

JANUARY 3, 2019

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

**MINUTES OF THE SINE DIE MEETING
JANUARY 3, 2019**

CALL TO ORDER AT 5:30 P.M.

PRESENT AT ROLL CALL

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

ABSENT AT ROLL CALL:

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

ROLL CALL:

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

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 8, 2018 WITH THE RECORD AND ON DECEMBER 12, 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.

UNFINISHED BUSINESS FOR THE YEAR 2018:

MINUTES:

On a motion by Councilwoman Martinotti, seconded by Councilwoman Spoto, the minutes of the Caucus Meeting of December 4, 2018 were accepted.

ROLL CALL:

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

On a motion by Councilwoman Martinotti, seconded by Councilwoman Spoto, the minutes of the Regular Meeting of December 4, 2018 were accepted.

ROLL CALL:

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

CONSENT AGENDA:

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

ROLL CALL:

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

RESOLUTIONS:

On a motion by Councilman Bongard, seconded by Councilwoman Spoto, Resolutions 2018-241 to 2018-252 were offered for adoption.

ROLL CALL:

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

RESOLUTION 2018-241

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that upon the recommendation of P.O. Gabe Marciano the following resolutions designating handicapped parking spaces be rescinded:

Adopted on: **12-4-2018**

RESOLUTION 2018-219

Crescent Lane
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 2018-242

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that upon the recommendation of P.O. Gabe Marciano the following resolutions designating handicapped parking spaces be rescinded:

Adopted on: **10-30-2018**

RESOLUTION 2018-189

285 Nagel Street
Cliffside Park, NJ 07010

Adopted on: **10-30-2018**

RESOLUTION 2018-195

285 Nagel Street
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 2018-243

WHEREAS, the Cliffside Park Police Department has received a request from **Michelle Benasillo** of 644 Anderson Avenue, Apt. 5 Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Michelle Benasillo** has been issued Permanent Handicap Placard **1971036** 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
Crescent Lane

Side:
South

Location:
Beginning at a point approximately 150 feet east of the southeast the curb line of Anderson Avenue and Crescent Lane, and continuing to a point 18 feet easterly thereof.

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RESOLUTION 2018-244

WHEREAS, the Cliffside Park Police Department has received a request from **Gilma Montes** of 141 Pine Street, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Gilma Montes** has been issued New Jersey Registration **8206HB** 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:
Pine Street	West	Beginning at a point approximately 27 feet south of the southwest the curb line of Pine Street and Prospect Avenue, and continuing to a point 18 feet southerly thereof.

RESOLUTION 2018-245

WHEREAS, the Cliffside Park Police Department has received a request from **Barry Curtis** of 285 Nagel Street, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Barry Curtis** has been issued Permanent Handicap Placard **P1970632** 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:
Nagel Street	West	Beginning at a point approximately 186 feet south of the southwest the curb line of Walker Street and Nagel Street, and continuing to a point 18 feet southerly thereof.

RESOLUTION 2018-246

WHEREAS, the Cliffside Park Police Department has received a request from **Rafael Alcantara** of 285 Nagel Street, Apt. 1, Cliffside Park, NJ 07010 for a handicapped parking space in front of the residence. **Rafael Alcantara** has been issued Permanent Handicap Placard **P1970934** 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:
Nagel Street	West	Beginning at a point approximately 204 feet south of the southwest the curb line of Nagel Street and Walker Street, and continuing to a point 18 feet southerly thereof.

