

AGENDA
WORK SESSION MEETING
BOROUGH OF MONTVALE
Mayor and Council Meeting
July 25, 2023
Meeting to Commence 7:30PM

ROLL CALL:

Councilmember Arendacs	Councilmember Lane
Councilmember Cudequest	Councilmember Roche
Councilmember Koelling	Councilmember Russo-Vogelsang

SWEARING IN OF THE FOLLOWING POLICE OFFICERS:

Lieutenants:

Andrew Fedick
E. Kash Cruise

Sergeants:

Eric Robalino
Herminio Amado

ORDINANCES:

INTRODUCTION OF ORDINANCE NO. 2023-1541 ORDINANCE APPROPRIATING \$40,000 FROM THE CAPITAL IMPROVEMENT FUND TO FUND THE PROCUREMENT OF MUNICIPAL MANAGEMENT HARDWARE AND SOFTWARE FOR THE BOROUGH OF MONTVALE

MINUTES:

July 13, 2023

CLOSED/EXECUTIVE MINUTES:

July 13, 2023

RESOLUTIONS: (CONSENT AGENDA*)

*All items listed on a consent agenda are considered to be routine and non-controversial by the Borough Council and will be approved by a motion, seconded and a roll call vote. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

- 162-2023 A Resolution Promoting Sergeant Andrew Fedick to the Position of Lieutenant
- 163-2023 A Resolution Promoting Sergeant E. Kash Cruise to the Position of Lieutenant
- 164-2023 A Resolution Promoting Police Officer Eric Robalino to the Position of Sergeant
- 165-2023 A Resolution Promoting Police Officer Herminio Amado to the Position of Sergeant
- 166-2023 A Resolution Approving the Plan and Design for the 2023 Road Improvement Program and Authorizing the Receipt of Bids
- 167-2023 Award Contract to East Coast Emergency Lighting Inc. for the Upfitting To Police Vehicle on State Contract WHELEN #17-FLEET-00761
- 168-2023 A Resolution Approving the Plan and Design for the 60-Ton HVAC Unit for the Municipal Building and Authorizing the Receipt of Bids
- 169-2023 Group Affidavit Audit Report
- 170-2023 A Resolution Authorizing a Contract with Yorktel for the Purchase of GovPilot Municipal Management Computer Software Via State Cooperative Contract T3121 20-TELE-01509

BILLS:

ENGINEER'S REPORT:

Andrew Hipolit
Report/Update

ATTORNEY REPORT:

David Lafferty, Esq.
Report/Update

ADMINISTRATOR REPORT:

Joe Voytus
Report/Update

UNFINISHED BUSINESS:

None

NEW BUSINESS:

- a. Appointment of Halyna Perederii to the Economic Committee
- b. Appointment of Faith Kaufmann to the Mayor's Advisory Committee

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:

Regular Meeting of the Mayor & Council will be held at 7:30pm on Thursday, August 10, 2023

******Disclaimer**** Subject to Additions And/Or Deletions**

**BOROUGH OF MONTVALE
ORDINANCE NO. 2023-1541**

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 July 13, 2023 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 August 10, 2023 at 7:30pm 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.

Frances Scordo, Municipal Clerk
Borough of Montvale

ORDINANCE APPROPRIATING \$40,000 FROM THE CAPITAL IMPROVEMENT FUND TO FUND THE PROCUREMENT OF MUNICIPAL MANAGEMENT HARDWARE AND SOFTWARE FOR THE BOROUGH OF MONTVALE

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

SECTION 1. \$40,000 from the Capital Improvement Fund is hereby appropriated to fund the procurement of municipal management hardware and software for the Borough of Montvale.

SECTION 2. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

MICHAEL GHASSALI, Mayor

**ATTEST:
FRANCES SCORDO
Municipal Clerk**

INTRODUCTION: 7-25-23

Councilmember	Yes	No	Absent	Abstain
Arendacs				
Cudequest				
Koelling				
Lane				
Roche				
Russo-Vogelsang				

ADOPTED: 8-10-23

Councilmember	Yes	No	Absent	Abstain
Arendacs				
Cudequest				
Koelling				
Lane				
Roche				
Russo-Vogelsang				

**PUBLIC MEETING
MINUTES**

The Public Meeting of the Mayor and Council was held in Council Chambers and called to order at 7:30PM Adequate notification was published in the official newspaper of the Borough of Montvale. Frank Musco 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 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: Mayor Mike Ghassali; Borough Attorney, Dave Lafferty; Administrator, Joe Voytus; Borough Engineer, Andy Hipolit; Municipal Clerk, Fran Scordo and Deputy Clerk, Carol Manhart

ROLL CALL:

Councilmember Arendacs	Councilmember Lane
Councilmember Cudequest	Councilmember Roche - absent
Councilmember Koelling	Councilmember Russo-Vogelsang

Mayor Ghassali appointed a new Library board member Cindy Perrini-Lam to replace Geralyn Westervelt

Pascack Hills Varsity Baseball Team – State Champs

Mayor Ghassali read a proclamation and gave each member of the team one

Police Chief, Doug McDowell – Quarterly Report

August 16 will be Touch-a-Truck 3-6pm on Memorial Drive, trucks from the police, fire, ambulance, DPW, Swat Team to name a few. Junior Police Academy will be held September 19 through November 21 for 7th and 8th graders; Held an impaired driver event with Pascack Hills; applying for a DWI grant which runs from August through Labor Day; Police Officer Robert Klecha received the Top Cop award from MADD for the most DWI arrests in the entire Bergen County; If anyone has a traffic complaint please email traffic@montvaleboro.org

ORDINANCES:

None

MEETING OPEN TO PUBLIC:

Agenda Items Only

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

No Public comment

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

MEETING CLOSED TO PUBLIC:

Agenda Items Only

MINUTES:

June 27, 2023

A motion to accept minutes by Councilmember Lane; seconded by Councilmember Cudequest - all ayes with the exception of Councilmembers Arendacs and Russo-Vogelsang abstaining

CLOSED/EXECUTIVE MINUTES:

June 27, 2023

A motion to accept minutes by Councilmember Lane; seconded by Councilmember Cudequest - all ayes with the exception of Councilmembers Arendacs abstaining

RESOLUTIONS: (CONSENT AGENDA*)

*All items listed on a consent agenda are considered to be routine and non-controversial by the Borough Council and will be approved by a motion, seconded and a roll call vote. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

156-2023 Authorize Release of Escrow – Beattie Padovano – 200 Market Street – Block 2702, Lot 1.01, Q 2000

WHEREAS, Beattie Padovano located at 200 Market Street, Suite 401, Montvale, NJ 07645 have requested release of escrow posted for Block 2702, Lot 1.01, Q C2000; and

WHEREAS, the Borough Engineer and other Borough professionals take no exception to the release; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale hereby release to Beattie Padovano in the amount of \$631.40; and

BE IT FURHTER RESOLVED, the Treasurer shall receive a copy of this resolution for processing.

157-2023 A Resolution Awarding a Contract to Shore Top Construction Corp. for the Pickleball Courts Crack Filling, Resurfacing and Net Installation Project

WHEREAS, the Borough of Montvale has a need to procure construction services for the Pickleball Courts in the Borough; and

WHEREAS, the Borough of Montvale, in accordance with the laws of the State of New Jersey, publicly advertised for the receipt of bids under specifications for the Pickleball Courts Crack Filling, Resurfacing and Net Installation Project; and

WHEREAS, three (3) bids were received on June 28, 2023; and

WHEREAS, after receipt and review of the three (3) lowest bids received, the Borough of Montvale has determined that Shore Top Construction Corp. is the lowest responsible bidder for this contract; and

WHEREAS, the Chief Financial Officer of the Borough has certified that funds have been appropriated and are available for this purpose, a copy of said certification attached to the original copy of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale that a contract is hereby awarded as follows:

Contractor

Shore Top Construction Corp.
23 Yellowbrook Road
Freehold, NJ 07728

Contract Amount

Base Bid - \$71,000.00

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby directed, authorized and empowered to execute all documents necessary to effectuate the purposes of this Resolution, consistent with the Borough's bid specifications and applicable law, subject to approval as to form by the Borough Attorney.

