

AGENDA
WORK SESSION MEETING
BOROUGH OF MONTVALE
Mayor and Council Meeting
October 28, 2014
Meeting to Commence 7:30 P.M.
(No Closed Executive Session)

ROLL CALL:

Councilmember Cudequest
Councilmember Curry
Councilmember Ghassali

Councilmember LaMonica
Councilmember Lane
Councilmember Talarico

ORDINANCES:

PUBLIC HEARING ORDINANCE NO. 2014-1394 AN ORDINANCE FURTHER RESTRICTING THE MAXIMUM VALUE OF A CONTRACT THAT MAY BE AWARDED PURSUANT TO A NON-FAIR-AND-OPEN PROCESS UNDER THE CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING ACT IN THE BOROUGH OF MONTVALE

PUBLIC HEARING ORDINANCE NO. 2014-1395 AN ORDINANCE AMENDING CHAPTER 51 OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REGULATE THE DISCHARGE OF BOWS AND ARROWS IN THE BOROUGH OF MONTVALE –
(DISCUSSION/RECOMMENDATIONS)

PUBLIC HEARING ORDINANCE NO. 2014-1396 AN ORDINANCE AMENDING CHAPTER 48, "GASOLINE STATIONS," OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REVISE GAS STATION LICENSING FEES

INTRODUCTION ORDINANCE NO. 2014-1397 AN ORDINANCE TO PROVIDE FOR THE PRESERVATION OF TREES THROUGHOUT THE BOROUGH OF MONTVALE AND AMENDING CHAPTER 128 IN THE BOROUGH CODE ENTITLED "ZONING"
(PUBLIC HEARING 11/10/2014)

MINUTES:

October 14, 2014

RESOLUTIONS:

149-2014 Authorize Refunds Montvale Tennis Lessons
150-2014 Appointing / Permanent Montvale Police Officer / Maciej Zagaja
151-2014 Authorize Purchase State Contract/ Montvale Fire Prevention Vehicle /Winner Ford of Cherry Hill

BILLS:

ENGINEER'S REPORT:

Andrew Hipolit

Report/Update

- a. Status 2014 Road Program
- b. Update/Status Valley View Pump Station

ATTORNEY REPORT:

Philip Boggia, Esq.

Report/Update

UNFINISHED BUSINESS:

- a. Rockland Built Homes/Subdivision/Vacate Short Avenue
- b. K-Hovnanian/Request Street Name/Reserve At Montvale
- c. United Water/Application/BPU/Draft Resolution (attorney to provide)

NEW BUSINESS:

- a. Proposed Ordinance Mobile Retail Food Trucks

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.

MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT The next Meeting of the Mayor and Council will be held November 10, 2014 at 7:30 p.m.

*******Disclaimer*******

Subject To Additions And/Or Deletions

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY**

ORDINANCE NO. 2014-1394

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on the first reading at the regular meeting of the Mayor and Council on the 14th day of October 2014, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 28th day of October 2014 at 7:30 pm or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Maureen Iarossi-Alwan, Municipal Clerk
Borough of Montvale

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2014-1394**

AN ORDINANCE FURTHER RESTRICTING THE MAXIMUM VALUE OF A CONTRACT THAT MAY BE AWARDED PURSUANT TO A NON-FAIR-AND-OPEN PROCESS UNDER THE CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING ACT IN THE BOROUGH OF MONTVALE

WHEREAS, large political contributions from those seeking or performing contracts with a municipality raise reasonable concerns on the part of taxpayers and residents as to their trust in government and its business practices; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, a municipality is authorized to adopt such ordinances, regulations, rules and by-laws as necessary and proper for good government, as well as the public health, safety and welfare; and

WHEREAS, pursuant to N.J.S.A. 40A:11-51, a municipality is authorized to adopt by ordinance, measures limiting the awarding of public contracts to business entities that have made political contributions, and limiting the contributions that the recipient of such a contract can make during the term of a contract; and

WHEREAS, in the interest of good government, the people and the government of the Borough of Montvale desire to establish a policy that will avoid the perception of improper influence in public contracting and local elections;

WHEREAS, it shall be the policy of the Borough of Montvale to create such a regulation which states that a Business Entity which makes political contributions to municipal candidates and municipal and county political parties in excess of certain thresholds shall be limited in its ability to receive public contracts from Borough of Montvale; and

WHEREAS, the Campaign Contributions and Expenditures Reporting Act, N.J.S.A. 19:44A-20.5, prohibits the award by a municipality of any contract to a business entity that has made a reportable contribution as defined by the Act, except through a "fair and open process," if the value of that contract exceeds \$17,500; and

WHEREAS, the Borough of Montvale is desirous of lowering that threshold to prohibit the award of any contract to a business entity that has made a reportable contribution as defined by the Act, except through a "fair and open process," if the value of that contract exceeds \$15,000.

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

Section 1. There is hereby created in the Borough of Montvale Code a new Chapter 75A entitled "Pay-to-Play," as follows:

§75A-1 **Purpose and intent.**

It is the purpose of this Ordinance to place additional restrictions on the value of contracts that may be awarded to business entities that have made reportable contributions under P.L.1973, c. 83 (C.19:44A-1 et seq.) to certain candidate committees and municipal committees in the Borough of Montvale.

§75A-2 **Limitation on contributions.**

- A. The Borough of Montvale, including any agency or instrumentality thereof, shall not enter into a contract having an anticipated value in excess of \$15,000, as determined in advance and certified in writing by the Borough, with a business entity, except a contract that is awarded pursuant to a fair and open process, if, during the preceding one-year period, that business entity has made a contribution that is reportable by the recipient under P.L.1973, c. 83 (C.19:44A-1 et seq.), to any municipal committee of a political party in the Borough if a member of that political party is serving in an elective public office of the Borough when the contract is awarded or to any candidate committee of any person serving in an elective public office of the Borough when the contract is awarded.

- B. Any business entity that has entered into a contract having an anticipated value in excess of \$15,000 with the Borough or any agency or instrumentality thereof, except a contract that is awarded pursuant to a fair and open process, shall not make such a contribution, reportable by the recipient under P.L. 1973, c. 83 (C. 19:44A-1 et seq.), to any municipal committee of a political party in the Borough if a member of that political party is serving in an elective public office of the Borough when the contract is awarded or to any candidate committee of any person serving in an elective public office of the Borough when the contract is awarded, during the term of that contract.
- C. No such committee shall accept such a contribution from a business entity during the term of its contract with the Borough.

§75A-3 Remainder of Act unaffected.

Except as otherwise set forth herein, all other provisions of the Campaign Contributions and Expenditures Reporting Act, N.J.S.A. 19:44A-1, et seq., shall remain in effect in the Borough of Montvale.

Section 2. Effect of Invalidation of Section.

If any part or parts of this ordinance are for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this ordinance.

Section 3. When Effective.

This ordinance shall become effective immediately upon the date of its final passage and publication as required by law.

Section 4. 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.

ROGER FYFE, Mayor

ATTEST:

MAUREEN IAROSI-ALWAN, RMC
Municipal Clerk

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY**

ORDINANCE NO. 2014-1395

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on the first reading at the regular meeting of the Mayor and Council on the 14th day of October 2014, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 28th day of October 2014 at 7:30 pm or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Maureen Iarossi-Alwan, Municipal Clerk
Borough of Montvale

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2014-1395**

**AN ORDINANCE AMENDING CHAPTER 51 OF THE CODE OF THE BOROUGH
OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO
REGULATE THE DISCHARGE OF BOWS AND ARROWS IN THE BOROUGH
OF MONTVALE**

BE IT ORDAINED by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey, as follows:

Section 1. Chapter 51, "Hunting," of the Code of the Borough of Montvale, is hereby amended and supplemented by renaming the Chapter "Hunting and Regulation of Weapons" and by adding the underlined text and deleting the [bracketed] text in the sections below, as follows:

§51-2 Discharging firearms and other weapons.

- A.** Within the corporate limits of the Borough of Montvale no person or persons shall discharge, fire or set off any revolver, pistol, gun, rifle, shotgun, air gun or firearm of any description using cartridges, gunpowder, air pressure or any other explosive substance.

- B.** Within the corporate limits of the Borough of Montvale no person or persons shall discharge or shoot a bow and arrow, crossbow or similar device within 450 feet of any occupied dwelling, school, playground, occupied building, or in any direction that would likely endanger any person.

- C. [A.] Nothing herein contained shall be construed to extend such prohibitions to law-enforcement officers or to qualified military personnel while in the legal and proper pursuit of their duties or to target practice in and upon a firing range or site approved by the Chief of Police and Governing Body of the Borough of Montvale. Nothing herein contained shall be construed to extend such prohibitions to a supervised program of archery instruction conducted by or under the auspices of the Board of Education, Department of Recreation and Parks, or other organization with the express approval of the Governing Body of the Borough of Montvale.

§51-3 Target-practice range or site.

An approved rifle, pistol or target-practice range as herein used means any place approved by the Governing Body and the Chief of Police of the Borough of Montvale as a target or practice range and not open for use by the public, and in addition thereto any place mentioned by the borough for use by its regular auxiliary or special police or for members of its civil defense unit.

- A. No person shall participate in such target practice or shall discharge any revolver, pistol, gun, rifle, shotgun, air gun or firearm of any description using cartridges, air pressure or any other explosive substance, or any bow and arrow, crossbow or similar device, unless he does so at an approved target-practice range or site.

§51-4 Application; contents.

A person desiring the right to participate in target practice on an approved target-practice range or site shall apply for a special permit to the Chief of Police or person authorized to act as such. The application shall be on a form provided by the Chief.

