

JANUARY 7, 2020

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

**MINUTES OF THE REORGANIZATION MEETING  
JANUARY 7, 2020**

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

**POLICE HONOR GUARD**

**SALUTE TO THE FLAG**

**PRESENT AT ROLL CALL**

Mayor	Thomas Calabrese
Councilman	Lawrence Bongard
Councilwoman	Dana Martinotti
Councilman	Kenneth Corcoran
Councilman	Peter Colao
Councilwoman	Selvie Nikaj
Councilman	John Chmielewski

**SERCAN ZOKLU STATED: THIS IS AN ANNUAL REORGANIZATION MEETING OF THE MAYOR AND COUNCIL, AND NOTICE WAS GIVEN AS FOLLOWS:**

1. NOTICE PUBLISHED ON DECEMBER 7, 2019 WITH THE RECORD AND ON DECEMBER 9, 2019 WITH THE JERSEY JOURNAL, BOTH OFFICIAL NEWSPAPERS OF THE BOROUGH
2. POSTING OF NOTICE ON THE BULLETIN BOARD
3. PRESERVING A COPY IN THE CLERK'S OFFICE

**INVOCATION:**

THE INVOCATION AND PRAYER WAS OFFERED BY FATHER BRUCE HARGER OF THE CHURCH OF THE EPIPHANY.

**OPENING STATEMENT BY MAYOR THOMAS CALABRESE**

**OATHS OF OFFICE:**

THE OATH OF OFFICE WAS ADMINISTERED TO MAYOR THOMAS CALABRESE BY THE HONORABLE JUDGE CRYSTAL CALABRESE.

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

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

**SPEECHES AND PRESENTATIONS WERE GIVEN BY HONORED GUESTS**

**OFF CONSENT AGENDA:**

**On a motion by Councilman Corcoran, seconded by Councilman Bongard, Resolution 2020-01 was offered for adoption.**

**ROLL CALL:**

AYES: Bongard, Martinotti, Corcoran, Colao, Nikaj, Chmielewski.

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**RESOLUTION 2020-01**

**ELECTION OF COUNCIL PRESIDENT**

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

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

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

**On a motion by Councilman Colao, seconded by Councilman Bongard, Resolution 2020-02 was offered for adoption.**

ROLL CALL:

AYES: Bongard, Martinotti, Corcoran, Colao, Chmielewski. ABSTAIN: Nikaj.

**RESOLUTION 2020-02**

**MAYOR'S APPOINTMENTS**

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

	<b>Term Expires</b>
<b><u>BOROUGH ADMINISTRATOR – 3 Year Term</u></b> Joseph Rutch                      No Appt Necessary – Term Expires	12/31/20
<b><u>BOROUGH CLERK – 3 Year Term</u></b> Sercan Zoklu	TENURED
<b><u>TAX COLLECTOR – 4 Year Term</u></b> Frank Berardo	TENURED
<b><u>CHIEF FINANCIAL OFFICER – 4 Year Term</u></b> Frank Berardo	TENURED
<b><u>COLLECTION SYSTEM WASTEWATER OPERATOR – 1 Year Term</u></b> Harry N. Tuvel, P.E., P.P	12/31/20
<b><u>RECYCLING COORDINATOR – 1 Year Term</u></b> Peter Tworkowski	12/31/20
<b><u>MANAGER OF MUNICIPAL OPERATIONS – 1 Year Term</u></b> Dean Nikaj	12/31/20
<b><u>ZONING OFFICER – 1 Year Term</u></b> Christopher Moutenot	12/31/20
<b><u>EMS DIRECTOR – 1 Year Term</u></b> Michael Russo	12/31/20
<b><u>RECREATION COORDINATOR – 1 Year Term</u></b> Magda Vasquez	12/31/20

**LITTER/PROPERTY MAINTENANCE INSPECTOR – 1 Year Term**

Frank Poerio 12/31/20  
 Greg Yfantis 12/31/20

**CODE ENFORCEMENT INSPECTOR – 1 Year Term**

Frank Poerio 12/31/20  
 Greg Yfantis 12/31/20

**FIRE PREVENTION OFFICIAL – 1 Year Term**

Frank Poerio 12/31/20

**BUILDING INSPECTOR – 4 Year Term**

John Candelmo No Appt Necessary – Term Expires 12/31/21  
 Greg Yfantis No Appt Necessary – Term Expires 12/31/21

**ASSISTANT CONSTRUCTION OFFICIAL – 4 Year Term**

Greg Yfantis No Appt Necessary – Term Expires 12/31/21

**HOUSING OFFICIAL – 4 Year Term**

John Candelmo No Appt Necessary – Term Expires 12/31/21

**HOUSING INSPECTOR – 4 Year Term**

Greg Yfantis No Appt Necessary – Term Expires 12/31/21

**FIRE INSPECTOR – 1 Year Term**

Greg Yfantis 12/31/20

**TAX SEARCH OFFICER – 1 Year Term**

Frank Berardo 12/31/20

**SHARED SERVICES COORDINATOR – 4 Year Term**

Sercan Zoklu No Appt Necessary – Term Expires 12/31/22

**COURT ADMINISTRATOR – 1 Year Term**

Linda D’ Angelo TENURED

**MUNICIPAL PUBLIC DEFENDER – 1 Year Term**

Howard M. Dorian 12/31/20

**MUNICIPAL ALTERNATE PUBLIC DEFENDER – 1 Year Term**

Marc Macri 12/31/20

**POLICE SURGEON – 1 Year Term**

Dr. Benjamin Chouake 12/31/20

**CHIROPRACTIC PHYSICIAN – 1 Year Term**

Dr. Joel Angyal 12/31/20

**POLICE CHAPLAIN – 1 Year Term**

Father Bruce Harger 12/31/20

**EMERGENCY RELOCATION OFFICER – 1 Year Term**

Frank Poerio 12/31/20

**ACTING EMERGENCY MANAGEMENT COORDINATOR**

Frank Poerio

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

Ralph Fedouchik 12/31/22  
 Matt Halton No Appt Necessary – Term Expires 12/31/20