158-2023 Tax Court Settlement – Block 402, Lot 19.01 - 2 Holdrum Court – Roger & Kamala Raj

WHEREAS, the Mayor and Council of the Borough of Montvale have been advised of the proposed settlement of a property Tax Appeal filed by Roger & Kamala Raj (hereinafter the "Tax Appeal"), under Docket Numbers 005640-2019, 001904-2020, 001140-2021, 002335-2022 and 002779-2023, and;

WHEREAS, the aforesaid tax appeal involves a residential property located at 2 Holdrum Ct, and is otherwise referred to as Block 402 Lot 19.01 on the tax assessment map of the Borough (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel, the Borough Tax Assessor and the Borough Appraiser, and;

WHEREAS, the terms of the proposed settlement are set forth in the attached Schedule "A" included herein, and;

WHEREAS, it is in the best interest of the Borough to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, that the settlement of the aforesaid Tax Appeal be hereby approved, in accordance with the terms set forth in the attached Schedule "A", and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Borough Administrator, Tax Appeal Attorney and/or any other appropriate Borough official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

SCHEDULE "A"

A. The terms of the aforesaid tax appeal settlement shall consist as follows:

- 2019 Appeal: Withdraw
- 2020 Appeal: Withdraw
- 2021 Appeal: Withdraw
- 2022 Appeal: \$995,400
- 2023 Appeal: \$1,045,400

B. The provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") are expressly waived by the parties and shall not apply to this settlement.

Introduced by: Councilmember Lane; seconded by Councilmember Cudequest - a roll call vote was taken - all ayes

159-2023 A Resolution Approving the Submission of a Grant Application and the Execution of a Grant Agreement with the New Jersey Department of Transportation for the MA-2024-Woodland Road Resurfacing Project-00310

BE IT RESOLVED that the Mayor and Council of the Borough of Montvale formally approve the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor, Borough Administrator and/or Borough Clerk are hereby directed, authorized and empowered to submit an electronic grant application identified as MA-2024-Woodland Road Resurfacing Project-00310 to the New Jersey Department of Transportation on behalf of the Borough of Montvale; and

BE IT FURTHER RESOLVED that the Mayor, Borough Administrator and/or Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Montvale and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Introduced by: Councilmember Lane; seconded by Councilmember Koelling - a roll call vote was taken - all ayes with the exception of Councilmember Cudequest abstaining

BILLS: Administrator read the Bill Report.

Motion to pay bills by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

REPORT OF REVENUE: Administrator read the Report of Revenue -- June

COMMITTEE REPORTS:

Council President Arendacs

DPW

Status quo – bocce ball has been improved; line painting will continue

Engineering

Summit Ave paving should begin in August; 2023 road program will go out for bids roads include Magnolia, Williams, Camron, Arthur and Rutherford.

Councilmember Koelling

Police

Monthly report included in original minutes.

Planning Board

Montvale Grove was approved.

Councilmember Russo-Vogelsang

No report

Councilmember Cudequest

Library

Friends of the Library will be holding a fundraising event in the Fall; Clarie Jordan, a long time patron of the library and resident of Montvale received an award for Tudor of the Year helping students learn English as a second language; Guilija will be conducting a survey that will go out to patrons and staff; the library held their first concert on June 29th; held their ribbon cutting for the Reading Garden; 6800 books were checked out in the month of June. Will miss Geralyn Westervelt, she was a long time board member and welcome Cindy to the board.

Councilmember Lane

Fire Department

16 fires, 2 drills, 11 work details and 1 meeting;

MAYOR

Montvale was recognize by the Muslim community at the Teaneck Armory for its diversity. Will be starting the Mayor's Wellness event with the 9 gyms located in the borough; once a week a gym will sponsor a 1 hour work out for members of the community. This will promote their businesses.

ENGINEER'S REPORT:

Andrew Hipolit

Report/Update

Terkuille Road is a NJDOT grant, it will be constructed in the Spring of 2024.

ATTORNEY REPORT:

David Lafferty, Esq.

Report/Update

No report

ADMINISTRATOR REPORT:

Joe Voytus

Report/Update

HVAC in the library is now operational; we are looking into replacing the unit for administration side of the building; awarded the pickleball bids, to be completed after camp is over; had audit exit conference with our auditors, everything looks good, thanks to the finance department for getting the information the auditors needed. Dick Voorhees completed the preliminary application for the Octagon House to send down to the NJ Historic Preservation

The Clerk announced the polling location for District 4 will be moved to the senior community center. All voting districts will now be located at the senior community center at 1 Memorial Drive.

UNFINISHED BUSINESS:

- a. Draft Resolution – Appointing Special Counsel – NJDEP – NRD Settlement

160-2023 RESOLUTION APPOINTING MEYNER AND LANDIS LLP SPECIAL COUNSEL

Natural Resource Damages Settlement

NJDEP v Handy & Harmon, et al.

Docket No. BER-L-8605-19

WHEREAS, the Borough of Montvale (“Borough”) desires to hire special counsel to assist the Borough in providing comments to NJDEP regarding the proposed settlement in the referenced matter to make sure natural resource damage (“NRD”) settlement funds are directed to the Borough for reasonable NRD projects as permitted by law; and to negotiate, mediate, arbitrate, and litigate the matter as may be necessary to achieve satisfactory results, subject to Borough approval; and to work with the TBLS Group, an NRD consulting firm knowledge with NRD protocols and designing NRD projects pursuant to service proposals approved in advance by the Borough(hereinafter “Work”), and

WHEREAS, the law firm of Meyner and Landis LLP (Albert I. Telsey, Esq.) has submitted the attached retainer proposal indicating the firm will provide legal services as Special Counsel to undertake the Work set forth above for the Borough; and

WHEREAS, Special Counsel shall be hired by means of a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.8; and

WHEREAS, the Borough’s purchasing agent has determined and certified that the value of the services will exceed \$17,500.00; and

WHEREAS, the law firm of Meyner and Landis LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Meyner and Landis LLP has not made any contributions to a political or candidate committee in the Borough in the previous one (1) year and this Resolution

prohibits the law firm of Meyner and Landis LLP from making any contributions through the term of the contract;

NOW THEREFORE, BE IT RESOLVED by the Borough Council of Montvale, County of Bergen, State of New Jersey that:

1. Pursuant to N.J.S.A. 40A:11-1 et seq., the law firm of Meyner and Landis LLP be and is hereby appointed as Special Counsel for the purpose described herein.
2. The law firm of Meyner and Landis LLP is prohibited from making any contribution to a local or Bergen County political or candidate committee during the term of this appointment.
3. The Mayor and the Borough Clerk be and are hereby authorized to enter into a contract with Meyner and Landis LLP on behalf of the Borough in connection with this appointment by countersigning the attached retainer proposal.
4. The Business Entity Disclosure Certification and Determination of Value is to be placed on file with this Resolution.
5. A copy of this Resolution shall be printed once in the appropriate local newspaper(s) and is to be retained on file in the Office of the Borough Clerk.

Introduced by: Councilmember Lane; seconded by Councilmember Cudequest - a roll call vote was taken - all ayes

Borough attorney mentioned that this is as a result of the property located on Criag Road that had a long standing DEP cleanup, there is a fund now available through mediation and we have the opportunity to submit a proposal with the DEP to see what funds are available to us.

