

SEPTEMBER 11, 2018

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

**MINUTES OF THE REGULAR MEETING
SEPTEMBER 11, 2018**

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	Lawrence Bongard
Councilwoman	Dana Martinotti
Councilman	Kenneth Corcoran

ABSENT AT ROLL CALL:

On a motion by Councilman Bongard, seconded by Councilwoman Spoto, Councilman Fontana and Councilman Colao were given an excused absence.

ROLL CALL:

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

SERCAN ZOKLU STATED:

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

1. NOTICE PUBLISHED JANUARY 16, 2018 WITH THE RECORD, AND JANUARY 10, 2018 WITH THE JERSEY JOURNAL, BOTH OFFICIAL NEWSPAPERS OF THE BOROUGH.
2. POSTING OF NOTICE ON THE BULLETIN BOARD.
3. PRESERVING A COPY IN THE CLERK'S OFFICE.

MINUTES:

On a motion by Councilman Bongard, seconded by Councilwoman Spoto, the minutes of the Caucus Meeting of August 7, 2018 were accepted.

ROLL CALL:

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

On a motion by Councilman Bongard seconded by Councilwoman Spoto, the minutes of the Regular Meeting of August 7, 2018 were accepted.

ROLL CALL:

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

CONSENT AGENDA:

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

ROLL CALL:

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

SEPTEMBER 11, 2018

RESOLUTIONS:

On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, Resolutions 2018-151 through 2018-168 were offered for adoption:

ROLL CALL:

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

RESOLUTION 2018-151

WHEREAS, Block 2701, Lot 2 was the mother lot that should have been eliminated for the 2018 tax year after a subdivision was created by a master deed for Block 2701, lot 2, qualifier C0689 & Block 2701, Lot 2 qualifier C0691; and

WHEREAS, various mother lots, where sub-divisions occurred, were eliminated in 2017 for the tax year 2018, the Tax Assessor did not eliminate the mother lot for Block 2701, Lot 2.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the Tax Collector is hereby authorized to cancel the mother lot taxes on Block 2701, Lot 2 in the amount of \$9,386.00 for the tax year 2018.

RESOLUTION 2018-152

RE: DESIGNATION OF 9-24-2018 THROUGH 9-28-2018 AS "START WITH HELLO WEEK"

WHEREAS, IN EVERY SCHOOL AND COMMUNITY, THERE ARE YOUNG PEOPLE WHO SUFFER SILENTLY BECAUSE THEY FEEL LEFT OUT, ALONE OR INVISIBLE. SOCIAL ISOLATION IS A GROWING EPIDEMIC IN THE UNITED STATES AND WITHIN OUR SCHOOLS. EXCESSIVE FEELINGS OF ISOLATION CAN BE ASSOCIATED WITH VIOLENT AND SUICIDAL BEHAVIOR. IN FACT, ONE STUDY REPORTS THAT CHRONIC LONELINESS INCREASES OUR RISK OF AN EARLY DEATH BY 14%; AND

WHEREAS, YOUNG PEOPLE WHO ARE ISOLATED CAN BECOME VICTIMS OF BULLYING, VIOLENCE AND/OR DEPRESSION. AS A RESULT, MANY FURTHER PULL AWAY FROM SOCIETY, STRUGGLE WITH LEARNING AND SOCIAL DEVELOPMENT AND/OR CHOOSE TO HURT THEMSELVES OR OTHERS; AND

WHEREAS, START WITH HELLO (SWH) WEEK RAISES AWARENESS AND EDUCATES STUDENTS AND THE COMMUNITY THROUGH START WITH HELLO TRAININGS, ADVERTISING, ACTIVITIES, PUBLIC PROCLAMATIONS, MEDIA EVENTS, STUDENT CONTESTS, AND SCHOOL AWARDS; AND

WHEREAS, PARTICIPATING IN START WITH HELLO WEEK EMPOWERS YOUNG PEOPLE TO CREATE A CULTURE OF INCLUSION AND CONNECTEDNESS; AND

NOW, THEREFORE, BE IT RESOLVED THAT THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, COUNTY OF BERGEN, STATE OF NEW JERSEY, ACKNOWLEDGES AND SUPPORTS START WITH HELLO WEEK BY RECOGNIZING "SEPTEMBER 24, 2018 THROUGH SEPTEMBER 28, 2018" AS "START WITH HELLO WEEK" IN THE BOROUGH OF CLIFFSIDE PARK.

RESOLUTION 2018-153

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

Adopted on: 10-05-2010

RESOLUTION 2010-232

SEPTEMBER 11, 2018

208 Edgewater Road
Cliffside Park, NJ 07010

Adopted on: **01-04-2017**

RESOLUTION 2017-267
216 Jersey 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 2018-154

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

Adopted on: **08-11-2009**

RESOLUTION 2009-180
256 Morningside Avenue
Cliffside Park, NJ 07010

Adopted on: **07-11-2017**

RESOLUTION 2017-137
287 Lawton Avenue
Cliffside Park, NJ 07010

Adopted on: **09-13-2011**

RESOLUTION 2011-196
581 Olympia 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 2018-155

WHEREAS, the Cliffside Park Traffic Bureau has reviewed the area of Summit Avenue near number five school, and has determined the No Parking during School Days from Eight A.M. to Four P.M. should be omitted and made regular parking for residents. Therefore it is requested that the following location be designated as regular parking and omit the No Parking during School Days by Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the following location be designated as regular parking for residents:

Name of Street: Summit Avenue

Side: East

Location: Summit Avenue

Measurements: Beginning at a point of approximately 190 feet south of the southeast curb line of Day Avenue and Summit Avenue and continuing to a point 119 feet southerly thereof.

