucus Meeting of December 5, 2017 were accepted.

ROLL CALL:

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

On a motion by Councilman Bongard, seconded by Councilman Colao, the minutes of the Regular Meeting of December 5, 2017 were accepted.

ROLL CALL:

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

CONSENT AGENDA:

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

ROLL CALL:

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

RESOLUTIONS:

On a motion by Councilman Bongard, seconded by Councilwoman Spoto, Resolutions 2017-257 to 2017-274 were offered for adoption:

ROLL CALL:

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

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RESOLUTION 2017-257

WHEREAS, THE BOROUGH OF CLIFFSIDE PARK HAS AN UNEXPENDED BALANCES OF \$1.24 IN INTEREST ON BONDS AND \$4,177.81 IN THE INTEREST ON NOTES BUDGET ACCOUNT; AND

WHEREAS, ALL OF THE DEBT PAYMENTS FOR THE YEAR 2017 HAVE BEEN MADE UNDER SAID NOTE; AND

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, THAT THE SAID 2017 UNEXPENDED BALANCE OF \$4,179.05 BE CANCELED.

RESOLUTION 2017-258

2017 BUDGET APPROPRIATION TRANSERS

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE ATTACHED 2017 BUDGET APPROPRIATION TRANSFER BE MADE AND THAT A CERTIFIED COPY OF THIS RESOLUTION BE TRANSMITTED TO THE CHIEF FINANCIAL OFFICER FOR HIS RECORDS.

Transfers	To	From
SEWER SERVICE CHARGES CONTRAC.	94,752.68	
FUEL OIL	83,615.38	
ENGINEERING SERVICE & COST O/E	60,821.11	
FIRE S/W	45,486.90	
FINANCIAL ADMIN ANNUAL AUDIT	39,170.10	
VEHICLE MAINTENANCE	32,536.52	
BUILDINGS & GROUNDS O/E	31,131.29	
MAINTENANCE OF PARKS O\E	23,534.97	
UNIFORM FIRE SAFETY ACT	22,415.26	
RENT LEVELING BOARD O/E	15,844.47	
FIRE HYDRANTS	11,969.18	
INSURANCE - OTHER PREMIUMS	11,798.92	
UNEMPLOYMENT COMPENSATION INS.	10,000.00	
MUNICIPAL CLERK O/E	9,857.24	
ALLIANCE TO PREVENT ALCOHOLISM	8,937.38	
BUILDING INSPECTOR S/W	7,597.05	
ELECTRICAL INSPECTOR S/W	6,531.85	
FIRE O/E	16,425.58	
BOARD OF HEALTH	4,088.54	
ASSESSMENT OF TAXES O/E	2,800.56	
CLB OF PUB EVNT, ANIV, HOL O/E	1,734.50	
BUILDING INSPECTOR O/E	640.20	
SEWER SYSTEM S/W	0.12	
ELEVATOR INSPECTOR	0.04	
INSURANCE - GROUP INSURANCE		66,073.12
POLICE S/W		475,616.72

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RESOLUTION 2017-259

WHEREAS, V & R Developers, Inc., has presented to Suez Water New Jersey an application for an extension to its distribution system running as described and consisting of relocating and installing 70' of 6" main in Harvard Place, Cliffside Park; and

NOW, THEREFOR, BE IT RESOLVED by the Governing Body of the Borough of Cliffside Park that the said extension be made and the same is hereby approved.

BE IT FURTHER RESOLVED that a certified to be true copy of the resolution be tendered to V & R Developers, Inc., Jim Schneider, Suez Water New Jersey, Joseph Rutch, Borough Administrator, Sercan Zoklu, Borough Clerk and Christos J. Diktas, Borough Attorney.

RESOLUTION 2017-260

WHEREAS, GONZALEZ MAYISOGLU OF 382 PALISADE AVENUE B.902 L.9 CLIFFSIDE PARK, HAS DEPOSITED A CHECK IN THE AMOUNT OF \$8,723.46 WITH THE BOROUGH OF CLIFFSIDE PARK FOR THE REDEMPTION OF TAX TITLE LIEN # 17-002 SOLD TO R. ROTHMAN 2016 TAXES IN THE AMOUNT OF \$1,340.59; 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 \$8,723.46 FOR THE REDEMPTION OF SAID TAX TITLE LIEN, AND A CHECK IN THE AMOUNT OF \$21,400.00 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 R. ROTHMAN 411 GRAND AVENUE, ENGLEWOOD, NJ 07631.

RESOLUTION 2017-261

WHEREAS, MISA INOUE OF 416B LAFAYETTE AVENUE B.2705 L.16 C000B CLIFFSIDE PARK, HAS DEPOSITED A CHECK IN THE AMOUNT OF \$825.26 WITH THE BOROUGH OF CLIFFSIDE PARK FOR THE REDEMPTION OF TAX TITLE LIEN # 17-004 SOLD TO US BANK BV002 FOR 2016 TAXES IN THE AMOUNT OF \$755.16; 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 \$825.26 FOR THE REDEMPTION OF SAID TAX TITLE LIEN, AND A CHECK IN THE AMOUNT OF \$20,000.00 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 BV002 TRST & CRDT 50 SOUTH 16TH STREET, SUITE 2050, PHILADELPHIA, PA 19102-2513.