- A. Upon approval of the application by the Chief of Police or, in the case of an appeal, by the Police Committee of the Governing Body, a permit shall be issued by the Borough Clerk. This permit shall be valid for one year from the date of issuance, which shall allow the holder to use the permit and to discharge the firearms or other specified weapons only at times and places therein indicated and under the conditions prescribed. The use thereof at any time or place under conditions not specifically authorized is hereby declared to be unlawful and a violation of this ordinance.

§51-6 Revocation of permit for target-practice range or site.

The Chief of Police, the Police Committee or the Governing Body may at any time and for any reason revoke the permit issued to any person or persons allowing the holder thereof to discharge firearms or other specified weapons on an approved target-practice range or site. The applicant may appeal the decision of the Chief of Police to the Police Committee of the Council within five days of notice of the action of the Chief or person acting as such.

§51-7 Violations and penalties.

Any person or persons, firm or corporation, violating any provision of this ordinance shall, upon conviction thereof, be liable to a fine or penalty not exceeding [~~\$200~~] \$2,000, and/or community service of not less than 50 hours and/or a period of incarceration of ninety (90) days, in the discretion of the Court. [or be imprisoned in the county jail for a term not exceeding 90 days, or by both such fine and imprisonment in the discretion of the Magistrate, Judge or Court before whom such conviction shall be had.]

Section 2. Repeal of Inconsistent Ordinances.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. Savings Clause.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed pursuant to this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. Severability.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

Section 5. Effective Date.

This ordinance shall become effective upon adoption.

ROGER FYFE, Mayor

ATTEST:

MAUREEN IAROSSO-ALWAN, RMC
Municipal Clerk

**Joseph & Joann Mills
115 Orchard Street
Ridgefield Park, NJ 07660
201.641.6960**

October 21, 2014

Roger J. Fyfe, Mayor &
Montvale Borough Council Members
Borough of Montvale
12 Mercedes Drive
Montvale, NJ 07645

Via Fax 201.391.9317

Dear Mayor Fyfe and Council Members:

We were delighted to attend the October 14, 2014 Borough Meeting and explain safety with regard to the sport of archery.

As per your request, attached please find a list of safety guidelines along with page number 8 copied from the National Archery in the Schools Program (NASP) training manual. Please note under the third paragraph "Outdoors" illustrates the 50 yard distance safety guideline.

We would be pleased to give both you and or members of the council a demonstration at the Mahwah Archery Range, located across from 141 Campgaw Road, Mahwah. We will supply the equipment any family member or other Borough Officials are also welcome. We have learned that after a demonstration and actual participation, many concerns with regard to safety are dispelled.

Please feel free to take a look the recent pictures on our club web page. Click on "photos" to see all of our 2014 outdoor events, especially the Archery Festival, where both Joe and I taught basic archery to people of all ages, who had never been exposed to the sport prior.

If you have any further questions please do not hesitate to contact us.

Sincerely,



Joann Mills
Bergen Bowmen Archery Club Secretary
www.bergenbowmen.com

Suggestions For Basic Archery Safety Ordinance

1. Children 15 years of age and under must be supervised by a parent or guardian.
2. Commercial bow and arrows must be matched to the draw weight of the bow.
3. A commercial target, in good working condition, with sufficient density to stop a commercial arrow must be used.
4. 150 ft, equal to 50 yards, of empty space or barren wood lot or pond or some kind of unoccupied space suitable to capture a stray arrow. In the case of a wood lot or pond, or open space, the archer must be sure that no people, pets or domestic animals are behind the target. If 150 ft of empty space is not available, preferably a concrete wall, concrete foundation or cinderblocks, high and wide enough to stop a stray arrow are necessary, in case a commercial arrow skips off or completely misses the target.
5. The skill level of the archer is the basis for the distance from archer to a commercial target. A beginner archer should stand closer to the target to avoid a potential miss of the commercial target. Ten yards or less is a safe distance for a beginner.
6. While placing the arrow on the bow or drawing back the bow, the bow and the arrow should always face, perpendicular, towards the target, "down range."
7. The archer must aim a "knocked" bow in a responsible manner, level, pointing towards a commercial target. (knocked bow: arrow is on the bow) The bow with a "knocked" arrow should only be aimed toward a commercial target.
8. Any people; pets or domestic animals must remain behind the archer while archery is taking place. No one should ever be in front of an archer while archery is taking place. A call of "clear" is used to signal that all archery had ceased; then and only then, the archer may step down range to retrieve arrows. The call of "clear" signifies that it is safe to go down range. After the arrows have been retrieved, and every one is, once again, behind the archer, the archer should signal that shooting will, again, commence. Everyone present should be alerted to these safety calls.

Basic Archery Instructor

If shooting outdoors the range should be located in an open area where all who might approach can see that archery is taking place. In such an open setting the teacher (range operator) will have ample time to signal the emergency whistle signal if someone is coming towards the target area. (Figure 1.3 - Outdoor Schematic & Teaching suggestion 1.1 - Outdoor Set-Up)

Indoors: The 30 feet long and 10-8 feet high (~10m x 2.5m) arrow curtain is arrow-resistant, but not arrow-proof. The curtain should be hung at least one arrow length (30in or 76 cm) from the wall, columns or other hard objects. About 3 to 6 inches (8-15 centimeters) of the curtain bottom is draped onto the floor to catch low arrows. The curtain should be loosely draped with folds and wrinkles along its length. A taut arrow curtain is less likely to stop an arrow than a loosely hung curtain. The curtain is attached to sturdy structures that will remain upright under the weight of the curtain. (Figures 1.4 - Properly Hung Curtain and 1.5 - Secure Curtain and Teaching Suggestion 1.2)

Outdoors: An arrow curtain should be used to catch stray arrows. With or without a curtain, there should be a barrier or enough distance (50+ yards or meters) behind the curtain to prevent a pass-through or errant arrow from endangering a bystander, structure or equipment. Be sure to count arrows before shooting outdoors to ensure all arrows are removed from the grass to prevent a hazard for others who share use of the area. (Figure 1.6 - Outdoor Range)

80 cm FITA Target Placement

Targets are placed as close to the curtain as possible without pinning down the bottom of the curtain and making it taut. Positioning the target butts one arrow length or closer prevents a high arrow from glancing off the top of the target and over the curtain. Targets are evenly spaced so that five to six targets are in front of the curtain. Target centers should be 2 arrow lengths (5' or 1.5 m) if trying to replicate a formal tournament situation. It is acceptable for one or two archers at a time to shoot the same target. Different colored vane, shafts, or nocks or unique arrow markings can help archers differentiate their arrows when scoring.



Figure 1.4 - Properly Hung Curtain

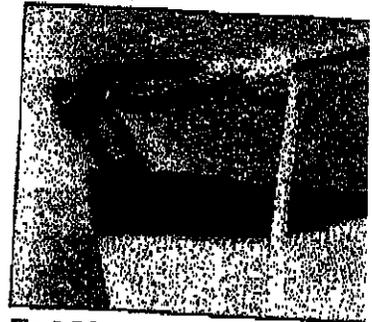


Fig. 1.5 Secure Curtain



Fig. 1.6 Outdoor Range

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY**

ORDINANCE NO. 2014-1396

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on the first reading at the regular meeting of the Mayor and Council on the 14th day of October 2014, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 28th day of October 2014 at 7:30 pm or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Maureen Iarossi-Alwan, Municipal Clerk
Borough of Montvale

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2014-1396**

AN ORDINANCE AMENDING CHAPTER 48, "GASOLINE STATIONS," OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REVISE GAS STATION LICENSING FEES

BE IT ORDAINED by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey, as follows:

SECTION 1. Chapter 48 of the Code of the Borough of Montvale is hereby amended by deleting the text of Section 48-7, "License fees," and replacing it as follows:

§ 48-7. License fees.

No license shall be issued except upon payment of a license fee at the annual rate of \$200 for the first pump, plus \$50 for each additional pump.

SECTION 2. Effect of invalidation. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 3. Repeal of inconsistent ordinances. All ordinances or parts of ordinances of the Borough of Montvale which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. Effective date. This ordinance shall take effect immediately upon its passage and publication as required by law.

ROGER FYFE, Mayor

ATTEST:

MAUREEN IAROSSEI-ALWAN, RMC
Municipal Clerk

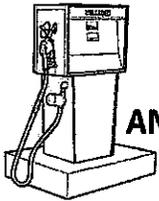


Borough of Montvale

12 Mercedes Drive, 2nd Floor
Montvale NJ 07645

www.montvale.org

Ph: 201-391-5700
Fx: 201-391-9317



PUBLIC GAS STATION LICENSE APPLICATION

ANNUAL FEE FOR FIRST PUMP-\$200.00 & EACH ADDITIONAL PUMP-\$50.00

CHECKS MADE PAYABLE TO BOROUGH OF MONTVALE

(CASH, DEBIT & CREDIT CARDS WILL NOT BE ACCEPTED)

Business Name _____

Business Address _____
Montvale, NJ 07645

Owner's name _____

Owner's Phone _____

Address correspondence/bill should be mailed to if different then business address

FIRST PUMP FEE \$200. + ADDITIONAL PUMPS

NUMBER OF EACH ADDITIONAL PUMP _____ X \$50. = _____

I am aware of the requirements of the Borough of Montvale and agree to be governed thereby.

_____/_____/20_____
Signature of owner date

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2014-1397**

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on the first reading at the regular meeting of the Mayor and Council on the 28th day of October 2014, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 10th day of November 2014 at 7:30 pm or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.

Maureen Iarossi-Alwan, Municipal Clerk
Borough of Montvale

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
AN ORDINANCE TO PROVIDE FOR THE PRESERVATION OF TREES
THROUGHOUT THE BOROUGH OF MONTVALE
AND AMENDING CHAPTER 128 IN THE BOROUGH CODE
ENTITLED "ZONING"**

WHEREAS, the unregulated removal of trees and the practice of "clear-cutting" on private property poses a serious threat to existing drainage and soil erosion patterns within the Borough of Montvale and may have a deleterious effect on the environment and aesthetic features of the Borough; and

WHEREAS, the Mayor and Council of the Borough of Montvale have determined that it is in the best interests of the Borough and its citizenry to regulate and control the removal of trees within the Borough, especially as regards so-called "clear cutting."

