

**MINUTES
WORK SESSION**

The Work Session Meeting of the Mayor and Council was held in the Council Chambers and called to order at 6:45pm. Adequate notification was published in the official newspaper of the Borough of Montvale. 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).

ROLL CALL:

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

Also present: Mayor Roger Fyfe; Borough Attorney, Phil Boggia; Borough Engineer, Andy Hipolit; Administrator/Clerk, Maureen Iarossi-Alwan and Deputy Municipal Clerk, Fran Scordo

6:30 P.M. Presentation: Bergen County United Way/11 East Grand Ave / Tom Toronto President of United Way / Architectural plans included with original minutes; it has been determined it will be a Group home for people with developmental disabilities.

A motion to open meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane

Dick Voorhees, Historic Preservation

He is pleased with the preservation of the school.

Various audience members were concerned with security of the facility as well as how many occupants will be in the group home; what type of disabilities; such as Multiple Sclerosis, Cerebral Palsy, Down syndrome - were some examples used;

A motion to close the meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane

7:30 P.M. Annual Report/Professional Insurance Associates, PIA F. Covelli, Risk Manager

Annual report included with original minutes

MINUTES:

October 8, 2013

A motion to accept the minutes by Councilmember Ghassali; seconded by Councilmember LaMonica - all ayes Councilmembers Cudequest and Ghassali abstained

RESOLUTIONS:

175-2013 Authorize Submission of Extension of Grant Terms For Municipal Alliance Grant to June 30, 2014

WHEREAS, the Borough Council of the Borough of Montvale, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Borough of Montvale was approved for a Municipal Alliance Grant for the period January 1, 2013 through December 31, 2013 grant term, per resolution #131-2012 in the amount of \$9,876.00; and

WHEREAS, the Governor’s Council of Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal rather than calendar year cycle;

WHEREAS, funding has been made available to the Borough of Montvale Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 through June 20, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind grant requirement for the extension funding; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Montvale does hereby authorize the submission of the grant extension for the Montvale Municipal Alliance grant in the amount of:

DEDR	\$14,814.00
Cash Match	\$ 3,703.00
In Kind	\$11,110.00

The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance audit requirements

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

176-2013 Appointment Regular Member/Montvale Fire Department/Spencer R. Markell

WHEREAS, the Montvale Fire Department is desirous of adding a regular member; and

WHEREAS, Spencer R. Markell, 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 Spencer R. Markell, as a Regular Member of the Montvale Fire Department, is hereby approved.

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

177-2013 Support The Fugitive Safe Surrender Program

WHEREAS, on November 6 through November 9, 2013, the New Jersey State Attorney General’s Office, in collaboration with various state agencies and in cooperation with the New Jersey Judiciary, will be sponsoring a FUGITIVE SAFE SURRENDER PROGRAM designed to offer an opportunity for individuals wanted for nonviolent offenses in New Jersey to turn themselves in and, in the same day, remove any warrant filed against them and to adjust the underlying municipal or state summons or complaint filed against them; and

WHEREAS, individuals that qualify for this program must report to the Evangelismos Greek Orthodox Church at 661 Montgomery St., Jersey City, NJ between the hours of 9:00 AM and 4:00 PM on those days; and

WHEREAS, a Hotline has been established so that residents may get more information as to how they may avail themselves of this opportunity at www.FSSNJ.com or by calling 855-FSS-NJ12; and

WHEREAS, this governing body supports the Attorney General's Office and the FUGITIVE SAFE SURRENDER PROGRAM, as it will allow many otherwise law-abiding citizens to resolve warrants and outstanding complaints and criminal cases against them so that they may no longer live under the cloud of being a fugitive and to get a fresh start.

NOW, THEREFOR, this Mayor and Council does hereby support the FUGITIVE SAFE SURRENDER PROGRAM, the New Jersey State Office of the Attorney General and all other program collaborators and participants based upon the significant benefit afforded to the residents of the State.

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

178-2013 Authorize Change Order #1/Fieldstone Field/Turf/FieldTurf USA, Inc.

WHEREAS, the Borough of Montvale awarded a contract on March 26, 2013 via 83-2013 to FieldTurf USA, Inc., 175 N. Industrial Boulevard Calhoun, Georgia 30701 in the total amount of \$112,114.26 through a Cooperative Purchasing Agreement with the Keystone Purchasing Network in connection with the Fieldstone School Athletic Field Clay Infield Removal/Synthetic Turf Replacement Project; and

WHEREAS, FieldTurf USA, Inc. has submitted a change order for an additional 2,522 Sq. Ft. of Field Turf in a change order in the amount of \$10,192.14; and

WHEREAS, The Borough Engineer recommends the additional Turf for total completion of the project in letter dated October 20, 2013 which is hereto attached to the original of this resolution; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Montvale approve the Change order #1 in the amount of \$10,192.14.

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

179-2013 Authorize Cancellation of 2012 Excessive Sewer Charge/101 W. Grand Ave/Athan Stamis

WHEREAS, a 2012 excess sewer bill was calculated for a residential property known as, 101 West Grand Avenue, in the amount of \$6,627.76; and

WHEREAS, the owner, Athan Stamis, stated the consumption report we received from United Water was incorrect; and

WHEREAS, the information obtained from United Water showed multiple year readings to be estimated and faulty, the actual readings showed Mr. Stamis as being below the allowable 230,000 gallons; and

WHEREAS, the Borough Auditor has reviewed the consumption report and confirmed Mr. Stamis to be below 230,000 gallons; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey, that the Tax Collector be and is hereby authorized to cancel the 2012 excess sewer bill in the amount of \$6,627.76 for Athan Stamis, 101 West Grand Avenue.