NEW BUSINESS:

- a. Draft Resolution – Opposing Assembly Bill A-4376 – Telecommunication Facilities

161-2023 A Resolution Expressing Municipal Opposition To New Jersey General Assembly Bill A-4376, A Bill Which Would Impose Unconscionable Restrictions On A Local Municipality's Right And Ability To Manage Land Use On Public And Private Land As Well As Within The Public Rights-Of-Way In Regard To The Deployment And Modification Of Telecommunications Facilities

WHEREAS, pursuant to the Municipal Land Use Law (N.J.S.A. 40:55D-1 et seq.), the Home Rule Act, as well as sections 253 and 332 of the federal Telecommunications Act (47 U.S.C. 253; 332(c)(7)), and a local jurisdiction's police powers, as established by law, regulation and custom, a municipality retains the right and authority to establish reasonable regulations concerning the placement, installation and alteration of telecommunications facilities

WHEREAS, the Borough of Montvale ("Municipality") desires to retain these rights and authorities, consistent with state and federal laws, and which allow it to, among other things, establish regulations regarding the placement and alteration of telecommunications facilities which encourage judicious siting of said facilities in order to minimize the total number of facilities throughout the Municipality and which encourage collocation when possible, and which help to minimize the adverse visual impact of said facilities via careful design, landscaping and screening techniques, on the aesthetic character of the Municipality; and

WHEREAS, on February 8, 1996, the federal government adopted the Telecommunications Act which, among other things, preserves a local government's authority over the "placement construction and modification of personal wireless service facilities" (47 U.S.C. §332(c)(7)(A)) while, at the same time, making it unlawful for a local government to prohibit or have the effect of prohibiting the provisions of personal wireless service (47 U.S.C. 332(c)(7)(B)(i)(II)), and provides that local government "shall not unreasonably discriminate among providers of functionally equivalent services" (47 U.S.C. §332(c)(7)(B)(i)(I)); and

WHEREAS, on November 18, 2009, the Federal Communications Commission ("FCC") adopted a declaratory ruling at Docket WT Docket No. 08-165 titled "Petition for Declaratory Ruling to Clarify Provisions of Section 332(c)(7)(B) to Ensure Timely Siting Review and to Preempt Under Section 253 State and Local Ordinances that Classify All Wireless Siting Proposals as Requiring a Variance" in regard to the provisions of the Telecommunications Act which require the timely siting, by establishing 90 and 150 day shot clock timeframe provisions for wireless siting applications; and

WHEREAS, on February 22, 2012, the federal government adopted the Middle Class Tax Relief and Job Creation Act which, among other things, contains provisions designed to improve and expedite wireless siting applications by specifying that eligible facilities requests which do not substantially increase the size of an existing tower or base station must be approved by local governments, with this subset of telecommunications provisions becoming subsequently known as the Spectrum Act; and

WHEREAS, on January 17, 2012, the State of New Jersey adopted the New Jersey Collocation Law (N.J.S.A. 40:55D-46.2), which specifies, among other things, that site plan review may not be required if a proposed modification does not result in an area greater than 2,500 square feet for a wireless communications compound; and

WHEREAS, on October 17, 2014, the FCC adopted a Report and Order (the "Infrastructure Order") at WT Docket No. 13-238 titled "Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies", which clarified the provisions of the Spectrum Act by describing the types of modifications to wireless facilities which constitute an Eligible Facilities Request, as the term is used in the Spectrum Act, including that a modification may not increase the height of a facility by more than 10% of its existing height; and

WHEREAS, on June 9, 2020, the FCC adopted a Declaratory Ruling and Notice of Proposed Rulemaking at WT Docket No. 19-250 titled "Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012" in order to further clarify the provisions of the Spectrum Act in regards to what type of modification constitutes an Eligible Facilities Request, including specifying which modifications do not defeat the originally intended concealment elements of an existing facility, when the FCC mandated 90 and 150 day shot clocks commence and permitted height increases for towers outside the public right-of-way; and

WHEREAS, on October 27, 2020, the FCC adopted a Report and Order at WT Docket No. 19-250 titled "Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012" in order to further clarify the provisions of the Spectrum Act by specifying the extent to which an Eligible Facilities Request to modify an existing wireless may expand said facility in size and dimensions, including that an existing facility may be expanded by up to 30 feet in any one direction; and

WHEREAS, on September 26, 2018, the FCC adopted an order entitled "Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment," (FCC-18-133A or the "Small Cell Order"), which was upheld for the most part by the Ninth Circuit Court of Appeals on August 12, 2020, concerning City of Portland et al. vs. the FCC; and

WHEREAS, the Small Cell Order places 60 and 90 day shot clock time limits on the municipal decision-making process for applications for the placement of small wireless facilities, the replacement of existing poles and the placement of new poles in the public right-of-way; and

WHEREAS, on June 27, 2022, A-4376 was introduced and sponsored by Carol A. Murphy of the 7th legislative district with said bill, among other things, intending to combine aspects of the above-referenced FCC rulings regarding the Telecommunications Act, the Spectrum Act and small wireless facilities in the public right-of-way, while also going well above and beyond said rulings in regard to its intention to preempt a local jurisdiction's right and authority to manage its territory and rights-of-way; and

WHEREAS, on June 5, 2023, the Assembly Telecommunications and Utilities Committee amended and favorably reported A-4376; and

WHEREAS, if adopted, A-4376 would expand the existing preemption framework of the state and federal government by, among other things, accelerating review timeframes and precluding discretionary for most antenna siting applications; and

WHEREAS, per A-4376, discretionary land use approvals would only be an option for a municipality if facility installation on a structure not previously used for antennas increased that structure's height by more than 20 feet, or expanded width by more than 20 feet or the width of a structure; and

WHEREAS, A-4376 encompasses both tower and rooftop sites on private land as well as small wireless antenna facilities on utility poles and other supporting structures in the public right-of-way; and

WHEREAS, the overarching effect of A-4376 would be to essentially eliminate nearly all effective control of a municipality's territory in regard to telecommunications facilities deployments; and

WHEREAS, this is an excessive and unreasonable loss of authority which runs contrary to the intention of the Municipal Land Use Law, the Home Rule Act and local police powers; and

WHEREAS, as a result, the Municipality strongly opposes passage of said bill A-4376 and desires to maintain its existing rights and authority to regulate telecommunications facilities within its jurisdiction.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale, County of Bergen and State of New Jersey that:

1. The Borough of Montvale opposes New Jersey General Assembly bill A-4376.
2. The Borough of Montvale urges the Assembly not to pass A-4376.
3. A copy of this resolution will be submitted to both chambers of the New Jersey Legislature, and any applicable legislative committees tasked with reviewing same, including the Assembly Telecommunications and Utilities Committee, which will be asked to reconsider its favorable report of A-4376.