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

Section 1. The Code of the Borough of Montvale, at Chapter 128, "Zoning," is hereby amended as follows:

Amendment to Section 128-3.1 **Definitions**

Add the following Article to Chapter 128:

Article XII

- 128-12.1 **Removal of trees exceeding a certain size**
- 128-12.2 **Permit requiring application**
- 128-12.3 **Issuance of permits involving three or fewer trees**
- 128-12.4 **Removal of more than three trees**
- 128-12.5 **Conditions for approval of permit involving removal of more than three trees**
- 128-12.6 **Issuance or denial of permit involving more than three trees; fees**
- 128-12.7 **Appeals**
- 128-12.8 **Violations and penalties**
- 128-3.1 **Definitions**

Add the following:

OWNER

Any person having title to any lot, plot, piece or parcel of land.

TENANT

Any person in possession of any lot, piece or parcel of land, with or without a lease, but with the permission of the owner.

Add the following Article:

**ARTICLE XII
TREE REMOVAL**

§ 128-12.1 Removal of trees exceeding certain size restricted.

No person shall destroy or remove any tree with a diameter in excess of six inches, measured one foot above the ground, growing upon any lands within the Borough, unless such destruction or removal is accomplished or caused to be accomplished in accordance with the provisions of this article.

§ 128-12.2 Permit required; application.

All persons desiring to destroy or remove any such tree or trees in excess of the size referred to in § 128-12.1 shall file an application for a permit with the Property Maintenance/Zoning Official on the form to be provided for such purpose. Such application shall identify the lot or tract of land upon which the tree or trees are located, shall disclose the name and address of the owner, tenant or duly authorized agent of the owner or tenant and shall show the exact location of the tree or trees sought to be destroyed or removed.

§ 128-12.3 Issuance of permits involving three or fewer trees.

If such application, together with any previous application or applications, discloses that no more than three trees in excess of the size referred to in § 128-12.1 are to be destroyed or removed or have been destroyed or removed from the lot or tract of land referred to in such application, the Property Maintenance/Zoning Official shall issue a permit as applied for as a matter of course.

§ 128-12.4 Removal of more than three trees.

If such application, together with any previous application or applications, discloses that more than three trees in excess of the size referred to in § 128-12.2 are to be or have been destroyed or removed from such lot or tract of land, the Property Maintenance/Zoning Official shall refer such application to the Borough Engineer for consideration. The Borough Engineer shall thereupon examine the matter by visiting the premises referred to in the application, by inspecting the tree or trees referred to therein and by observing the drainage conditions and physical conditions existing upon such lands and in the vicinity thereof.

§ 128-12.5 Conditions for approval of permit involving removal of more than three trees.

- A. After completing his examination, the Borough Engineer shall make a determination with respect to whether or not the permit applied for should be granted.
- B. He shall thereupon endorse his determination upon the application and return it to the Property Maintenance/Zoning Official. The Borough Engineer shall, at all times, follow the intent of this article, which is to preserve trees wherever this can be accomplished, and he shall not make a favorable determination with respect to the aforesaid application unless he finds one or more of the following conditions exist:
 - (1) That the area where such tree is located will be occupied by a building or structure, a driveway or recreation area, a roadway, a drainage right-of-way or a sewer line or the area where such tree is located is within 15 feet of any of the foregoing.
 - (2) That the area where such tree is located has a depression or fill of land, which is deemed injurious or dangerous to such tree or other trees located nearby.
 - (3) That the presence of such tree is likely to cause hardship or will endanger the public or an adjoining property owner, by reason of it being diseased or dead or for some other adequate reason within the intent of this article.
 - (4) Where the premises for which a tree removal permit is sought comprise vacant land and front on an improved street, that a building permit for the erection of a structure thereon is in existence.

§ 128-12.6 Issuance or denial of permit involving more than three trees; fees.

Upon receipt of the aforesaid application from the Borough Engineer, the Property Maintenance/Zoning Official shall note the action taken, and if the determination of the Borough Engineer is favorable, the Property Maintenance/Zoning Official shall promptly issue the permit applied for upon payment of a permit fee in the amount of \$1 per tree. If such determination is unfavorable, the Property Maintenance/Zoning Official shall promptly notify the applicant, in writing, with respect thereto and shall not issue such permit.

§ 128-12.7 Appeals.

The applicant is hereby granted the right to appeal the determination as provided in § 128-12.6 to the Mayor and Council of the Borough, in which event such applicant must file a written notice of appeal with the Property Maintenance/Zoning Official within 10 days after receipt of the Property Maintenance/Zoning Official's notification. Thereupon the Mayor and Council shall proceed to hear the matter upon notice to the applicant within 30 days after the filing of such notice of appeal. The decision of the Mayor and Council of the Borough may affirm, reverse or modify the aforesaid determination.

§ 128-12.8 Violations and penalties.

Should the permit not be obtained, or the aforementioned, unfavorable determination not be appealed, or the appealed thereto upholds said determination, or the provisions here and above described are not complied with, and the owner or tenant removes any tree or trees in excess of the size referred to in § 128-12.1, the owner or tenant, as the case may be, shall pay as penalty to the Borough \$100 per tree, up to the first three trees, and \$300 per tree in excess of the first three trees; provided, however, that said penalty will not apply to the removal of a tree, the

condition of which poses a health hazard or safety issue or is taken down in furtherance of the public interest as determined solely by the Borough. In addition, any tree removal service, or contractor, or any other persons who assist with machinery to remove any tree in excess of the size referred to in § 128-12.1, subject to the above-described provisions, will pay a penalty to the Borough in the amount of \$1,000 per tree so removed.

Section 2. Repeal of Inconsistent Ordinances.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. Savings Clause.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed pursuant to this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. Severability.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

Section 5. Effective Date.

This ordinance shall become effective upon adoption and publication as required by law.

SECTION 4. Effective date. This ordinance shall take effect immediately upon its passage and publication as required by law.

ROGER FYFE, Mayor

ATTEST:

MAUREEN IAROSSO-ALWAN, RMC
Municipal Clerk

**PUBLIC MEETING
MINUTES**

The Public Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:30PM. 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

Kenneth Sesholtz/Certified Municipal Finance Officer
Review/State of NJ Dept. of Community Affairs/Best Practices CY2014/SFY2015

- 1) Internal Accounting Control Process/Distribution/Accounting Manual
- 2) Procurement Card Program/Discussion

Mayor Fyfe gave a brief explanation regarding the NJ Department of Community Affairs Annual Best Practices checklist that each municipality is required to file; there are quite a few questions, and the State only allows so many No answers. The borough must comply in order to keep receiving State Aid. One of the questions is about having a borough credit card; all councilmembers are in agreement, no credit card is needed; another question refers to having an appointed finance committee, councilmembers agreed, an appointment will be made at the 2015 re-organization meeting.

ORDINANCES:

INTRODUCTION ORDINANCE NO. 2014-1394 AN ORDINANCE FURTHER RESTRICTING THE MAXIMUM VALUE OF A CONTRACT THAT MAY BE AWARDED PURSUANT TO A NON-FAIR-AND-OPEN PROCESS UNDER THE CAMPAIGN CONTRIBUTIONS AND EXPENDITURES REPORTING ACT IN THE BOROUGH OF MONTVALE

(public hearing 10/28/2014)

A motion to Introduce Ordinance **2014-1394** 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

INTRODUCTION ORDINANCE NO. 2014-1395 AN ORDINANCE AMENDING CHAPTER 51 OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REGULATE THE DISCHARGE OF BOWS AND ARROWS IN THE BOROUGH OF MONTVALE

(public hearing 10/28/2014)

A motion to Introduce Ordinance **2014-1395** 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 Curry - A roll call was taken – all ayes

INTRODUCTION ORDINANCE NO. 2014-1396 AN ORDINANCE AMENDING CHAPTER 48, "GASOLINE STATIONS," OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REVISE GAS STATION LICENSING FEES

(public hearing 10/28/2014)

A motion to Introduce Ordinance **2014-1396** 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 Curry - A roll call was taken – all ayes
Councilmember Cudequest asked what were the new fees going to be.

MEETING OPEN TO PUBLIC:

Agenda Items Only

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

Chuck Wehrle, 26 Old Chestnut Ridge Road

Is there a need for the bow and arrow ordinance; Mayor Fyfe responded by saying that the ordinance is to encourage responsible use of a bow and arrow

John Schmidt, 4 Meadow Lane

Maybe the distance of 450 feet can be adjusted

Joanne Mills, Bergen Bow and Archery Club

Ms. Mills gave out facts about archery which will be included with the original minutes; after a brief discussion, Mayor Fyfe suggested that Ms. Mills submit a letter with suggestions and recommendations to amend the proposed ordinance that was introduced tonight.

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

MEETING CLOSED TO PUBLIC:

Agenda Items Only

MINUTES:

September 30, 2014

A motion to accept the minutes by Councilmember Cudequest; seconded by Councilmember Lane - all ayes except for Councilmember Talarico abstained;

RESOLUTIONS:

140-2014 Authorize Release of Cash Bond/Escrow/Rockland Built Homes/Block 605/Lots 17&18

WHEREAS, Rockland Built Homes, is requesting a release in their cash bond and escrow; and
WHEREAS, a completed inspection of the site has been conducted by Andrew Hipolit, Borough Engineer, which recommends said release of the above referenced in an e-mail dated October 2, 2014 which is attached to the original of this resolution; and
WHEREAS, the Borough Engineer recommends release the cash bond in the amount of \$1,929.60 and escrow in the amount of \$427.85; and
NOW THEREFORE BE IT FUTHER RESOLVED, The Borough Treasurer receives a copy for processing.