Introduced by: Councilmember Cudequest; seconded by Councilmember Ghassali - All ayes
Councilmember Ghassali asked for an explanation; Tax Collector explained due to a faulty meter, United Water's report was incorrect, therefore this bill should be cancelled.

180-2013 Authorizing Refund of Redemption Monies to Outside Lien Holder for Tax Sale Certificate #09-30000/ Estate of John & Mary Long/18 E Grand Ave

WHEREAS, at the Municipal Tax Sale held on December 30, 2010, a lien was sold on Block 2410, Lot 11, also known as 18 E Grand Ave, for 2009 delinquent taxes; and,
WHEREAS, this lien, known as Tax Sale Certificate #09-30000, was sold to Stonefield Investment Fund 1, LLC, for a 0% redemption fee and a \$5,200.00 premium; and
WHEREAS, Scott Jacobson, Esq., attorney for the Estate of John & Mary Long, owner, has effected redemption of Tax Sale Certificate #09-30000 in the amount of \$51,973.26
NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey, that the Tax Collector be and is hereby authorized to Redeem Certificate #09-30000 and send payment of \$51,973.26 to Stonefield Investment Fund 1, LLC, 21 Robert Pitt Drive #202, Monsey, NY 10952, ATTN: Ashley Anisfeld
BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check in the amount of \$5,200.00 (premium) to the aforementioned lien holder.

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

181-2013 Change Order Amending /Professional Service Contract/Legal Services Borough Attorney/Boggia & Boggia

WHEREAS, the Borough of Montvale awarded a professional service contract on January 2, 2013 for Attorney Services as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,
WHEREAS, Boggia & Boggia, 71 Mt. Vernon Street, Ridgefield Park, NJ 07660 was awarded a one year contract via Resolution No. 24-2013; and
WHEREAS, a change order is necessary in the amount of \$20,000.00 for additional expenses for legal services provided to the Borough of Montvale
BE IT RESOLVED FUTHER RESOLVED, the Certified Municipal Finance Officer has certified the availability of funds and said certification is attached to the original of this resolution; and
BE IT RESOLVED, A Notice of this action shall be printed once in the official newspaper of the Borough.

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

182-2013 Amend Resolution No.158-2013 Montvale Recreation Program & Fee/Chess Program

RE: Amending Resolution No. 158-2013 Setting Forth Recreational Programs & Fees Year 2013 & 2014/Change In Chess Program

WHEREAS, The Recreation Department hereby establishes the programs, times and fees for various programs; and
WHEREAS, the Recreation Committee has recommended that the following fees, programs, and times be revised as described; and
NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale that the following fees and programs and services be and are hereby established

Montvale Athletic League (MAL) is exempt from fees relating to field use.

Churches are exempt from fees relating to field use.

All organizational (i.e. club team) play will be considered a non-resident teams.

***Guest Fee is \$15.00 per session/class. This fee is for any non-registered individual attending a class.

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

BILLS: Municipal Clerk read the Bill Report

Motion to pay bills by Councilmember Cudequest; seconded by Councilmember Lane - All ayes
Councilmember Cudequest abstained on bill # 00125 - Councilmember Ghassali questioned the Rockland Electric bill of \$10,000, the administrator explained the bill is an actual reading and comparable to the last few months.

ENGINEER'S REPORT:

Andrew Hipolit

Report/Update

- a. Valley View Pump Station/Sewer Flow Study/Update/Recommendation

The report is included with minutes; it is the recommendation of the borough engineer that approximately \$40,000 - \$50,000 should be considered in the 2014 budget for repairs.

- b. Fieldstone turf is completed
- c. Magnolia is scheduled to be paved October 30 whether permitting
- d. Van Riper Road paving started and should be completed by the end of the week

ATTORNEY REPORT:

Philip Boggia, Esq.

Report/Update

No Report

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

- a. Request Montvale Recreation Department/Huff Park/Proposed New Tree Lighting Ceremony/
Tree Donation/Installation/Warranty

Tabled to next meeting

COMMUNICATION CORRESPONDENCE:

None.

8:15 Presentation: Charlotte Vandervalk, Director of Development, Bergen County Housing Authority
11 East Grand Avenue
Provided a preliminary plan to build a special needs complex in place of School #2 – summary included with original minutes

A motion to open the meeting to the public for comments and/or concerns by Councilmember Cudequest; seconded by Councilmember Lane – all ayes

A few concerned residents raised some questions regarding emergency services, types of disabilities, how secure will the facility be;

A motion to close the meeting to the public for comments and/or concerns by Councilmember Cudequest; seconded by Councilmember Curry - all ayes

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.

A motion to open meeting to the public by Councilmember Lane; seconded by Councilmember Ghassali – all ayes

A resident suggested more advanced notice about these types of presentations

A motion to close meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane – all ayes

Motion to adjourn by Councilmember Cudequest; seconded by Councilmember Lane – all ayes

ADJOURNMENT

Meeting adjourned at 8:05pm

The next Meeting of the Mayor and Council will be held November 12, 2013 at 7:30 p.m.

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk