

AGENDA
WORK SESSION MEETING
BOROUGH OF MONTVALE
Mayor and Council Meeting
April 25, 2023
No Closed Executive Session
Meeting to Commence 7:30PM

ELECTED OFFICIALS TRAINING – FRANK COVELLI – 6:30PM

ROLL CALL:

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

Proclamation: In Recognition of Mental Health Awareness Month – May 2023

2023 BUDGET PRESENTATION: Councilmember Lane and Councilmember Roche

Resolution No. 103-2023 Permitting the 2023 Municipal Budget to be Read by Title Only

PUBLIC HEARING 2023 MUNICIPAL BUDGET:

MEETING OPEN TO PUBLIC:

Municipal Budget Only

MEETING CLOSED TO PUBLIC:

Municipal Budget Only

ADOPTION 2023 MUNICIPAL BUDGET:

Resolution No. 104-2023 Adoption of 2023 Municipal Budget
Roll Call

ORDINANCES:

PUBLIC HEARING OF BOND ORDINANCE NO. 2023-1535 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF MONTVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$2,848,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,735,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

INTRODUCTION OF ORDINANCE 2023-1536 AN ORDINANCE AUTHORIZING THE BOROUGH OF MONTVALE TO ACQUIRE CERTAIN REAL PROPERTY FOR PUBLIC PURPOSES CONSISTING OF APPROXIMATELY 8.393 ACRES KNOWN AS 53 CRAIG ROAD AND A PORTION OF SUMMIT AVENUE, MONTVALE, NEW JERSEY, IDENTIFIED AS BLOCK 1903, LOT 5 (2.67 ACRES) AND A PORTION OF BLOCK 1903, LOT 3 (5.723 ACRES), PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, N.J.S.A. 40A:12-1, ET SEQ.
(public hearing 5-11-23)

ORDINANCES (continued):

INTRODUCTION OF BOND ORDINANCE 2023-1537 BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY KNOWN AS 53 CRAIG ROAD AND A PORTION OF SUMMIT AVENUE IN AND BY THE BOROUGH OF MONTVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$5,150,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,900,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF (public hearing 5-30-23)

MINUTES:

April 13, 2023

CLOSED/EXECUTIVE MINUTES:

None

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.

- 105-2023 Award Professional Service Contract to Colliers Engineering & Design for Engineering Services, Authorization To Bid , Design & Specifications FY2023 NJDOT Grant for Terkuile Road
- 106-2023 Award Professional Service Contract for Design, Bidding and Construction Observation Services for 2023 Roadway Improvement Program to Colliers Engineering & Design
- 107-2023 Award Professional Service Contract for Environmental Services for Summit Ave and Craig Road to Colliers Engineering & Design
- 108-2023 A Resolution Requesting Permission For The Dedication By Rider For Accumulated Absences Liability Trust Fund Pursuant To N.J.A.C. 5:30-15
- 109-2023 Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Distracted Driver Grant
- 110-2023 Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Recycling Tonnage Grant
- 111-2023 A Resolution Awarding a Contract to Data Network Solutions for New Office Telephones and Related Services Pursuant to ESCNJ Contract #65MCESCCPS

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. PUBLIC HEARING ON THE SUBMISSION OF A 2023 BERGEN COUNTY OPEN SPACE TRUST FUND GRANT APPLICATION:

For Memorial Field – Synthetic Turf Field and related work

MEETING OPEN TO PUBLIC:

MEETING CLOSED TO PUBLIC:

Resolution No. 112-2023 - Authorizing Submission of Grant Application for Bergen County Open Space Trust Fund Municipal Program Park Improvements – Memorial Drive M.A.L. Synthetic Turf Field

- B. June Pride Month – Special Events Committee

- C. 25 West Grand Ave

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, May 11, 2023

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

PROCLAMATION

In Recognition of Mental Health Awareness May 2023

W *HEREAS*, mental health is essential to overall health and well-being, and all people experience times of difficulty and stress in their lives and should feel comfortable in seeking help and support to manage these times; and

W *HEREAS*, like physical illness, mental illness is a medical condition that can be treated effectively through prevention, early identification, and early intervention, and with effective treatment, all individuals with mental illness can make progress toward recovery and lead full, productive lives; and

W *HEREAS*, mental illness affects one in five people in the United States, and the experience can be devastating for individuals and families with little knowledge or access to mental health services; and

W *HEREAS*, the COVID-19 pandemic has created a multitude of mental health challenges for our community members of all ages, and connecting people to care is more important than ever; and

W *HEREAS*, May is annually recognized throughout the nation as Mental Health Awareness Month. It is the 10th anniversary of the beginning of the Stigma-Free Initiative in Bergen County with Montvale declaring itself a Stigma-Free Zone and will continue to support the Stigma-Free initiative,

W *HEREAS*, Stigma-Free Zones aim to inspire public interest and open dialogue about stigma, raise awareness of the diseases of mental illness and create a culture wherein residents who have the diseases of mental illness feel free to seek treatment without fear of stigma; and,

W *HEREAS*, local resources are available to treat the disease of mental illness so no one resident needs to suffer alone or feel hopeless, and;

*N*OW, THEREFORE, BE IT RESOLVED that the Borough of Montvale recognizes the community needs and continues to support the efforts of the County of Bergen in continuing to be a Stigma-Free Zone.

Michael N. Ghassali, Mayor

Dated

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 103-2023**

Re: Permitting the 2023 Municipal Budget to be Read by Title Only

WHEREAS, N.J.S.A. 40A:4-8 permits that the Municipal Budget as advertised may be read by its title, providing that at least one week prior to the date of the hearing, a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during the said week and during the public hearing, and

WHEREAS, the Borough of Montvale has complied with the aforesaid requirements.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Montvale, in the County of Bergen, State of New Jersey, that the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2023.

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

Adopted: April 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 104-2023**

RE: ADOPTION 2023 MUNICIPAL BUDGET

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

Adopted: April 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

SECTION 2 - UPON ADOPTION FOR YEAR 2023

RESOLUTION 104-2023

Be it Resolved by the COUNCIL MEMBERS of the BOROUGH
of MONTVALE, County of BERGEN that the budget hereinbefore set forth is hereby
adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 13,186,076.00 (Item 2 below) for municipal purposes, and
- (b) \$ _____ (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in
Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of
the following summary of general revenues and appropriations.
- (d) \$ 111,460.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ _____ (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ 844,859.00 (Item 5 Below) Minimum Library Tax

RECORDED VOTE
(Insert last name)

Ayes	Nays
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Abstained	
Absent	

SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated		08-100	\$ 4,160,000.00
Miscellaneous Revenues Anticipated		13-099	\$ 3,557,001.00
Receipts from Delinquent Taxes		15-499	\$ 150,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSED (Item 6(a), Sheet 11)		07-190	\$ 13,186,076.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195	\$	-
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY			\$ -
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192	\$	844,859.00
Total Revenues	13-299	\$	21,897,936.00

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXXXXXX
<u>Within "CAPS"</u>	XXXXXX	XXXXXXXXXXXXXX
(a & b) Operations Including Contingent	34-201	\$ 11,570,603.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 1,586,670.00
(g) Cash Deficit	46-886	
<u>Excluded from "CAPS"</u>	XXXXXX	XXXXXXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 4,507,677.00
(c) Capital Improvements	44-999	\$ 431,500.00
(d) Municipal Debt Service	45-999	\$ 1,733,640.00
(e) Deferred Charges - Municipal	46-999	\$ 200,000.00
(f) Judgments	37-480	
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	
(g) Cash Deficit	46-885	
(k) For Local District School Purposes	29-410	
(m) Reserve for Uncollected Taxes	50-899	\$ 1,867,846.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)	07-195	
Total Appropriations	34-499	\$ 21,897,936.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 25th day of April, 2023. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2023 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 25th day of April, 2023, _____, Clerk
Signature

**BOROUGH OF MONTVALE
ORDINANCE NO. 2023-1535**

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 March 28, 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 April 25, 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

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF MONTVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$2,848,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,735,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MONTVALE, IN THE COUNTY OF BERGEN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Borough of Montvale, in the County of Bergen, New Jersey (the "Borough") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,848,000, including grants in the amount of \$196,000 and \$180,000 expected to be received from the New Jersey Department of Transportation (the "NJDOT Grants"), and further including the aggregate sum of \$112,500 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments and in anticipation of the receipt of the NJDOT Grants, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,735,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
A) BUILDINGS AND GROUNDS			
1) Replacement of HVAC system at the Municipal Building, including all work and materials necessary therefor and incidental thereto.	\$460,000	\$438,095	15 years
B) FIRE DEPARTMENT			
1) Replacement of turnout gear, including all related costs and expenditures incidental thereto.	\$55,200	\$52,570	10 years
2) Replacement of radios and all related appurtenances, including all related costs and expenditures incidental thereto.	\$69,000	\$65,710	10 years
3) Acquisition of an SCBA cascade system, including all related costs and expenditures incidental thereto.	\$34,500	\$32,855	15 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
4) Upfit of Deputy Chief's vehicle, including installation of lights and radios, and further including all related costs and expenditures incidental thereto.	\$34,500	\$32,855	5 years
C) POLICE DEPARTMENT			
1) Acquisition and upfit of a sport utility vehicle, including all related costs and expenditures incidental thereto.	\$85,100	\$81,045	5 years
2) Replacement of handguns, including all related costs and expenditures incidental thereto.	\$27,600	\$26,285	15 years
3) Acquisition of plate reader cameras, including all related costs and expenditures incidental thereto.	\$24,150	\$23,000	10 years
4) Acquisition of tasers, including all related costs and expenditures incidental thereto.	\$30,250	\$28,800	5 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
D) ENGINEERING			
1) Drainage improvements to Upper Saddle River Road, including all work and materials necessary therefor and incidental thereto.	\$43,400	\$41,330	20 years
2) 2023 Road Improvement Program, all as set forth in a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.	\$1,150,000	\$1,095,235	10 years
3) Resurfacing of Summit Avenue, including all work and materials necessary therefor and incidental thereto.	\$234,600 (including a \$196,000 New Jersey Department of Transportation grant)	\$234,600	10 years
4) Resurfacing of Terkuile Road, including all work and materials necessary therefor and incidental thereto.	\$253,000 (including a \$180,000 New Jersey Department of Transportation grant)	\$253,000	10 years
5) Excavation of Ladik Place/Montvale Avenue, including all work and materials necessary therefor and incidental thereto.	\$17,700	\$16,850	20 years

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
E) RECREATION			
1) Rehabilitation of pickleball court, including, but not limited to, resurfacing and installation of net, including all work and materials necessary therefor and incidental thereto.	\$69,000	\$65,710	10 years
F) DEPARTMENT OF PUBLIC WORKS			
1) Purchase of rolling stock, including a loader, a caterpillar and a tilt trailer, including all related costs and expenditures incidental thereto.	\$260,000	\$247,560	5 years
Totals:	\$2,848,000	\$2,735,500	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose or the NJDOT Grants, as applicable.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at

public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10.40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,735,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$337,600 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into

**BOROUGH OF MONTVALE
ORDINANCE NO. 2023-1536**

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 April 25, 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 May 11, 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

AN ORDINANCE AUTHORIZING THE BOROUGH OF MONTVALE TO ACQUIRE CERTAIN REAL PROPERTY FOR PUBLIC PURPOSES CONSISTING OF APPROXIMATELY 8.393 ACRES KNOWN AS 53 CRAIG ROAD AND A PORTION OF SUMMIT AVENUE, MONTVALE, NEW JERSEY, IDENTIFIED AS BLOCK 1903, LOT 5 (2.67 ACRES) AND A PORTION OF BLOCK 1903, LOT 3 (5.723 ACRES), PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, N.J.S.A. 40A:12-1, ET SEQ.