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

141-2014 Authorize Release of Cash Bond/Escrow/Montvale Properties/Block 1902/Lot 12

WHEREAS, Montvale Properties, is requesting a release in their cash bond and escrow; and
WHEREAS, a completed inspection of the site has been conducted by Andrew Hipolit, Borough Engineer, which recommends said release of the above referenced in an e-mail dated October 6, 2014 which is attached to the original of this resolution; and
WHEREAS, the Borough Engineer recommends release the cash bond in the amount of \$22,068.00 and escrow in the amount of \$16,465.03; and
NOW THEREFORE BE IT FUTHER RESOLVED, The Borough Treasurer receives a copy for processing.

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

142-2014 Authorize Agreement With Bergen Municipal Employees Benefit Fund Indemnity & Trust Agreement

THIS AGREEMENT made this 14th day of October, 2014, in the County of Bergen, State of New Jersey, By and Between the **Bergen Municipal Employee Benefits Fund** referred to as "FUND" and the governing body of the Borough of Montvale a duly constituted LOCAL UNIT OF GOVERNMENT, hereinafter referred to as "LOCAL UNIT".

WITNESSETH:

WHEREAS, the governing bodies of various local units of government, as defined in N.J.A.C. 11:15-3.2, have collectively formed a Joint Insurance Fund as such an entity is authorized and described in N.J.S.A. 40A:10-36 et. seq. and the administrative regulations promulgated pursuant thereto; and
WHEREAS, the LOCAL UNIT has agreed to become a member of the FUND in accordance with and to the extent provided for in the Bylaws of the FUND and in consideration of such obligations and benefits to be shared by the membership of the FUND;
NOW THEREFORE, it is agreed as follows:

1. The LOCAL UNIT accepts the FUND's Bylaws as approved and adopted and agrees to be bound by and to comply with each and every provision of said Bylaws and the pertinent statutes and administrative regulations pertaining to same.
2. The LOCAL UNIT agrees to participate in the FUND with respect to health insurance, as defined in N.J.S.A. 17B:17-4, and as authorized in the LOCAL UNIT's resolution to join.
3. The LOCAL UNIT agrees to become a member of the FUND and to participate in the health insurance coverages offered for an initial period, (subject to early release or termination pursuant to the Bylaws), such membership to commence on **January 1, 2015** and ending on **December 31, 2017** at 12:01 AM provided, however, that the LOCAL UNIT may withdraw at any time upon 90 day written notice to the FUND.

4. The LOCAL UNIT certifies that it has never defaulted on payment of any claims if self-insured and has not been cancelled for non-payment of insurance premiums for a period of at least two (2) years prior to the date of this Agreement.

5. In consideration of membership in the FUND, the LOCAL UNIT agrees that it shall jointly and severally assume and discharge the liability of each and every member of the FUND, for the periods during which the member is receiving coverage, all of whom as a condition of membership in the FUND shall execute an Indemnity and Trust Agreement similar to this Agreement and by execution hereto, the full faith and credit of the LOCAL UNIT is pledged to the punctual payments of any sums which shall become due to the FUND in accordance with the Bylaws thereof, this Agreement or any applicable Statute. However, nothing herein shall be construed as an obligation of the LOCAL UNIT for claims and expenses that are not covered by the FUND, or for that portion of any claim or liability within the LOCAL UNIT retained limit or in an amount which exceeds the FUND's limit of coverage.

6. If the FUND in the enforcement of any part of this Agreement shall incur necessary expenses or become obligated to pay attorney's fees and/or court costs, the LOCAL UNIT agrees to reimburse the FUND for all such reasonable expenses, fees, and costs on demand.

7. The LOCAL UNIT and the FUND agree that the FUND shall hold all moneys in excess of the LOCAL UNIT's retained loss fund paid by the LOCAL UNIT to the FUND as fiduciaries for the benefit of FUND claimants all in accordance with N.J.A.C. 11:15-3 et. seq.

8. The FUND shall establish and maintain Claims Trust Accounts for the payment of health insurance claims in accordance with N.J.S.A. 40A:10-36 et. seq., N.J.S.A. 40A:5-1 and such other statutes and regulations as may be applicable. More specifically, the aforementioned Trust Accounts shall be utilized solely for the payment of claims, allocated claim expense and stop loss insurance or reinsurance premiums for each risk or liability as follows:

- a) Employer contributions to group health insurance
- b) Employee contributions to contributory group health insurance
- c) Employer contributions to contingency account
- d) Employee contributions to contingency account
- e) Other trust accounts as required by the Commissioner of Insurance

9. Notwithstanding 8 above, to the contrary, the FUND shall not be required to establish separate trust accounts for employee contributions provided the FUND provides a plan in its Bylaws for the recording and accounting of employee contributions of each member.

10. Each LOCAL UNIT of government who shall become a member of the FUND shall be obligated to execute an Indemnity and Trust Agreement similar to this Agreement.

BERGEN MUNICIPAL EMPLOYEE BENEFITS FUND

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

143-2014 Authorize Bergen Municipal Benefits Fund To Renew Membership

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the **Bergen Municipal Employee Benefits Fund**, hereafter referred to as "FUND", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND;

WHEREAS, the governing body of The Borough of Montvale, hereinafter referred to as "LOCAL UNIT" has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the LOCAL UNIT hereby agrees as follows:

- i. Become a member of the FUND for the period outlined in the LOCAL UNIT's Indemnity and Trust Agreements.
- ii. Will participate in the following type (s) of coverage (s):
 - a.) Health Insurance as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
- iii. Adopts and approves the FUND's Bylaws.
- iv. Execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED that the governing body of the LOCAL UNIT is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

- i. Approval of the LOCAL UNIT by the FUND.
- ii. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
- iii. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

Bergen Municipal Employee Benefits Fund

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

144-2014 Authorizing Refund of Redemption of Tax Sale Certificate #11-00003 for Block 904; Lot 7 / 6 Heather Ridge Lane

WHEREAS, at the Municipal Tax Sale held on October 25, 2012, a lien was sold on Block 904, Lot 7, also known as 6 Heather Ridge Lane, for 2011 delinquent taxes; and,
WHEREAS, this lien, known as Tax Sale Certificate #11-00003, was sold to Ebury Fund 1 NJ, LLC, for a 0% redemption fee and a \$60,000.00 premium; and
WHEREAS, JP Morgan Chase has effected redemption of Tax Sale Certificate #11-00003 in the amount of \$129,045.35; 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 Redeem Certificate #11-00003 and send payment of \$129,045.35 to TFS as Custodian for Ebury Fund 1 NJ, LLC, PO Box 37695, Baltimore, MD 21297-3695 and
BE IT FURTHER RESOLVED, that the Tax Collector be authorized to issue a check in the amount of \$60,000.00 (premium) to the aforementioned lien holder.

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

145-2014 Special Item of Revenue & Appropriations-Chapter 159/ADA Curb Ramp/Construction

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and
WHEREAS, said Director may also approve the insertion of an item appropriation for an equal amount, and
WHEREAS, the Borough of Montvale has been awarded \$226,948.00 from the County of Bergen and wishes to amend its 2014 budget to include this amount as a revenue;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Montvale hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$226,948.00 which is now available as a revenue from:

- Miscellaneous Revenues:
 - Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
 - Public and Private Revenues Off-Set with Appropriations:
 - County of Bergen – Department of Public Works:
 - ADA Curb Ramp Improvements - Construction, and

BE IT FURTHER RESOLVED that a like sum of \$226,948.00 be and hereby appropriated under the caption of:

- General Appropriations
 - (a)Operations Excluded from "CAPS"
 - Public and Private Programs Off-Set by Revenues:
 - County of Bergen – Department of Public Works:
 - ADA Curb Ramp Improvements - Construction

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

146-2014 Special Item of Revenue & Appropriations-Chapter 159/ADA Curb Ramp/Design

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item appropriation for an equal amount, and

WHEREAS, the Borough of Montvale has been awarded \$10,650.00 from the County of Bergen and wishes to amend its 2014 budget to include this amount as a revenue;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Montvale hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$10,650.00 which is now available as a revenue from:

- Miscellaneous Revenues:
 - Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
 - Public and Private Revenues Off-Set with Appropriations:
 - County of Bergen – Department of Public Works:
 - ADA Curb Ramp Improvements - Design, and

BE IT FURTHER RESOLVED that a like sum of \$10,650.00 be and hereby appropriated under the caption of:

- General Appropriations
 - (a)Operations Excluded from "CAPS"
 - Public and Private Programs Off-Set by Revenues:
 - County of Bergen – Department of Public Works:
 - ADA Curb Ramp Improvements - Design

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

147-2014 Award Professional Service Contract / Legal Services / Robert T. Regan. Esq. Affordable Senior Housing Complex/11 East Grand Avenue/School #2

WHEREAS, the Borough of Montvale has a need to acquire Legal 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, Robert T. Regan, 325 Kinderkamack Road, Westwood, NJ 07675 will be providing Legal Services in connection with the development of an affordable senior housing complex at the site of "School #2" know as 11 East Grand Avenue, identified as Block 1606, Lot 6 within the Borough of Montvale ; and

WHEREAS, the Certified Municipal Finance Officer has certified the availability of funds; and, **WHEREAS**, Robert T. Regan, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Borough of Montvale in the previous one year, and that the contract will prohibit Robert T. Regan, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:111 et seq.*) requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the Contract itself must be available for public inspection;

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

1. The Mayor and Municipal Clerk of the Borough of Montvale are hereby authorized and directed to execute the a contract with Robert T. Regan for legal services Robert T. Regan.
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1)(a)* of the Local Public Contracts Law because the services are to be performed by a person authorized by law to practice a recognized profession.
3. The Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.
4. A Notice of this action shall be printed once in the official newspaper of the Borough.