**SUB-CODE OFFICIALS – 4 Year Term**

Fire	Roy Riggitano	No Appt Necessary – Term Expires	TENURED
Plumbing	Michael Quercia		12/31/23
Electrical	Brian Ribarro	No Appt Necessary – Term Expires	12/31/21

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

John Candelmo	No Appt Necessary – Term Expires	TENURED
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**TAX ASSESSOR – 4 Year Term**

Matthew Rinaldi	No Appt Necessary – Term Expires	06/20/20
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**FIRE SAFETY INSPECTOR – 1 Year Term**

Roy Riggitano		12/31/20
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**RIGHT TO KNOW COORDINATOR – 1 Year Term**

Greg Yfantis		12/31/20
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**MUNICIPAL SAFETY OFFICER – 1 Year Term**

Joseph Rutch		12/31/20
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**MUNICIPAL SAFETY COMMISSION – 1 Year Term**

Joseph Rutch		12/31/20
Sercan Zoklu		12/31/20
Linda D’Angelo		12/31/20
Frank Berardo		12/31/20
John Candelmo		12/31/20
Chris Moutenot		12/31/20
Lori Lukanik		12/31/20
Marc Marano		12/31/20
Greg Yfantis		12/31/20
Frank Poerio		12/31/20
Dean Nikaj		12/31/20

**BOARD OF HEALTH – 3 Year Term**

Suzette McKeithan (Secretary)		
Carol Raksen	No Appt Necessary – Term Expires	12/31/20
Mahtab Zinati	Unexpired Term	12/31/20
Michael Kappmeier	No Appt Necessary – Term Expires	12/31/21
Annette Almond	No Appt Necessary – Term Expires	12/31/21
John F. Capriccio		12/31/22
Anthony Salandra		12/31/22
Kathryn Aria Raincourt		12/31/22

**HOUSING AUTHORITY COMMISSIONERS – 5 Year Term**

Janet Merrill	No Appt Necessary – Term Expires	06/20/22
Ralph Calabrese	No Appt Necessary – Term Expires	09/09/23
Peter Colao	No Appt Necessary – Term Expires	06/20/24
Vincent Conforti	No Appt Necessary – Term Expires	06/20/20
Paul Kelaher		06/20/21
Harry Guttilla	No Appt Necessary – Term Expires	06/20/21
Vito Candela		Governor’s
Appointment		

**LIBRARY BOARD – 5 Year Term**

Mayor Thomas Calabrese	Coterminous w/ Term of Office	
Superintendent of Schools	Coterminous w/ Term of Office	
Simon Bracco	No Appt Necessary – Term Expires	12/31/24
Janet Merrill	No Appt Necessary – Term Expires	12/31/20
Kathleen Guzman	No Appt Necessary – Term Expires	12/31/21
Therese Sigrist	No Appt Necessary – Term Expires	12/31/22
Alinda Vartanian	No Appt Necessary – Term Expires	12/31/22

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Shahin Rahvar	No Appt Necessary – Term Expires	12/31/23
Dana Martinotti	No Appt Necessary – Term Expires	12/31/23

**PLANNING BOARD**

Mayor Thomas Calabrese	Class I	Coterminous w/ Term of Office
Dean Nikaj	Class II	Coterminous w/ Term of Office
Lawrence Bongard	Class III	Coterminous w/ Term of Office

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

Kathy Miller (Secretary)		
Jerry Scher	No Appt Necessary – Term Expires	12/31/20
Michael Kappmeier	No Appt Necessary – Term Expires	12/31/21
Julio Guzman	No Appt Necessary – Term Expires	12/31/21
Jack Mollica	No Appt Necessary – Term Expires	12/31/21
Stella Nicolich	No Appt Necessary – Term Expires	12/31/22
Bruce Piekarsky	No Appt Necessary – Term Expires	12/31/22

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

Maria Romano (Alt. #1)	No Appt Necessary – Term Expires	12/31/20
Kleidon Ndreu (Alt. #2)		12/31/21

**RENT LEVELING BOARD – 1 Year Term**

Anne Frey (Secretary)		12/31/20
Bradley Box		12/31/20
Diane Cerritelli		12/31/20
Anna Candella		12/31/20
Jack Mollica		12/31/20

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

Frank Biasi (Alternate)		12/31/20
Christine Kulesz (Alternate)		12/31/20
Angela DePinto (Alternate)		12/31/20

**BOARD OF ADJUSTMENT – 4 Year Term**

Joseph Capano		12/31/23
Carl Raincourt		12/31/23
Frank Primavera	No Appt Necessary – Term Expires	12/31/20
Michael Bucco	No Appt Necessary – Term Expires	12/31/20
Daniel Mihalinec	Unexpired Term	12/31/21
David Lanpher	No Appt Necessary – Term Expires	12/31/22
Lawrence Saia	No Appt Necessary – Term Expires	12/31/22

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

Simon Bracco (Alt #1)	No Appt Necessary – Term Expires	12/31/20
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**CLASS I SPECIAL POLICE OFFICERS – 1 Year Term**

S.P.O. Jose Barenas		12/31/20
S.P.O. Michael Bahadourian		12/31/20
S.P.O. Joseph Bonastia		12/31/20
S.P.O. Anthony Bonilla		12/31/20
S.P.O. Shanice Camacho		12/31/20
S.P.O. Ciara Colon		12/31/20
S.P.O. Julio Dunich		12/31/20
S.P.O. Mehmet Ekici		12/31/20
S.P.O. Lucas Fasolas		12/31/20
S.P.O. Steven Fasolas		12/31/20
S.P.O. Savas Glavas		12/31/20
S.P.O. Brian Gul		12/31/20
S.P.O. Brittany Iafelice		12/31/20
S.P.O. Arlind Idrizi		12/31/20
S.P.O. Robyn Issa		12/31/20