WHEREAS, N.J.S.A. 40A:12-5 authorizes municipalities to acquire real property by way of negotiated purchase; and

WHEREAS, in order to effect such a purchase, a municipality must adopt an ordinance authorizing same; and

WHEREAS, the Governing Body of the Borough of Montvale has deemed it necessary and advisable to acquire certain real property in the Borough known as 53 Craig Road and a portion of Summit Avenue consisting of approximately 8.393 acres and, and identified as Block 1903, Lot 5 (2.67 acres) and a portion of Block 1903, Lot 3 (5.723 acres) on the Official Tax Map of the Borough (the "Property"); and

WHEREAS, the Property consists of both vacant land and improvements and is situated in a location suitable for passive or active recreation purposes; and

WHEREAS, the Property is available for purchase and has been the subject of negotiations between the Owner of the Property and the Borough; and

WHEREAS, the Borough subsequently issued a Letter of Intent to the Owners of the Property, which was accepted by the Seller and its attorney; and

WHEREAS, the funding for the purchase of the Property shall come from a Bond Ordinance to be adopted by the Borough, and the purchase shall be conditioned upon the Borough receiving funding from said Ordinance; and

WHEREAS, the Borough Council has determined that it is in the best interests of the Borough of Montvale to acquire the Property for the purposes set forth herein.

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. The Mayor, Borough Clerk and all other appropriate officials, consultants, agents and employees of the Borough are hereby directed, authorized and empowered to execute all documents, and to take all steps necessary and appropriate to acquire, by way of negotiated purchase, the real property known as 53 Craig Road and a portion of Summit Avenue consisting of approximately 8.393 acres and, and identified as Block 1903, Lot 5 (2.67 acres) and a portion of Block 1903, Lot 3 (5.723 acres) on the Official Tax Map of the Borough (the "Property"); consistent or substantially consistent with the terms of the attached Purchase Agreement negotiated with the Estate of Elaine DePiero. Further, the Borough hereby authorizes the negotiation and execution of a Use and Occupancy Agreement by which the Seller and/or other parties may continue to operate the existing business at the Property for a period of up to one year following closing.

Section 2. The Borough Council hereby confirms its approval of the fair market value of the Property of \$4,982,091.00 as of the date of the adoption of this Ordinance, subject to usual and customary adjustments and as set forth in the Purchase Agreement.

Section 3. This purchase is authorized by the provisions of the Local Lands and Buildings Law, and specifically *N.J.S.A. 40A:12-5*, which permits a municipality, by ordinance, to purchase any real property for public purposes.

Section 4. If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated and shall remain in full force and effect.

Section 5. All ordinances and parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take effect immediately.

MICHAEL GHASSALI, Mayor

ATTEST:

FRANCES SCORDO, RMC
Borough Clerk

INTRODUCTION: 4-25-23

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

ADOPTED: 5-11-23

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

**BOROUGH OF MONTVALE
ORDINANCE NO. 2023-1537**

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 April 25, 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 May 30, 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

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY KNOWN AS 53 CRAIG ROAD AND A PORTION OF SUMMIT AVENUE IN AND BY THE BOROUGH OF MONTVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, APPROPRIATING \$5,150,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,900,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MONTVALE, IN THE COUNTY OF BERGEN, NEW JERSEY (with not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of Montvale, in the County of Bergen, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$5,150,000, including the sum of \$250,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$4,900,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of property for active or passive recreation purposes known as 53 Craig Road and a portion of Summit Avenue, as shown on the Tax Maps of the Borough as Block 1903, Lot 5 (approximately 2.67 acres) and a portion (approximately 5.723 acres) of Block 1903, Lot 3, including all related costs and expenditures necessary therefor and incidental thereto, including, but not limited to, due diligence costs, appraisal, title insurance, legal and other related costs.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$4,900,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$168,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MICHAEL GHASSALI, Mayor

ATTEST:

FRANCES SCORDO, RMC
Borough Clerk

INTRODUCTION: 4-25-23

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

ADOPTED: 5-30-23

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 7:31PM. Adequate notification was published in the official newspaper of the Borough of Montvale. Lou Hernandez from the 82nd Airborne Division 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; Municipal Clerk, Fran Scordo and Deputy Clerk, Carol Manhart

ROLL CALL:

Councilmember Arendacs - absent
Councilmember Cudequest
Councilmember Koelling

Councilmember Lane
Councilmember Roche
Councilmember Russo-Vogelsang - absent

Appreciation of service to 1st Lt. John Aquaviva by the 82nd Airborne Special Forces Association

Members of the 82nd Airborne Division Association, Michael Vasquez, Vic Balint and Lou Hernandez presented the parents of 1st Lt. John Aquaviva a plaque.

ORDINANCES:

PUBLIC HEARING OF ORDINANCE NO. 2023-1532 AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 203 OF THE BOROUGH CODE TO CLARIFY AND EXPAND REQUIREMENTS FOR SMOKE-SENSITIVE ALARM DEVICES AND CARBON MONOXIDE ALARMS IN CERTAIN DWELLINGS AND TO REQUIRE CERTAIN INSPECTIONS THEREOF UPON THE SALE, LEASE OR CHANGE OF OCCUPANCY OF SUCH UNITS

BE IT ORDAINED by the Mayor and Council of the Borough of Montvale, as follows:

Section 1. Chapter 203, "Fire Prevention," Section 22, "Installation required," shall be amended by adding the underlined text as follows:

§203-22 Installation required.

- A. In accordance with N.J.A.C. 5:70-4.19, in all Use Group R-3 dwellings subject to the requirements of N.J.A.C. 5:70-2.3, smoke detectors shall be installed as follows:
 - (1) On each level of the premises; and
 - (2) Outside each separate sleeping area.
- B. Smoke detectors, when required, shall be installed in accordance with NFPA 72 listed in N.J.A.C. 5:70-4.19, as amended and supplemented.
- C. Smoke detectors may be AC-powered or battery-powered and shall be tested and listed by a product certification agency recognized by the New Jersey Division of Fire Safety. However, AC-powered single- or multiple-station smoke alarms installed as part of the original construction or rehabilitation project shall not be replaced with battery-powered smoke alarms.

- D. In accordance with N.J.A.C. 5:70-4.19, in all Use Group R-3 dwellings subject to the requirements of N.J.A.C. 5:70-2.3, carbon monoxide alarms shall be installed in all dwelling units in buildings in one- and two-family or attached single-family dwellings, except for units in buildings that do not contain a fuel-burning device or have an attached garage, as follows:
- (1) Single-station carbon monoxide alarms shall be installed and maintained in the immediate vicinity of the sleeping area(s).
 - (2) Carbon monoxide alarms may be battery-operated, hard-wired or of the plug-in type and shall be listed and labeled in accordance with UL-2034 and shall be installed in accordance with the requirements of this section and NFPA-720.
- E. In accordance with N.J.A.C. 5:70-4.19, in all Use Group R-3 dwellings subject to the requirements of N.J.A.C. 5:70-2.3, a portable fire extinguisher shall be installed in accordance with the following:
- (1) The extinguisher shall be within 10 feet of the kitchen and located in the path of egress;
 - (2) The extinguisher shall be readily accessible and not obstructed from view;
 - (3) The extinguisher shall be mounted using the manufacturer's hanging bracket so the operating instructions are clearly visible;
 - (4) The extinguisher shall be an approved listed and labeled type with a minimum rating of 2A-10B:C and no less than five pounds and no more than 10 pounds;
 - (5) The owner's manual or written operation instructions shall be provided during the inspection and left for the new occupant;
 - (6) The extinguisher shall be serviced and tagged by a certified Division of Fire Safety contractor within the past 12 months or the seller must have a receipt for a recently purchased extinguisher; and
 - (7) The top of the extinguisher shall not be more than five feet above the floor.
 - (8) Exception: Portable fire extinguishers shall not be required for seasonal summer units. For purposes of applying this exception, "seasonal summer unit" shall mean a dwelling unit rented for a term of not more than 125 consecutive days for residential purposes by a person having a permanent residence elsewhere, but shall not include use or rental of living quarters by migrant, temporary, or seasonal workers in connection with any work or place where work is being performed.

F. The above requirements in subsections A through E hereof shall also be applicable to all Use Group R-2 dwellings.

Section 2. Chapter 203, "Fire Prevention," Section 23, "Certificate of compliance," shall be amended by adding the underlined text and deleting the bracketed text as follows:

§202-23 Certificate of compliance.

Before any Use Group R-3 or R-2 structure or dwelling is sold, leased or otherwise subject to a change of occupancy for residential purposes, the owner shall obtain a certificate of smoke alarm, carbon monoxide alarm, and portable fire extinguisher compliance (CSACMAPFEC) from the Fire

Prevention Bureau, provided that, in the instance of rental units, no more than one CSACMAPFEC shall be required in any twelve-month period.

Section 3. Chapter 203, "Fire Prevention," Section 25, "Compliance," shall be amended by adding the underlined text as follows:

- A. In accordance with the provisions of N.J.A.C. 5:70-4.3, the requirements of N.J.A.C. 5:18-4.19 shall apply to all Use Group R-3 and R-2 structures and dwellings regardless of their state of compliance with the Uniform Construction Code or any other code.
- B. Nothing herein shall be deemed to prevent the Fire Official from making a finding of imminent hazard pursuant to N.J.A.C. 5:70-2.14 or the Construction Official from making a finding of an unsafe building pursuant to N.J.A.C. 5:23-2.23 and requiring correction of such hazard or unsafe condition in accordance with these regulations.

Section 4. 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 5. 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 6. 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 7. Effective Date.

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

A motion Introduced for second reading **Ordinance No. 2023-1532** by Councilmember Cudequest; seconded by Councilmember Lane; Clerk read by title only.

Motion to open meeting to 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

Motion to adopt on Second and Final Reading in The Bergen Record by Councilmember Lane; seconded by Councilmember Cudequest; Clerk read by title only. - All ayes on a roll call vote

PUBLIC HEARING OF ORDINANCE NO. 2023-1533 CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, the cost of living adjustment for calendar year 2023 budgets is calculated at 2.5% pursuant to N.J.S.A. 40A:4-45.2 and amounts to \$318,875; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Governing Body of the Borough of Montvale in the County of Bergen finds it's advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Governing Body hereby determines that an additional 1.0% increase in the budget of said year, amounting to \$127,550 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Montvale, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2023 budget year, the final appropriations of the Borough of Montvale shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$446,425, and that the 2023 municipal budget for the Borough of Montvale be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

A motion Introduced for second reading **Ordinance No. 2023-1533** by Councilmember Cudequest; seconded by Councilmember Lane; Clerk read by title only.

Motion to open meeting to 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

Motion to adopt on Second and Final Reading in The Bergen Record by Councilmember Lane; seconded by Councilmember Cudequest; Clerk read by title only. - All ayes on a roll call vote

PUBLIC HEARING OF ORDINANCE NO. 2023-1534 AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 385 OF THE BOROUGH CODE TO AMEND CERTAIN RESTRICTIONS ON AKERS AVENUE

WHEREAS, it has come to the attention of the Borough that there is an issue with vehicles parking, stopping and standing for student drop-off and pick-up on Akers Avenue between Spring Valley Road and Ellsworth Terrace; and

WHEREAS, said issue has resulted in an unsafe traffic pattern and a situation that poses a hazard to students and other pedestrians along Akers Avenue between Spring Valley Road and Ellsworth Terrace; and

WHEREAS, the signage in this area is also confusing as a result of the variety of restrictions in place on this street; and

WHEREAS, the Borough is desirous of amending the restrictions in this area to simplify the restrictions on parking, stopping and standing to improve vehicle and pedestrian safety and to preserve the quality of life of area residents.

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

Section 1. Chapter 385, "Vehicles and Traffic," Section 34, "Schedule II – No Parking Certain Hours," is hereby amended and supplemented by adding the underlined text and deleting the bracketed test, as follows:

Street	Side and Hours	Location
Akers Avenue	South [8:00 a.m. to 3:00 p.m.] <u>7:00 a.m. to 8:00 a.m. and</u> <u>2:30 p.m. to 3:30 p.m.</u> except Saturdays, Sundays, holidays and when school is not in session	Entire length

Section 2. Chapter 385, "Vehicles and Traffic," Section 35, "Schedule III – No Stopping or Standing," is hereby amended and supplemented by adding the underlined text and deleting the bracketed test, as follows:

Street	Side and Hours	Location
Akers Avenue	North [2:30 p.m. to 3:30 p.m. (school days)]	<u>Entire length</u> [From the intersection of Spring Valley Road to a point 350 feet east thereof]
Akers Avenue	South <u>7:00 a.m. to 8:00 a.m.</u> <u>and 2:30 p.m. to 3:30 p.m.</u> [(school days)] <u>except</u> <u>Saturdays, Sundays, holidays</u> <u>and when school is not in</u> <u>session</u>	<u>Entire length</u> [From the intersection of Spring Valley Road to a point 130 feet east thereof]

Section 3. 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 4. 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 5. 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 6. Effective Date.

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

A motion Introduced for second reading **Ordinance No. 2023-1534** by Councilmember Cudequest; seconded by Councilmember Lane; Clerk read by title only.

Motion to open meeting to 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

Motion to adopt on Second and Final Reading in The Bergen Record by Councilmember Lane; seconded by Councilmember Cudequest; Clerk read by title only. - All ayes on a roll call vote

MEETING OPEN TO PUBLIC:

Agenda Items Only

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

Carolee Adams

Question on resolution 98-2023 regarding the Woodcliff Lake swim club; WCL senior citizens are free but Montvale seniors are not. Could that be something addressed to WCL to be included. After a brief discussion by councilmembers, it was decided to pass the resolution as is and reach out to Woodcliff Lake to discuss further.

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

MEETING CLOSED TO PUBLIC:

Agenda Items Only

MINUTES:

March 28, 2023

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

CLOSED/EXECUTIVE MINUTES:

March 28, 2023

A motion to accept closed minutes by Councilmember Koelling; seconded by Councilmember Roche - all ayes with the exception of Councilmember Lane 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.

96-2023 A Resolution Approving a Contract with Captain of Police, Alisha Foley

WHEREAS, Captain of Police, Alisha Foley, has requested that the Borough provide her with a contract concerning her employment with the Borough of Montvale effective as of January 1, 2023 through December 31, 2023; and

WHEREAS, the Police Committee has engaged in negotiations with the Captain and has recommended execution of a contract that has been provided to the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Administrator are hereby authorized and empowered to execute the contract with the Captain, subject to approval as to form by the Borough Attorney.

97-2023 A Resolution Awarding a Contract to Media Consultants, LLC, as an Extraordinary Unspecifiable Service for MontVale Studio Management, Content Production and Related Services

WHEREAS, the Borough of Montvale is desirous of engaging the services of a professional and reputable company to manage, create content and provide related services concerning the MontVale Studio in order to better serve Borough officials and residents; and

WHEREAS, such services are exempt from public bidding requirements pursuant to *N.J.S.A. 40A:11-5(a)(ii)* and *N.J.A.C. 5:34-2.1* as “extraordinary unspecifiable services”; and

WHEREAS, the Borough has received a proposal to provide such services from Media Consultants, LLC (the “MC Proposal”) it has been determined that Media Consultants is essential to the Montvale Cable Access Studio; and

WHEREAS Media Consultants demonstrates the expertise and has proven its reputation in the specialty of television studio management, content production and related services which is essential during this time of the global pandemic; and

WHEREAS, the Council is therefore desirous of awarding a contract to Media Consultants, LLC to perform the above-referenced services for a period of one (1) year, for the prices and on the terms set forth in the Media Consultants Proposal; and

WHEREAS, because the value of this contract exceeds the Borough’s applicable pay-to-play threshold, it shall be awarded pursuant to the “alternative” provisions of *N.J.S.A. 19:44A-20.4*, et seq., and Media Consultants has provided a Business Entity Disclosure Certification and all other appropriate documentation pertaining to same.

BE IT FURTHER RESOLVED that the pricing for this contract shall be for a total of \$47,500.00 as set forth in the proposal and shall be for a term of one (1) year commencing May 1st 2023 through April 30, 2024.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk, and all other appropriate officials, shall be and are hereby authorized to execute all contract documents necessary to effectuate the purposes of this resolution, subject to approval as to form by the Borough Attorney.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Montvale that a contract is hereby awarded to Media Consultants, LLC for of television studio management, content production and related services, for the prices and on the terms set forth in the Proposal submitted by Media Consultants, LLC entitled “Borough of Montvale Studio Management Proposal” for the Borough of Montvale which is hereto attached to the original of his resolution.

BE IT FURTHER RESOLVED that pursuant to *N.J.S.A. 40A:11-5(1)(a)(ii)*, a brief notice stating the nature, duration, service and amount of this contract shall be printed once in the official newspaper of Borough of Montvale, and said notice shall also advise the public that a copy of the final contract shall be on file and available for public inspection at the office of the Borough Clerk.

98-2023 Resolution Authorizing A Shared Services Agreement Between The Borough Of Woodcliff Lake And The Borough Of Montvale For The Use Of The Borough Of Woodcliff Lake Swim Pool

WHEREAS, *N.J.S.A. 40A:65-1 et seq.*, the “Uniformed Shared Services and Consolidation Act,” authorizes contracts between municipalities for the sharing of services within their respective jurisdictions; and

WHEREAS, the governing bodies of the Borough of Montvale and the Borough of Woodcliff Lake deem it to be in the best interests of the people in their respective communities to enter into such an agreement for the mutual use of the Borough of Woodcliff Lake Swim Pool; and

WHEREAS, by this agreement, the Borough of Woodcliff Lake Swim Pool shall be available to the residents of the Borough of Woodcliff Lake and the Borough of Montvale at the standard residential rate irrespective of which Borough the resident resides.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Montvale, Bergen County, New Jersey, pursuant to the provisions of *N.J.S.A. 40A:65-1 et seq.*, that the Mayor is hereby authorized to execute, and the Borough Clerk to attest, to any documentation necessary for the mutual use of the Borough of Woodcliff Lake Swim Pool for the residents of the Borough of Woodcliff Lake and the Borough of Montvale. Such use shall be at the standard residential price irrespective of which Borough the resident resides.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be served upon the Borough of Woodcliff Lake.

99-2023 Resolution Authorizing the Release of Performance Guarantee for SHI-IV Thrive Montvale Owners, LLC, 110 Summit Avenue, Block 1102, Lot 2.01

WHEREAS, SHI-IV Thrive Montvale Owners, LLC has requested a release of its Performance Guarantee for Site Improvements for the property located at 110 Summit Avenue, Block 1102, Lot 2.01; and **WHEREAS**, an inspection of the site has been completed by Colliers Engineering & Design; and **WHEREAS**, Colliers recommends that the Borough release the Performance Bond in the amount of \$35,100.00, and the Cash Deposit of \$3,900.00, totaling \$39,000.00; and **WHEREAS**, a condition of the release of the remainder of the Performance Guarantee is the requirement to furnish a two-year Maintenance Guarantee in the amount of \$91,275.00, which has been posted with the Borough; and **WHEREAS**, details of this release are stated in a letter dated April 4, 2023, from Borough Engineer, Andrew Hipolit, P.E., and has been made a part of this resolution. **NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Montvale that the Performance Bond posted by SHI-IV Thrive Montvale Owners, LLC concerning the above-referenced development is hereby released and discharged; and **BE IT FURTHER RESOLVED** that the Accounts Payable/Accounts Receivable Department is hereby authorized to release the cash performance guarantee to SHI-IV Thrive Montvale Owners, LLC; and **BE IT FURTHER RESOLVED** that a copy of this resolution shall be sent to Jerome A. Vogel, Esq., Jeffer Hopkinson & Vogel, 1600 Route 208 North, P.O. Box 507, Hawthorne, New Jersey 07507.

100-2023 Resolution Authorizing Execution of Grant Agreement with the County of Bergen

BE IT RESOLVED, that the Mayor and Council of the Borough of Montvale wish to enter into a Bergen County Trust Fund Project Contract ("Contract") with the County of Bergen for the purpose of using a \$ 78,625.00 matching grant award from the 2022 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("Trust Fund") for the municipal park project entitled Huff Park Playground Improvements: Rubberized Safety Surfacing Playground, located at 1 Memorial Drive, Block 2305, Lot 13, on the tax maps of the Borough of Montvale; and **BE IT FURTHER RESOLVED**, that the Mayor and Council hereby authorize the Mayor to be a signatory to the aforesaid Contract; and **BE IT FURTHER RESOLVED**, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about December 14, 2024; and, **BE IT FURTHER RESOLVED**, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment, and other such documents as may be required by the County in accordance with the Trust Fund's requirements; and **BE IT FURTHER RESOLVED**, that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible construction costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund's requirements. Professional Services Costs may be reimbursed from grant award's unexpended balance, should there be a balance.

101-2023 Bergen Municipal Employee Benefits Fund Resolution To Renew

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 Borough of Montvale 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.

102-2023 A Resolution Awarding a Maintenance Contract to All County Mechanical Contracting for the Montvale HVAC Units

WHEREAS, the Borough of Montvale has a need for preventative maintenance services in connection with the Montvale HVAC equipment for the Montvale Municipal Building, Senior Center, Library and Octagon building; and **NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Montvale, that a contract for the covered maintenance services is outlined in the attached contract dated March 28, 2023 and shall be awarded to All County Mechanical Contracting, 56 Mckinley Street, Hackensack, NJ 07601 in the amount not to exceed \$25,800.00; and **BE IT FURTHER RESOLVED** that the Borough Administrator is hereby directed, authorized and empowered to execute this contract and Christopher Gruber, Construction Code Official/ Buildings & Grounds is hereby directed to oversee this preventive maintenance contract with All County Mechanical Contracting on behalf of the Borough.

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

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 – March

COMMITTEE REPORTS:

Councilmember Koelling

Police

Monthly report included in original minutes.

Planning Board

The committee for the master plan continues to review it.

Councilmember Cudequest

Library

The children’s department is working on their slogan for the summer reading program; would like to close the Library on June 2nd to have a staff meeting and to put the finishing touches on their decorations. Last year 275 children and 200 adults registered for the summer program. Please go to the library website for upcoming programs. Book club at Thrive has 14 attendees. A group of special needs students from Pascack Hills HS visited the library for a tour. Patron visits for the month of January and February have increased from prior years. 83 new library cards issued. Reading garden renovation is underway. Rich from DPW met with the library director regarding painting of the library.