Introduced by: Councilmember Lane; seconded by Councilmember Koelling - a roll call vote was taken - all ayes

b. Waverly Place – Block Party

A resident on Waverly Place is requesting his street to be closed on July 29th for a block party. A motion by Councilmember Lane; seconded by Councilmember Cudequest to approve – all agreed

c. Boy Scouts – Request Camp Out

Boy scouts are requesting to have their camp out again this year at the swim club property on September 22, 23 and 24. Councilmember Lane made a motion to approve; seconded by Councilmember Koelling – all agreed

d. Police Promotions

Councilmember Koelling made a recommendation to promote the following police officers:

E. Kash Cruise and Andrew Fedick promote to Lieutenant and Eric Robalino and Herminio Amado promote to Sergeant. A motion to approve by Councilmember Cudequest; seconded by Councilmember Lane – all agreed. Swearing in will be July 25

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 Lane; seconded by Councilmember Cudequest - all ayes

No Public Comment

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

MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT:

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

Meeting was adjourned at 8:29pm

Regular Workshop Meeting of the Mayor & Council to be held at 7:30pm on July 25, 2023

Respectfully submitted, Frances Scordo, Municipal Clerk

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 162-2023**

RE: A Resolution Promoting Sergeant Andrew Fedick to the Position of Lieutenant

Whereas, the Borough of Montvale finds it necessary and appropriate to promote a police officer to the position of Lieutenant; and

Whereas, the Borough did conduct a promotional process in according with the Borough Code and the Rules and Regulations of the Police Department; and

Whereas, the Mayor and Council find that Sergeant Andrew Fedick is the most qualified candidate for promotion to Lieutenant, with a salary increase pursuant to the Collective Negotiations Agreement between the Borough and the PBA; and

Whereas, funds have been appropriated and are available for this purpose.

Now, Therefore, Be It Resolved that the Mayor and Council do hereby promote Sergeant Andrew Fedick to the position of Lieutenant in the Montvale Police Department effective August 1, 2023, to serve at the pay scale set forth in the applicable Collective Negotiations Agreement and to perform the duties set forth in the Borough Code and the Rules and Regulations of the Police Department.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 163-2023**

RE: A Resolution Promoting Sergeant E. Kash Cruise to the Position of Lieutenant

Whereas, the Borough of Montvale finds it necessary and appropriate to promote a police officer to the position of Lieutenant; and

Whereas, the Borough did conduct a promotional process in according with the Borough Code and the Rules and Regulations of the Police Department; and

Whereas, the Mayor and Council find that Sergeant E. Kash Cruise is the most qualified candidate for promotion to Lieutenant, with a salary increase pursuant to the Collective Negotiations Agreement between the Borough and the PBA; and

Whereas, funds have been appropriated and are available for this purpose.

Now, Therefore, Be It Resolved that the Mayor and Council do hereby promote Sergeant E. Kash Cruise to the position of Lieutenant in the Montvale Police Department effective August 1, 2023, to serve at the pay scale set forth in the applicable Collective Negotiations Agreement and to perform the duties set forth in the Borough Code and the Rules and Regulations of the Police Department.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 164-2023**

RE: A Resolution Promoting Police Officer Eric Robalino to the Position of Sergeant

Whereas, the Borough of Montvale finds it necessary and appropriate to promote a police officer to the position of Sergeant; and

Whereas, the Borough did conduct a promotional process in according with the Borough Code and the Rules and Regulations of the Police Department; and

Whereas, the Mayor and Council find that Police Officer Eric Robalino is the most qualified candidate for promotion to Sergeant, with a salary increase pursuant to the Collective Negotiations Agreement between the Borough and the PBA; and

Whereas, funds have been appropriated and are available for this purpose.

Now, Therefore, Be It Resolved that the Mayor and Council do hereby promote Police Officer Eric Robalino to the position of Sergeant in the Montvale Police Department effective August 1, 2023, to serve at the pay scale set forth in the applicable Collective Negotiations Agreement and to perform the duties set forth in the Borough Code and the Rules and Regulations of the Police Department.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 165-2023**

RE: A Resolution Promoting Police Officer Herminio Amado to the Position of Sergeant

Whereas, the Borough of Montvale finds it necessary and appropriate to promote a police officer to the position of Sergeant; and

Whereas, the Borough did conduct a promotional process in according with the Borough Code and the Rules and Regulations of the Police Department; and

Whereas, the Mayor and Council find that Police Officer Herminio Amado is the most qualified candidate for promotion to Sergeant, with a salary increase pursuant to the Collective Negotiations Agreement between the Borough and the PBA; and

Whereas, funds have been appropriated and are available for this purpose.

Now, Therefore, Be It Resolved that the Mayor and Council do hereby promote Police Officer Herminio Amado to the position of Sergeant in the Montvale Police Department effective August 1, 2023, to serve at the pay scale set forth in the applicable Collective Negotiations Agreement and to perform the duties set forth in the Borough Code and the Rules and Regulations of the Police Department.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 166-2023**

RE: A Resolution Approving the Plan and Design for the 2023 Road Improvement Program and Authorizing the Receipt of Bids

WHEREAS, N.J.S.A. 59:4-6 provides in pertinent part that neither the public entity nor a public employee is liable for an injury caused by the plan or design of public property or any improvement thereto where the plan or design was approved in advance of construction by the governing body or a public employee exercising discretionary authority on its behalf or where such plan or design was prepared in conformity with standards previously approved by the governing body; and

WHEREAS, certain improvements described herein have been designed by Colliers Engineering and Design; and

WHEREAS, the Borough of Montvale wishes to memorialize its approval of said design and authorize the receipt of bids for such project.

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

1. The plans and specifications entitled "2023 Road Improvement Program," prepared by Colliers Engineering and Design, dated July 19, 2023, are hereby approved.
2. The Borough Clerk is hereby authorized to publish notice for the receipt of bids, pursuant to bid specifications prepared by the Design Professional.
3. Upon the completion of the improvements described herein above, the Design Professional shall inspect said improvements and certify to the Borough Council, before final payment is made for same, that said improvements have been constructed in accordance with the above-referenced plans, specifications and design.
4. The Borough Clerk shall archive this Resolution in a manner consistent with the purpose of perpetually documenting governmental immunity in the event of any claim based upon the plan, design or construction of the improvement.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

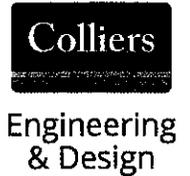
ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

400 Valley Road Suite 304
Mt. Arlington New Jersey 07856
Main: 877 627 3772



July 19, 2023

Joseph Voytus
Borough Administrator
Borough of Montvale
12 DePiero Drive
Montvale, NJ 07645

Re: Montvale Road Program
Authorization to Release for Bidding
Borough of Montvale, Bergen County, NJ
Colliers Engineering & Design Project No. MVB0062

Dear Mr. Voytus,

Colliers Engineering & Design, Inc. (CED), is currently completing the design and plans for milling and paving and other related work for the Montvale Road Program for the following roads:

- Magnolia Avenue: Entire length;
- Williams Road: Entire length;
- Cameron Court: Entire length;
- Arthur Court: Entire length; and
- Rutherford Place: Hillcrest Avenue to Crest Drive.

PROJECT SCHEDULE

The following is the anticipated project schedule:

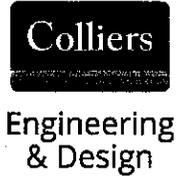
<u>Task</u>	<u>Approximate Start Date</u>	<u>Approximate End Date</u>
Out To Bid	Wednesday, July 26, 2023	
Bid Opening	Tuesday, August 8, 2023	
Contract Award	Thursday, August 10, 2023	
Construction	August, 2023	September, 2023

Based on the above referenced information, I recommend that the Mayor and Council authorize CED to release the Montvale Road Program Project for bidding.

Project No. MVB0062

July 19, 2023

Page 2 | 2



Thank you for your kind attention to this matter. Should you have any questions or require additional information, please feel free to contact this office.

Sincerely,

Colliers Engineering & Design, Inc.

dba Maser Consulting

A handwritten signature in black ink, appearing to read "Andrew Hipolit".