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

148-2014 Authorize Release of Cash Bond & Escrow/Metropolitan Homes Development Corporation/Block 302/Lot 13

WHEREAS, Metropolitan Homes Development Corp, is requesting a release in their cash bond and escrow; and

WHEREAS, a completed inspection of the site has been conducted by Andrew Hipolit, Borough Engineer, which recommends said release of the above referenced in an e-mail dated October 10, 2014 which is attached to the original of this resolution; and

WHEREAS, the Borough Engineer recommends release the cash bond and escrow in the amount of \$41,960.38; and

WHEREAS, a Maintenance Bond for this project shall be posted in the amount of \$4,980.00 for a two year period; and

NOW THEREFORE BE IT FUTHER RESOLVED, The Borough Treasurer receives a copy for processing.

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

BILLS: Municipal Clerk read the Bill Report.

Motion to pay bills by Councilmember Lane; seconded by Councilmember Cudequest - All ayes
Councilmember Cudequest abstained on bill #001252, #00502 and #00135

REPORT OF REVENUE: Municipal Clerk read the Report of Revenue

COMMITTEE REPORTS:

Councilmember Lane

Fire Dept

11 calls, 2 drills and 2 extra credits; the firehouse committee met with the architect; Councilmember Lane would like to schedule when the architect can attend a council meeting; October is fire prevention month; encouraged the public to volunteer

DPW

32 phone calls from residents; Continuing filling in potholes; maintaining the fields; maintenance of all buildings; Councilmember Lane requested to have DPW Superintendent attend the next public meeting in December

Councilmember Talarico

Police

Monthly report included in original minutes

Tri-Boro

35 calls; 484 miles; 41 hours; 20 crew hours all by Montvale

Councilmember Cudequest

Environment Commission

Meeting of October 20 has been cancelled

Regional BOE

This Saturday, October 18th, Pascack Hills HS will be celebrating its 50th anniversary at the high school from 12-3pm.

Councilmember LaMonica

Seniors

Bus trip to Mount Haven Pennsylvania

Chamber of Commerce

Street Fair has been scheduled for June 7, 2015; a few more networking events will be scheduled this fall and also their Holiday Party as well

Tri-Boro Shuttle

Steady and consistent

Councilmember Curry

Local Board of Ed

Next meeting is October 20th

Board of Health

Next meeting is November 3; once again the flu clinic was successful

Recreation

Annual Halloween Carnival is scheduled for October 24

Councilmember Ghassali

No report

Mayor Fyfe

Library

12,074 circulation; 38 library cards issued; Most successful book sale

Tri-Boro ambulance is in need of daytime volunteers. The borough has agreed to allow employees who are EMT's to volunteer during daytime hours; Mayor Fyfe will be discussing this situation with some of our corporate neighbors

Rockland Electric has been working to put some wiring underground on Mercedes Drive and Phillips Parkway

Status 2014 Road Improvement Program

Micro paving is still ongoing

ATTORNEY REPORT:

Joe Voytus, Esq.

Report/Update

No Report

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

- a. Request Street Name/Reserve At Montvale

After a brief discussion, councilmembers will continue to go over the list of suggested street names by the Historic Committee

- b. 1 Paragon Drive/ Request Permission to Work extended ours/ Parking Lot Paving

a motion to grant permission by Councilmember Lane; seconded by Councilmember Ghassali – all ayes

- c. Fire Hydrants

Councilmember Curry mentioned that it was previously mentioned regarding residents that have fire hydrants on or near their property and to have them clear away the snow. Part of the discussion suggested flyers to be sent reminding them of that. Fire Chief will look into it.

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 Ghassali ; seconded by Councilmember Cudequest - All ayes

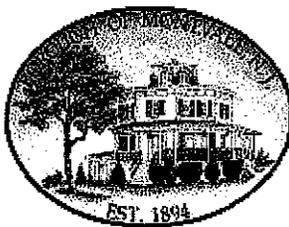
MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT The next Meeting of the Mayor and Council will be held October 28, 2014 at 7:30 p.m.

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

Meeting was adjourned at 9:00pm

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 149-2014**

RE: Authorize Refunds Montvale Tennis Lessons

BE IT RESOLVED, the below listed individuals are hereby granted a refund for cancelled tennis lessons not held.

Matthew Solomon \$80.00 (1 participant)
Donna Schmidt \$80.00 (1 participant)
Grant Linardic \$80.00 (1 participant)

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Cudequest						
Curry						
Ghassali						
LaMonica						
Lane						
Talarico						

Adopted: October 28, 2014

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Roger J. Fyfe
Mayor



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 150-2014**

RE: Appointing / Permanent Montvale Police Officer / Maciej Zagaja

WHEREAS, Maciej Zagaja has successfully completed a twelve (12) month probationary period;
and

WHEREAS, Chief Abrams has recommended Officer Zagaja for permanent appointment.

NOW, THEREFOR BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale,
County of Bergen, New Jersey that Maciej Zagaja is hereby permanently appointed to the
Montvale Police Department, effective August 2014.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Cudequest						
Curry						
Ghassali						
LaMonica						
Lane						
Talarico						

Adopted: October 28, 2014

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Roger J. Fyfe
Mayor



Montvale Police Department
Borough of Montvale

Jeremy Abrams
Chief of Police

October 13, 2014

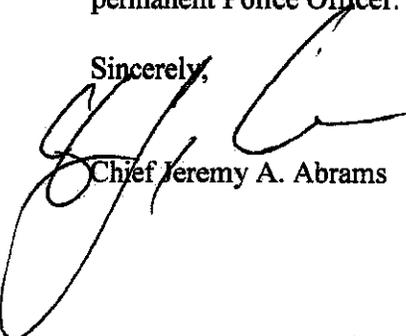
Mayor Roger Fyfe
Borough of Montvale
12 Mercedes Drive
Montvale, N.J. 07645

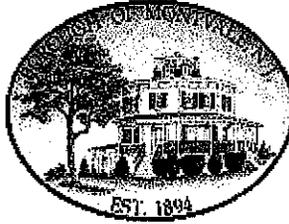
Dear Mayor Fyfe,

I am pleased to report that as of August 2014 Police Officer Maciej Zagaja has successfully completed the required time period as Probationary Police Officer.

I recommend without reservation the appointment of Probationary Officer Zagaja to permanent Police Officer.

Sincerely,


Chief Jeremy A. Abrams



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 151-2014**

RE: Authorize Purchase State Contract/ Montvale Fire Prevention Vehicle /Winner Ford of Cherry Hill

WHEREAS, The Mayor and Council approved the purchase of a State Contract 2015 Interceptor Utility, All Wheel Drive Base Vehicle State Contract #82925 for the Montvale Fire Prevention Department; and

WHEREAS, the vehicle will be paid and furnished as per the quotation attached to the original of this resolution financing agreement; and

WHEREAS, purchase and payment shall be made to Winner Ford of Cherry Hill, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034; and

NOW, THEREFORE, BE IT RESOLVED, the Chief Financial Officer has certified that funds are available and certification is attached to the original of this resolution.

NOW THEREFORE, BE IT FURTHER RESOLVED, the Mayor and Council authorize the Borough Administrator to execute documentation for this state contract purchase with the above named vendor.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Cudequest						
Curry						
Ghassali						
LaMonica						
Lane						
Talarico						

Adopted: October 28, 2014

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Roger J. Fyfe
Mayor



BOROUGH OF MONTVALE

12 Mercedes Drive • Montvale, N.J. 07645-2199
TEL (201) 391-5700 • FAX (201) 391-9317 • TDD (201) 391-6239

PURCHASE ORDER	
THIS NUMBER MUST APPEAR ON ALL INVOICES, PACKING LISTS, CORRESPONDENCE, ETC.	
No.	14-01129

ORDER DATE: 10/08/14
REQUISITION NO: R4-01141
DELIVERY DATE:
STATE CONTRACT: WBRC
F.O.B. TERMS:

SHIP TO

Borough of Montvale -R. Ludwig
Fire Prevention
12 Mercedes Drive
Montvale, NJ 07645

VENDOR

VENDOR #: 03228
WINNER FORD OF CHERRY HILL
CHAS S. WINNER, INC.
250 HADDONFIELD-BERLIN RD
CHERRY HILL, NJ 08034

NEW JERSEY SALES TAX EXEMPT # 22-6002101

PAYMENT RECORD	
CHECK NO.	
CHECK DATE	
VENDOR INVOICE #	

QTY/UNIT	DESCRIPTION	ACCOUNT NO.	UNIT PRICE	TOTAL COST
1.00	FIRE PREV VEHICLE-2015 FORD IN 2015 FORD POLICE INTERCEPTOR UTILITY NJ STATE CONTRACT #82925 (T-2776) BASE: \$23,400 plus \$2,990 for: Radio Noise Suppression Skid Plate Dual LED Spotlight SYNC Remote Entry Reverse Sensing Rear View Camera Int Upgrade Pkg Power Htd Mirrors EA153 80 Amp Power Source Front Headlamp Prep Pkg	4-01-44-818-000	26,390.0000	26,390.00
			TOTAL	26,390.00

COLOR: OXFORD WHITE

ORDER VALID UNLESS IT IS SIGNED BELOW

DEPARTMENTAL APPROVAL

CLAIMANT'S CERTIFICATION & DECLARATION

Spurstone Kalafut
ACCOUNTS PAYABLE

Maura Jarosella
ADMINISTRATOR

Personal knowledge of services rendered or receipt of materials, supplies and equipment.

DATE _____ DEPT. HEAD _____

Maura Jarosella
PAYMENT APPROVAL
ADMINISTRATOR

I do solemnly declare and certify under the penalties of the law that the within bill is correct in all its particulars; that the articles have been furnished or services rendered as stated therein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim; that the amount therein stated is justly due and owing; and that the amount charged is a reasonable one.