Board of Health

Did not have a meeting

TV access

3 interviews currently on the channel: Councilmember Doug Arendacs, Mayor Mike Ghassali and Clint Miller

Councilmember Roche

Recreation

Summer camp hours were adjusted due to the construction at Memorial school; hours will 9:30-12:30 for grades 1-5. Adventure camp for grades 6 and 7, hours from 9am-2:30

MAL

Opening day will be Saturday, April 15; Parade starts at 8:30am

Environmental

Clean up day will be April 22nd at 9am-12pm at the red shed, will be giving out tree saplings.

Councilmember Lane

Fire Department

28 fires, 3 drills, 2 work details and 1 meeting; a large amount of calls due to Haz Mat (carbon monoxide)

Finance

Budget presentation and public hearing April 25 at 7:30.

MAYOR

Veolia had 2 balloons flying over Summit Ave to gather information regarding a location of a new water tower. It appears Summit Ave will be the best location. Veolia will buy the land from the town and possibly add a walking trail as well.

ENGINEER’S REPORT:

Andrew Hipolit - absent
Report/Update

ATTORNEY REPORT:

David Lafferty, Esq.
Report/Update
No Report

ADMINISTRATOR REPORT:

Joe Voytus
Report/Update
Work on Huff Pond has begun with plantings; pavers have been ordered for the reading garden.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

None

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

Kari Solomon – 16 Pine Street

Mentioned she is a member of the special events committee. The Rec director told the committee that the Pride event was cancelled by the Mayor and Council. Ms. Solomon stated the committee has been 3 months into planning this event. She wanted to know why was it cancelled.

Several residents Lauren DiPalma, Gabriel Broadman, Alan Broadman, James Potter and Woodcliff Lake residents attended the event 2 years ago and it was well received by many. They all spoke in favor of having the event. It was suggested not to make it a political event. Mayor Ghassali stated he will attend the next special events meeting to further discuss the planning of the pride event to find a way to make it work.

Carolee Adams

In regards to volunteers for tri-boro ambulance, suggested, what about making it a part of community service. It would give them an opportunity to be in the medical field. Suggested to add a mini golf course or even a splash park to extend onto Huff Park.

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

MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT:

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

Meeting was adjourned at 8:38pm

Regular Workshop Meeting of the Mayor & Council to be held at 7:30pm on April 25, 2023
Public Hearing Presentation and Adoption of Municipal Budget will be held on April 25th, 2023 at 7:30pm

Elected Officials Training will be held at 6:30pm on April 25, 2023 with Frank Covelli

Respectfully submitted, Frances Scordo, Municipal Clerk

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 105-2023**

RE: Award Professional Service Contract to Colliers Engineering & Design for Engineering Services, Authorization To Bid , Design & Specifications FY2023 NJDOT Grant for Terkuile Road

WHEREAS, the Borough of Montvale has deemed it necessary to engage the professional services of an Engineer to provide professional services to design and bidding specifications for the FY2023 NJDOT Grant Program for Terkuile Road; 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, Colliers Engineering & Design, with offices located at 400 Valley Road, Suite 304, Mt. Arlington, NJ 07856 has submitted a proposal dated April 19, 2023 to provide the engineering services which are detailed and attached to the original of this resolution, and

WHEREAS, the Certified Municipal Finance Officer has certified funds are available certification hereto attached to the original of this resolution.

NOW, THEREFORE BE IT RESOLVED by the Borough of Montvale as follows:
That the proposal for the scope of engineering services is attached to this resolution which is made part of this resolution shall be awarded to Colliers Engineering & Design.

1. That the following be provided: Design Specifications, Bidding Services, Grant Administration & Engineering Services
2. The cost not to exceed shall be \$41,750.00.
3. The Engineer shall be required to submit itemized bills and payment shall be made based upon services rendered. The rates for this work are in accordance with the hourly contractual agreement with the Borough of Montvale.

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

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

Adopted: April 25, 2023

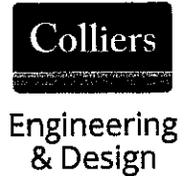
ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

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



April 19, 2023

Joseph Voytus
Borough Administrator
Borough of Montvale
12 DePiero Drive
Montvale, New Jersey 07645

Re: NJDOT FY2023 – Terkuile Road Resurfacing
Professional Engineering Services
Borough of Montvale, Bergen County
Colliers Engineering & Design Project No. MVB0054P

Dear Mr. Voytus,

Colliers Engineering & Design Inc. DBA Maser Consulting (CED) is pleased to present this agreement to provide design and grant administration services relating to the NJDOT FY2023 – Terkuile Road Resurfacing project. Specifically, the limits are Terkuile Road, from Hering Road to Summit Avenue. We understand that the Borough has been awarded a Fiscal Year 2023 Municipal Aid Grant from the New Jersey Department of Transportation (NJDOT) in the amount of \$180,540.00. The preliminary cost estimate included in the grant application for the roadway improvements is approximately \$384,108.00. The grant award is intended to assist the Borough with funding of improvements outlined in the Municipal Aid grant application. Accordingly, the work will include milling, base repair, replacement of inlet curb pieces and grates, minor drainage improvements, as needed, paving, striping, and restoration. In consideration of the discrepancy between the grant amount and preliminary construction cost estimate, alternate bids can be prepared, if requested, to match the desired Borough funding contribution to the project.

In order to comply with the grant requirements, the Borough is obligated to award a construction contract within 24-months of the grant award.

CED will provide the following services:

SCOPE OF SERVICES

TASK 1.0 – DESIGN AND BIDDING

CED will develop construction drawings and specifications to be utilized for public bid. Bid documents will be prepared in accordance with NJDOT requirements. The scope of improvements expressed in the bid documents shall be as specified in the grant application.

The existing site conditions will be investigated during the design; more specifically, the conditions of the curbing, driveway aprons, roadway, and drainage structures. CED will prepare base mapping utilizing available tax maps and GIS, aerial imagery, and field measurements. Once base mapping is

completed, we will prepare plan drawings depicting the proposed areas of milling, spot curb repair and installation of curbing, where none exists, reconstruction of driveway aprons, resetting of structures, and striping. The drawings shall be prepared in accordance with the following design criteria and standards:

- a. NJDOT Design Manual for Roadways.
- b. NJDOT Design Manual for Bridges and Structures.
- c. Standard Specifications for Roadways – AASHTO.
- d. NJDOT Standard Specifications for Road and Bridge Construction.
- e. Manual on Uniform Traffic Control Devices.

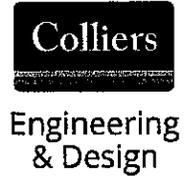
CED will prepare the base mapping, title sheet, general notes and legend, estimate of quantities, construction plans and the construction details. CED will also prepare the supplemental and technical specifications for the site improvement items that are specified on our construction drawings for incorporation into the overall bid specifications. The specifications will be prepared in the latest NJDOT format, as amended. As this project develops, and the Construction Cost Estimate (CCE) is closer to completion during the design phase, the Borough will be updated with the status of design and whether alternate bids are recommended.

The project limits may be adjusted by utilizing alternate bids based upon the budget approved by the Borough. CED will prepare the CCE based on the quantity required for each alternate bid and finalize the design in order for the project to remain within the construction budget. Bidding services will be coordinated through our Mount Arlington office.

Specifications will be developed in accordance with NJDOT Standard Specifications for Road and Bridge Construction, as currently amended. An Engineer's Estimate will be prepared and submitted to NJDOT Bureau of Local Aid along with an Engineer's Design Certification, plans, and specifications. Upon receiving authorization to bid from NJDOT, we will coordinate with the Borough regarding public advertisement of the bid documents.

CED will coordinate with the Borough regarding the Bidding Period Services, specifically the following shall be conducted:

- Order the advertisement for bid.
- Development of addendum(s) to clarify or review the bid documents, as required.
- Attend bid opening and reading of bids in order to tabulate them.
- Review the proposals from the responsive bidders and make recommendations to the Borough regarding the selection and evaluation of the bids.



TASK 2.0 – GRANT ADMINISTRATION & MUNICIPAL ENGINEERING SERVICES

Throughout the design and construction services, CED will prepare submittals to NJDOT Bureau of Local Aid in accordance with the Municipal Aid program requirements. Submittals will include final plans, specifications, Engineer’s Estimate, Engineer’s Design Certifications, Resolution of Award, Bid Tabulation, Preconstruction Meeting Minutes, 75% Initial Payment Voucher, Construction Start and End Notices, Final Change Order Form, and Reimbursement Vouchers. CED will also coordinate with a separate asphalt testing company to perform material testing per NJDOT Local Aid special provisions. This agreement does not include material testing to be completed by a third-party testing company. This will be recommended to be funded separately and invoiced directly to the Borough.

To facilitate the final grant reimbursements, CED will coordinate with the Borough to obtain the necessary signatures by the Borough personnel, as needed, for the Final Change Order, Chief Financial Officer Certification and Final Payment Voucher.

FEE AGREEMENT

For your convenience, we have broken down the total estimated cost of the project into the categories identified within the Scope of Services.

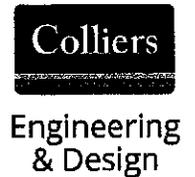
TASK 1.0	DESIGN AND BIDDING	\$36,750.00
TASK 2.0	GRANT ADMINISTRATION & MUNICIPAL ENG. SERVICES	\$ 5,000.00
TOTAL LUMP SUM FEE		\$41,750.00

The above engineering services will be provided on a lump sum basis not to exceed the listed amount. This contract and fee schedule are based upon the Borough Engineering Contract, authorized by the Borough. Please note, Construction Administration and Observation Services are not included in this agreement. A separate agreement for said services will be prepared and provided to the Borough upon opening of contractor bids.

PROJECT SCHEDULE

The following is the anticipated project schedule:

	Anticipated Duration
Professional Design Services	Anticipate Authorization April 2023
Preparation of Design Plans and Specifications	To be completed within 60-days of Authorization
NJDOT Concurrence	Anticipate 30-days from submission
Bidding of Project	Anticipate 30-days for bidding process
Contractor Award	TBD
Construction (Anticipated)	TBD – Anticipate Fall 2023
Project Closeout (Anticipated)	To occur post-construction – Anticipate Fall/Winter 2023



PROJECT DELIVERABLES

Two (2) copies of the final bid documents will be provided to the Borough prior to bidding.

PLAN REVISIONS AND EXTRA SERVICES

Any revision requested by the Borough or review agencies that is a major redesign or not an error or omission on the part of CED will be billed on an hourly basis in accordance with our current contract. Please note that a separate agreement will be provided prior to the pre-construction meeting specific to Construction Administration Services.

REIMBURSABLE EXPENSES

Reimbursable expenses including delivery, printing, copying, postage and other reproducible costs for the above-mentioned deliverables, are included within this agreement, and are included in the project cost.

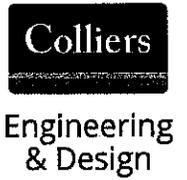
EXCLUSIONS

If any item listed herein, or otherwise not specifically mentioned within this agreement or the Borough Engineering Agreement, is deemed necessary, then CED may prepare an addendum to this agreement for your review, outlining the scope of additional services and associated professional fees with regard to the extra work. Unanticipated additional services shall be in accordance with the Schedule of Hourly Rates for the number of hours that the Construction Administrator or Engineer is on-site. No extra engineering services will be performed without authorization from the Borough.

If you find this agreement acceptable, please forward a copy of the Resolution of Approval to this office. This will constitute approval of the proposed engineering agreement.