RESOLUTION 2017-262

WHEREAS, MAKOTO SAWAMURA OF 770 ANDERSON AVE UNIT 18C CLIFFSIDE PARK, NJ B.3401 L6 C018C HAS DEPOSITED A CHECK IN THE AMOUNT OF \$2,803.81 WITH THE BOROUGH OF CLIFFSIDE PARK FOR THE REDEMPTION OF TAX TITLE LIEN # 17-008 SOLD TO GREEN KNIGHT CAPITAL FOR 2016 TAXES IN THE AMOUNT OF \$2,694.91; 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

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AUTHORIZED TO ISSUE AND SIGN A CHECK IN THE AMOUNT OF \$2,803.81 FOR THE REDEMPTION OF SAID TAX TITLE LIEN, AND A CHECK IN THE AMOUNT OF \$17,500.00 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 GREEN KNIGHT CAPITAL 474 MARY ALLEN WAY, MOUNTAINSIDE, NJ 07092.

RESOLUTION 2017-263

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:

Term Expires

VOLUNTEER FIREFIGHTERS – 1 Year Term

Oswald Aragon – Hose Company
Timo Klotz – Engine Company
Robyn Issa – Hose Company

RESOLUTION 2017-264

WHEREAS, the Cliffside Park Police Department has received a request from **Peter Disciascio** of 65 Washington Avenue, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Peter Disciascio** has been issued Permanent Handicap Placard P1907858 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:

Name of Street	Side:	Location:
Washington Avenue	North	Beginning at a point approximately 440 feet east of the northeast curb line of Palisade Avenue and Washington Avenue and continuing to a point 20 feet easterly thereof.

RESOLUTION 2017-265

WHEREAS, the Cliffside Park Police Department has received a request from **Rosa Brown** of 138 Oakwood Avenue, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Rosa Brown** has been issued Permanent Handicap Placard P1882275 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:

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Name of Street	Side:	Location:
Oakwood Avenue	West	Beginning at a point approximately 190 feet north of the northwest curb line of Desoto Place and Oakwood Avenue and continuing to a point 19 feet northerly thereof.

RESOLUTION 2017-266

WHEREAS, the Cliffside Park Police Department has received a request from **Maria Benitez** of 188 Park Avenue, BSMT Apartment Cliffside Park, NJ 07010 for a handicapped parking space in front of her residence for her son, **Marlon Benitez**. **Marlon Benitez** has been issued Permanent Handicap Placard P1896857 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:

Name of Street	Side:	Location:
Park Avenue	South	Beginning at a point approximately 59 feet west of the southwest curb line of Gorge Road and Park Avenue and continuing to a point 22 feet westerly thereof.

RESOLUTION 2017-267

WHEREAS, the Cliffside Park Police Department has received a request from **Maria Baroutoglou** of 216 Jersey Avenue, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Maria Baroutoglou** has been issued Permanent Handicap Placard P1896901 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:

Name of Street	Side:	Location:
Jersey Avenue	South	Beginning at a point approximately 184 feet west of the southwest curb line of Palisade Avenue and Jersey Avenue and continuing to a point 18 feet westerly thereof.

RESOLUTION 2017-268

WHEREAS, a municipal lien was filed against the following property on December 5, 2017 by Resolution 2017-249:

Burd, Leo & Inna \$990.00
19333 Collins Ave #409
Sunny Isles Bch, FL 33160

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NOW, THEREFORE, BE IT RESOLVED the Council hereby rescinds Resolution 2017-268 dated December 5, 2017 and directs Tax Collector Frank Berardo to remove the lien in the amount of \$990.

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

Burd, Leo & Inna \$990.00
19333 Collins Ave #409
Sunny Isles Bch, FL 33160

RESOLUTION 2017-269

WHEREAS, Cross River Fiber, an internet Service Provider, has petitioned the Mayor and Council to utilize existing Municipal Facilities erected in a Public Right of Way to install and operate telecommunication services therefrom.; and

WHEREAS, the Council, recognizing the value of telecommunication competition and services to the Borough's residents, is of the Opinion that Cross River Fiber should be granted the permission to install their equipment on existing lawfully erected facilities located in the Borough's public right of way.

NOW, THEREFORE, BE IT RESOLVED the Council does hereby direct Borough Administrator Joseph Rutch, Borough Clerk Sercan Zoklu, and Borough Attorney Christos J. Diktas to negotiate with Cross River Fiber, enter into all necessary and proper agreements which would permit the construction and installation of Cross River Fiber's telecommunications equipment on lawfully existing municipal facilities located in the public right of way.

BE IT FURTHER RESOLVED that the Council hereby authorizes Borough Administrator Joseph Rutch to execute, on behalf of the Borough, a Contract with Cross River Fiber which has been reviewed and approved by the Borough Attorney Christos J. Diktas.