S.P.O. David Kong	12/31/20
S.P.O. Eric Kruty	12/31/20
S.P.O. Pam Leone	12/31/20
S.P.O. Daniel Liso	12/31/20
S.P.O. Daniel Maresca	12/31/20
S.P.O. Daniel Miletic	12/31/20
S.P.O. Anthony Morin	12/31/20
S.P.O. Cristian Orjuela	12/31/20
S.P.O. Giovanni Orjuela	12/31/20
S.P.O. Marlon Robalino	12/31/20
S.P.O. Peter Schmitt	12/31/20
S.P.O. Valeriya Shlapak	12/31/20
S.P.O. Luke Spino	12/31/20
S.P.O. Vincent Spoleti	12/31/20
S.P.O. Julio Tavera-Perez	12/31/20
S.P.O. Karla Torres	12/31/20
S.P.O. Garen Yelegen	

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

S.P.O. Savas Glavas	12/31/20
S.P.O. Julio Dunich	12/31/20
S.P.O. Mario Durso	12/31/20

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

S.P.O. Louis Failla	12/31/20
S.P.O. Anthony Ferreria	12/31/20
S.P.O. Thomas Ingenito	12/31/20
S.P.O. Pasquale Libertino	12/31/20
S.P.O. Mark Lombardi	12/31/20
S.P.O. Paul Lombardi	12/31/20
S.P.O. William Pych	12/31/20
S.P.O. Eugene Vitale	12/31/20
S.P.O. Marc A Shingelo	12/31/20
S.P.O. Joseph Cinque	12/31/20

**PARKING ENFORCEMENT OFFICER – 1 Year Term**

Vincent Spoleti	12/31/20
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**METER / TICKET AND REPAIRMAN – 1 Year Term**

Giovanni Orjuela	12/31/20
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**TRAFFIC CONTROL OFFICER – 1 Year Term**

Arlind Idrizi	12/31/20
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**KNOX AVENUE TRAFFIC CONTROL OFFICER – 1 Year Term**

David Kong	12/31/20
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**RECORDS ROOM – 1 Year Term**

Michael Russo Jr.	12/31/20
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**DISPATCHERS (Full Time) – 1 Year Term**

Luke Spino	12/31/20
Marlon Robalino	12/31/20
Christopher Delucca	12/31/20
Julian Delgado	12/31/20
Karla Torres	12/31/20
Julio Perez-Tavera	12/31/20
Ennes Hoti	12/31/20
Cristian Orjuela	12/31/20

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

Pam Leone	12/31/20
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Daniel Miletic	12/31/20
Eric Kruty	12/31/20

**MATRONS (Part Time) – 1 Year Term**

Pamela Leone	12/31/20
Karla Torres	12/31/20
Shanice Camacho	12/31/20
Danielle Betts	12/31/20
Yelitza Betin	12/31/20
Brittany Iafelice	12/31/20
Maryan Beskaly	12/31/20
Valeriya Shlapak	12/31/20

**SCHOOL CROSSING GUARDS – 1 Year Term**

Donna Armstrong	12/31/20
Dawn Rizzi	12/31/20
Gonul Senol	12/31/20
David Epstein	12/31/20
Larry Schwartz	12/31/20
Trudy Lajeria	12/31/20
John Neary	12/31/20
Gary Lacy	12/31/20
Harry Zorzopian	12/31/20
Sherry Kolich	12/31/20
Vivian Alvarez	12/31/20
Assunta Pallotta	12/31/20
Tim Guisto	12/31/20
Deborah Hosbach	12/31/20
Kathleen Pellett	12/31/20
Vjollica Boroya	12/31/20
Alice D. Lopez	12/31/20
Antonios Rentezelas	12/31/20
Marge Lupien	12/31/20
Yildos Bedros	12/31/20
JoAnne Prest	12/31/20
Guy DiNapoli	12/31/20
Sandra Matlaq	12/31/20

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

Stavrula Mironis	12/31/20
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**EMS (Part Time) – 1 Year Term**

Aylin Iri	12/31/20
Belal Moustafa	12/31/20
Bryan Antolos	12/31/20
Catherine Rork	12/31/20
Cynthia Kattoura	12/31/20
Jamie Anderson	12/31/20
Joseph Bravo	12/31/20
Juan Castrillon	12/31/20
Kiara Parker	12/31/20
Leonardo Hernandez	12/31/20
Rosa Miranda	12/31/20
Scott Kolich	12/31/20
Stephanie Tarabokija	12/31/20
Tarick Ibrahim	12/31/20
Kiara Parker	12/31/20
Robyn Issa	12/31/20
Irene Hernandez	12/31/20
Biana Poverenny	12/31/20
Luciano Tarabocchia	12/31/20
Kimiberly Santiago	12/31/20

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Ricardo Rodriguez	12/31/20
Britnee De Angelis	12/31/20
William Bringas	12/31/20

**OFFICIAL NEWSPAPERS – 1 Year Term**

The Record	12/31/20
The Jersey Journal	12/31/20
The Newark Star Ledger	12/31/20

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

Julio Velasquez	12/31/20
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WHEREAS, the below appointments are being awarded pursuant to a fair and open process in accordance with N.J.S.A.19:44A-20.5 et seq.