We thank you very much for the opportunity to offer our services and look forward to working with you on this and future projects. In the meantime, should you have any questions regarding this agreement, please feel free to contact me.

Project No. MVB0054P
April 19, 2023
Page 5 | 5



Sincerely,

Colliers Engineering & Design, Inc.
DBA Maser Consulting

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

Andrew R. Hipolit, PE, PP, CME, CFE, CPWM
Borough Engineer

ARH/ds/lb

cc: Dipti Sheth, Project Manager (Dipti.sheth@collierseng.com)

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**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 106-2023**

RE: Award Professional Service Contract for Design, Bidding and Construction Observation Services for 2023 Roadway Improvement Program to Colliers Engineering & Design

WHEREAS, the Borough of Montvale has deemed it necessary to engage the professional services of an Engineer to provide professional services to design, construction observation services and bidding municipal road improvements for the 2023 Roadway Improvement Program; 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, Colliers Engineering & Design with offices located at 400 Valley Road, Suite 304, Mt. Arlington, NJ 07856 has submitted a proposal dated April 19, 2023 to provide the engineering services for services which are detailed and attached to the original of this resolution, and

WHEREAS, the Certified Municipal Finance Officer has certified funds are available certification hereto attached to the original of this resolution.

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

- 1) That the proposal for the scope of engineering services is attached to this resolution which is made part of this resolution shall be awarded to Colliers Engineering & Design.
- 2) That the following be provided: Construction Observation, Design and Bidding For the 2023 Road Improvement Program
- 3) The cost not to exceed shall be \$132,000.00.
- 4) The Engineer shall be required to submit itemized bills and payment shall be made based upon services rendered. The rates for this work are in accordance with the hourly contractual agreement with the Borough of Montvale.

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

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

Adopted: April 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



Engineering
& Design

April 19, 2023

Joseph Voytus
Borough Administrator
Borough of Montvale
12 DePiero Drive
Montvale, New Jersey 07645

Re: 2023 Montvale Road Program
Professional Engineering Design Services
Borough of Montvale, Bergen County
Colliers Engineering & Design Project No. MVB0055P

Dear Mr. Voytus,

Colliers Engineering & Design Inc. DBA Maser Consulting (CED) is pleased to present the following agreement for design services regarding the 2023 Road Program within the Borough. Specifically, locations include:

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

The preliminary construction cost estimate for these roadway improvements is approximately \$856,000.00. Accordingly, the work will include milling, base repair, replacement of ADA curb ramps, replacement of inlet curb pieces and grates, minor drainage improvements, as needed, paving, striping, and restoration. It is our understanding that the project will be funded through current bond ordinance(s) and the anticipated capital bond ordinance for capital improvements. As the design and cost estimate are developed, alternate bids can be prepared, if requested, to match the Borough funding available for the project.

CED will provide the following services:

SCOPE OF SERVICES

TASK 1.0 - DESIGN AND BIDDING

CED will develop mapping, details, and specifications to be utilized for public bid. Bid documents shall be prepared in accordance with NJDOT requirements. The existing site conditions will be investigated during the design; more specifically, the conditions of the curbing, sidewalk, driveway, roadway, and drainage structures. CED will gather detailed field data with regard to quantities necessary to

construct the project, as well as items that may need special attention along the roadways during construction. CED will prepare a location map, construction details, and a detailed quantity breakdown by roadway.

CED will also prepare the supplemental and technical specifications for the site improvement items that are required as part of the project for incorporation into the overall bid package. The specifications will be prepared in the latest NJDOT format, as amended. As this project develops, and the Construction Cost Estimate (CCE) is closer to completion during the design phase, the Borough will be updated with the status of design and whether alternate bids are recommended. The bid package will include the details for the various NJDOT curb ramp types for ADA accessibility. It will be the responsibility of the contractor to construct ADA-compliant curb ramps. Upon construction of curb ramps, CED will inspect the ramps for compliance with ADA requirements. Curb ramps determined to be non-compliant with the ADA requirements will be reconstructed by the contractor at no additional cost to the Owner.

The project limits may be adjusted by utilizing alternate bids based upon the budget approved by the Borough. CED will prepare the CCE based on the quantity required for each alternate bid and finalize the bid package in order for the project to remain within the construction budget. We will coordinate with the Borough regarding public advertisement of the bid documents and bidding services will be coordinated through our Mount Arlington office.

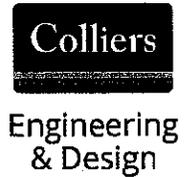
CED will coordinate with the Borough regarding the Bidding Period Services, specifically the following shall be conducted:

- Order the advertisement for bid.
- Development of addendum(s) to clarify or review the bid documents, as required.
- Attend bid opening and reading of bids in order to tabulate them.
- Review the proposals from the responsive bidders and make recommendations to the Borough regarding the selection and evaluation of the bids.

TASK 2.0 - CONSTRUCTION ADMINISTRATION

Upon award of the construction contract to the lowest responsive and responsible bidder, CED will coordinate a Preconstruction meeting with the Contractor and the Borough. During construction, CED will monitor the Contractor's performance and enforce adherence to the contract documents and project schedule.

CED will provide the Borough with part-time on-site construction administration and observation services during the project. CED will utilize the same construction administrator on the site for the entirety of the project mentioned above in order to provide consistency for the project.



Daily observation reports will be retained by CED regarding the project. CED will review and prepare Contractor payments as well as change orders (if necessary). If unacceptable work or material is supplied by the Contractor, immediate corrective action will be taken by CED on behalf of the Borough. CED will review the submittals for the project including shop drawings and as-built drawings provided by the Contractor.

Prior to completion, a final punch list will be created by the construction administrator and completion deadlines will be scheduled for all open items. Upon completion of the punch list items, a final site visit will be scheduled with the Contractor to close out the project. CED will prepare the paperwork for final payment to the Contractor.

FEE AGREEMENT

For your convenience, we have broken down the total estimated cost of the project into the categories identified within the Scope of Services.

TASK 1.0 – DESIGN AND BIDDING	\$ 73,000.00
TASK 2.0 – CONSTRUCTION ADMINISTRATION	\$ 59,000.00
LUMP SUM FEE	\$132,000.00

The above engineering services will be provided on a lump sum basis not to exceed the listed amount. This contract and fee schedule are based upon the Borough Engineering Contract, authorized by the Borough.

PROJECT SCHEDULE

The following is the anticipated project schedule:

	Anticipated Duration
Mayor & Council Award	Anticipate Authorization April 2023
Preparation of Design Plans and Specifications	To be completed within 60-days of Authorization
Bidding of Project	Anticipate 30-days for bidding process
Contractor Award	TBD
Construction (Anticipated)	TBD – Anticipate Summer/Fall 2023
Project Closeout (Anticipated)	To occur post-construction – Anticipate Fall/Winter 2023

Please note that the above schedule is approximate, and the goal is to construct the entirety of the project by the end of 2023. Should inclement weather occur, the construction schedule may be altered, as necessary.

PROJECT DELIVERABLES

Two (2) copies of the final bid documents will be provided to the Borough prior to bidding.

REIMBURSABLE EXPENSES

Reimbursable expenses including delivery, printing, copying, postage, and other reproducible costs for the above-mentioned deliverables are included within this proposal and are included in the project cost.

PLAN REVISIONS AND EXTRA SERVICES

Any revision requested by the Borough or review agencies that is a major redesign or not an error or omission on the part of CED will be billed on an hourly basis in accordance with our current contract.

EXCLUSIONS

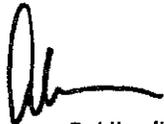
If any item listed herein, or otherwise not specifically mentioned within this agreement or the Borough Engineering Agreement, is deemed necessary, then CED may prepare an addendum to this agreement for your review, outlining the scope of additional services and associated professional fees with regard to the extra work. Unanticipated additional services shall be in accordance with the Schedule of Hourly Rates for the number of hours that the Construction Administrator or Engineer is on-site. No extra engineering services will be performed without authorization from the Borough.

If you find this agreement acceptable, please forward a copy of the Resolution of Approval to this office. This will constitute approval of the proposed engineering agreement.

We thank you very much for the opportunity to offer our services and look forward to working with you on this and future projects. In the meantime, should you have any questions regarding this agreement, please feel free to contact me.

Sincerely,

Colliers Engineering & Design, Inc.
DBA Maser Consulting



Andrew R. Hipolit, PE, PP, CME, CFE, CPWM
Borough Engineer

ARH/ds/lb

cc: Dipti Sheth, Project Manager (Dipti.sheth@collierseng.com)
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**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 107-2023**

RE: Award Professional Service Contract for Environmental Services for Summit Ave and Craig Road to Colliers Engineering & Design

WHEREAS, the Borough of Montvale has deemed it necessary to engage the professional services for providing Environmental Services, related to the possible acquisition of property located south of Summit Ave and east of Craig Road Block 1903, Lots 3 and 5; 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, Colliers Engineering & Design, 400 Valley Road, Suite 304, Mt. Arlington, NJ 07856 has submitted a proposal dated April 19, 2023 to provide the environmental services for which are detailed and attached to the original of this resolution, and

WHEREAS, the Certified Municipal Finance Officer has certified funds are available certification hereto attached to the original of this resolution.

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

- 1) That the proposal for the scope of engineering services is attached to this resolution which is made part of this resolution shall be awarded to Colliers Engineering & Design.
- 2) That the following be provided: Phase I Environmental Site Assessment (Phase I ESA), Limited Phase II Assessment and Asbestos Screening
- 3) The cost not to exceed shall be \$66,500.00.
- 4) The Engineer shall be required to submit itemized bills and payment shall be made based upon services rendered. The rates for this work are in accordance with the hourly contractual agreement with the Borough of Montvale.

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

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

Adopted: April 25, 2023

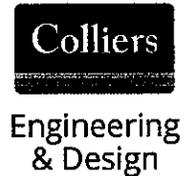
ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

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



April 19, 2023

Joseph W. Voytus
Borough Administrator
Borough of Montvale
12 De Piero Drive
Montvale, NJ 07645

Re: Proposal for Professional Services – Phase I and Limited Phase II ESAs

De Piero Properties
Block 1903, Portion of Lot 3 and Lot 5
Montvale, Bergen County, NJ
Colliers Engineering & Design Proposal No. MVB0023P

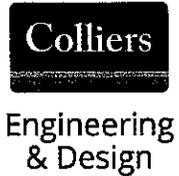
Dear Mr. Voytus,

Colliers Engineering & Design, Inc. dba Maser Consulting (CED) is pleased to present this proposal for providing Environmental Services related to the possible acquisition of the property ("the subject property") located south of Summit Avenue and east of Craig Street, as shown on Figure 1 attached. The property includes all of Lot 5 and the northern portion of Lot 3 in Block 1903 in Montvale, Bergen County, New Jersey. The limits of the acquisition area that will be investigated by CED are depicted in the attached Minor Subdivision Plan (March 22, 2023) prepared by First Sight Surveying, LLC as proposed Lot 3.01. We recommend that the Borough field marks the lot lines prior to the start of the proposed assessments.

Project Background

The Borough is requesting performance of a pre-purchase Phase I Environmental Site Assessment (Phase I ESA) that also meets the technical requirements for a NJDEP Preliminary Assessment (PA). The Borough also is requesting performance of a limited Phase II environmental site assessment (Phase II), including soil sampling and analysis, concurrently with the Phase I ESA/PA. The work scope and cost estimate for conducting a Phase II are included herein.