Andrew Hipolit, PE, PP, CME, CFM, CPWM

Discipline Leader

cc: Mayor and Council (via Clerk/Administrator)

Frances Scordo, Borough Clerk (fscordo@montvaleboro.org)

R:\Projects\M-P\MVB\MVB0062\Correspondence\OUT\230719_Authorization to Bid_Montvale Road Program_MVB0062.docx

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 167-2023**

RE: Award Contract to East Coast Emergency Lighting Inc. for the Upfitting To Police Vehicle on State Contract WHELEN #17-FLEET-00761

WHEREAS, the Mayor and Council approved the purchase of a 2023 Durango police vehicle for the Borough of Montvale's Police Department; and

WHEREAS, the Borough of Montvale deemed in necessary to upfit this vehicle for the purposes intended; and

WHEREAS, East Cost Emergency Lighting, Inc. 200 Mecco Drive, Millstone Township, NJ 08535 is the State Contract vendor selected to do said upfitting to this vehicle; and

NOW THEREFORE, BE IT FURTHER RESOLVED, the Mayor and Council authorize the Borough to award the State Contract WHELEN #17-FLEET-00761 to East Coast Emergency for a not to exceed amount of \$21,237.38 for the upfitting of this vehicle; 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.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

East Coast Emergency Lighting, Inc

732-940-2211
200 Mecco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
6/14/2023	36956

Name / Address
Borough of Montvale 12 DePiero Drive Montvale, NJ 07645

Ship To
INSTALL @ TAPPAN

P.O. No.	FOB	Rep	Created By:
		RMC	SRD

Item	Description	Qty	Cost	Total
	2023 Durango NJ STATE CONTRACT WHELEN #17-FLEET-00761			
BW44UFX	2015-2023 DODGE DURANGO INNER-EDGE XLP WCX DUO	1	1,179.20	1,179.20
BWPE	WCX DUO XLP PASS LTHD BLU/WHT	6	0.00	0.00
BWDD	WCX DUO XLP DRVR LTHD RED/WHT	6	0.00	0.00
TLI3JC	WHELEN; ION T-SERIES LINEAR TRIO R/B/W - FRONT GRILLE	4	114.95	459.80
TLI3JC	WHELEN; ION T-SERIES LINEAR TRIO R/B/W - SIDE OF FRONT BUMPER	2	114.95	229.90
TCRWX5	WeCanX TRACER 5-LAMP HOUSING	2	613.80	1,227.60
TCRWXPJC	WCX TRACER PRIMARY TRIO R/B/W	2	59.95	119.90
TCRWXSJC	WCX TRACER SECONDARY TRIO RBW	8	59.95	479.60
TCRB44	TRACER MTG KIT DODGE DURANGO	2	28.05	56.10
PSJ02FCR	STRIPLITE+ DUO FLASHER RED/BLU - SIDE CARGO WINDOWS	2	113.30	226.60
PSBK190	STRIP-LITE+ 90 DEG MT KIT	2	16.50	33.00
BS44Z	IE RST WCX 10-LT S/D DURANGO	1	798.05	798.05
ISDK	INNER EDGE FST/RST DUO RED/AMB	5	32.45	162.25
ISDM	INNER EDGE FST/RST DUO BLU/AMB	5	32.45	162.25
TLI3JC	WHELEN; ION T-SERIES LINEAR TRIO R/B/W - REAR LICENSE PLATE	2	114.95	229.90
RPWT44	ION REARPILLAR WC TRIO DURANGO	1	1,064.80	1,064.80
OEI3RBC	ADD 1 R/B/W ION OUTER EDGE	6	0.00	0.00
TLI2J	ION T-SERIES LINEAR DUO R/B - REAR HATCH	2	103.95	207.90
C399	CENCOM CORE WCX CONTROL CENTER	1	738.10	738.10

Total

East Coast Emergency Lighting, Inc

732-940-2211
200 Mecco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
6/14/2023	36956

Name / Address
Borough of Montvale 12 DePiero Drive Montvale, NJ 07645

Ship To
INSTALL @ TAPPAN

P.O. No.	FOB	Rep	Created By:
		RMC	SRD

Item	Description	Qty	Cost	Total
CCTL6	Whelen WeCanX KNOB/SLIDE CONTROL HEAD	1	246.95	246.95
C399K3	Whelen, OBDII CANPORT KIT DODGE - OBDII CANPort™ Installation Kit for C399 for 2018-2020 Ram 1500, 2021 Ram 2500, and 2018-2020 Dodge Charger and 2018-2022 Durango (Not for use with Core-R™ and Core-S™)	1	33.00	33.00
CEXAMP	WeCan EXTERNAL AMPLIFIER	1	196.35	196.35
CHWLUNI	WHELEN WCX LOW FREQ SIREN AMP UNIV MT	1	395.45	395.45
SA315P	SA315P SPEAKER, BLACK PLASTIC	2	215.05	430.10
SAK54CM	Dodge Durango, 2015-2022, Center Mount, for One or Two Speakers (Replaces SAK54)	1	26.95	26.95
CEM16	WeCanX 16 OUTPUT EXPANSION MOD	4	152.35	609.40
CV2V	VEHICLE-TO-VEHICLE SYNC MODULE	1	193.60	193.60
TCRWX5	A credit of 420.60 will be applied to this invoice upon payment of 1459.30	1	1,459.30	1,459.30
Installation	INSTALLATION OF ABOVE WHELEN EQUIPMENT	30	75.75	2,272.50
C-VS-2300-DUR	NJ STATE CONTRACT HAVIS #17-FLEET-00719 Vehicle-Specific 23" Console for 2021-2022 Dodge Durango Pursuit	1	374.38	374.38
CUP2-1001	Self-Adjusting Double Cup Holder	1	43.55	43.55
C-ARM-102	Side Mount Armrest	1	61.10	61.10
C-EB40-CCS-1P	Havis 1-Piece Equipment Mounting Bracket, 4" Mounting Space, Fits Whelen Cencom CCSRN, CCSRNTA, MPC03	1	0.00	0.00
C-EB25-XTL-1P	1-Piece Equipment Mounting Bracket, 2.5" Mounting Space, Fits Motorola XTL2500, XTL5000-05, APX-7500,	1	0.00	0.00

Total

East Coast Emergency Lighting, Inc

732-940-2211
200 Mecco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
6/14/2023	36956

Name / Address
Borough of Montvale 12 DePiero Drive Montvale, NJ 07645

Ship To
INSTALL @ TAPPAN

P.O. No.	FOB	Rep	Created By:
		RMC	SRD

Item	Description	Qty	Cost	Total
C-HDM-426	Internal Pole Mount for 2021 Dodge Durango Console Part # C-HDM-426	1	27.30	27.30
C-HDM-214	8.5" Heavy Duty Telescoping Pole, Side Mount	1	119.60	119.60
C-FP-2-EC	EAST COAST LOGO FACEPLATE	1	0.00	0.00
C-FP-4	4" Filler Plate	1	0.00	0.00
C-FP-25	2-1/2" Filler Plate	1	0.00	0.00
Installation	INSTALLATION OF ABOVE HAVIS EQUIPMENT	10	90.00	900.00
IK0574DUR11FSR	SETINA (NON-CONTRACT) "Single Prisoner Transport Partition #6VS Stationary Window Coated Polycarbonate FOR USE WITH: - Setina Replacement Seat"	1	959.20	959.20
QK0634DUR11	Dodge Durango, Setina Transport Seat, Full Replacement Transport Seat, TPO Plastic with Center Pull Seat Belts	1	751.20	751.20
QK0491DUR11	TPO Floor Pan	1	207.20	207.20
DK0100DUR11	Dodge Durango, Setina Door Panels, TPO Plastic, Installs over OEM Door Panels	1	247.20	247.20
WK0514DUR11H	SETINA WINDOW BARRIER VS STEEL HORIZONTAL 11-23 DURANGO REQUIRED: STOCK OR TPO DOOR PANEL (SOLD SEPARATELY)	1	255.20	255.20
TK1460DUR11	E-Z Lift Cargo Deck with Tray	1	919.20	919.20
PK0316DUR112ND	#12VS Coated Poly Partition	1	471.20	471.20
Installation	INSTALLATION OF ABOVE SETINA EQUIPMENT	10	75.00	750.00
Installation	INSTALL OF CUSTOMER SUPPLIED RADIO AND ANTENNA	4	75.00	300.00

Total

**East Coast Emergency
Lighting, Inc**

732-940-2211
200 Mecco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
6/14/2023	36956

Name / Address
Borough of Montvale 12 DePiero Drive Montvale, NJ 07645

Ship To
INSTALL @ TAPPAN

This estimate shall be valid for 60 Days. Any verbal changes to the estimate are not binding unless agreed to by all parties in writing.