BE IT FURTHER RESOLVED that a Certified True Copy of this Resolution be tendered to Joseph Rutch, Borough Administrator; Sercan Zoklu, Borough Clerk; Cross River Fiber, Att: Fred Brody; and Christos J. Diktas, Borough Attorney.

RESOLUTION 2017-270

WHEREAS, the Borough of Cliffside Park (the "Borough") received a formal petition from Cross River Fiber ("CRF") requesting the right to utilize existing municipal facilities lawfully erected in the public right of way in order to install and operate telecommunication services; and

WHEREAS, Cliffside Park and CRF have agreed and stipulated that CRF should be fully responsible for the costs associated with the Municipality's due diligence inspections review and document preparation; and

WHEREAS, Cliffside Park and CRF have agreed to enter into a Funding Agreement attached hereto as Exhibit A inclusive of the posting of the sum of Three Thousand Five Hundred Dollars (\$3,500.00) as an initial escrow deposit for such costs and review;

NOW, THEREFORE BE IT RESOLVED by the Council of the Borough of Cliffside Park, County of Bergen, State of New Jersey, that Borough Administrator Joseph Rutch is hereby authorized to execute, as required by law, the Funding Agreement with Cross River Fiber prepared by the Borough Attorney Christos J. Diktas, Esq and attached hereto as Exhibit "A"

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be served upon Borough CFO, Frank Berardo; Borough Engineer, Kevin Boswell; Borough Clerk, Sercan Zoklu; Borough Administrator, Joseph Rutch; Cross River Fiber, Att: Fred Brody; and Borough Attorney Christos J. Diktas.

RESOLUTION 2017-271

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WHEREAS, the Council has appointed Joseph Rutch as the Borough Administrator, Sercan Zoklu as the Deputy Administrator and Richard Gaito as the Police Chief; 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 the Administrator, Deputy Administrator and Police Chief 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 Borough Administrator, Joseph Rutch; Deputy Administrator, Sercan Zoklu, Police Chief, Richard Gaito, Borough CFO, Frank Berardo; and Borough Attorney, Christos J. Diktas, Esq.

RESOLUTION 2017-272

WHEREAS, the Borough of Cliffside Park will bring together surplus vehicles and other equipment for an online municipal auction to be held beginning at 9:00 AM on Wednesday, February 7, 2018 and ending at 6:00 PM on Wednesday, February 14, 2018; and

WHEREAS, Stephan J. Miranti, US Gov Bid / Auction Liquidation Services, P.O. Box 1216, Eatontown, NJ will conduct the auction on their website located at www.usgovbid.com for a commission rate of 5.5% of the gross selling price; and

WHEREAS, Local Public Contracts Law N.J.S.A. 40A:11-36 requires the authorization of the sale of said property via adoption of a resolution; and

WHEREAS, the estimated fair market value of the property to be sold does exceed 15% of the bid threshold; and

WHEREAS, the below list of vehicles for sale will be published in **The Record** not less than 7 nor more than 14 days after the latest publication of the notice thereof; and

1. 2008 Ford Expedition, VIN: FMFU16568LA60507, Mileage: 45,000

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the Borough be authorized to dispose the following vehicles and equipment through the process of an online auction to be held beginning at 9:00 AM on Wednesday, February 7, 2018 and ending at 6:00 PM on Wednesday, February 14, 2018 on the website located at www.usgovbid.com; and

BE IT FURTHER RESOLVED that these vehicles and equipment are being sold in as is condition and without warranty of any kind; and

BE IT FURTHER RESOLVED that the Administrator and/or Borough Clerk is authorized to execute the contract of Auction Liquidation Services for the Borough of Cliffside Park.

RESOLUTION 2017-273

WHEREAS, Anthony Roefaro has requested a six (6) month leave of absence starting January 29, 2018 to July 29, 2018; and

WHEREAS, the Mayor and Council have determined that he qualifies for such leave; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that Anthony Roefaro is approved for the leave of absence with medical benefits terminating on July 29, 2018; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

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1. Joseph Rutch, Borough Administrator
2. Frank Berardo, Chief Financial Officer
3. Dean Nikaj, Manager of Municipal Operations
4. Anthony Roefaro
5. Personnel File

RESOLUTION 2017-274

WHEREAS, the Mayor and Council of the Borough of Cliffside Park wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using a \$185,534 grant award from the Community Development Block Grant funds for the Franklin Avenue Sanitary Sewer Project; and

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

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

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

This Resolution was adopted by the Mayor and Council of the Borough of Cliffside Park at a meeting on January 4, 2018.

COMMITTEE REPORTS: ALL COMMITTEE REPORTS ON FILE WITH THE CLERK.

REMARKS OR STATEMENTS BY MEMBERS OF GOVERNING BODY

PUBLIC PORTION:

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

PUBLIC PARTICIPATION: None.

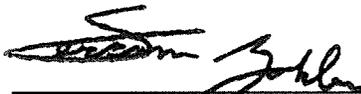
On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, the meeting was closed to the public.

ADJOURN:

On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, the meeting was adjourned at 6:00 p.m.

ATTEST:

APPROVED:



SERCAN ZOKLU, RMC
BOROUGH CLERK



THOMAS CALABRESE
MAYOR