Several buildings and structures are located on the property. The structures include residences, garages, barns and greenhouses. According to tax records, the residential structures, which reportedly are occupied, were constructed in the 1920s and 1930s. Municipal records indicate that the residential structures are served by the gas utility company, and the structures are heated by forced-hot air or hot-water baseboard systems. Based on the age of the structures, it is expected that asbestos-containing materials and lead-based paints may be present.



Scope of Services

CED's proposed services include conducting a Phase I ESA/PA and a concurrent Phase II Environmental Site Assessment focusing on impacts from historical pesticide use and application, possible petroleum storage and a reconnaissance of the structures for identifying potential asbestos-containing materials (ACMs). Limited sampling of friable suspect ACMs will be conducted in each of the residences if allowed by the property owner.

The proposed scope of services will be completed within 55-days of receiving notice to proceed in order to accommodate the Borough's due diligence timeframe, which CED understands is 60-days. If the Borough's due diligence period is shortened to 45-days, the laboratory analyses will be performed on an expedited turnaround time which will result in an increased cost, as shown in the cost estimate.

TASK ENVR 1.0 PHASE I ESA/PA

CED will conduct a combined Phase I Environmental Site Assessment consistent with ASTM E1523-21 and a Preliminary Assessment consistent with the NJDEP technical requirements and guidance document. Conducting these combined assessments may enable the Borough to qualify for innocent purchaser protection under the federal "Superfund" (CERCLA) and the NJ Spill Act. The Phase I ESA/PA Report will identify potential or existing environmental liabilities associated with the presence or discharge of hazardous substances and petroleum. An important aspect of the Phase I ESA/PA will be identifying areas where pesticides historically likely were stored, mixed and applied.

We assume that full access to the subject property, including each of the structures, will be obtained by the Borough for CED's conduct of the services noted herein. CED also assumes the Borough will provide a full deed and title search for the subject property. If the Borough does not provide this information, CED will either note the absence of a deed and title search as a "significant data gap" in our report or will obtain the deed and title search under an amended work scope if authorized by the Borough (please refer to Task ENVR 1.1 below).

A draft Phase I/PA report will be provided to the Borough within approximately 30-days of project initiation.

Task ENVR 1.0 Cost Estimate

Environmental Services Fee:	\$ 17,000.00
Municipal Services Fee:	\$ 5,000.00
Total:	\$ 22,000.00

TASK ENVR 1.1 ADDITIONAL RECORDS REVIEW

If required, when the Borough cannot obtain and provide a complete file regarding any prior environmental investigations and remedial actions or provide a deed and title search completed for the subject property, CED will obtain access to and copy/scan pertinent NJDEP records and obtain a



Engineering
& Design

deed and title search, if authorized (CED will provide a formal cost estimate for obtaining the deed and title search separately). This and any other "extra work" required to meet the ASTM standard or NJDEP PA requirements, and as authorized by the Borough, will be billed based on the Schedule of Hourly Rates.

Task ENVR 1.1 Estimate (Hourly based upon the Fee Schedule) \$ 3,000.00

TASK ENVR 2.0 LIMITED PHASE II ASSESSMENT

Typically, a Phase II is conducted once a Phase I ESA/PA is concluded. However, due to potential short timeframes imposed by the property owner on the Borough for completing due diligence investigations, the Borough may consider moving forward with a Limited Phase II Assessment before the results of the Phase I ESA/PA are fully available.

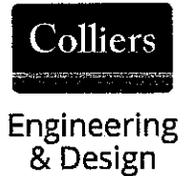
For the purpose of this proposal, a Limited Phase II is assumed to include the following tasks:

- Conducting a geophysical survey (electromagnetic and ground-penetrating radar) of known or suspected underground storage tank locations.
- Collecting shallow soil samples from historically farmed areas and possible storage/mixing areas, and analyzing the samples for pesticides, arsenic, and lead in a manner consistent with the NJDEP Historically Applied Pesticides guidance document (February 2022).
- Advancing soil borings and collecting soil samples from petroleum storage and use areas and analyzing the samples for parameters specified by the NJDEP in the *Technical Requirements for Site Remediation*.
- Presenting our findings in a memorandum including attachments such as data tables and sample-location figures.

Subtask 2.1 Asbestos Screening

- Conducting walk-throughs of the structures, including the two residences, for identifying suspect ACMs, and collecting up to 30-samples of suspect materials for asbestos laboratory analysis via polarized light microscopy (PLM).
- Preparing a summary memorandum.

CED will provide an update to the Borough approximately two weeks into the assessment regarding potential additional areas that should be targeted by a Phase II investigation. At that time, the Borough and CED can discuss any amendments to the Limited Phase II work scope and cost.



Task ENVR 2.0 Cost Estimate

Environmental Services Fees:

Soil Quality Investigation & Report Preparation \$ 31,500.00

Asbestos Screening \$ 5,000.00

Municipal Services Fee: \$ 5,000.00

Total: \$ 41,500.00

OPTIONAL TASK – EXPEDITED LABORATORY TURNAROUND \$ 8,000.00

Schedule of Fees

For your convenience, we have broken down the total estimated cost of the project into the categories identified within the scope of services.

Task Name	Fee
ENVR 1.0 Phase I ESA/PA	\$ 22,000.00
ENVR 1.1 Additional Record Review (hourly, as needed and authorized)*	\$ 3,000.00
ENVR 2.0 Phase II Assessment	\$ 36,500.00**
ENVR 2.1 Asbestos Screening (with sampling if permitted)	\$ 5,000.00
TOTAL ESTIMATED COST	\$ 66,500.00

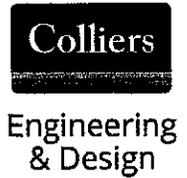
*Additional costs will apply if the CED is authorized to obtain a deed and title search for the subject property. A cost estimate for obtaining deed and title searches or conducting any other out-of-scope services (those services not specified under the Scope of Services) will be provided in a proposal to the Borough upon request.

**If expedited laboratory analysis is required to meet the Borough's due diligence time period, an additional charge of up to \$8,000.00 may apply to the Phase II Assessment fee shown above.

If you find this agreement acceptable, please forward a copy of the Resolution of Approval to this office.

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

Proposal No. MVB0023P
April 19, 2023
Page 5 | 5



Sincerely,

Colliers Engineering & Design, Inc.
(DBA Maser Consulting)

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

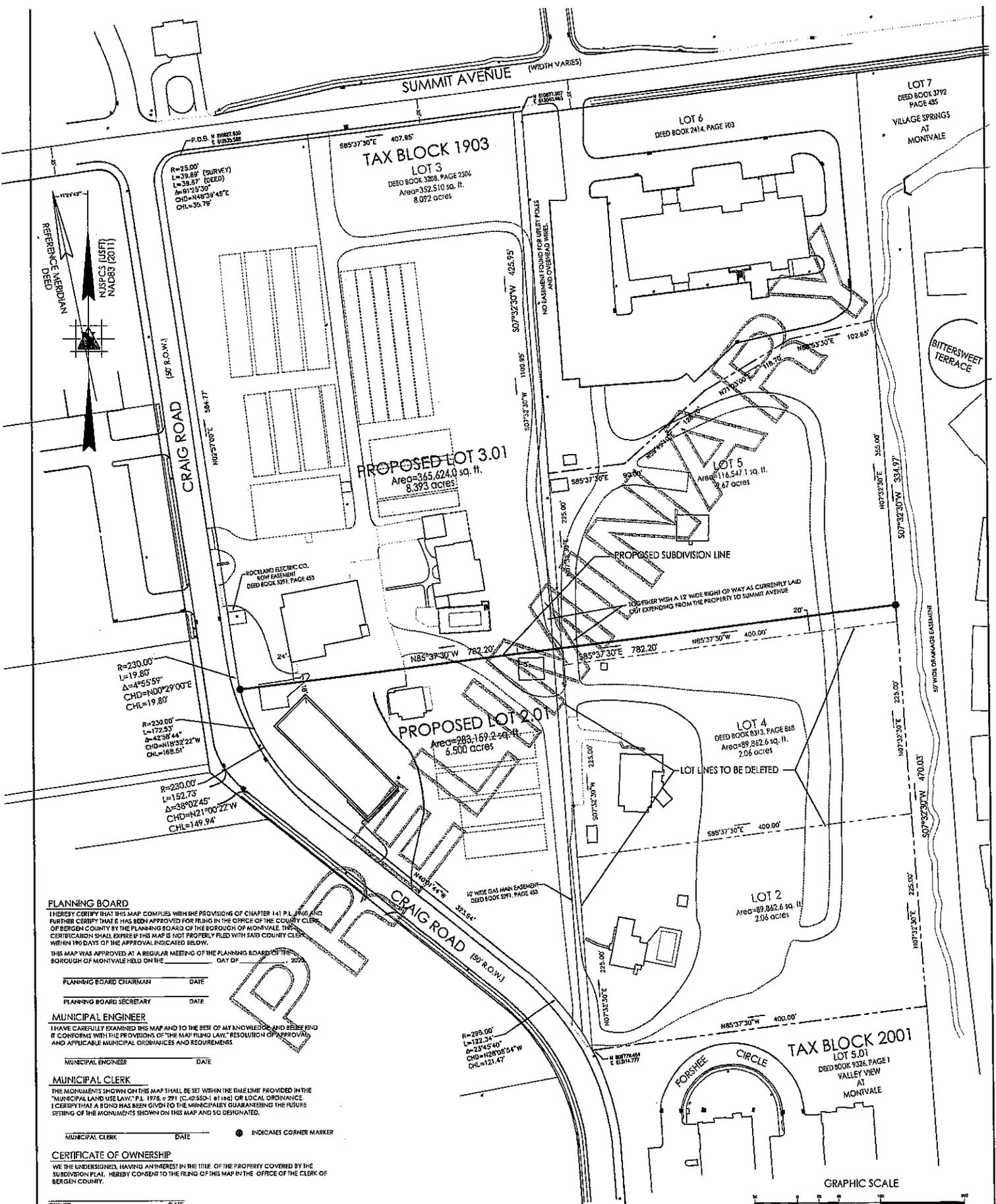
Andrew R. Hipolit, P.E., P.P., C.M.E.
Borough Engineer

ARH/ds/lb

Attachment

cc: Dipti Sheth, Project Manager (Dipti.sheth@collierseng.com)

R:\Projects\M-P\MVB\MVB0023P\Proposals\Maser Pending\230419_proposal_Phase I and Limited Phase II Environmental Assessments_MVB0023P.docx



PLANNING BOARD
 I HEREBY CERTIFY THAT THIS MAP COMPLIES WITH THE PROVISIONS OF CHAPTER 141 P.L. 1986, AND FURTHER CERTIFY THAT IT HAS BEEN APPROVED FOR FILING IN THE OFFICE OF THE COUNTY CLERK OF BERGEN COUNTY BY THE PLANNING BOARD OF THE BOROUGH OF MONTVALE. THIS CERTIFICATION SHALL EXPIRE IF THIS MAP IS NOT PROPERLY FILED WITH SAID COUNTY CLERK WITHIN TWO DAYS OF THE APPROVAL INDICATED BELOW.

THIS MAP WAS APPROVED AT A REGULAR MEETING OF THE PLANNING BOARD OF THE BOROUGH OF MONTVALE HELD ON THE _____ DAY OF _____, 2021.

PLANNING BOARD CHAIRMAN _____ DATE _____
 PLANNING BOARD SECRETARY _____ DATE _____

MUNICIPAL ENGINEER
 I HAVE CAREFULLY EXAMINED THIS MAP AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IT CONFORMS WITH THE PROVISIONS OF "THE MAP FILING LAW," RESOLUTION OF APPROVAL AND APPLICABLE MUNICIPAL ORDINANCES AND REQUIREMENTS.