**BOROUGH ATTORNEY – 1 Year Term**

Christos Diktas of Diktas Gillen	12/31/20
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**BOROUGH ENGINEER – 1 Year Term**

Kevin Boswell of Boswell McClave Engineering	12/31/20
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**SPECIAL PROJECTS ENGINEER– 1 Year Term**

Remington Vernick Engineers	12/31/20
Neglia Engineering	12/31/20

**BOND COUNSEL – 1 Year Term**

Steven L. Rogut of Rogut McCarthy LLC	12/31/20
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**MUNICIPAL AUDITOR – 1 Year Term**

Dieter Lerch of Lerch, Vinci & Higgins LLP	12/31/20
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**BOROUGH INSURANCE CONSULTANT – 1 Year Term**

Michael Bello Insurance Agency	12/31/20
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**BOROUGH WORKER’S COMPENSATION AND VEHICULAR INSURANCE CONSULTANT – 1 Year Term**

Michael Bello Insurance Agency	12/31/20
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**BOROUGH WORKERS COMP & VEHICULAR INSURANCE CONSULTANT – 1 Year Term**

Otterstedt Insurance Agency	12/31/20
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**PLANNING BOARD ATTORNEY – 1 Year Term**

John L. Schettino of Law Offices of John L. Schettino LLC	12/31/20
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**BOARD OF ADJUSTMENT ATTORNEY – 1 Year Term**

Doug Bern of Rubenstein, Meyerson, Fox, Mancinelli, Conte, Bern PA	12/31/20
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**BOROUGH APPRAISER – 1 Year Term**

Robert McNerney of McNerney Appraisal Services	12/31/20
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**PLANNER FOR BOARD OF ADJUSTMENT AND PLANNING BOARD – 1 Year Term**

Remington Vernick Arango Engineers	12/31/20
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**FINANCIAL SOFTWARE PROVIDER – 1 Year Term**

Munidex, Inc.	12/31/20
<b><u>AFFORDABLE HOUSING COORDINATOR – 1 Year Term</u></b> William Katchen	12/31/20
<b><u>BOROUGH COMMUNICATIONS ADVISOR – 1 Year Term</u></b> Public Strategies Impact	12/31/20
<b><u>RENT LEVELING BOARD ATTORNEY – 1 Year Term</u></b> Jeffrey Gluck	12/31/20
<b><u>BOROUGH COMPUTER AND PERIPHERAL MAINTENANCE – 1 Year Term</u></b> Computer Service Center, Inc.	12/31/20
<b><u>BOROUGH ARCHITECT – 1 Year Term</u></b> Arcari & Iovino	12/31/20
<b><u>SPECIAL CONFLICTS ATTORNEY – 1 Year Term</u></b> John Molinelli, Esq. of Price Meese Schulman & D’Arminio, PC Eric M. Bernstein & Associates, LLC Post, Polak, Goodsell & Strauchler, PA	12/31/20 12/31/20 12/31/20
<b><u>FINANCIAL ADVISOR (SEC Compliance) – 1 Year Term</u></b> Phoenix Advisors, LLC ACACIA Financial Group, Inc	12/31/20 12/31/20
<b><u>WEBSITE MAINTENANCE AND MANAGEMENT – 1 Year Term</u></b> David J. Lanpher	12/31/20

**CONSENT AGENDA:**

**On a motion by Councilman Bongard, seconded by Councilman Corcoran, Resolutions 2020-03 to 2020-21 were offered for adoption.**

**ROLL CALL:**

AYES: Bongard, Martinotti, Corcoran, Colao, Nikaj, Chmielewski.

**RESOLUTION 2020-03**

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

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

**RESOLUTION 2020-04**

**BANKS**

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

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T D BANK  
BANK OF NEW JERSEY  
WELLS FARGO BANK  
SANTANDER BANK  
MARINER'S BANK  
PNC BANK  
M&T BANK  
ORITANI BANK  
CONNECTONE BANK  
US BANK  
1<sup>st</sup> BERGEN FEDERAL CREDIT UNION  
SB ONE BANK  
KEARNEY FEDERAL SAVINGS BANK  
BOGOTA SAVINGS BANK  
FREEDOM BANK  
UNITY BANK  
BLUE FOUNDRY BANK

### **RESOLUTION 2020-05**

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

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

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

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

### **RESOLUTION 2020-06**

#### **AUTHORIZE TAX ASSESSOR TO FILE SETTLEMENT STIPULATIONS**

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

### **RESOLUTION 20120-07**

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

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

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

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

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

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

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

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

**RESOLUTION 2020-08**

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

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

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

**RESOLUTION 2020-09**

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

**WHEREAS**, THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK HAS RECOMMENDED AND APPROVED COORDINATOR FRANK POERIO’S RECOMMENDATIONS;

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

<u>NAME</u>	<u>WORKING TITLE</u>
Thomas Calabrese	Mayor
Joseph Rutch	Borough Administrator
Sercan Zoklu	Borough Clerk
Frank Berardo	Chief Financial Officer

JANUARY 7, 2020

Frank Poerio  
Kevin Boswell  
Marc Marano  
Greg Yfantis  
John Candelmo  
Dean Nikaj  
Michael Russo  
Linda D'Angelo

Emergency Management Coordinator  
Borough Engineer  
Police Captain - Officer in Charge  
Fire Chief  
Construction Code Official  
DPW Superintendent  
Emergency Medical Services Director  
Municipal Court Administrator

### **RESOLUTION 2020-10**

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

MAYOR  
BOROUGH CLERK  
CHIEF FINANCIAL OFFICER

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

### **RESOLUTION 2020-11**

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

Winner Ford – Police Cars #A72467  
Wilfred MacDonald (Sole Source Vendor) – Police Scooters Westward Industries  
Cargill Corporation (Salt)  
Staples  
Paterson Paper  
Rachel's/Michele's Oil Co. Inc  
Beyer Ford Fleet - #A83013  
Sanitation Equipment Corp. – Contract #A69718, T2188  
New Jersey Fire Equipment Co. – Contract #A800961  
AAA Emergency Supply Co. Inc – Contract #76370  
Safe-T – Contract #8094  
Goosetown Communications – Contract #A-69908, A-53824

### **RESOLUTION 2020-12**

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

**WHEREAS**, the Borough of Cliffside Park Mayor and Council has established their regular meeting dates for the Year 2020. The regular meetings will be held as listed below, at 7:00 p.m. in the Municipal Building, Mayor and Council Chambers, 525 Palisade Avenue, Cliffside Park, New Jersey.