X

VENDOR SIGN HERE

CERTIFICATION OF AVAILABILITY OF FUNDS

GOVERNING BODY APPROVAL

DATE _____ OFFICIAL POSITION _____

Bella 10/15/14
DATE

COMMITTEE PERSON

INCORPORATED? YES NO



(856) 427-2792 Phone
(856) 428-4718 Fax
N.J. Contract # 82925

**2015 Police Interceptor Utility, All Wheel Drive
Base Vehicle**

\$23,400.00

- 3.7L V6 Engine
- 6 Speed Auto Transmission
- Heavy Duty Rubber Floor
- Cloth Front Bucket/Vinyl Rear Seat
- Power Windows/Locks/Mirrors
- Air Conditioning
- AM/FM Stereo
- Tilt Steering
- Rear Window Defroster
- Red/Clear Dome 5"
- Radio Noise Suppression 100.00 x¹
- Skid Plate 385.00
- Dual LED Spotlight 665.00 x
- SYNC 295.00 x
- Remote Entry 260.00 x
- Reverse Sensing 275.00 x
- Rear View Camera 245.00 x
- Interior Upgrade Package 390.00 x
- Power Heated Mirrors 60.00 x
- EAI53 80 Amp Power Source 190.00
- Front Headlamp Prep Package 125.00 x

Deflector? 335

color: Oxford White

Total \$26,390.00

RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, N.J., that the following bills, having been referred to the Borough Council and found correct, be and the same hereby be paid:

<u>FUND</u>	<u>AMOUNT</u>	<u>NOTES</u>
Current	\$119,947.00	Bill List Wire 10/28/14
	<u>198,122.98</u>	Wires/Manual Checks
Current TOTAL	318,069.98	
Escrow - Trust	14,061.45	Bill List Wire 10/28/14
Housing Trust	2,295.00	Bill List Wire 10/28/14
Open Space Trust	550.00	Bill List Wire 10/28/14
Dog Trust	15.60	Bill List Wire 10/28/14
Capital Fund	4,806.50	Bill List Wire 10/28/14

This resolution was adopted by the Mayor and Council of Montvale at a meeting held on 10/28/14

Introduced by: _____

Approved: 10/28/14

Seconded by: _____

Roger Fyfe, Mayor

ATTEST:

Maureen Iarossi-Alwan, Municipal Clerk

MANUAL/VOID CHECKS - WIRES
October 28, 2014

<u>Check #</u>	<u>PO #</u>	<u>Date</u>	<u>Transaction/Vendor</u>	<u>Amount</u>
WIRE		10/10/14	Payroll Account	125,218.75
WIRE		10/10/14	Salary Account	72,454.58
WIRE		10/10/14	FSA Account	<u>449.65</u>
	Total			<u>198,122.98</u>

P.O. Type: All
Range: First to Last
Format: Detail without Line Item Notes

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor # Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00043 NORTH JERSEY MEDIA GROUP	14-01158	10/17/14	ADV -SEPT										
	1		AC# 1101718 ADV PLANNING -SEPT	244.67	4-01-21-720-021		B ADVERTISING	R	10/17/14	10/22/14		SEPT 2014	N
	2		ADV BOH -SEPT	46.74	4-01-27-785-021		B ADVERTISING	R	10/17/14	10/22/14		SEPT 2014	N
	3		ADV CLERK -SEPT	159.06	4-01-20-701-021		B ADVERTISING	R	10/17/14	10/22/14		SEPT 2014	N
				450.47									
			Vendor Total:	450.47									
00071 UNITED WATER NEW JERSEY	14-01172	10/21/14	3825412222 FIRE HYDRANTS										
	1		3825412222 FIRE HYDRANTS	15,831.32	4-01-31-834-029		B OTHER CONTRACTUAL ITEMS	R	10/21/14	10/22/14		OCTOBER	N
			Vendor Total:	15,831.32									
00097 CABLEVISION	14-01161	10/20/14	07873-199375-01-1 CABLEVISION										
	1		07873-199375-01-1 CABLEVISION	84.90	4-01-25-752-108		B MAINTENANCE/RENTAL AGREEMENTS	R	10/20/14	10/22/14		OCT.NOV.	N
	14-01162	10/20/14	07873-218840-01-0 CALBEVISION										
	1		07873-218840-01-0 CALBEVISION	4.39	4-01-27-791-063		B SENIOR ACTIVITIES	R	10/20/14	10/22/14		OCTOBER 2014	N
	14-01163	10/20/14	07873-204461-01-0 CABLEVISION										
	1		07873-204461-01-0 CABLEVISION	93.68	4-01-20-701-029		B OTHER CONTRACTUAL ITEMS	R	10/20/14	10/22/14		OCT.NOV.	N
			Vendor Total:	182.97									
00114 CORBI PRINTING CO. INC.	14-01070	09/25/14	ATS Mailers										
	1		ATS Mailers	165.12	4-01-42-855-023		B PRINTING & BINDING	R	09/25/14	10/22/14		141045	N

Vendor # Name	PO #	PO Date	Description	Contract Amount	PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00114 CORBI PRINTING CO. INC.				Continued								
	14-01070	09/25/14	ATS Mailers		Continued							
			2 ATS Mailers	178.88	4-01-41-250-023	B PRINTING AND BINDING	R	09/25/14	10/22/14		141045	N
				344.00								
			Vendor Total:	344.00								
00125 NORTHWEST BERGEN REGIONAL												
	14-00196	02/11/14	HEALTH SERVICES - 2014		B							
			5 HEALTH SERVICES-4TH QTR 2014	13,304.64	4-01-27-785-029	B OTHER CONTRACTUAL ITEMS	R	04/22/14	10/22/14		4TH QTR 2014	N
			Vendor Total:	13,304.64								
00142 PITNEY BOWES, INC.												
	14-00576	05/06/14	POSTAGE MACHINE LEASE & MAINT.		B							
			4 POSTAGE MACHINE LEASE AND	855.00	4-01-20-701-108	B MAINTENANCE/RENTAL AGREEMENTS	R	05/06/14	10/22/14		7467534-0T14	N
			Vendor Total:	855.00								
00146 PSE&G CO.												
	14-01168	10/20/14	PSE&G CHARGES /SEPTEMBER									
			1 6502643000 MEMORIAL DR SR CTR.	15.27	4-01-31-829-086	B NATURAL GAS - ONE MEMORIAL	R	10/20/14	10/22/14		SEPTEMBER	N
			2 6772525604 12 MERCEDES DR	201.17	4-01-31-829-078	B NATURAL GAS - 12 MERCEDES	R	10/20/14	10/22/14		SEPTEMBER	N
			3 6532701009 CHESTN.RDG TS ELECT	237.90	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
			4 6702243308 159 CHESTNUT RDG RD	32.19	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
			5 6673192003 31 W GRAND AVE	15.05	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
			6 6600192208 VLY VIEW TER	11.17	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
			7 6575412106 W GRAND FIREHOUSE	27.66	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
			8 6530025502 RAILROAD RECREATION	19.58	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
			9 6703262608 43 HUFF TER	12.49	4-01-31-829-070	B NATURAL GAS	R	10/20/14	10/22/14		SEPTEMBER	N
				572.48								
			Vendor Total:	572.48								
00159 AMADO, HERMINIO												
	14-01155	10/17/14	REIM MEAL & UNIFORM									
			1 REIM MEAL DURING TRAINING	11.75	4-01-25-745-041	B MEAL REIMBURSEMENT	R	10/17/14	10/22/14		MEALS	N