MUNICIPAL ENGINEER _____ DATE _____

MUNICIPAL CLERK
 THE MONUMENTS SHOWN ON THIS MAP SHALL BE SET WITHIN THE TIME FRAME PROVIDED IN THE "MUNICIPAL LAND USE LAW," P.L. 1976, c. 291 (C. 12:850-1.41(a)) OR LOCAL ORDINANCE. I CERTIFY THAT A BOND HAS BEEN GIVEN TO THE MUNICIPALITY GUARANTEEING THE FUTURE SETTING OF THE MONUMENTS SHOWN ON THIS MAP AND SO DESIGNATED.

MUNICIPAL CLERK _____ DATE _____ ● INDICATES CORNER MARKER

CERTIFICATE OF OWNERSHIP
 WE, THE UNDERSIGNED, HAVING AN INTEREST IN THE TITLE OF THE PROPERTY COVERED BY THE SUBDIVISION PLAN, HEREBY CONSENT TO THE FILING OF THIS MAP IN THE OFFICE OF THE CLERK OF BERGEN COUNTY.

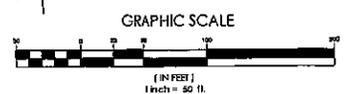
OWNER: _____ DATE _____
 ATEST: _____ DATE _____

LAND SURVEYOR
 I HEREBY CERTIFY THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THIS MAP AND LAND SURVEY DATED 3/10/2021 HAS BEEN MADE UNDER MY SUPERVISION AND MEETS THE MINIMUM SURVEY DETAIL REQUIREMENTS WITH OUTBOUND CORNER MARKERS, AS PROVIDED FOR BY THE STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS AND HAS BEEN MADE UNDER MY SUPERVISION, AND COMPLIES WITH THE PROVISIONS OF THE MAP FILING LAW AND THAT THE OUTBOUND CORNER MARKERS AS SHOWN HAVE BEEN FOUND OR SET.

APPROVED BY THE _____

ZONING CHART
 ZONE: OR-3 (OFFICE/RESEARCH) ZONING REQUIREMENTS

ITEM	REQUIRED	LOT 2.01	LOT 3.01
MIN. LOT AREA	130,460 SF	283,152.2 SF	365,624 SF
MIN. FRONTAGE	300 FT		
MIN. FRONT YARD (CRAIG RD)	140 FT		
MIN. FRONT YARD (SUMMIT AVE)	160 FT		
MIN. REAR YARD	75 FT		
MIN. SIDE YARD	10 FT		
MAX. SUBDIVISION COVERAGE	N/A		
MAX. LOT COVERAGE	40%		
MAX. BUILDING HEIGHT	2 STORIES OR 35 FT		



MINOR SUBDIVISION PLAN
 OF
 DE PIERO FARMS
 LOTS 2, 3, 4 AND 5 IN TAX BLOCK 1903
 BOROUGH OF MONTVALE
 COUNTY OF BERGEN STATE OF NEW JERSEY

FILED DATE: 12/28/2021
 FIELD OFFICER: M.K. M.T.
 DRAWN BY: M.T.
 CHECKED BY: M.T.
 REVISIONS: NO. DATE

FIRST SIGHT SURVEYING, LLC

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 108-2023**

RE: A Resolution Requesting Permission For The Dedication By Rider For Accumulated Absences Liability Trust Fund Pursuant To N.J.A.C. 5:30-15

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, *N.J.A.C. 5:30-15* budget appropriations through annual adopted budgets to provide for the operating costs to administer this act; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the dedicated revenues anticipated from the Accumulated Absence Liability Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Accumulated Absences Liability Trust Fund pursuant to N.J.A.C. 5:30-15

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

Adopted: April 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 109-2023**

RE: Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Distracted Driver Grant

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 was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Montvale, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the CY 2023 Municipal Budget in the sum of \$7,000, which is now available as revenue from:

Miscellaneous Revenues – Section F:
Special Items of Revenue Anticipated with Prior Consent of the Director of Local Government Services – Public and Private Revenues Offset with Appropriations:
Distracted Driver Grant.

BE IT FURTHER RESOLVED that the like sum of \$7,000 is hereby appropriated under the caption:

General Appropriations:
(A) Operations – Excluded from “CAPS”
Public and Private Revenues Offset by Revenues
Distracted Driver Grant.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be electronically filed with the Director for approval as required by law.

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

Adopted: April 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 110-2023**

RE: Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Recycling Tonnage Grant

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 was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Montvale, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the CY 2023 Municipal Budget in the sum of \$14,991.37, which is now available as revenue from:

Miscellaneous Revenues – Section F:
Special Items of Revenue Anticipated with Prior Consent of the Director of Local Government Services – Public and Private Revenues Offset with Appropriations:
Recycling Tonnage Grant.

BE IT FURTHER RESOLVED that the like sum of \$14,991.37 is hereby appropriated under the caption:

General Appropriations:
(A) Operations – Excluded from “CAPS”
Public and Private Revenues Offset by Revenues
Recycling Tonnage Grant.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be electronically filed with the Director for approval as required by law.

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

Adopted:

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 111-2023**

Re: A Resolution Awarding a Contract to Data Network Solutions for New Office Telephones and Related Services Pursuant to ESCNJ Contract #65MCESCCPS

Whereas, the Borough has a need to procure new telephone equipment and related services for the Municipal Complex, including the Library and Administration, Construction and Police Departments; and

Whereas, the Borough did solicit proposals from its incumbent contractor, Cooperative Communications ("Cooperative") as well as Data Network Solutions ("DNS"); and

Whereas, the proposal submitted by DNS dated March 27, 2023, was significantly lower in price and provided equivalent service to the proposal from Cooperative; and

Whereas, pursuant to Section 11 of the Local Public Contracts Law, N.J.S.A. 40A:11-11, the Borough is a member of a cooperative pricing system for the provision of goods and services with the Educational Services Commission of New Jersey ("ESCNJ"), formerly known as the Middlesex County Educational Services Commission; and

Whereas, DNS offers its services through ESCNJ, contract #65MCESCCPS; and

Whereas, the Borough is desirous of entering into a contract through ESCNJ with DNS for the provision of new telephones and related services, as set forth in the March 27, 2023 proposal attached hereto and incorporated herein by reference; and

Whereas, any and all contracts entered into pursuant to this resolution shall remain subject to review and approval as to form by the Borough Attorney; and

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

Now, Therefore, Be It Resolved that the Borough of Montvale does hereby award the above-referenced contract pursuant to ESCNJ #65MCESCCPS, as follows:

Vendor	Contract Amount
Data Network Solutions	Non-Recurring \$18,015.00
116 Oceanport Avenue	Monthly Recurring \$ 1,096.29
Little Silver, NJ 07739	Five-Year Total \$83,792.40

Be It Further Resolved that the Mayor, Borough Clerk, and all other appropriate officials, officers and employees are hereby directed, authorized and empowered to take all steps necessary to effectuate the provisions and purposes of this resolution.

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

Adopted: April 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor

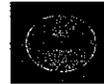


Data Network Solutions

"Reliable Phone & Secure Internet Services"

Price Quote from DNS

116 Oceanport Ave
Little Silver, NJ 07739
(732) 741-5889 (800) 649-6741
Fax (732) 747-3584
www.dnetworksolution.com



Approved

**NJ STATE APPROVED
CO-OP #65MCECCPS
#20/21-45
VOICE & UC 19/20-30
NJBPU Tariff No. 1
SPIN # 143009866**

Customer Information		Vendor Information	
Name:	Borough of Montvale	Date:	3/27/2023
Address:	12 Mercedes Drive	Rep:	John Naughton
City/St/Zip:	Montvale, NJ 07645	Rep #:	7327560298
Contact:	Lorraine Hutter	Rep Email:	jnaughton@dnetworksolution.com
Phone:	201-391-9317	Order Type:	New
Email:	lhutter@montvaleboro.org	Terms:	60 Month Contract From Install Date

Monthly Recurring Services

Item	Description	QTY.	Unit price	ext. price
Installation will complete 45 days after signed contract and order				
Hosted IP PBX Hardware Requirements				
1	Grandstream 2170 IP Phone	9	\$ 125.00	\$ 1,125.00
2	Grandstream 2135 IP Phone	59	\$ 100.00	\$ 5,900.00
3	Grandstream GPX 2200 EXT	9	\$ 100.00	\$ 900.00
5	Polycom Trio 8800	2	\$ 795.00	\$ 1,590.00
6	Softphone Licences	15	NC	NC
7	Grandstream ATA for Call Box	1	\$100.00	\$ 100.00
			Subtotal	\$ 9,615.00
Installation				
8	Phone Install	70	\$50.00	\$ 3,500.00
9	VoIP Readiness Survey	8	\$175.00	\$ 1,400.00
10	Training	4	\$175.00	\$ 700.00
11	Network Integration	8	\$175.00	\$ 1,400.00
12	Network testing	8	\$175.00	\$ 1,400.00
			Subtotal	\$ 8,400.00
13	Cable Drops (If Needed)	1	\$325.00	\$ 325.00
Notes:	Hours listed are approximate you will be billed for actual hours spent on the project			
			Subtotal	\$ 8,400.00
			Total MRC	\$ 18,015.00

Item	Description	QTY.	monthly	ext. monthly
Monthly Service Costs				
14	10000 Local and US48 LD Minutes	1	\$ 150.00	\$ 150.00
15	DID E911 registered final count TBD	12	\$ 0.20	\$ 2.40
16	Hosted PBX Licenses	85	\$ 9.00	\$ 765.00
17	USF Fee FCC	0.195	\$ 917.40	\$ 178.89
Optional Services				
18	DID E911 registered final count TBD	50	\$ 1.00	\$ 50.00
19	Dedicated Voice Circuit Fiber	1	\$ 495.00	\$ 495.00
			Total MRC	\$ 1,096.29

Total Monthly Recurring: \$1,096.29
Total Non-Recurring: \$18,015.00

Approved By Signature: _____	Date: _____
Print Name: _____	Title: _____

THANK YOU FOR DOING BUSINESS WITH US!