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

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**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Cliffside Park to establish specifically the Caucus and Regular meetings of the Mayor and Council for the Year 2020 as follows:

<b>JANUARY</b>	<b>21</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>FEBRUARY</b>	<b>11</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>MARCH</b>	<b>10</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>APRIL</b>	<b>7</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>MAY</b>	<b>12</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>JUNE</b>	<b>9</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>JULY</b>	<b>14</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>AUGUST</b>	<b>4</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>SEPTEMBER</b>	<b>15</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>OCTOBER</b>	<b>6</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>NOVEMBER</b>	<b>10</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>
<b>DECEMBER</b>	<b>8</b>	<b>-</b>	<b>TUESDAY (CAUCUS &amp; REGULAR MEETING)</b>

# RESOLUTION 2020-13

## RESOLUTION: ESTABLISHING TEMPORARY BUDGET APPROPRIATIONS FOR 2020

WHEREAS, N.J.S.A. 40A:4-19 PROVIDES THAT WHERE CONTRACTS, COMMITMENTS OR PAYMENTS ARE TO BE MADE PRIOR TO THE FINAL ADOPTION OF THE 2020 BUDGET, TEMPORARY APPROPRIATIONS SHOULD BE MADE FOR THE PURPOSES AND AMOUNTS REQUIRED IN THE MANNER AND TIME THEREIN PROVIDED; AND

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

WHEREAS, SAID TEMPORARY APPROPRIATIONS ARE LIMITED TO TWENTY SIX AND TWENTY FIVE ONE HUNDRETHS (26.25) OF THE TOTAL APPROPRIATIONS IN THE 2019 BUDGET, EXCLUSIVE OF ANY APPROPRIATIONS MADE FOR DEBT SERVICE AND CAPITAL IMPROVEMENT FUND IN THE SAID 2019 BUDGET.

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

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Account	Temporary Budget
- BUDGET:	0.00
20-1001 GENERAL ADMIN S/W:	56,437.50
20-1002 GENERAL ADMIN O/E:	31,500.00
20-1101 MAYOR & COUNCIL S/W:	28,087.50
20-1112 MAYOR & COUNCIL O/E:	4,725.00
20-1201 MUNICIPAL CLERK S/W:	70,875.00
20-1202 MUNICIPAL CLERK O/E:	31,500.00
20-1301 FINANCIAL ADMIN S/W:	45,937.50
20-1302 FINANCIAL ADMIN O/E:	34,125.00
20-1352 FINANCIAL ADMIN ANNUAL AUDIT:	45,937.50
20-1451 REVENUE ADMIN S/W:	64,312.50
20-1452 REVENUE ADMIN O/E:	18,375.00
20-1501 ASSESS. OF TAXES S/W:	20,212.50
20-1502 ASSESS. OF TAXES O/E:	15,750.00
20-1552 LEGAL SERVICES & COSTS O/E:	91,875.00
20-1652 ENGINEERING SERVICE & COST	91,875.00
21-1801 PLANNING BOARD S/W:	656.25
21-1802 PLANNING BOARD O/E:	1,312.50
21-1851 BD OF ADJUSTMENT S/W:	787.50
21-1852 BD OF ADJUSTMENT O/E:	3,937.50
22-1951 BUILDING INSPECTOR S/W:	82,687.50
22-1952 BUILDING INSPECTOR O/E:	3,150.00
22-1991 ELEVATOR INSPECTOR:	3,150.00
22-2001 ELECTRICAL INSPECTOR S/W:	4,200.00
22-2012 RENT LEVELING BOARD O/E:	10,500.00
23-2202 INSURANCE - GROUP INSURANCE:	866,250.00
23-2252 UNEMPLOYMENT COMPENSATION	7,875.00
23-2302 INSURANCE - OTHER PREMIUMS:	682,500.00
25-2401 POLICE S/W:	1,627,500.00
25-2402 IMPLEMENTATION OF 911 SYSTEM:	4,725.00
25-2412 POLICE MISCELLANEOUS O/E:	68,250.00
25-2422 PURCHASE OF POLICE CARS:	31,500.00
25-2432 SPECIAL POLICE:	1,050.00
25-2521 EMS/OEM S/W:	0.00
25-2522 EMS/OEM O/E:	6,562.50
25-2551 SCHOOL SECURITY OFFICERS S/W:	34,125.00
25-2601 FIRE S/W:	95,812.50
25-2602 FIRE O/E:	45,937.50
25-2621 EMS AMB. S/W:	51,187.50
25-2622 EMS AMB. O/E:	18,375.00
25-2632 ALLIANCE TO PREVENT	7,875.00
25-2651 UNIFORM FIRE SAFETY ACT S/W:	18,900.00
25-2652 FIRE HYDRANTS:	28,875.00
25-2662 UNIFORM FIRE SAFETY ACT:	7,875.00
25-2751 MUN. PROSECUTOR S/W:	7,875.00