P.O. No.	FOB	Rep	Created By:
		RMC	SRD

Item	Description	Qty	Cost	Total
Installation	INSTALLATION OF CUSTOMER SUPPLIED SCANNER AND ANTENNA	4	75.00	300.00
Installation	INSTALLATION OF CUSTOMER SUPPLIED MODEM	2	75.00	150.00
Installation	INSTALLATION OF CUSTOMER SUPPLIED FLASHLIGHT CHARGER	1.5	75.00	112.50
Installation	INSTALLATION OF CUSTOMER SUPPLIED E-TICKET PRINTER	2	75.00	150.00
Installation	INSTALLATION OF CUSTOMER SUPPLIED CAMERA SYSTEM	10	75.00	750.00
Installation	INSTALLATION OF CUSTOMER SUPPLIED GUNLOCK	2	75.00	150.00
			Total	\$21,237.38

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 168-2023**

RE: A Resolution Approving the Plan and Design for the 60-Ton HVAC Unit for the Municipal Building and Authorizing the Receipt of Bids

WHEREAS, N.J.S.A. 59:4-6 provides in pertinent part that neither the public entity nor a public employee is liable for an injury caused by the plan or design of public property or any improvement thereto where the plan or design was approved in advance of construction by the governing body or a public employee exercising discretionary authority on its behalf or where such plan or design was prepared in conformity with standards previously approved by the governing body; and

WHEREAS, certain improvements described herein have been designed by Order of the Mayor and Council of the Borough of Montvale; and

WHEREAS, the Borough of Montvale wishes to memorialize its approval of said design and authorize the receipt of bids for such project.

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

1. The plans and specifications entitled " 6-Ton HVAC Roof Unit," prepared by the Design Professional, are hereby approved.
2. The Borough Clerk is hereby authorized to publish notice for the receipt of bids, pursuant to bid specifications prepared by the Design Professional.
3. Upon the completion of the improvements described herein above, the Design Professional shall inspect said improvements and certify to the Borough Council, before final payment is made for same, that said improvements have been constructed in accordance with the above-referenced plans, specifications and design.
4. The Borough Clerk shall archive this Resolution in a manner consistent with the purpose of perpetually documenting governmental immunity in the event of any claim based upon the plan, design or construction of the improvement.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 169-2023**

RE: Group Affidavit Audit Report

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

WHEREAS, the Annual Report of Audit for the year 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of the N.J.S.A.40A:5-6, and a copy has been received by each member of the Governing Body; and

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

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

GENERAL COMMENTS
RECOMMENDATIONS

and

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

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

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

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

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

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

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

 Frances Scordo
 Municipal Clerk

 Michael Ghassali
 Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 170-2023**

A Resolution Authorizing a Contract with Yorktel for the Purchase of GovPilot Municipal Management Computer Software Via State Cooperative Contract T3121 20-TELE-01509

WHEREAS, pursuant to N.J.S.A. 40A:11-12a and N.J.C.A. 5:34-7.29(c), the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the Borough of Montvale has the need to procure GovPilot Municipal Management Computer Software using New Jersey State Contract Number T3121 20-TELE-01509, from reseller Yorktel World Headquarters, 81 Corbett Way, Eatontown, NJ 07724; and

WHEREAS, Yorktel has submitted Quote # 170076 in the amount of \$36,363.00 annually, plus \$3,000 for data integration, for the following ten (10) modules:

- OPRA
- Business Registration
- Pet Licenses
- Retail Food Establishment License
- Report a Concern (Property Maintenance)
- Use Permits (Planning Board)
- Garage Sales
- Tree Removal
- Fire Prevention Module
- Fire Incidents

and

WHEREAS, the Chief Financial Officer has certified that sufficient funds have been appropriated and are available for this purpose.

NOW THEREFORE BE IT RESOLVED, as follows:

1. The Borough of Montvale does approve Quote #170076 from Yorktel for the purchase of GovPilot Municipal Management Computer Software in the amount of \$36,363.00 annually, plus a \$3,000 one-time fee for data integration.
2. The Mayor, Borough Clerk and/or Borough Administrator are hereby directed, authorized and empowered to execute an agreement with Yorktel and/or GovPilot, consistent with this resolution.
3. This resolution shall take effect immediately.

Councilmember	Motion	Second	Yes	No	Absent	Abstain	No Vote
Arendacs							
Cudequest							
Koelling							
Lane							
Roche							
Russo-Vogelsang							

Adopted: July 25, 2023

ATTEST:

APPROVED:

 Frances Scordo
 Municipal Clerk

 Michael Ghassali
 Mayor



Issued by: Yorktel Eastern Region
 Yorktel World Headquarters
 81 Corbett Way, Eatontown, NJ 07724
 Tel: 732-413-6000 Fax: 732-791-1502
 Send POs to: contracts@yorktel.com

QUOTATION SUMMARY

CUSTOMER: MONTVALE BOROUGH NJ
CONTACT: Joseph Voytus
CITY/STATE/COUNTRY: Montvale, NJ UNITED STATES
TELEPHONE#: 201-391-5700 **FAX#:** **EMAIL:**
DESCRIPTION: NJ T3121 MONTVALE BOROUGH GOVPILOT
 CUSTOM AGREEMENT NONE PROVIDED
 TIER 3 PRICING
 POP 8/1/2023 - 7/31/2024
CUSTOMER NOTE:
CONTRACT#: T3121 20-TELE-01509

QUOTE#: 170076 **REV#:**
QUOTE SENT DATE: 07/17/2023
ACCT. MANAGER: LEANNE MOSELLE

FOR: T3121

SOFTWARE:

OEM MODEL	DESCRIPTION	YTC COST	MARKUP%	YTC SELL PRICE	QTY	EXT COST	EXT SELL
GOVPILOT	ANNUAL ACCOUNT SUBSCRIPTION	\$34,544.85	5.26	\$36,363.00	1	\$34,544.85	\$36,363.00
ONE TIME DATA FEE	GOVPILOT ONE TIME DATA FEE	\$950.00	5.26	\$1,000.00	3	\$2,850.00	\$3,000.00

TYPE TOTAL: \$39,363.00

SYSTEM TOTAL: \$39,363.00

TOTAL FOR QUOTE# 170076 : \$39,363.00

OPTION(S)

NO OPTION SELECTED

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	\$2,202,817.01	Bill List Wire 7/25/2023
	<u>285,953.26</u>	Wires/Manual Checks
Current TOTAL	2,488,770.27	
Capital	309,206.25	Bill List Wire 7/25/2023
Escrow	17,031.50	Bill List Wire 7/25/2023
Housing Trust	2,975.00	Bill List Wire 7/25/2023
General Trust	3,347.50	Bill List Wire 7/25/2023
Recreation Trust	20,046.88	Bill List Wire 7/25/2023
Dog Trust	16.80	Bill List Wire 7/25/2023

*This resolution was adopted by the Mayor and Council of Montvale
at a meeting held on 7/25/23*

