

**PUBLIC MEETING
MINUTES**

The Public Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:36 PM. Adequate notification was published in the official newspaper of the Borough of Montvale. Mayor Fyfe led the Pledge of Allegiance to the Flag, and roll call was taken.

OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting was provided to The Bergen Record and The Ridgewood News, informing the public of the time and place according to the provisions of the Open Public Meeting Law (Chapter 231, P.L. 1975).

Also Present: Borough Attorney, Phil Boggia, Esq.; Borough Engineer, Andy Hipolit; Administrator/Municipal Clerk, Maureen Iarossi-Alwan; and Deputy Municipal Clerk, Fran Scordo

ROLL CALL:

Councilmember Cudequest	Councilmember LaMonica
Councilmember Curry	Councilmember Lane
Councilmember Ghassali	Councilmember Talarico

ORDINANCES:

PUBLIC HEARING OF ORDINANCE NO. 2013-1373 CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the governing body of the Borough of Montvale in the County of Bergen finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the governing body hereby determines that a 1.5% increase in the budget for said year, amounting to \$146,022.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the governing body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the governing body of the Borough of Montvale in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Montvale shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$340,718.00, and that the CY 2013 municipal budget for the Borough of Montvale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Ordinance No. **2013-1373** was introduced for second reading by Councilmember Curry; seconded by Councilmember Ghassali; Clerk read by title only
Motion to open meeting to the public by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

NO PUBLIC COMMENT

Motion to close meeting to the public by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

Motion to adopt on Second and Final Reading in the Ridgewood News by Councilmember Lane; seconded by Councilmember Cudequest; Clerk read by title only ----- A roll call vote was taken --- all ayes

INTRODUCTION OF ORDINANCE NO. 2013-1375 ORDINANCE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 84 OF THE BOROUGH CODE TO REVISE CERTAIN PROVISIONS CONCERNING PROMOTIONS IN THE POLICE DEPARTMENT
(public hearing April 30, 2013)

A motion to Introduce Ordinance **2013-1375** for first reading was made by Councilmember Curry; seconded by Councilmember Cudequest; Clerk read by title only;
Councilmember Lane made a motion that this ordinance be passed on first reading and advertised in The Ridgewood News; seconded by Councilmember Talarico - A roll call was taken – all ayes

PRESENTATION FOR THE RE-ZONING OF DE PIERO'S PROPERTY

There were two presentations of all relevant information in regards to the ordinance which included explanations of traffic studies, planning concerns, and other information associated with the proposed zoning change.

INTRODUCTION OF ORDINANCE NO 2013-1374 AN ORDINANCE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 128, ZONING, OF THE BOROUGH OF MONTVALE CODE TO ESTABLISH A NEW AH-PUD ZONE, TO ESTABLISH THE STANDARDS THEREOF AND TO IMPLEMENT CHANGES AND REVISIONS CONSISTENT WITH THE MASTER PLAN
(public hearing April 30, 2013)

A motion to Introduce Ordinance **2013-1374** for first reading was made by Councilmember Curry; seconded by Councilmember Lane; Clerk read by title only;
Councilmember Lane made a motion that this ordinance be passed on first reading and advertised in The Bergen Record; seconded by Councilmember Cudequest - A roll call was taken - all ayes with the exception of Councilmember LaMonica abstention

PUBLIC HEARING 2013 MUNICIPAL BUDGET / POWERPOINT PRESENTATION

MEETING OPEN TO PUBLIC:

Municipal Budget Only

Motion to open meeting to the public by Councilmember Lane; seconded by Councilmember Cudequest
- all ayes

Art Lavis, 20 Hilton Place

Ask about the budget newsletter, that in years past it was mailed to residents; he would like it to continue.