Account	Temporary Budget
26-2901 STREETS AND ROAD MAINT. S/W:	288,750.00
26-2902 STREETS AND ROAD MAINT. O/E:	15,750.00
26-2921 SNOW REMOVAL S/W:	10,500.00
26-2922 SNOW REMOVAL O/E:	19,687.50
26-3001 SEWER SYSTEM S/W:	1,260.00
26-3002 SEWER SYSTEM O/E:	9,187.50
26-3012 PARKING METERS:	0.00
26-3015 BORO OF FAIRVIEW TAXES:	8,400.00
26-3051 SOLID WASTE COLLECTION S/W:	128,625.00
26-3052 SOLID WASTE COLLECTION O/E:	3,937.50
26-3101 BUILDINGS & GROUNDS S/W:	98,437.50
26-3102 BUILDINGS & GROUNDS O/E:	36,750.00
26-3125 PRIOR YEARS BILLS:	0.00
26-3152 VEHICLE MAINTENANCE:	144,375.00
27-3301 BOARD OF HEALTH S/W:	27,562.50
27-3302 BOARD OF HEALTH:	36,750.00
27-3602 COMMUNITY MENTAL HEALTH O/E:	787.50
28-3071 RECREATION PROGRAMS S/W:	57,750.00
28-3072 RECREATION PROGRAMS O/E:	65,625.00
28-3073 SUMMER FOOD PROGRAM:	0.00
28-3751 MAINT. OF PARKS S/W:	97,125.00
28-3752 MAINT. OF PARKS O/E:	31,500.00
29-3902 MAINT. OF FREE PUBLIC LIBRARY:	289,661.66
30-4202 CLB OF PUB EVNT, ANIV, HOL O/E:	13,125.00
31-4302 ELECTRICITY:	45,937.50
31-4352 STREET LIGHTING:	78,750.00
31-4402 TELEPHONE:	56,437.50
31-4452 WATER:	15,750.00
31-4462 NATURAL GAS:	6,825.00
31-4472 FUEL OIL:	45,937.50
31-4550 GROUP INSURANCE O/S CAP:	0.00
31-4552 SEWER SERVICE CHARGES	721,875.00
32-4652 SANITARY LANDFILL:	223,125.00
32-4655 RECYCLING TAX:	6,562.50
32-4660 RESERVE FOR TAX APPEALS:	0.00
32-4671 EDGEWATER/CFO:	0.00
32-4672 EDGEWATER/CFO:	0.00
32-4681 CLIFFSIDE PARK BOE:	34,125.00
32-4682 CLIFFSIDE/FL CONSTRUCTION	2,625.00
35-4702 CONTINGENT O/E:	262.50
35-4705 OVEREXPENDITURE OF APPROP:	0.00
36-4712 PUBLIC EMPLOYEES	168,470.40
36-4722 SOCIAL SECURITY SYSTEM:	164,062.50
36-4732 DEFINED CONT RETIREMENT PLAN:	9,187.50
36-4742 CONSOLIDATED P&F PENSION	4,200.00
36-4752 POLICE & FIRE RETIRE SYSTEM NJ:	349,374.90
37-4749 EMERGENCY RESPONSE AMB. S/W:	94,500.00
37-4750 EMS RECOVERY-BILLING:	9,187.50
41-7021 MUN COURT ALCH ED REHAB.:	1,018.76
41-7032 ALLIANCE TO PREVENT	2,059.31
41-7082 CLICK IT OR TICKET:	0.00
41-7083 DISTRACTED DRIVER:	1,732.50
41-7084 DRIVE SOBER:	0.00
41-7090 BODY ARMOR REPLACEMENT	0.00
41-7452 DRUNK DRIVING ENFORCE.FUND:	0.00
41-7702 SOLID WASTE ADMIN. CLEAN	9,631.91
41-7705 MATCHING FUNDS FOR GRANTS:	32,812.50
41-8650 NJ DOT TRUST FUND:	0.00
41-8651 NJ DOT TRUST FUND:	0.00
41-8652 NJ DOT TRUST FUND:	0.00
41-8653 NJ DOT TRUST FUND:	0.00
41-8700 CDBG - Lawton Ave Phase 3:	0.00
41-8701 CBDG - Franklin Ave Sewer:	0.00
41-8750 CDBG - First Responder:	14,700.00
41-8751 BC OPEN SPACE ZALEWSKI PARK:	0.00
41-8752 PRIVATE DONATIONS ZALEWSKI	0.00
41-8753 CDBG - ZALEWSKI PARK:	0.00

Account	Temporary Budget
41-8754 CDBG - SPRAY PARK IMPROV:	0.00
41-8755 OST - SPRAY PARK IMPROV:	0.00
41-8756 CDBG - LITTLE LEAGUE FIELD:	0.00
41-8757 OST - LITTLE LEAGUE FIELD:	0.00
41-8758 FEMA - GENERATOR:	0.00
41-8759 CDBG - GENERATOR:	0.00
41-8760 CDBG - PAL. AVE STREETSCAPE:	0.00
41-8761 CDBG - GRANTWOOD PK BB	0.00
41-8762 CDBG - ROAD RESURFACING	0.00
41-8763 CDBG - LAWTON AVE SEWER:	0.00
41-8764 CDBG - FRANKLIN/ANDERSON	0.00
41-8765 OST - GRANTWOOD PK PLAY	0.00
41-8766 OST - IMP. COLUMBUS PARK:	0.00
41-8767 OST - COLUMBUS PK	0.00
43-4901 MUNICIPAL COURT S/W:	60,375.00
43-4902 MUNICIPAL COURT O/E:	13,125.00
43-4951 PUBLIC DEFENDER:	3,281.25
44-9010 DOWN PAYMENTS ON	0.00
44-9012 CAPITAL IMPROVEMENT FUND:	65,625.00
44-9032 IMPR. TO BORO STS:	65,625.00
44-9042 IMPR. TO BORO PROP.:	52,500.00
44-9052 PURCH COMPUTERS:	7,875.00
44-9053 PURCH EMS/FIRE EQUIP:	18,375.00
44-9064 PURCHOF FIRE TRK:	18,204.37
44-9066 PRELIMIN EXPENSES CAP.:	19,687.50
44-9068 BERGEN COUNTY ADA CURB	0.00
45-9202 PMT OF BOND PRINC.:	321,562.50
45-9252 PMT. OF NOTES:	0.00
45-9302 INTEREST ON BONDS:	282,450.00
45-9352 INTEREST ON NOTES:	34,185.37
45-9500 SPECIAL EMERGENCY AUTH 5 YRS:	0.00
45-9501 GENERAL CAPITAL X GRANTS REC:	0.00
45-9502 CAPITAL UNF. ORD 17-2011:	0.00
45-9503 CAPITAL UNF. ORD 3-2005:	0.00
45-9504 CAPITAL UNF. ORD 9-2007:	0.00
45-9505 CAPITAL UNF. ORD 9-2010:	0.00
45-9506 CAPITAL UNF. ORD 14-2011:	0.00
50-8992 RES FOR UNCOLL. TAXES:	1,146,941.77
Total	9,969,465.97

