

**MINUTES  
WORK SESSION**

The Work Session Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:35 pm. Adequate notification was published in the official newspaper of the Borough of Montvale. Roll call was taken.

**OPEN PUBLIC MEETING STATEMENT**

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

**ROLL CALL:**

Councilmember Curry	Councilmember LaMonica
Councilmember Ghassali	Councilmember Lane
Councilmember Koelling	Councilmember Talarico

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

**Swearing in of Councilmember Dieter Koelling**

**MINUTES:**

February 10, 2015

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

**RESOLUTIONS:**

**44-2015 Emergency Temporary Appropriation**

**WHEREAS**, an emergent condition has arisen with respect to certain budget appropriations and no adequate provision has been made in the 2015 temporary budget, and N.J.S.A. 40A:4-20 provides for the creation of emergency temporary appropriations for said purpose; and **WHEREAS**, the total emergency temporary resolutions adopted in the year 2015 pursuant to the provisions of N.J.S.A. 40A:4-20 (Chapter 96, P.L. 1951) including this resolution total:

Current Fund        \$52,345.00

**NOW, THEREFORE, BE IT RESOLVED** (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made in the total amount of:

Current Fund        \$40,000.00

2. That said emergency temporary appropriation (will be) provided in the 2015 budget;
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

**CURRENT FUND**

General Appropriations  
Operations – Within “CAPS”

Administrative and Executive:	
Other Expenses	\$30,000.00
Tax Assessment Administration (Assessment of Taxes):	
Other Expenses	<u>10,000.00</u>
	\$40,000.00

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

**45-2015 Award Professional Service Contract / Maser Consulting / Engineering and Surveying Services for Firehouse Improvements**

**WHEREAS**, the Borough of Montvale is required to perform surveying, lead testing, asbestos testing and ground penetrating radar for the existing Firehouse at 35 West Grand Ave. This requirement deems it necessary to engage the professional services of an Engineer to provide these services; and

**WHEREAS**, section N.J.S.A. 40A:11-5 of the Local Public Contracts Law, (N.J.S.A. 40A:11-1 et seq.) exempts such professional services from competitive bidding; and

**WHEREAS**, Maser Consulting, Inc. 200 Valley Road, Suite 306, Mt. Arlington, NJ 07856 has submitted a proposal dated February 19, 2015 which is attached to this resolution; and

**WHEREAS**, the cost is not to exceed \$34,100.00 these costs include surveying, lead testing, asbestos testing and ground penetrating radar for the existing Firehouse at 35 West Grand Ave; and

**WHEREAS**, the Certified Municipal Finance Officer certifies funds are available said certification is hereto attached to the original of this resolution; and.

**BE IT FURTHER RESOLVED** a copy of this resolution shall be published in an official newspaper of the Borough of Montvale, be on file, available for public inspection, in the office of the Municipal Clerk, 12 Mercedes Drive, Montvale, NJ 07645.

Introduced by: Councilmember Lane; seconded by Councilmember Talarico - All ayes  
Councilmember Ghassali mentioned that on page 3 of Maser's proposal it seems to be missing part of the last sentence. Mr. Hipolit will send a revised proposal.

**46-2015 Refund Tax Overpayment / Block 1102 Lot 2; 110 Summit Avenue**

**WHEREAS**, a resolution authorizing the Borough of Montvale to refund an overpayment of taxes for the property located at 110 Summit Avenue, also known as Block 1102 Lot 2; and

**WHEREAS**, the above referenced property was sub-divided into two lots for the second half of 2014; and

**WHEREAS**, Onyx Equities, LLC paid additional property taxes in error in the amount of \$109,084.00; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Montvale, County of Bergen, New Jersey, that the Tax Collector be and is hereby authorized to refund Onyx Equities, LLC, as receiver for 110 Summit Ave, 900 Route 9 North, Suite 300, Woodbridge, NJ 07095 in the amount of \$109,084.00

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

**BILLS: Municipal Clerk read the Bill Report**

Motion to pay bills by Councilmember Lane; seconded by Councilmember Curry - All ayes  
Councilmember Ghassali asked for clarification of a bill on page 10 referring to reimbursement of mailbox damages. Pascack DPW will be charge for the reimbursement of the damage mailboxes.

**ENGINEER'S REPORT:**

Andrew Hipolit

Report/Update

a. Pascack Brook FEMA Project/Update

A revised proposal with not to exceed of \$50,000 , will be sent for next meeting

b. Requested a list of roads for 2015 Road Improvement Program

**ATTORNEY REPORT:**

Joe Voytus, Esq.

Report/Update

a. Discussion Mobile Retail Food Trucks Regulate/Change/To Ordinance

After a brief discussion with councilmembers, there are still too many unanswered questions; will continue discussion at a later date

b. DePiero Litigation

The Courts Decision was made in the boroughs favor

**UNFINISHED BUSINESS:**

Councilmember Ghassali asked for a status on ERUV; Mayor Fyfe stated that Rockland Electric did not grant permission so therefore, per borough ordinance, the poles are not allowed and will be removed in the Spring.

**NEW BUSINESS:**

None.

**COMMUNICATION CORRESPONDENCE:**

a. Status Montvale Swim Club Evaluation/Meeting Scheduled 3/6/15

A meeting has been scheduled for March 6<sup>th</sup> with the borough engineer, insurance agent, and the property maintenance inspector. They will do a complete assessment of the swimming pool and grounds.

**MEETING OPEN TO THE PUBLIC:**

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

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

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

Fire Chief Miller

Man power has been the most it's been in over 20 years; all volunteers have all updated equipment thanks to the borough - severe water leaks in the engine room – furnace is in bad shape and trying to do repairs as see fit -

A motion to close meeting to the public by Councilmember Ghassali; seconded by Councilmember LaMonica – all ayes

Motion to adjourn by Councilmember Ghassali; seconded by Councilmember Talarico – all ayes

**ADJOURNMENT**

Meeting adjourned at 8:20pm

The next Meeting of the Mayor and Council will be held March 10, 2015 at 7:30 p.m.

Budget Introduction: March 10<sup>th</sup>, 2015

Budget Adoption: April 14<sup>th</sup>, 2015

**Respectfully submitted, Fran Scordo, Deputy Municipal Clerk**