Introduced by: _____

Approved: 7/25/23

Seconded by: _____

Michael Ghassali, Mayor

ATTEST:

Frances Scordo, Municipal Clerk

MANUAL/VOID CHECKS - WIRES
July 25, 2023

<u>Check #</u>	<u>PO #</u>	<u>Date</u>	<u>Vendor/Transaction</u>	<u>Amount</u>
WIRE		6/28/23	Payroll Account-Current	184,155.47
WIRE		6/28/23	Salary Deduction Account	\$101,697.79
WIRE		6/28/23	FSA Account	100.00
Total				<hr/> <hr/> 285,953.26

P.O. Type: All
 Range: First to Last
 Format: Condensed
 Vendors: All
 Rcvd Batch Id Range: First to Last

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

Include Non-Budgeted: Y

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00023	BERGEN CTY UTILITIES AUTHORITY	23-00294	02/16/23	2023 SEWER SERVICE CHARGES	Open	252,736.00	0.00		B
00027	BT SPECIALTIES	23-00923	06/30/23	EAGLE SCOUT PLAQUES	Open	195.00	0.00		
00043	NORTH JERSEY MEDIA GROUP	23-01009	07/19/23	395748 NORTH JERSEY MEDIA ADV.	Open	627.88	0.00		
00046	COUNTY OF BERGEN, TREASURER	23-00147	01/19/23	2023 COUNTY TAXES	Open	1,633,787.00	0.00		B
00097	CABLEVISION	23-00945	07/06/23	07873-240495-01-5 OPTIMUM	Open	236.23	0.00		
		23-00972	07/12/23	07873-204461-01-0 OPTIMUM	Open	145.32	0.00		
		23-00998	07/17/23	07873-109890-01-7 OPTIMUM	Open	164.89	0.00		
						546.44			
00108	MONTVALE HARDWARE & SUPPLY	23-00845	06/15/23	FLASHLIGHT FOR INSPECTIONS	Open	42.51	0.00		
		23-00914	06/28/23	ITEMS FOR NEW AC UNIT	Open	57.55	0.00		
						100.06			
00112	MONTVALE SENIOR CLUB	23-00892	06/26/23	SR CLUB LUNCHEON - OLD TAPPAN	Open	10,226.00	0.00		
00114	CORBI PRINTING CO. INC.	23-00882	06/22/23	ATS MAILERS	Open	948.00	0.00		
00116	VERIZON	23-00946	07/06/23	651-285-414-0001-73 VERIZON	Open	294.62	0.00		
00125	NORTHWEST BERGEN REGIONAL	23-00158	01/20/23	2023 HEALTH SERVICES	Open	5,237.00	0.00		B
00146	PSE&G CO.	23-00966	07/11/23	PSE&G - JUNE 2023	Open	170.83	0.00		
00191	FIREWORKS EXTRAVAGANZA	23-00852	06/15/23	FIREWORKS DEPOSIT	Open	7,500.00	0.00		
00258	ROCKLAND ELECTRIC COMPANY	23-00967	07/11/23	ROCKLAND ELECTRIC - JUNE 2023	Open	8,420.14	0.00		
00329	NJ STATE DEPT. OF HEALTH	23-00961	07/11/23		Open	16.80	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00375	BOROUGH OF PARK RIDGE								
		23-00896	06/26/23	TRI-BORO FUEL JUNE 2023	Open	5,674.33	0.00		
		23-00929	07/05/23	TRI-BORO RADIO EXPENSES	Open	4,358.19	0.00		
		23-00999	07/17/23	SENIOR VAN REPAIR	Open	189.37	0.00		
						<u>10,221.89</u>			
00400	FAIRFIELD MAINTENANCE, INC.								
		22-01350	10/25/22	STORAGE TANK INSPECTION-A/B OP	Open	415.00	0.00		B
00497	LEVITZKI, ANN								
		23-00301	02/16/23	2023 COURT - CELL PHONE	Open	69.69	0.00		B
00554	BERGEN MUNI.EMPL.BENEFITS FUND								
		23-00166	01/23/23	2023 HEALTH BENEFITS	Open	69,195.00	0.00		B
00578	TREASURER, STATE OF NJ DCA								
		23-00941	07/06/23	2ND QUARTER STATE FEES	Open	10,561.00	0.00		
00717	LOPRESTI, ADAM								
		23-00964	07/11/23	CAMP BAGELS	Open	332.01	0.00		
00731	COLLIER'S ENGINEERING & DESIGN								
		23-00149	01/19/23	2023 GENERAL ENGINEERING SVCS.	Open	6,067.50	0.00		B
		23-00737	05/24/23	2023 ROADWAY IMPROVEMENT PROG.	Open	7,675.00	0.00		B
		23-00871	06/21/23	MUNICIPAL ENGINEERING REVIEW	Open	1,850.00	0.00		
		23-00876	06/22/23	MUNICIPAL ENGINEERING REVIEW	Open	277.50	0.00		
		23-00906	06/27/23	MUNICIPAL ENGINEERING REVIEW	Open	1,932.50	0.00		
		23-00907	06/27/23	MUNICIPAL ENGINEERING REVIEW	Open	7,515.00	0.00		
		23-00908	06/27/23	MUNICIPAL ENGINEERING REVIEW	Open	92.50	0.00		
		23-00917	06/28/23	TERKUILE ROAD 2023 NJDOT GRANT	Open	22,971.25	0.00		B
		23-00922	06/29/23	MUNICIPAL ENGINEERING REVIEW	Open	787.50	0.00		
		23-00958	07/10/23	MUNICIPAL ENGINEERING REVIEW	Open	1,110.00	0.00		
						<u>50,278.75</u>			
00769	URBAN AUTO SPA								
		23-00960	07/10/23	CAR WASH & OIL CHANGE SERVICES	Open	60.00	0.00		
00801	WESTPHAL WASTE SERVICES, INC.								
		23-00254	02/08/23	2023 GARBAGE COLLECTION	Open	69,250.00	0.00		B
00806	MOTOROLA INC.								
		22-01199	09/27/22	PD CAR CAMERA	Open	7,593.20	0.00		
00891	RIDGEMONT PIZZA & RESTAURANT								
		23-00900	06/26/23	6/23 COUNSELOR TRAINING LUNCH	Open	323.00	0.00		
		23-00990	07/13/23	PIZZA FOR MAYOR/COUNCIL MTG	Open	93.25	0.00		
						<u>416.25</u>			
00896	GIAMMARINO, MICHAEL								
		23-00059	01/09/23	2023 INTERPRETING SERVICES	Open	150.00	0.00		B
00982	SHOW ME THE MONET LLC								
		23-00850	06/15/23	PAINTING W/ A TWIST 6/27/23	Open	2,142.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01120	GTBM INC.	23-00841	06/14/23	PD E-TICKET FEE	Open	2,995.00	0.00		
01132	COOPERATIVE COMMUNICATIONS, INC	23-00203	01/30/23	2023 BORO PHONE 201-391-5700	Open	2,063.19	0.00		B
01144	METICULOUS CLEANING SERVICES	23-00782	06/05/23	CLEANING OF FIRE HOUSE - JUNE	Open	285.00	0.00		
01211	TURN OUT UNIFORMS & CO.	22-01461	11/15/22	PD NEW RECRUIT OUTFITTING UNIF	Open	3,087.80	0.00		
		23-00854	06/16/23	HAWKEN CLOTHING ALLOWANCE	Open	400.98	0.00		
		23-00855	06/16/23	WYNOHRADNYK CLOTHING ALLOWANCE	Open	369.98	0.00		