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RESOLUTION 2018-247

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

BERGEN COUNTY VOUCHER #243054

MUNICIPAL APPROVAL

VENDOR: AMERICAN ASPHALT AND MILLING SERVICES

PURPOSE: GRANTWOOD PARK BASKETBALL COURT RESTORATION

AMOUNT: \$83,618.99

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

RESOLUTION 2018-248

2018 BUDGET APPROPRIATION TRANSERS

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK THAT THE ATTACHED 2018 BUDGET APPROPRIATION TRANSFER 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	To	From
MAINTENANCE OF PARKS S/W	(131,323.97)	
STREETS AND ROAD MAINT. S/W	(98,059.72)	
ENGINEERING SERVICE & COST O/E	(89,790.66)	
STREET LIGHTING	(76,718.95)	
FIRE S/W	(43,032.78)	
VEHICLE MAINTENANCE	(37,651.25)	
MAINTENANCE OF PARKS O\E	(36,694.74)	
MUNICIPAL CLERK O/E	(33,195.92)	
RENT LEVELING BOARD O/E	(28,502.69)	
STREETS AND ROAD MAINT. O/E	(25,350.88)	
CLB OF PUB EVNT, ANIV, HOL O/E	(24,274.91)	
GENERAL ADMIN S/W	(22,822.84)	
FINANCIAL ADMIN ANNUAL AUDIT	(32,625.88)	
POLICE MISCELLANEOUS O/E	(28,751.36)	
BUILDINGS & GROUNDS O/E	(15,081.99)	
TELEPHONE	(12,665.76)	
UNEMPLOYMENT COMPENSATION INS.	(10,000.00)	
BUILDING INSPECTOR S/W	(8,983.13)	
SNOW REMOVAL O/E	(8,752.07)	
GENERAL ADMIN O/E	(8,266.54)	
MUNICIPAL CLERK S/W	(8,262.03)	
REVENUE ADMIN S/W	(7,531.82)	
SEWER SYSTEM O/E	(5,888.48)	
DEFINED CONT RETIREMENT PLAN	(5,885.16)	
SOLID WASTE COLLECTION O/E	(4,123.08)	
MUN. PROSECUTOR S/W	(3,709.44)	
PUBLIC EMPLOYEES RETIRE.SYSTEM	(3,529.25)	
ELECTRICAL INSPECTOR S/W	(2,866.20)	
REVENUE ADMIN O/E	(2,567.05)	
BUILDING INSPECTOR O/E	(2,127.00)	
SPECIAL POLICE	(1,991.00)	
LEGAL SERVICES & COSTS O/E	(1,902.80)	
NATURAL GAS	(1,765.91)	
ASSESSMENT OF TAXES S/W	(161.38)	
SEWER SYSTEM S/W	(0.12)	
ELEVATOR INSPECTOR	(0.04)	
POLICE S/W	-	336,144.07
INSURANCE - OTHER PREMIUMS	-	192,214.22
SCHOOL SECURITY OFFICERS S/W	-	126,812.09
SOLID WASTE COLLECTION S/W	-	47,078.81
INSURANCE - GROUP INSURANCE	-	35,157.38
SNOW REMOVAL S/W	-	33,986.80
RECREATION PROGRAMS O/E	-	30,000.00
FIRE O/E	-	23,463.43

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RESOLUTION 2018-249

WHEREAS, the Borough Clerk of the Borough of Cliffside Park (Borough) had previously awarded the Grantwood Park Basketball Court Restoration project to American Asphalt & Milling Services LLC.; and

WHEREAS, the project required supplemental items, extra quantities and reduction of quantities on some items of the contract; and

WHEREAS, the cost for these improvements resulted in a change order for an amount of \$2,084.20, and the Chief Financial Officer of the Borough of Cliffside Park confirmed the availability of funds for the project;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Cliffside Park authorized Change Order #2 to American Asphalt & Milling Services in the amount not to exceed \$2,084.20; and

BE IT FURTHER RESOLVED that the Borough Attorney and Borough Engineer has prepared all necessary documents to effectuate this resolution; and

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

RESOLUTION 2018-250

WHEREAS, the Borough of Cliffside Park is currently the defendant in a tax appeal filed in the New Jersey Tax Court bearing docket number(s) 00503-2016, 001781-2017 and 002878-2018 wherein T&F Realty has appealed their 2016 through 2018 tax year assessments for the real property known as 596 Anderson Avenue, Block 1604 Lot 21; and

WHEREAS, the taxpayers through counsel proposed a reduced assessment to Borough Appraiser Robert McNerney, Tax Assessor Matthew Rinaldi and Special Counsel John L. Molinelli, Esq. as a compromise and settlement of the above-referenced tax appeal complaints filed in the Tax Court of New Jersey; and

WHEREAS, the Special Counsel John L. Molinelli, Esq in consultation with Borough Appraiser Robert McNerney and Tax Assessor Matthew Rinaldi negotiated with the attorney representing the taxpayers in connection with the proposed reduced assessment; and

WHEREAS, the Borough Appraiser, Robert McNerney, Tax Assessor Matthew Rinaldi and Special Counsel John L. Molinelli, Esq recommends that the Mayor and Council approve the reduction of the tax assessments and proposed Stipulation of Settlement attached hereto as Exhibit A; and

WHEREAS, after discussion and deliberation, it is the opinion of the Mayor and Council that the herein specified reduced assessments be accepted; and

NOW, THEREFORE, BE IT RESOLVED that Borough Tax Assessor Matthew Rinaldi and Special Counsel John L. Molinelli, Esq. are hereby authorized to proceed and to undertake all necessary steps, actions and legal proceedings to in order to effectuate the settlement of the 2016 through 2018 tax appeal complaints filed in the Tax Court of New Jersey as well as the agreed upon assessment for 2019 all in accordance with the Stipulation attached herein; and

BE IT FURTHER RESOLVED that a certified true copy of this resolution be tendered to Borough Appraisal Robert McNerney, Tax Assessor Mathew Rinaldi, Tax Collector Frank Berardo, Borough Auditor Dieter Lerch and Special Counsel John L. Molinelli, Esq.