**RESOLUTION 2020-14**

**APPOINTMENT OF PUBLIC AGENCY COMPLIANCE OFFICER**

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

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

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

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

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

**RESOLUTION 2020-15**

**APPOINTMENT OF THE MUNICIPAL PROSECUTOR**

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

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

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

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

**BE IT FURTHER RESOLVED THAT** THIS RESOLUTION IS AN OFFICIAL ACT OF THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK, COUNTY OF BERGEN AND STATE OF NEW JERSEY APPOINTING MICHAEL CANDELMO, ESQ., FOR A ONE (1) YEAR TERM COMMENCING IMMEDIATELY AND TERMINATING ON DECEMBER 31, 2020 FOR THE POSITION OF MUNICIPAL PROSECUTOR.

**RESOLUTION 2020-16**

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

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**WHEREAS**, due to the critical impact that skilled construction craft labor has on public works projects and due to the limited availability of skilled construction craft labor, it is both advisable and necessary to require contractors and subcontractors to participate in established, formal apprenticeship training programs as a condition for bidding, for the purpose of both promoting successful project delivery and ensuring future workforce development; and

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

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

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

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

### **RESOLUTION 2020-17**

**BE IT RESOLVED** that the Mayor and Council of the Borough of Cliffside Park does hereby approve the 2020 Cliffside Park Anderson Avenue Sidewalk Sales which will take place on the following dates:

1. **SPRING EVENT:**

Thursday	May 7, 2020
Friday	May 8, 2020
Saturday	May 9, 2020

2. **SUMMER EVENT:**

Thursday	July 23, 2020
Friday	July 24, 2020
Saturday	July 25, 2020

3. **AUTUMN EVENT:**

Thursday	September 24, 2020
Friday	September 25, 2020
Saturday	September 26, 2020

### **RESOLUTION 2020-18**

#### **LICENSING OF SEASONAL OUTDOOR CAFE'S**

**WHEREAS**, THE MAYOR AND COUNCIL OF THE BOROUGH OF CLIFFSIDE PARK HAS DETERMINED THAT OUTDOOR CAFES WILL PROMOTE THE PUBLIC INTEREST BY ADDING TO THE ACTIVE AND ATTRACTIVE PEDESTRIAN ENVIRONMENT CREATED BY THEM AND

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PROVIDE THE OPPORTUNITY FOR CREATIVE, COLORFUL, PEDESTRIAN-FOCUSED COMMERCIAL ACTIVITIES ON A SEASONAL BASIS, WHICH ACTIVITIES ARE AESTHETICALLY PLEASING AND WILL ADD TO THE EXCITEMENT, CHARM, VITALITY AND DIVERSITY OF THE BOROUGH OF CLIFFSIDE PARK; AND

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

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

**NOW, THEREFORE, BE IT RESOLVED** BY THE BOROUGH OF CLIFFSIDE PARK THAT THIS RESOLUTION SHALL ESTABLISH FOR APPROXIMATELY A NINE MONTH PERIOD - COMMENCING ON APRIL 1, 2020 AND EXPIRING ON DECEMBER 31, 2020 - THE REGULATIONS AND PROCEDURES AUTHORIZING AND LICENSING OUTDOOR CAFES IN ALL COMMERCIAL ZONES OF THE BOROUGH OF CLIFFSIDE PARK; AND

**WHEREAS**, THE LICENSING FEE FOR THIS INTERIM PERIOD SHALL BE ONE HUNDRED AND FIFTY DOLLARS AND NO CENTS (\$150.00); AND

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

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

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

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

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

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

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

##### **PURPOSE**

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

##### **LICENSE REQUIRED**

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

##### **APPLICATION**

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

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

**CONDITIONS OF ISSUANCE**

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

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

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

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

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

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

**PROCEDURE**

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

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

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

**LIMITATIONS OF LICENSE**

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

THE LICENSE, WHEN ISSUED, SHALL BE VALID FROM THE DATE OF ISSUANCE THROUGH DECEMBER 31, 2020.

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

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

**RULES AND REGULATIONS**

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

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

NO TABLES, CHAIRS, UMBRELLAS, RAILINGS OR OTHER STRUCTURES USED IN CONNECTION WITH AN OUTDOOR CAFE SHALL BE PLACED OR ENCROACHED UPON THAT PORTION OF THE UNOBSTRUCTED SIDEWALK AREA REQUIRED FOR UNOBSTRUCTED PEDESTRIAN TRAVEL. TABLES AND CHAIRS SHALL BE SITUATED SO THAT WHEN THE TABLES AND CHAIRS ARE OCCUPIED, NO PORTION THEREOF

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ENCROACHES UPON THE UNOBSTRUCTED PORTION OF THE SIDEWALK WHERE PEDESTRIANS ACCESS.

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

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

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

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

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

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

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

#### **SIGNS AND UMBRELLAS**

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

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

#### **INSURANCE**

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

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

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

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

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

#### **REVOCAION AND SUSPENSION**

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

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

#### **VACATION UPON TERMINATION**

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

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

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

#### **LICENSE FEE**

EXCEPT AS HEREINAFTER AMENDED FROM TIME TO TIME PURSUANT TO THE CURRENT FEE ORDINANCE OF THE BOROUGH OF CLIFFSIDE PARK, THE APPLICATION FEE FOR A LICENSE FOR AN OUTDOOR CAFE SHALL BE ONE HUNDRED AND FIFTY DOLLARS AND NO CENTS (\$150.00).