RESOLUTION 2018-156

WHEREAS, the Cliffside Park Police Department has received a request from **Ana Carpio** of 239 Park Avenue Apt. 1, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Ana Carpio** has been issued Permanent Handicap Placard **P1760862** 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

SEPTEMBER 11, 2018

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	North	Beginning at a point approximately 289 feet west of the northwest curb line of Park Avenue and Commercial Avenue, and continuing to a point 20 feet westerly thereof.

RESOLUTION 2018-157

WHEREAS, the Cliffside Park Police Department has received a request from **Donna Tedesco** of 243 Lawton Avenue Apt. 1, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Donna Tedesco** has been issued Permanent Handicap Placard **P1978282** 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:
Railroad Avenue	East	Beginning at a point approximately 20 feet north of the northeast curb line of Lawton Avenue and Railroad Avenue, and continuing to a point 22 feet westerly thereof.

RESOLUTION 2018-158

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

Adopted on: 12-9-2014	RESOLUTION 2014-282
	262 Knox 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 2018-159

WHEREAS, on October 1, 2018, the Borough entered into a Terminal Leave Agreement with J.D. York, which addressed all open Salary, Sick Time, Compensation, and Vacation Time pursuant to the PBA Collective Bargaining Agreement; and

WHEREAS, pursuant to the Terminal Leave Agreement, the last day of compensable time for J.D. York is October 1, 2018; and

WHEREAS, pursuant to Municipal Resolution and PBA Past Practice, all accrued Police Sick Time is capped at a maximum of \$40,000.00.

SEPTEMBER 11, 2018

NOW, THEREFORE, BE IT RESOLVED that the Council does hereby accept the Terminal Leave Agreement Stipulations between the Borough, through Police Chief Richard Gaito, and Police Officer J.D. York, dated March 1, 2018.

BE IT FURTHER RESOLVED that CFO Frank Berardo is hereby directed to issue and tender a check in the amount of \$40,000.00 payable to J.D. York, representing the compensable and cumulative Sick Time accrued, as capped pursuant to Borough Policy and PBA Past Practice.

BE IT FURTHER RESOLVED that a Certified True Copy of this Resolution be served upon Police Officer J.D. York; Chief of Police, Richard Gaito; Borough Administrator, Joseph Rutch; and Chief Financial Officer, Frank Berardo.

RESOLUTION 2018-160

A RESOLUTION OF THE BOROUGH OF CLIFFSIDE PARK AUTHORIZING THE MAYOR TO SIGN AN APPLICATION WITH MASS MUTUAL FINANCIAL GROUP FOR OPTIONAL EMPLOYEE LIFE INSURANCE

WHEREAS, on July 3, 2018 representatives of Mass Mutual Financial Group made a presentation regarding the availability of Group Life Insurance; and

WHEREAS, it was determined that the Mass Mutual Financial Group Life Insurance product could be beneficial to the employees of the Borough of Cliffside Park; and

WHEREAS, participation is optional and at the discretion of each employee; and

WHEREAS, any and all costs associated with participation will be borne by each participating employee and will be subject to acceptance by Mass Mutual Financial Group; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park that the Mayor is hereby authorized to sign an application with Mass Mutual Financial Group; and

BE IT FURTHER RESOLVED that this resolution and a copy of the application with Mass Mutual Financial Group shall be available in the Finance Office.

RESOLUTION 2018-161

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
<u>SCHOOL CROSSING GUARD - 1 Year Term</u>	
Joanne M. Prest	12/31/18
Augustin Arocho	12/31/18

RESOLUTION 2018-162

WHEREAS, the Honorable Bonnie J. Mizdol, AJSC, Bergen County Municipal Division Manager Brendis Wrigley, Court Administrator Linda D’Angelo and Borough Administrator Joseph Rutch have recommended Lilian Susana Castaneda-Chacon be appointed for the position of Deputy Court Administrator; and

WHEREAS, this position was advertised in the official newspaper and interviews were conducted; and

SEPTEMBER 11, 2018

WHEREAS, this position is an appointment by the Mayor with the advice and consent of the Borough Council; and

WHEREAS, the Mayor requests the advice and consent of the Council to appoint Lilian Susana Castaneda-Chacon at an annual salary of \$40,000 with benefits effective immediately; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park hereby consent to the above appointment.