Vendor # Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00159 AMADO, HERMINIO			Continued										
	14-01155	10/17/14	REIM MEAL & UNIFORM		Continued								
			2 UNIFORM - FROM TURN OUT	81.99	4-01-25-745-251		B ABRAMS, JEREMY A - CLOTHING	R	10/17/14	10/22/14		MEALS	N
				93.74									
			Vendor Total:	93.74									
00164 STATELINE FIRE & SAFETY, INC.													
	14-00999	09/08/14	BATTERIES & PADS FOR AED										
			1 PADS FOR AED	136.00	4-01-25-752-058		B OTHER EQUIPMENT & SUPPLIES	R	09/08/14	10/22/14		96456	N
			2 BATTERIES FOR AED	420.00	4-01-25-752-058		B OTHER EQUIPMENT & SUPPLIES	R	09/08/14	10/22/14		96456	N
				556.00									
	14-01112	10/06/14	PD FIRE EXTINGUISHER REFILL										
			1 PD FIRE EXTINGUISHER REFILL	45.10	4-01-25-745-102		B OXYGEN TANK/FIRE EXT - M & R	R	10/06/14	10/22/14		96591	N
			Vendor Total:	601.10									
00178 FAIR GAME GOOSE CONTROL INC.													
	14-00005	01/06/14	GOOSE CHASING 2014			B							
			12 GOOSE CHASING BD OF HEALTH	550.00	T-14-56-286-001		B RESERVE FOR OPEN SPACE TRUST	R	01/06/14	10/22/14		33 BD OF HEALTH	N
	14-01173	10/21/14	GEESE CONTROL BD OF EDUCATION										
			1 GEESE CONTROL BD OF EDUCATION	550.00	4-01-27-785-092		B GEESE CONTROL	R	10/21/14	10/22/14		33 BD OF ED	N
			Vendor Total:	1,100.00									
00258 ROCKLAND ELECTRIC													
	14-01175	10/22/14	ROCKLAND ELECTRIC CHARGES/SEPT										
			1 0674933003 1 MEMORIAL SR CTR.	1,035.40	4-01-31-825-086		B ELECTRICITY - 1 MEMORIAL	R	10/22/14	10/22/14		SEPTEMBER	N
			2 0897137012 3 MEMORIAL FLD LTS	76.74	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			3 0611933003 MEMORIAL DR DPW	668.39	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			4 0653933003 GRAND OTHR MTLBX	84.79	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			5 0590933001 35 W GRAND FIRE DPT	737.98	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			6 0128933004 KINDERKAMACK RD	255.25	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			7 0157026009 1 MEMORIAL FLD LTS	26.90	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			8 9767932024 CHECTNUT RDG TFLT	47.85	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
			9 9494934001 S MIDDLETOWN SWR LF	424.66	4-01-31-825-071		B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00258 ROCKLAND ELECTRIC			Continued											
	14-01175	10/22/14	ROCKLAND ELECTRIC CHARGES/SEPT	Continued										
	10	0716933005	MEMORIAL TENNIS CRT	40.87	4-01-31-825-071			B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
	11	0758933005	1 MEMORIAL SHED 1	13.86	4-01-31-825-071			B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
	12	1451933002	1 MEMORIAL SHED 2	19.08	4-01-31-825-071			B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
	13	1472933002	GRAND TFLT 1	68.28	4-01-31-825-071			B ELECTRICITY	R	10/22/14	10/22/14		SEPTEMBER	N
				<u>3,500.05</u>										
			Vendor Total:	3,500.05										
00297 FRA TECHNOLOGIES														
	14-01088	09/30/14	MILS PROGRAM FOR RETAIL ESTAB.											
	1		MILS PROGRAM FOR RETAIL ESTAB.	600.00	4-01-27-785-029			B OTHER CONTRACTUAL ITEMS	R	09/30/14	10/22/14		CONTRACT	N
			Vendor Total:	600.00										
00329 NJ STATE DEPT. OF HEALTH														
	14-01097	10/01/14	AUG./SEPT DOG REGISTRATION FEE											
	1		AUGUST DOG REGISTRATION FEE	9.60	T-12-56-286-001			B RESERVE FOR DOG LICENSE	R	10/01/14	10/22/14		AUGUST 2014	N
	2		SEPTEMBER DOG REGISTRATION FEE	6.00	T-12-56-286-001			B RESERVE FOR DOG LICENSE	R	10/01/14	10/22/14		SEPTEMBER 2014	N
				<u>15.60</u>										
			Vendor Total:	15.60										
00332 ZAGAJA, MACIEJ														
	14-01148	10/15/14	REIM NEW EQUIP											
	1		ANKLE HOLSTER	53.00	4-01-25-745-254			B ZAGAJA, MACIEJ	R	10/15/14	10/22/14		HOLSTER	N
			Vendor Total:	53.00										
00375 BOROUGH OF PARK RIDGE														
	14-00956	08/19/14	TRI-BORO FUEL CHARGES/JULY											
	1		TRI-BORO FUEL CHARGES/JULY	5,262.98	4-01-31-833-074			B GASOLINE & DIESEL FUEL	R	08/19/14	10/22/14		JULY	N
	14-00957	08/19/14	TRI-BORO AMBULANCE FUEL CHARGE											
	1		TRI-BORO AMBULANCE FUEL CHARGE	302.62	4-01-25-748-074			B GASOLINE	R	08/19/14	10/22/14		JULY	N

Vendor # Name	PO #	PO Date	Description	Amount	Contract Charge	PO Type Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00375	BOROUGH OF PARK RIDGE		Continued										
14-01151	10/16/14	TRI-BORO FUEL CHARGES/SEPT.											
	1		TRI-BORO FUEL CHARGES/SEPT.	4,579.13	4-01-31-833-074		B GASOLINE & DIESEL FUEL	R	10/16/14	10/22/14		SEPTEMBER	N
14-01152	10/16/14	TRI-BORO AMBULANCE FUEL CHARGE											
	1		TRI-BORO AMBULANCE FUEL CHARGE	186.15	4-01-25-748-074		B GASOLINE	R	10/16/14	10/22/14		SEPTEMBER	N
			Vendor Total:	10,330.88									
00387	ROCKLAND BUILT HOMES												
14-01144	10/15/14	ESCROW BOND REFUND											
	1		ESCROW & BOND REFUND	427.85	E-08-00-206-12A		B ROCKLAND BLT 605/17 & 18	R	10/15/14	10/22/14		ESCROW/BOND REF	N
	2		ESCROW & BOND REFUND	1,929.60	E-08-00-206-12C		B Rockland Built Homes -BOND (605/18)	R	10/15/14	10/22/14		ESCROW/BOND REF	N
				2,357.45									
			Vendor Total:	2,357.45									
00699	ATLANTIC TOMORROWS OFFICE												
14-00084	01/14/14	COPY MACHINE MAINTENANCE				B							
	4		COPY MACHINE MAINTENANCE 2014	516.83	4-01-20-701-062		B OFFICE EQUIP - MAINT/REPAIR	R	01/14/14	10/22/14		CNIN412491	N
14-01085	09/29/14	toner building department											
	1		toner	470.00	4-01-22-725-059		B COMPUTER EQUIPMENT & SUPPL	R	09/29/14	10/22/14		ARIN261276	N
			Vendor Total:	986.83									
00707	BOMAN, DONALD												
14-01147	10/15/14	REIMB MEALS DURING TRAINING											
	1		REIMB MEALS DURING TRAINING	75.65	4-01-25-745-041		B MEAL REIMBURSEMENT	R	10/15/14	10/22/14		MEALS	N
			Vendor Total:	75.65									
00730	BOGGIA & BOGGIA, ESQS.												
14-00221	02/18/14	LEGAL FEES 2014				B							
227		LEGAL SERVICES THROUGH 9/30/14		1,038.45	4-01-20-712-028		B OTHER PROF/CONSULTANT SERVICES	R	08/12/14	10/22/14		23046	N
228		CELL TOWER		196.00	4-01-20-712-028		B OTHER PROF/CONSULTANT SERVICES	R	08/12/14	10/22/14		23047	N
229		BPU PETITION UNITER WATER NJ		854.00	4-01-20-712-028		B OTHER PROF/CONSULTANT SERVICES	R	08/12/14	10/22/14		23048	N
230		REGAN DEVELOPMENT		476.00	4-01-20-712-028		B OTHER PROF/CONSULTANT SERVICES	R	08/12/14	10/22/14		23049	N

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00730 BOGGIA & BOGGIA, ESQS.			Continued											
	14-00221	02/18/14	LEGAL FEES 2014				Continued							
231	JOAN DONDERO V. BORO OF MONTVAL	42.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	08/12/14	10/22/14	23050						N
232	GENERAL BID MATTERS	154.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23051						N
233	VALLEY VIEW CONDO ASSOC.	168.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23053						N
234	MONTVALE DPW-FEDERAL ACTION	1,028.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23054						N
235	BERGEN COUNTY TAX APPEALS 2014	840.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23055						N
236	BENJAMIN MOORE TAX APPEAL	350.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23056						N
237	PRIM MONTVALE LLC TAX APPEAL	98.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23057						N
238	DE ANGELO TAX APPEAL	42.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23058						N
239	REALTY ASSOC. IOWA TAX APPEAL	14.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23059						N
240	MACK PROPERTIES CO. TAX APPEAL	14.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23060						N
241	KSL TAX APPEAL	154.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23061						N
242	KAPLAN & DRESSNER TAX APPEAL	14.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23062						N
243	K.HOV. @ RIDG. LLC TAX APPEAL	14.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23063						N
244	WESTERN UNION TAX APPEAL	280.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23064						N
245	20 CRAIG ROAD TAX APPEAL	98.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23065						N
246	EDWARD SNEATH TAX APPEAL	378.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23066						N
247	JUSTIN LILLI TAX APPEAL	14.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23067						N
248	SUMMIT PLAZA INC. TAX APPEAL	28.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23068						N
249	H.E. NORTHGATE TAX APPEAL	683.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23069						N
250	SAMSON PARAGON TAX APPEAL	70.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23070						N
251	STEPHANIE ZAK TAX APPEAL	350.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23071						N
252	ALEXANDER SUMMER LLC TX APPEAL	42.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23072						N
253	HUB PROPERTIES TAX APPEAL	42.00	4-01-20-712-028	B OTHER PROF/CONSULTANT SERVICES	R	10/02/14	10/22/14	23073						N
		7,481.45												
14-01045	09/17/14	ESCROW PAYMENT A&P LITIGATION												
1	SPECIAL REZONING ORDINANCE	3,531.00	E-08-00-213-08A	B Mtv1 Dev Assoc-MP/Ord Litigation	R	09/17/14	10/22/14	22923						N
14-01135	10/09/14	ESCROW PAYMENT A&P LITIGATION												
1	ROE.V. MONTVALE NEW ZONING	2,128.00	E-08-00-213-08A	B Mtv1 Dev Assoc-MP/Ord Litigation	R	10/09/14	10/22/14	23052						N
	Vendor Total:	13,140.45												
00731	MASER CONSULTING P.A.													
13-01478	10/11/13	PROF. ENGINEERING SVS CHESTNUT	B											
12	CHESTNUT RIDGE RD IMPROVEMENTS	2,847.75	C-04-55-370-A00	B ENGINEERING - COUNTY ROAD IMPROVEMENT	R	10/11/13	10/22/14	249682						N