		23-00858	06/16/23	PD CLOTHING	Open	388.00	0.00		
		23-00930	07/05/23	KLECHA CLOTHING ALLOWANCE	Open	160.00	0.00		
		23-00933	07/05/23	ZAGAJA CLOTHING ALLOWANCE	Open	43.99	0.00		
						<u>4,450.75</u>			
01223	ELECTRICAL POWER SYSTEMS INC.	23-00692	05/17/23	GENERATOR CONTRACT 8/23-7/24	Open	5,214.50	0.00		
01278	MCNERNEY & ASSOCIATES, INC	23-00898	06/26/23	PROFESSIONAL SERVICES RENDERED	Open	450.00	0.00		
01368	ROBALINO, ERIC	23-00939	07/06/23	REIMB CLOTHING & MEALS	Open	201.51	0.00		
01488	BANISCH ASSOCIATES, INC.	23-00891	06/26/23	PROFESSIONAL SERVICES RENDERED	Open	825.00	0.00		
01616	GEORGI'S HOOK UP LLC.	23-00707	05/18/23	PD CAR DETAILING TINTING	Open	560.00	0.00		
01724	MOTOROLA SOLUTIONS INC.	22-01434	11/09/22	PD ANTENNA	Open	150.00	0.00		
01746	STREET COP TRAINING LLC	23-00837	06/14/23	MORAN TRAINING CLASS	Open	249.00	0.00		
01856	MONTVALE FLORIST	23-00902	06/27/23	GET WELL FLOWERS FOR G. CLARK	Open	40.00	0.00		
01890	GREATAMERICA FINANCIAL SRVCS.	23-00139	01/19/23	POSTAGE MACHINE LEASE	Open	635.80	0.00		B
01892	AC DAUGHTRY INC.	23-00853	06/16/23	PD SERVICE DOOR ACCESS	Open	225.00	0.00		
01907	THE CASTLE FUN CENTER	23-00847	06/15/23	CASTLE FUN CENTER TRIP 7/17/23	Open	2,205.46	0.00		
01915	TGA OF BERGEN COUNTY	23-00551	04/20/23	WINTER 23 ADULT VOLLEYBALL	Open	6,960.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01959	COLONNELLI BROTHERS INC.	23-00269	02/10/23	EMERG SANITARY SEWER REPAIRS	Open	3,425.00	0.00		B
01962	AT&T MOBILITY II LLC	23-00888	06/23/23	PD PATROL PHONE PLAN	Open	134.14	0.00		
01968	DISPOTO, NICHOLAS	23-00886	06/23/23	REIMB TRAINING CLASS	Open	239.00	0.00		
01993	GREG TANZER SPRINKLERS	23-00422	03/16/23	SPRINKLER CONTRACT 2023	Open	550.00	0.00		B
02009	TREESCAPE AERIAL ADVENTURE PRK	23-00848	06/15/23	TREESACPE TRIP 7/11/23	Open	2,838.00	0.00		
02031	JERSEY PRINT & PROMOTION INC.	23-00797	06/06/23	PD T-SHIRTS TOUCH A TRUCK	Open	3,070.00	0.00		
02032	ALPHA OMEGA INVESTMENT GROUP	23-00865	06/20/23	SITE PLAN REVIEW DINNER	Open	98.18	0.00		
02033	TEAM ONE NETWORK	23-00169	01/23/23	PD RIFLE INST TRAINING	Open	1,990.00	0.00		
02043	LAKEVIEW MARINA & SKI INSTRUCT	23-00993	07/13/23	7/14 TRIP- 10 SKI BOATS	Open	2,950.00	0.00		
02141	REGAN, ROBERT T., ESQ.	23-00911	06/27/23	ESCROW PAYMENTS	Open	3,744.00	0.00		
02144	ALL COUNTY MECHANICAL	23-00521	04/12/23	REPLACEMENT OF HVAC UNIT	Open	212,750.00	0.00		B
		23-00953	07/10/23	7 TON A/C LIBRARY	Open	1,350.00	0.00		
		23-00954	07/10/23	REPAIR 7TON A/C LIBRARY SPLIT	Open	922.47	0.00		
						<u>215,022.47</u>			
02408	MCDOWELL, DOUGLAS	23-00936	07/06/23	REIMB CLTHG ALLOWANCE	Open	751.00	0.00		
		23-00943	07/06/23	REIMB POLICE EXPO ATLANTIC CIT	Open	594.58	0.00		
						<u>1,345.58</u>			
02426	VERIZON WIRELESS	23-00991	07/13/23	242317-00001 JUNE 2023	Open	1,727.75	0.00		
02561	MANZELLI, TYBE	23-00924	06/30/23	MILEAGE REIMBURSEMENT	Open	366.00	0.00		
02987	DATA NETWORK SOLUTIONS	23-00815	06/08/23	2023 BORO PHONE 201-391-5700	Open	1,425.18	0.00		B
02988	VAN BUREN, MARK	23-00989	07/13/23	2023 MONTVALE WELLNESS PROGRAM	Open	125.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type		
02990	VILLAGE SPRINGS AT MONTVALE	23-00870	06/21/23	VILLAGE SPRING HOA ASSISTANCE	Open	2,150.00	0.00				
02991	KAPLAN, JOHANNY	23-00913	06/28/23	ADVENTURE CAMP REFUND	Open	550.00	0.00				
03060	TRI-STATE TECHNICAL SERVICES	23-00905	06/27/23	CONNECTION NEW VOIP SYSTEM	Open	280.00	0.00				
03068	DTS TRUCKING, LLC.	20-01639	12/30/20	RESTORATION- HUFF POND PROJECT	Open	65,810.00	0.00		B		
03084	WESLEY SICOMAC DAIRY	23-00273	02/10/23	2023 MILK DELIVERY	Open	42.54	0.00		B		
03148	COUNTY OPEN SPACE TRUST FUND	23-00148	01/19/23	2023 COUNTY OPEN SPACE TAXES	Open	75,566.00	0.00		B		
03215	UNUM LIFE INSURANCE	23-00005	01/03/23	2023 LIFE INSURANCE	Open	242.55	0.00		B		
03363	BERGEN BROOKSIDE TOWING, INC.	23-00743	05/25/23	TOW UNDERCOVER PD VEHICLE	Open	183.00	0.00				
03727	STAPLES INC	23-00919	06/28/23	BOTTLED WATER -6 CASES	Open	64.38	0.00				
03991	MALESZEWSKI, KRYSYIAN	23-00940	07/06/23	REIMB CLTHG & MEAL TRAINING	Open	754.99	0.00				
04006	GRAMBONE, MARTINA ROSA	23-00982	07/12/23	ART SUPPLIES	Open	1,746.41	0.00				
Total Purchase Orders:					93	Total P.O. Line Items:	0	Total List Amount:	2,555,440.94	Total Void Amount:	0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND 2022	2-01	11,273.00	0.00	11,273.00	0.00	0.00	11,273.00
CURRENT FUND 2023	3-01	2,191,544.01	0.00	2,191,544.01	0.00	0.00	2,191,544.01
CAPITAL FUND	C-04	309,206.25	0.00	309,206.25	0.00	0.00	309,206.25
BOA ESCROW ACCOUN	E-08	17,031.50	0.00	17,031.50	0.00	0.00	17,031.50
OTHER TRUST ACCOU	T-03	6,322.50	0.00	6,322.50	0.00	0.00	6,322.50
DOG TRUST ACCOUNT	T-12	16.80	0.00	16.80	0.00	0.00	16.80
RECREATION TRUST	T-19	20,046.88	0.00	20,046.88	0.00	0.00	20,046.88
Year Total:		26,386.18	0.00	26,386.18	0.00	0.00	26,386.18
Total Of All Funds:		2,555,440.94	0.00	2,555,440.94	0.00	0.00	2,555,440.94