**SECTION 3**

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

**RESOLUTION 2020-19**

**Resolution for Bergen County Law Enforcement Mutual Aid and Rapid Deployment**

**WHEREAS**, the police departments in Bergen County have a day to day responsibility to provide for the security of lives and property, for the maintenance and preservation of the public peace and order; and

**WHEREAS**, Law Enforcement Officials also have a responsibility to provide for preparedness against natural emergencies, such as floods, hurricanes, earthquakes, major storms, etc., man-made causes, civil unrest, and civil disobedience such as riots, strikes, jail or prison riots, train wrecks, aircraft crashes, major fires, ethnic disorders, terrorist incidents and bombings, state and national emergencies; and

**WHEREAS**, the Bergen County Police Chief's Association has proposed a Mutual Aid Plan and Rapid Deployment Force to deal with these emergencies; and

**WHEREAS**, this Plan is adopted in accordance with the provisions of N.J.S.A. 40A:14-156, N.J.S.A. 40A:14-156.1, N.J.S.A. 40A:14-156.4 and N.J.S.A. App. A: 9-40.6; and

**WHEREAS**, this Plan will provide a uniform procedure for the coordination of the requesting, dispatching, and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder, in order to protect life and property; and

**WHEREAS**, it is also recognized that the Borough of Cliffside Park Chief of Police, in accordance with the provisions of N.J.S.A. 40A:14-118 and under the authority of the Bergen County Prosecutor, has the authority to assign officers to a Task Force, Rapid Deployment Team, or Regional SWAT Team operated in conjunction with the Bergen County Prosecutor's Office; and

**WHEREAS**, it is the desire of the Mayor and Council of the Borough of Cliffside Park to participate in a Mutual Aid Plan and Rapid Deployment Force in accordance with the Plan as submitted by the Bergen County Police Chief's Association.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Cliffside Park that the Police Department of the Borough of Cliffside Park under the direction of Richard Gaito, Chief of Police, cooperate with the Bergen County Police Chief's Association to create an Interlocal Services Agreement with all municipalities in the County of Bergen in order to put into place the Mutual Aid Plan and Rapid Deployment Force; and

**BE IT FURTHER RESOLVED** that a certified to be true copy of this Resolution be forwarded to Richard Gaito, Cliffside Park Police Chief.

**RESOLUTION 2020-20**

**WHEREAS**, the Borough of Cliffside Park has retained Public Strategies Impact, LLC as its Governmental Affairs Agent for the calendar year 2020; and

**WHEREAS**, pursuant to New Jersey Election Law Enforcement Commission Requirements the Borough is obligated to confirm the designation of its Governmental Affairs Agent; and

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**NOW, THEREFORE BE IT RESOLVED** that the Council does hereby authorize Mayor Thomas Calabrese or Borough Administrator Joseph Rutch to execute Form L-2, reporting for the calendar year 2020 that Public Strategies Impact, LLC is the Designated Governmental Affairs Agent for the Borough of Cliffside Park.

**BE IT FURTHER RESOLVED** that a certified to be true copy of this Resolution be transmitted to William Maer c/o Public Strategies Impact, LLC, 414 River View Plaza, Trenton, New Jersey 08611.

**RESOLUTION 2020-21**

# RESOLUTION 2020-21

## RESOLUTION: ESTABLISHING TEMPORARY BUDGET APPROPRIATIONS FOR 2020

WHEREAS, N.J.S.A. 40A:4-19 PROVIDES THAT WHERE CONTRACTS, COMMITMENTS OR PAYMENTS ARE TO BE MADE PRIOR TO THE FINAL ADOPTION OF THE 2020 BUDGET, TEMPORARY APPROPRIATIONS SHOULD BE MADE FOR THE PURPOSES AND AMOUNTS REQUIRED IN THE MANNER AND TIME THEREIN PROVIDED, AND

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

WHEREAS, SAID TEMPORARY APPROPRIATIONS ARE LIMITED TO TWENTY SIX AND TWENTY FIVE ONE HUNDRETHS (26.25) OF THE TOTAL APPROPRIATIONS IN THE 2019. BUDGET, EXCLUSIVE OF ANY APPROPRIATIONS MADE FOR DEBT SERVICE AND CAPITAL IMPROVEMENT FUND IN THE SAID 2019 BUDGET.

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

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Account	Temporary Budget
55-5001 UTILITY PKG S/W:	18,375.00
55-5002 UTILITY PKG O/E:	12,862.50
55-5042 SOCIAL SECURITY:	1,575.00
Total	32,812.50

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**ANNUAL COMMITTEE REPORTS:**

TO BE PLACED ON FILE WITH THE BOROUGH CLERK.

**SPECIAL REMARKS FROM COUNCIL MEMBERS**

**COMMITTEE ASSIGNMENTS FOR THE YEAR 2020:**

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

**PRAYERS FOR THE NEW YEAR:**

A PRAYER WAS OFFERED BY FATHER BRUCE HARGER OF THE CHURCH OF THE EPIPHANY.

**PUBLIC PORTION:**

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

**PUBLIC PARTICIPATION:** Greg Apkarian of Oncrest Terrace made a request to remove speed humps which have caused damage to the front end of his vehicle, and replace with rumble strips.

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

**ADJOURN:**

On a motion by Councilman Colao, seconded by Councilman Bongard, the meeting was adjourned at 6:22 p.m.

**ATTEST:**

**APPROVED:**



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SERCAN ZOKLU, RMC  
BOROUGH CLERK

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THOMAS CALABRESE  
MAYOR