RESOLUTION 2018-251

WHEREAS, MILLENIUM NEXT INC. NJ OF 494 ANDERSON AVENUE B.1603 L.1 CLIFFSIDE PARK, HAS DEPOSITED A CHECK IN THE AMOUNT OF \$51,866.39 WITH THE BOROUGH OF CLIFFSIDE PARK FOR THE REDEMPTION OF TAX TITLE LIEN # 18-007 SOLD TO ROTHMAN REALTY 1 LLC FOR 2017 TAXES IN THE AMOUNT OF \$26,511.98.

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 \$51,866.39 FOR THE REDEMPTION OF SAID TAX TITLE LIEN, AND A CHECK IN THE AMOUNT OF \$44,000.00 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 ROTHMAN REALTY 1 LLC 411 GRAND AVENUE, ENGLEWOOD, NJ 07631.

RESOLUTION 2018-252

WHEREAS, THERE EXISTS A NEED FOR THE BOROUGH OF CLIFFSIDE PARK HEALTH DEPARTMENT TO PROVIDE STATE MANDATED PUBLIC HEALTH SERVICES OF A TECHNICAL AND PROFESSIONAL NATURE FOR MUNICIPAL HUMANE LAW ENFORCEMENT OFFICER (MHLEO) COVERAGE; AND

WHEREAS, THE BERGEN COUNTY DEPARTMENT OF HEALTH SERVICES CAN PROVIDE DULY QUALIFIED PERSONNEL TO CARRY OUT THESE PUBLIC HEALTH SERVICES THROUGH A SHARED SERVICES AGREEMENT; AND

WHEREAS, THE COST OF THESE SERVICES ARE LISTED BELOW AND FUNDS WILL BE AVAILABLE FOR THIS PURPOSE; AND

	2019
MHLEO	\$.30 per resident based upon the 2010 census totaling \$7,078.20

WHEREAS, THE BERGEN COUNTY DEPARTMENT OF HEALTH SERVICES HAS AGREED TO PROVIDE PUBLIC HEALTH SHARED SERVICES THROUGH A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF CLIFFSIDE PARK HEALTH FOR THE CALENDAR YEARS 2019; AND

WHEREAS, IT HAS BEEN CERTIFIED THAT THIS MEETS THE STATUTES AND REGULATIONS CONCERNING THE AWARD OF SAID CONTRACT:

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK AS FOLLOWS:

1. THAT THE MAYOR, ADMINISTRATOR AND/OR BOROUGH CLERK OF THE BOROUGH OF CLIFFSIDE PARK ARE HEREBY AUTHORIZED AND DIRECTED TO EXECUTE AN AGREEMENT WITH THE BERGEN COUNTY DEPARTMENT OF HEALTH SERVICES TO PERFORM MHLEO SERVICES.
2. THESE CONTRACTS ARE AWARDED WITHOUT COMPETITIVE BIDDING IN ACCORDANCE WITH N.J.S.A. 40A:11-5(2)

BE IT FURTHER RESOLVED THAT THE CHIEF FINANCIAL OFFICER HAS CERTIFIED, IN ACCORDANCE WITH N.J.A.C. 5:30 14.5 THAT SUFFICIENT LEGALLY APPROPRIATED FUNDS WILL BE AVAILABLE FOR THIS PURPOSE SUBJECT TO APPROPRIATION OF FUNDS IN THE TEMPORARY/ ADOPTED BUDGET.

BE IT FURTHER RESOLVED THAT THREE (3) CERTIFIED COPIES OF THIS RESOLUTION SHALL BE SENT TO THE BERGEN COUNTY HEALTH DEPARTMENT.

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

REMARKS OR STATEMENTS BY MEMBERS OF GOVERNING BODY

PUBLIC PORTION:

JANUARY 3, 2019

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

PUBLIC PARTICIPATION: None.

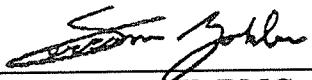
On a motion by Councilman Bongard, seconded by Councilman Colao, the meeting was closed to the public.

ADJOURN:


On a motion by Councilman Bongard, seconded by Councilman Colao, the meeting was adjourned at 5:49 p.m.

ATTEST:

APPROVED:



SERCAN ZOKLU, RMC
BOROUGH CLERK



THOMAS CALABRESE
MAYOR