RESOLUTION 2018-163

WHEREAS, the Borough Clerk of the Borough of Cliffside Park (Borough) was previously authorized to advertise for bids for the 2018 Road Program including \$200,000 from the New Jersey Department of Transportation's Fiscal Year 2018 Municipal Aid Program, and

WHEREAS, pursuant to said notice, the receipt and opening of bids took place August 16, 2018, at 11:00 AM, at which time the following bids were received:

Company	Bid Amount
Reggio Construction, Inc.	\$1,055,186.15
D.L.S. Contracting, Inc.	\$1,104,747.50
Your Way Construction, Inc.	\$1,183,801.25

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 paid from the Capital Budget Ordinance 2018-06, including \$200,000 from the New Jersey Department of Transportation's Fiscal Year 2018 Municipal Aid Program; and

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park award the project to Reggio Construction, Inc., 1575 West Street, Fort Lee, NJ 07024, in the bid amount of \$1,055,186.15; 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 Engineering, the Chief Financial Officer, Reggio Construction, Inc. and the Borough Attorney.

RESOLUTION 2018-164

WHEREAS, the Borough of Cliffside Park has entered into a three year cooperative agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40a:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said agreement requires that one Municipal Representative be appointed by the governing body of the community to be part of the Community Development Regional Committee for the term of one year coinciding with the fiscal year July 1, 2018 through June 30, 2019; and

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Borough of Cliffside Park hereby appoints Lawrence Bongard, 390 Gorge Road, Apt. 401 and Anne Frey, 210 Edgewater Road as

SEPTEMBER 11, 2018

its representatives to participate on the Community Development Regional Committee, and Joseph Rutch and Sercan Zoklu as alternate representatives for Fiscal Year 2018-2019.

RESOLUTION 2018-165

RESOLUTION FOR MUNICIPALITIES TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, a Bergen County Community Development (un-programmed funds) grant of \$200,000.00 has been proposed by the Borough of Cliffside Park for Sewer Rehabilitation Project 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 certified to be true 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.

RESOLUTION 2018-166

FLU / PNEUMOCOCCAL PROFESSIONAL SERVICES AGREEMENT

BE IT RESOLVED by the Mayor and Council of the Borough of Cliffside Park, that the Borough be and is hereby authorized to enter into an agreement with the County of Bergen for the purchase of flu vaccine for the at risk residents of Cliffside Park; and

BE IT RESOLVED that the cost of this vaccine shall be \$175.00 per 10 dose vial for the flu vaccine; and

BE IT FURTHER RESOLVED that the Mayor be and is hereby authorized to execute the necessary agreement with the County of Bergen, in a form to be approved by the Borough's Council.

RESOLUTION 2018-167

WHEREAS, the Cliffside Park Board of Adjustment has reviewed, accepted and approved variance and site plan applications for the following properties:

Luis Crespo, 316 Third Avenue, Cliffside Park, Block 602, Lot 10

WHEREAS, pursuant to Municipal Law, the Zoning Board has the ability to impose as a condition to the approval the execution of a Developer's Agreement; and

WHEREAS, the Developer's Agreements have been prepared by the Zoning Board of Adjustment Attorney Doug Bern, Esq.; and

BE IT BE IT RESOLVED that the Council does hereby authorize the Mayor to accept and execute the Developer's Agreements on behalf of the Borough subject to the posting of all escrows, performance guarantees and/or bonds as noted in each respective Agreement; and

BE IT FURTHER RESOLVED that a certified true copy of this Resolution be tendered to the respective property owners noted herein, Building, Zoning, Legal Departments and the Borough Clerk.

RESOLUTION 2018-168

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, October 3, 2018 and ending at 6:00 PM on Wednesday, October 10, 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. 2009 Ford E-450 equipped with the Ford Ambulance Prep Package, VIN: 1FDXE4FPXADA34772, Mileage: 81,890 with 8,827 engine hours

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, October 3, 2018 and ending at 6:00 PM on Wednesday, October 10, 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.

COMMITTEE REPORTS: ALL REPORTS ON FILE WITH THE CLERK.

PUBLIC PORTION:

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

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

PUBLIC PARTICIPATION:

Mrs. Nancy Salvati of 34 Knox Avenue, Cliffside Park stated she has been a resident for over forty (40) years. She read a copy of a letter and Resolution about the proposed power plant in North Bergen that she had sent to the Mayor and Council for review.

Mr. Ken Dolsky of 21 Windfield Drive, Parsippany and the Sierra Club stated that DEP permits have been issued temporarily, and that more permits are being sought by the company.

Mr. Dolsky stated his concerns regarding the long-term adverse health implications of poor air quality and that the power plant would only exacerbate these issues.

As per Mr. Dolsky, Bergenfield, Fort Lee, Edgewater and Ridgefield have already passed a resolution, and he requests that the Mayor and Council of Cliffside Park also consider passing a resolution opposing the power plant.

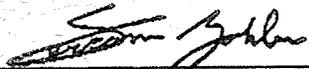
SEPTEMBER 11, 2018

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

ADJOURN:

On a motion by Councilman Bongard, seconded by Councilwoman Martinotti, the meeting was adjourned at 7:22 P.M.

ATTEST:



SERCAN ZOKLU, RMC
BOROUGH CLERK

APPROVED:



THOMAS CALABRESE
MAYOR