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	\$1,611,038.20	Bill List Wire 4/25/2023
	<u>286,077.90</u>	Wires/Manual Checks
Current TOTAL	1,897,116.10	
Capital	6,485.00	Bill List Wire 4/25/2023
Escrow	1,872.00	Bill List Wire 4/25/2023
Unemployment Trust	242.51	Bill List Wire 4/25/2023
Housing Trust	292.50	Bill List Wire 4/25/2023
Open Space Trust	4,100.00	Bill List Wire 4/25/2023

This resolution was adopted by the Mayor and Council of Montvale at a meeting held on 4/25/23

Introduced by: _____

Approved: 4/25/23

Seconded by: _____

Michael Ghassali, Mayor

ATTEST:

Frances Scordo, Municipal Clerk

MANUAL/VOID CHECKS - WIRES
April 25,2023

<u>Check #</u>	<u>PO #</u>	<u>Date</u>	<u>Vendor/Transaction</u>	<u>Amount</u>
WIRE		4/12/23	Payroll Account-Current	186,051.67
WIRE		4/12/23	Salary Deduction Account	99,926.23
WIRE		4/12/23	FSA Account	100.00
Total				<u><u>286,077.90</u></u>

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
00027	BT SPECIALTIES	23-00490	04/05/23	Fran Scordo Signature stamp	Open	32.50	0.00		
00043	NORTH JERSEY MEDIA GROUP	23-00535	04/17/23	395748 NORTH JERSEY MEDIA ADV.	Open	493.36	0.00		
00046	COUNTY OF BERGEN, TREASURER	23-00147	01/19/23	2023 COUNTY TAXES	Open	1,438,677.50	0.00		B
000920	FORD MOTOR CREDIT COMPANY	22-00963	08/08/22	LEASE #3 (FINAL PAYMENT)	Open	19,668.38	0.00		
00097	CABLEVISION	23-00527	04/13/23	07873-204461-01-0 OPTIMUM	Open	135.48	0.00		
		23-00533	04/17/23	07873-109890-01-7 OPTIMUM	Open	100.35	0.00		
						235.83			
00112	MONTVALE SENIOR CLUB	23-00430	03/20/23	MONTVALE SENIOR CLUB LUNCHEON	Open	1,863.00	0.00		
00123	P & A AUTO PARTS	23-00471	03/30/23	PD CAR CLEANING SUPPLIES	Open	37.94	0.00		
00139	SCORDO, FRANCES	23-00537	04/18/23	PETTY CASH FOR MONTH OF MARCH	Open	222.66	0.00		
00146	PSE&G CO.	23-00460	03/27/23	PSE&G FEBRUARY 2023	Open	6,814.70	0.00		
		23-00540	04/18/23	PSE&G MARCH 2023	Open	1,390.59	0.00		
						8,205.29			
00159	AMADO, HERMINIO	23-00497	04/06/23	REIMB TRAINING CLASS	Open	149.00	0.00		
00186	PRIMEPAY, LLC	22-00182	01/27/22	2022 FSA FEES	Open	1,039.50	0.00		B
		23-00539	04/18/23	FSA FEES 2023	Open	659.20	0.00		B
						1,698.70			
00250	FIRE AND SAFETY SERVICES LTD	22-01242	10/03/22	ANNUAL MAINTENANCE - M1 TRUCK	Open	2,800.00	0.00		
		22-01245	10/03/22	ANNUAL MAINTENANCE - M5 TRUCK	Open	5,600.00	0.00		
		22-01248	10/03/22	M1 TRUCK REPAIR -AIR BAG MOUNT	Open	4,728.48	0.00		
		22-01625	12/13/22	REPLACE BATTERIES M-5	Open	1,313.62	0.00		
		23-00199	01/30/23	REPAIR M-2 SIREN	Open	970.00	0.00		
						15,412.10			

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00258	ROCKLAND ELECTRIC COMPANY	23-00536	04/17/23	ROCKLAND ELECTRIC MARCH 2023	Open	44.80	0.00		
00375	BOROUGH OF PARK RIDGE	23-00482	04/04/23	PD PISTOL RANGE YEARLY MAINT	Open	6,500.00	0.00		
		23-00525	04/12/23	TRI - BORO RADIO EXPENSES	Open	4,429.84	0.00		
						<u>10,929.84</u>			
00549	WOGISCH, ROBERT H.	23-00004	01/03/23	MEMORIAL BASEBALL/SOFTBALL IMR	Open	4,100.00	0.00		B
00656	STATE OF NJ DEPT OF LABOR W/F	23-00532	04/17/23	UNEMPLOYMENT BENEFITS 1ST QTR.	Open	242.51	0.00		
00699	ATLANTIC TOMORROWS OFFICE	23-00478	04/04/23	2023 MAITENANCE CONTRACT	Open	1,445.60	0.00		B
00705	APPROVED SURGICAL SUPPLIES INC	23-00456	03/27/23	PD OXYGEN REFILLS	Open	135.00	0.00		
00730	BOGGIA, BOGGIA, BETESH	23-00356	03/03/23	2023 LEGAL FEES	Open	3,558.05	0.00		B
00731	COLLIER'S ENGINEERING & DESIGN	22-01410	11/03/22	MONTVALE MASTER PLAN	Open	2,127.50	0.00		B
		23-00013	01/03/23	NJDOT FY2022 SUMMIT AVE ROAD	Open	6,485.00	0.00		B
		23-00149	01/19/23	2023 GENERAL ENGINEERING SVCS.	Open	3,700.00	0.00		B
						<u>12,312.50</u>			
00766	ROBERTS & SON INC.	23-00451	03/27/23	REPAIR OF BATTERY CHARGER FIRE	Open	763.94	0.00		
00789	NJAPZA	23-00495	04/05/23	NJAPZA 2023 MEMBERSHIP DUES	Open	100.00	0.00		
00812	NJ STATE ASSOCIATION OF	23-00488	04/04/23	CHIEFS CONFERENCE MCDOWELL	Open	425.00	0.00		
01020	WORLD INSURANCE ASSOCIATES, LLC	23-00499	04/06/23	2023 ACCIDENT & HEALTH RENEWAL	Open	340.00	0.00		
01132	COOPERATIVE COMMUNICATIONS, INC	23-00203	01/30/23	2023 BORO PHONE 201-391-5700	Open	2,160.86	0.00		B
01191	BROADMAN, DEBRA	23-00522	04/12/23	2023 MONTVALE WELLNESS PROGRAM	Open	50.00	0.00		
01464	SURENIAN, EDWARDS & NOLAN	23-00351	03/02/23	2023 SPECIAL COUNSEL	Open	505.73	0.00		B
01702	MEDIA CONSULTANTS LLC	22-00693	06/02/22	MONTVALE STUDIO MANAGEMENT	Open	11,875.00	0.00		B

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01706	SCLAFANI, SALAVADOR S. ESQ.	23-00448	03/24/23	Alt Pub Defender - Greco	Open	200.00	0.00		
01760	UNITED PARCEL SERVICE	23-00472	03/31/23	F047X6 UPS MARCH 2023	Open	360.90	0.00		
01780	BERGEN COUNTY ASSESSORS ASSOC	23-00343	02/28/23	2023 MUNICIPAL ASSESSORS DUES	Open	180.00	0.00		
01816	LIBRINO ELECTRIC CO., INC.	22-01550	12/01/22	REPAIRS FIREHOUSE	Open	5,300.00	0.00		
01852	MEDICARE LLC	23-00505	04/10/23	FIRST AID 60 DAY SERVICE	Open	85.00	0.00		
		23-00506	04/10/23	FIRST AID 60 DAY SERVICE	Open	85.00	0.00		
						<u>170.00</u>			
01890	GREATAMERICA FINANCIAL SRVCS.	23-00139	01/19/23	POSTAGE MACHINE LEASE	Open	317.90	0.00		B
01924	AIR SYSTEMS MAINTENANCE, INC	23-00445	03/23/23	AH-1 UNIT EMERGENCY CALL	Open	285.00	0.00		
01949	AT&T MOBILITY	23-00498	04/06/23	PD PATROL PHONES & PLAN	Open	806.44	0.00		
02011	HUNTINGTON BAILEY, L.L.P.	23-00350	03/01/23	2023 LEGAL FEES	Open	4,350.00	0.00		B
02020	SHI-IV THRIVE MONTVALE OWNERS	23-00514	04/11/23	RETURN CASH BOND	Open	3,900.00	0.00		
02056	LERCH, VINCI & BLISS, LLP	23-00468	03/30/23	EXCESS SEWER BILLING YEAR 2023	Open	7,685.00	0.00		
02141	REGAN, ROBERT T., ESQ.	23-00465	03/29/23	TRUST - RESERVE FOR HOUSING	Open	292.50	0.00		
		23-00466	03/29/23	ESCROW PAYMENTS	Open	1,774.50	0.00		
		23-00477	04/03/23	PROFESSIONAL SERVICES RENDERED	Open	780.00	0.00		
		23-00500	04/06/23	ESCROW PAYMENT	Open	97.50	0.00		
						<u>2,944.50</u>			
02757	TYCO ANIMAL CONTROL SERVICES	23-00255	02/08/23	2023 GEESE CONTROL SERVICES	Open	400.00	0.00		B
		23-00256	02/08/23	2023 ANIMAL CONTROL SERVICES	Open	920.00	0.00		B
						<u>1,320.00</u>			
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	59,432.50	0.00		B

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03215	UNUM LIFE INSURANCE	23-00005	01/03/23	2023 LIFE INSURANCE	Open	237.60	0.00		B
03727	STAPLES INC	23-00443	03/23/23	Office Supplies	Open	625.55	0.00		
		23-00480	04/04/23	office supplies	Open	187.19	0.00		
						<u>812.74</u>			

Total Purchase Orders: 61 Total P.O. Line Items: 0 Total List Amount: 1,624,030.21 Total Void Amount: 0.00

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
CURRENT FUND 2022	2-01	54,452.48	0.00	54,452.48	0.00	0.00	54,452.48
CURRENT FUND 2023	3-01	1,556,585.72	0.00	1,556,585.72	0.00	0.00	1,556,585.72
CAPITAL FUND	C-04	6,485.00	0.00	6,485.00	0.00	0.00	6,485.00
BOA ESCROW ACCOUN	E-08	1,872.00	0.00	1,872.00	0.00	0.00	1,872.00
OTHER TRUST ACCOU	T-03	292.50	0.00	292.50	0.00	0.00	292.50
UNEMPLOYMENT TRUS	T-13	242.51	0.00	242.51	0.00	0.00	242.51
OPEN SPACE TRUST	T-14	4,100.00	0.00	4,100.00	0.00	0.00	4,100.00
Year Total:		4,635.01	0.00	4,635.01	0.00	0.00	4,635.01
Total of All Funds:		1,624,030.21	0.00	1,624,030.21	0.00	0.00	1,624,030.21

Bergen County 2023 Municipal Park Improvement Grant Program
Public Hearing – April 25, 2023
Borough of Montvale

Hearing Notice

The Public Hearing was advertised as a display ad and legal ad in The Bergen Record on April 14, 2023.

Bergen County Municipal Park Improvement Grant Program

The program provides matching grants for the development and redevelopment of municipal parkland. This year's application deadline is Friday, May 12, 2023.

The goals of the program include:

- Increasing and improving outdoor active and passive recreational activities

Project Location

The project is located at Memorial Park.

- Located at 1 Memorial Drive;
- Identified as Block 2305, Lot 13;
- Owned by the Borough of Montvale.

Project Scope

The project is the Memorial Drive M.A.L. Synthetic Turf Field.

The proposed scope includes replacing the clay infield with a new synthetic turf field including associated drainage components and related work. The existing features such as the fence will also be replaced as needed.

Grant Request & Project Cost:

- Total project cost: **\$350,000.00**
- Grant request (50% of project cost): **\$175,000.00**
- Required matching funds to be provided by the Borough: **\$175,000.00**

**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 112-2023**

RE: Authorizing Submission of Grant Application for Bergen County Open Space Trust Fund Municipal Program Park Improvements – Memorial Drive M.A.L. Synthetic Turf Field

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“County Trust Fund”), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Montvale desires to further the public interest by obtaining a matching grant of **\$175,000.00** from the County Trust Fund to fund the following project: **Memorial Drive M.A.L. Synthetic Turf Field**; and,

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the governing body/board received held the required Public Hearing to receive public comments on the proposed park improvements in the application on **April 25, 2023**; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Montvale:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of MAY 12th, 2023, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Borough of Montvale has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Borough Montvale is committed to providing a dollar for dollar cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Borough of Montvale agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

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

Adopted: April 25, 2023

ATTEST:

APPROVED:

Frances Scordo
Municipal Clerk

Michael Ghassali
Mayor