Vendor # Name	PO #	PO Date	Description	Contract Amount	PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
01088 BERGEN COUNTY ASSOCIATION												
14-00962 08/20/14 2014 ASSESSORS DUES												
	1		2014 ASSESSORS DUES	165.00	4-01-20-710-044	B PROFESSIONAL ASSOCIATION DUES	R	08/20/14	10/22/14		2014 DUES	N
Vendor Total:				165.00								
01156 DIRECT ENERGY BUSINESS												
14-01171 10/21/14 DIRECT ENERGY GAS CHARGES												
	1	613984/614280	12 MERCEDES/AUG.	252.89	4-01-31-829-078	B NATURAL GAS - 12 MERCEDES	R	10/21/14	10/22/14		H14516879	N
	2	913984/614276	W.GRAND AVE/AUG.	21.95	4-01-31-829-070	B NATURAL GAS	R	10/21/14	10/22/14		H14516884	N
	3	613984/614277	159 CHEST.RD/AUG	0.57	4-01-31-829-070	B NATURAL GAS	R	10/21/14	10/22/14		H14516878	N
	4	613984/614281	43 HUFF TER/AUG.	1.66	4-01-31-829-070	B NATURAL GAS	R	10/21/14	10/22/14		H14516883	N
	5	613984/614278	31 W GRAND/SEPT.	6.61	4-01-31-829-070	B NATURAL GAS	R	10/21/14	10/22/14		H14581842	N
	6	613984/614282	1 MEMORIAL/SEPT.	6.97	4-01-31-829-086	B NATURAL GAS - ONE MEMORIAL	R	10/21/14	10/22/14		H14581841	N
Vendor Total:				290.65								
01210 GOOSETOWN COMMUNICATIONS												
14-01159 10/20/14 REMOVAL & INSTALL. NEW RADIO												
	1		REMOVAL & INSTALLATION OF	706.85	4-01-25-752-058	B OTHER EQUIPMENT & SUPPLIES	R	10/20/14	10/22/14		71666	N
Vendor Total:				706.85								
01368 ROBALINO, ERIC												
14-01149 10/15/14 REIMB MEALS DURING TRAINING												
	1		REIMB MEALS DURING TRAINING	37.00	4-01-25-745-041	B MEAL REIMBURSEMENT	R	10/15/14	10/22/14		MEALS	N
Vendor Total:				37.00								
01390 BUSINESS MANAGEMENT DAILY												
14-01113 10/06/14 SUBSCRIPTION												
	1		SUBSCRIPTION	98.00	4-01-21-720-033	B BOOKS & PUBLICATIONS	R	10/06/14	10/22/14		DR8677	N
Vendor Total:				98.00								

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
Item Description	Amount	Charge Account	Acct Type Description								
03773 NATIONAL FIRE PROTECTION ASSN											
14-00982 08/27/14 2014 FIRE EDUCATION HANDOUTS											
1 2014 FIRE EDUCATION HANDOUTS	4,000.00	4-01-25-753-033	B BOOKS & PUBLICATIONS			R	08/27/14	10/22/14		130326	N
2 2014 FIRE EDUCATION HANDOUTS	1,340.44	4-01-25-752-058	B OTHER EQUIPMENT & SUPPLIES			R	08/27/14	10/22/14		130326	N
	5,340.44										
Vendor Total:	5,340.44										

Total Purchase Orders: 62 Total P.O. Line Items: 134 Total List Amount: 141,675.55 Total Void Amount: 0.00

Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total
CURRENT FUND 2014 BUDGET	4-01	119,947.00	0.00	119,947.00	0.00
CAPITAL FUND	C-04	4,806.50	0.00	4,806.50	0.00
BOA ESCROW ACCOUNTS	E-08	14,061.45	0.00	14,061.45	0.00
OTHER TRUST ACCOUNT	T-03	2,295.00	0.00	2,295.00	0.00
DOG TRUST ACCOUNT	T-12	15.60	0.00	15.60	0.00
OPEN SPACE TRUST ACCT	T-14	550.00	0.00	550.00	0.00
Year Total:		<u>2,860.60</u>	<u>0.00</u>	<u>2,860.60</u>	<u>0.00</u>
Total Of All Funds:		<u>141,675.55</u>	<u>0.00</u>	<u>141,675.55</u>	<u>0.00</u>

Rubenstein, Meyerson, Fox, Mancinelli, Conte & Bern, P.A.
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■Court Approved Mediator
◊Diplomate in NJ Local Gov't Law

Writer's email:
rmancinelli@rmfmcclaw.com

September 15, 2014

VIA EMAIL & REGULAR MAIL

Ms. Maureen Iarossi-Alwan, Borough Clerk
Borough of Montvale
12 Mercedes Drive
Montvale, New Jersey 07645

Re: Rockland Built Homes, Inc. Subdivision
Premises: 6 Pennsylvania Avenue, Montvale, New Jersey, Block 1505, Lot

Dear Ms. Iarossi:

This firm represents the applicant, Rockland Built Homes, Inc., with regard to the above captioned matter presently pending before the Planning Board for preliminary subdivision approval.

This letter shall serve to confirm my availability and the applicant's Engineer's availability to attend the Mayor & Council's meeting on September 30, 2014 at 7:30 p.m., to discuss the applicant's development plans and request to vacate Short Avenue.

Thank you for your continuing courtesy and cooperation.

Very truly yours,

RUBENSTEIN, MEYERSON, FOX, MANCINELLI,
CONTE & BERN, P.A.

Robert J. Mancinelli (a)

By
Robert J. Mancinelli

*Discuss
vacation of
Short
Ave next
month
MFB*

RJM/cjl

cc: R.L. Engineer, Inc. (via email)

Rockland Built Homes, Inc.

Rubenstein, Meyerson, Fox, Mancinelli, Conte & Bern, P.A.

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Writer's email:
rmancinelli@rmfmclaw.com

August 21, 2014

Honorable Roger J. Fyfe
Mayor's Office
Borough of Montvale
12 Mercedes Drive
Montvale, NJ 07645

Re: Rockland Built Homes, Inc. Subdivision Application
Premises: 6 Penn Avenue, Block 1505, Lot 1, Montvale, New Jersey

Dear Mayor Fyfe:

This firm represents the applicant, Rockland Built Homes, Inc. (RBH) with regard to the above captioned matter which presently has an application for preliminary subdivision approval pending before the Planning Board wherein it seeks to subdivide its property into two (2) conforming lots and to reconfigure an existing right-of-way used by an adjacent property to access its property.

The subject property is surrounded by three (3) paper streets which present challenges for RBH to develop the property due to the existing steep slope topography and off-site drainage conditions. Since the filing of the application, several meetings/discussions have taken place wherein the Borough Engineer and RBH's representatives discussed the possibility of acquiring the paper street known as Short Avenue which would provide the property owner with additional lot area to address the existing engineering challenges.

RBH appeared this week before the Planning Board to further present its plans which have been revised in accordance with prior comments and review of the Borough's professionals. The Planning Board Chairman instructed me to contact the Governing Body so that it can begin the process of formally vacating Short Avenue. Accordingly, please accept this letter as a formal request of behalf of RBH for the Governing Body to consider and approve this request.

RUBENSTEIN, MEYERSON, FOX, MANCINELLI & CONTE, P.A.

August 22, 2014

Page 2

Both RBH's Engineer and I can attend a future Mayor & Council work session to discuss this request and to informally present the development plans and the resulting affect if the Borough was inclined to vacate Short Avenue. If you should require any additional information at this time, do not hesitate to contact me.

Thank you in advance for your consideration of this request.

Very truly yours,

RUBENSTEIN, MEYERSON, FOX, MANCINELLI,
CONTE & BERN, P.A.

By
Robert J. Mancinelli

RJM/cjl

cc: Ms. Maureen Iarossi-Alwan, Borough Clerk/Administrator
Mr. John DePinto, Planning Board Chairman
Mr. Andrew R. Hipolit, P.E., Borough Engineer
Philip Boggia, Esq., Borough Attorney
Robert T. Regan, Esq., Planning Board Attorney

Memo

TO: Mayor Fyfe and Council
Maureen Iarossi-Alwan-Administrator

FROM: R. Lorraine Hutter-Land Use Administrator *R Lorraine Hutter*

DATE: September 3, 2014

RE: Vacation of Short Avenue

At last night's Planning Board Meeting, September 2, 2014, the Board had discussed the letter dated August 21, 2014 from Mr. Robert Mancinelli. It is the recommendation of the Board to have the Mayor and Council vacate Short Avenue which is a paper street. This would provide the property owners on both side with additional lot area and ease some of the existing engineer challenges of the project.

The Planning Board recommends the vacation of Short Avenue.



Francine Chesler, Esq.
Phone: 732-623-6819
Fax: 732-623-6705
fchesler@khov.com

October 2, 2014

Via Email (mavorfyfe@montvaleboro.org) & Regular Mail

Mayor Roger J. Fyfe
Montvale City Council
Borough of Montvale
12 Mercedes Drive
Montvale, New Jersey 07645

**Re: Reserve at Montvale
Block 302, Lot 1 (new)
Request for Street Name**

Dear Mayor Fyfe and Members of the City Council:

We have closed title on the above captioned property.

We are requesting that the Borough approve a name for the internal loop road. I have listed three names in our order of preference:

- Autumn Way ✓
- Maple Court
- Hickory Way

Thank you for your consideration.

Very truly yours,

K. HOVNANIAN AT MONTVALE II, LLC


FRANCINE CHESLER
Legal Council

cc: Lorraine Hutter

TO: All Developers

From: The Mayor and Council
Maureen Iarossi-Alwan, Administrator/Municipal Clerk

Subject: Borough of Montvale/Suggested Street Names

The following is a list of ***suggested*** street names that is provided by the Historic Preservation Commission and Planning Board of the Borough of Montvale. When you are making your street name selection, please inform the Mayor & Council in writing.

SUGGESTED STREET NAMES:

*Ackerman
Bittersweet Terrace
Cottonwood Drive
Cranberry Lane
Driftway Lane
*Eckerson
Flintlock Road
Honeysuckle Drive
Iron Horse Lane
Larch Street
*Pulis
Spicewood Road
Sandstone Road
Sweetbriar Lane
*Swales
*Van Houten
*Van Orden
Wedgehill Road

If a developer has more than one street to name, one of the names selected shall be one with an asterisk beside it. ***Alternate street names may be submitted to the Mayor & Council for consideration.***

- The names of founding families shall be combined with an appropriated designation such as Street, Road, Lane, Circle, Court, etc.

ALL SELECTIONS MUST BE IN WRITING

last update 3/24/2009