MEETING CLOSED TO PUBLIC:

Municipal Budget Only

Motion to close meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane
- all ayes

Resolution No. 88-2013 Adoption of 2013 Municipal Budget

Original Resolution prepared by Municipal Auditor which will be included with original minutes
Roll Call Vote was taken - All ayes

MINUTES:

March 26, 2013

A motion to accept the minutes by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

RESOLUTIONS:

86-2013 Authorize Jr. Member/Montvale Fire Department/Nicolas Resendes

WHEREAS, the Montvale Fire Department is desirous of adding a junior reserve member; and
WHEREAS, Nicolas Resendes, Montvale, NJ 07645 has been approved by the Board of Fire Commissioners and has undergone a satisfactory physical, pursuant to the attached application which has been made part of this resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale that the appointment of Nicolas Resendes, as a Junior Reserve Member of the Montvale Fire Department, is hereby approved.

Introduced by: Councilmember Cudequest; seconded by Councilmember Lane - All ayes

87-2013 Award Contract/ Automated Logic / Service and Solutions Contract

WHEREAS, the Borough of Montvale is in need of a plan to provide automation for the heating and air conditioning system located at the Municipal Complex, 12 Mercedes Drive,

WHEREAS, the Borough of Montvale hereby enters into an agreement with Automated Logic f/k/a/ "The-Contractor", New Jersey, 100 Delawanna Avenue, Clifton, NJ to provide complete automation of the network for proper communication and maintenance of controls; and

WHEREAS, The on-going maintenance program will be scheduled, administered, monitored and updated by the Contractor

WHEREAS, the maintenance and services of this agreement shall be for effective for one (1) year starting June, 2013 at the annual cost of \$6,556.00 billed in semi-annual installments in the amount of \$3,278.00; and

WHEREAS, the Certified Municipal Finance Officer certified funds will be available in the 2013 budget line item of Building and Grounds

WHEREAS, the Montvale Free Public Library will pay their proportionate share in the amount of \$2,406.00; and

WHEREAS, the Borough Administrator is hereby authorized to execute this proposal on behalf of the Borough of Montvale

BE IT FURTHER RESOLVED, that a copy of this resolution be published in the newspaper and also will be available for public inspection, in the office of the Municipal Clerk, 12 Mercedes Drive, Montvale, NJ 07645.

Introduced by: Councilmember Cudequest; seconded by Councilmember Curry - All ayes

BILLS: Municipal Clerk read the Bill Report.

Motion to pay bills by Councilmember Lane; seconded by Councilmember Talarico - All ayes

REPORT OF REVENUE: Municipal Clerk read the Report of Revenue

COMMITTEE REPORTS:

Councilmember Curry

Recreation

Day in the Park is scheduled for June 29th

Councilmember LaMonica

Clean up Day – April 20 – Lunch will be provided by Davey's Locker

ENGINEER'S REPORT:

Andrew Hipolit

Report/Update

- a. Fieldstone Turf Replacement will start end of June
- b. Magnolia Road Improvement - waiting to hear about grant
- c. Traffic Report is on the website

ATTORNEY REPORT:

Phillip Boggia, Esq.

Report/Update

No Report

UNFINISHED BUSINESS:

No Report

NEW BUSINESS:

Mayor Fyfe appointed Councilmember Ghassali as Commissioner for the DPW - a motion by Councilmember Talarico to approve appointment; seconded by Councilmember Curry – all ayes

COMMUNICATION CORRESPONDENCE:

None.

MEETING OPEN TO THE PUBLIC:

HEARING OF CITIZENS WHO WISH TO ADDRESS THE MAYOR AND COUNCIL:

Upon recognition by the Mayor, the person shall proceed to the floor and give his/her name and address in an audible tone of voice for the records. Unless further time is granted by the Council, he/she shall limit his/her statement to five (5) minutes. Statements shall be addressed to the Council as a body and not to any member thereof. No person, other than the person having the floor, shall be permitted to enter into any discussion, without recognition by the Mayor.

Motion to open meeting to the public by Councilmember Ghassali; seconded by Councilmember Cudequest - All ayes

NO PUBLIC COMMENT

Motion to close meeting to the public by Councilmember Cudequest ; seconded by Councilmember Lane - All ayes

MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT

Motion to adjourn Public Meeting by Councilmember Cudequest; seconded by Councilmember Lane - all ayes

Meeting was adjourned at 10:00pm

ADJOURNMENT The next Meeting of the Mayor and Council will be held April 30, 2013 at 7:30 p.m.

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk