

**PUBLIC MEETING
MINUTES**

The Public Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:38 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, Joe Voytus, Esq.; 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 - absent

ORDINANCES:

PUBLIC HEARING OF ORDINANCE 2014-1390 AN ORDINANCE AMENDING CHAPTER 128, "ZONING," ARTICLE II, "DISTRICTS AND ZONING MAP," OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REPLACE AND REESTABLISH THE OFFICIAL MAP OF THE BOROUGH OF MONTVALE

- 1) Planning Board Review/Recommendation Dated 7/16/14

WHEREAS, pursuant to *N.J.S.A. 40:55D-32*, the Mayor and Council of the Borough of Montvale are authorized and empowered to "by ordinance adopt or amend an official map of the municipality, which shall reflect the appropriate provisions of any municipal master plan"; and

WHEREAS, the Borough Engineer has prepared an updated map of the Borough, dated March 24, 2014, which the Borough Council desires to establish as the official map of the Borough; and

WHEREAS, pursuant to *N.J.S.A. 40:55D-32* and *-26*, upon passage of this Ordinance upon First Reading, it shall be referred to the Borough of Montvale Planning Board for determination as to whether the map prepared by Maser Consulting P.A. dated March 24, 2014, is consistent with the Borough of Montvale Master Plan.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Montvale, County of Bergen, as follows:

Section 1. The Zoning Map of the Borough of Montvale, adopted pursuant to Article II, Districts and Zoning Map, of Chapter 128, Zoning, is hereby replaced by a new map entitled "Zoning Map, Borough of Montvale, Bergen County, New Jersey," dated March 24, 2014, prepared by Maser Consulting P.A., which reflects the zoning regulations that are presently effective in the Borough.

Section 2. Section 128-2.2 of the Code of the Borough of Montvale is hereby amended by adding the underlined text and deleting the [bracketed] text, as follows:

A. The boundaries are hereby established as shown on the following maps:

- (1) The boundaries of each said district are hereby established as shown on the Zoning Map, Borough of Montvale, Bergen County, New Jersey, prepared by Maser Consulting, P.A. dated March 24, 2014, which map accompanies this ordinance and is hereby declared to be a part thereof. [Boswell McClave Engineering, dated June 1999, and as amended and supplemented on May 2, 2001, September 18, 2001, and April 14, 2009, and as corrected

herein on Schedule A, as amended, which map accompanies this ordinance and is hereby declared to be a part thereof. The foregoing is intended to extend the boundary of Lot 15 in Block 2002, which is included in the OR-3 Zone, an additional 133 feet in a northerly direction, as more particularly set forth in the seventh course of a legal description of Lot 15 attached hereto as Schedule B. The April 14, 2009 amendment is intended to re-designate Block 1601, Lot 13 as being included in the B1 Zone, Business District, and removing said Lot from the R15 Zone, Single Family Residence District.]

- [(a) The Zoning Map is hereby amended and supplemented by adding a new AH-PUD District on the list of zoning districts and by graphically amending the Zoning Map to show the following properties in the AH-PUD District: Block 2802, Lots 2 and 3; Block 1002, Lots 3 and 5.]
- (2) Road Map, Borough of Montvale, Bergen County, New Jersey prepared by Boswell McClave Engineering dated October 1998.
- (3) Drug-Free School Zone, Drunk-Driving-Free Zone and Drug-Free Zone Map, Borough of Montvale, Bergen County, New Jersey prepared by Boswell McClave Engineering dated August 2000.

B. A copy of each of the aforementioned maps is on file in the office of the Borough Clerk.

Section 3. Planning Board review.

Upon approval of this Ordinance upon First Reading by the Mayor and Council of the Borough of Montvale, this Ordinance shall be transmitted to the Planning Board for its review and recommendation pursuant to *N.J.S.A. 40:55D-32 and -26.*

Section 4. Severability.

If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated and shall remain in full force and effect.

Section 5. Effective date.

This Ordinance shall take effect immediately upon final publication as required by law.

Section 6. Repeal of inconsistent ordinances.

All ordinances and parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Ordinance No. **2014-1390** was introduced for second reading by Councilmember Curry; seconded by Councilmember Lane; Clerk read by title only
Motion to open meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane
- all ayes

NO PUBLIC COMMENT

Motion to close meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane
- 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 2014-1391 AN ORDINANCE SETTING THE APPLICATION AND ESCROW FEES FOR APPLICATIONS TO THE PLANNING BOARD OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY

(public hearing 8/26/14)

A motion to Introduce Ordinance **2014-1391** 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 Cudequest - A roll call was taken – all ayes

Proclamation : Supporting The Drive Sober or Get Pulled Over 2014 Statewide Crackdown
To be included with original minutes

MEETING OPEN TO PUBLIC:

Agenda Items Only

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

NO PUBLIC COMMENT

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

MEETING CLOSED TO PUBLIC:

Agenda Items Only

Report of Audit: Lerch, Vinci, Higgins , Jeff Bliss, Auditor

Mr. Bliss gave a brief synopsis of the 2013 audit. He stated that the borough is in excellent financial standing. The borough’s rating increased from AA to AAA which is the highest rating. He also commended the borough’s staff for keeping excellent financial records.

RESOLUTIONS:

117-2014 Group Affidavit Audit Report

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2013 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of the N.J.S.A.40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S.52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall be resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

and

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, specifically the sections of the Annual Audit entitled: General Comments - Recommendations;

as evidenced by the group affidavit form of the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the Annual Audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the Affidavit as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 - "A local officer or member of a local Governing Body who, after a dated fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the Provisions of this Article, shall be guilty of a misdemeanor and upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Montvale, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 10, 1968 and does here submit a certified copy of this resolution and the required Affidavit to said Board to show evidence of said compliance.

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

118-2014 Awarding State Contracts/Stateline Fire & Safety/Turnout Gear/Montvale Fire Department

WHEREAS, Stateline Fire & Safety, Inc., 50 Park Avenue, Park Ridge, New Jersey 07656 has been awarded State Contracts Numbers A80945, A80953 and A80957 for the purchase of turnout clothing and boots; and

WHEREAS, this State Contract is currently effective; and

WHEREAS, Fire Chief Clinton Miller recommends the utilization of these contracts for the purchase of turnout gear for the Montvale Volunteer Fire Department; and

WHEREAS, a Certification of Funds will be provided by the Chief Financial Officer and attached to the original of this resolution; and

NOW, THEREFORE, BE IT RESOLVED the Mayor & Council of the Borough of Montvale hereby awards the above referenced contracts for turnout gear to Stateline Fire & Safety, Inc.; and

BE IT FURTHER RESOLVED the Municipal Clerk shall forward a copy of this resolution to Accounts Payable, The Borough Treasurer, Chief Financial Officer and Stateline Fire & Safety, Inc.

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

BILLS: Municipal Clerk read the Bill Report.

Motion to pay bills by Councilmember Cudequest; seconded by Councilmember LaMonica - All ayes

REPORT OF REVENUE: Municipal Clerk read the Report of Revenue

COMMITTEE REPORTS:

Councilmember Lane

Fire Dept

The firehouse committee will continue to meet to discuss preliminary plans ; a few new members have joined; calls have been steady around 30 a month which makes scheduling difficult.

Councilmember Cudequest

No Report

Councilmember Ghassali

Admin

Tax bills were mailed, Monday, August 11; payments are to be received on or before Sept 8th; also would like to thank the ladies from the senior club for volunteering to help with folding and mailing of the tax bills;

Councilmember Curry

Local Board of Ed

Next scheduled meeting is Monday, August 18th

Board of Health

Another CPR class is scheduled for September 22nd from 2pm-4pm – registration is required

Recreation

Summer Camp was another success; fall programs will start in September

The Borough now has Facebook

Councilmember LaMonica

Tri-boro Shuttle

Riders have increased; The 3 year grant is set to expire in 2015; the committee is in process of reviewing ridership;

Mayor Fyfe

Library

5,976 circulation; 7,269 patron visits; 33 library cards issued; the last day to donate books is September 6th - Annual book sale is scheduled for Sept 27 and Sept 28th

Mayor Fyfe read the Police report in the absence of Councilmember Talarico; Monthly report included in original minutes.

Also Mayor Fyfe read the DPW report which included catch basins repairs, pot hole repairs, general maintenance of the municipal buildings; maintenance of fields;

ENGINEER'S REPORT:

No Report

ATTORNEY REPORT:

Joe Voytus, Esq.

Report/Update

No Report

UNFINISHED BUSINESS

None.

NEW BUSINESS:

- a. Montvale PBA Local 303/Requesting Permission/Annual 5K/September 20th, 2014/Use of Sr. Community Center/Road Closures

A motion to grant permission by Councilmember Cudequest; seconded by Councilmember LaMonica - all ayes

- b. Night-mares Haunted Attractions/DePiero's/Oct.3rd – Nov 1st/Haunted Walk

A motion to grant permission by Councilmember Lane; seconded by Councilmember LaMonica – 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 Cudequest; seconded by Councilmember Curry - 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 The next Meeting of the Mayor and Council will be held August 26, 2014 at 7:30 p.m.

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

Meeting was adjourned at 8:05pm

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk