

A G E N D A
Combined Meeting of the Mayor and Council
Wednesday, July 10, 2013
7:30 PM

CALL THE MEETING TO ORDER –

STATEMENT –

This is a Combined Meeting of the Mayor and Council of the Borough of Northvale. The date, time and location of this meeting has been advertised in the official Newspapers of the Borough, filed with the Borough Clerk and posted on the bulletin board in the Municipal Building. All notice requirements of the Open Public Meetings Act for this meeting have been fulfilled. Please note the fire exits as required by law at public meetings.

SALUTE TO THE FLAG – SILENT PRAYER –

ROLL CALL -

Mayor Bazela, Councilwoman Libby, Councilman Marana, Councilman Piehler, Councilman Shepard, Councilman Sokoloski and Councilman Sotiropoulos.

APPOINTMENTS & PERSONNEL CHANGES –

AWARDS AND PRESENTATIONS –

APPROVAL OF MINUTES –

Approve the Minutes of the Combined Meeting of June 12, 2013.

By:

2nd:

RC:

MONTHLY REPORTS – (Correspondence on file in Borough Clerks Office)

Tax Collector – June
Police Department – June
Fire Prevention – June
Municipal Court – June
Building Department – June

CORRESPONDENCE –

1. Letter – DEP – June 17, 2013
re: Deadline for Completing Remedial Investigation – White Avenue
2. Letter – DEP – June 19, 2013

re: Same as above – 195 Paris Avenue

- 3. Letter – COAH – June 25, 2013
re: Affordable Housing Trust Fund Current Balance
- 4. Letter – JAMIS – June 28, 2013
re: BBQ – 151 Ludlow Avenue – Requesting Road Closure
- 5. Letter – Children of America – July 1, 2013
re: Requesting Grand Opening Sign for 60 Days
- 6. Letter – Mr. Hans Ritz – 402 Semino Road – June 15, 2013
re: Water in Basement Around Existing Sanitary Sewer Pipe
- 7. Letter – New Jersey League of Municipalities – July 3, 2013
re: Municipal Housing Trust Funds

RESOLUTIONS –

#2013-73 Authorize the Tax Collector to Extend the Grace Period on Late Third Quarter Tax Payments Due to the Delay in Sending Out the Tax Bills

By: _____^{2nd}: _____ RC:

#2013-74 Waive Building Department Fees for Northvale Schools - Bathrooms

By: _____^{2nd}: _____ RC:

#2013-75 Authorize the Mayor to Sign a Developers Agreement for Northvale Shopping Center Associates

By: _____^{2nd}: _____ RC:

#2013-76 Payment of Bills

By: _____^{2nd}: _____ RC:

ORDINANCES – 2nd reading –

ORDINANCE # 917-2013 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF NORTHVALE, ENTITLED “POLICE DEPARTMENT EMPLOYEES – ADULT SCHOOL CROSSING GUARDS; TERMS; REVOCATION; QUALIFICATIONS; SUPERVISION AND DIRECTION

Motion:

Second:

Open public hearing –

Close public hearing –

ROLL CALL VOTE:

ORDINANCE #923-2013 - BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF NORTHVALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$430,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

Motion:

Second:

Open Public Hearing –

Close Public Hearing –

ROLL CALL VOTE:

ORDINANCES – 1st reading –

ORDINANCE #924-2013 – AN ORDINANCE AMENDING CHAPTER 18 – FIRE DEPARTMENT

By:

2nd:

RC:

HEARING OF THE PUBLIC

MAYOR & COUNCIL REPORTS –

BOROUGH ENGINEER REPORTS –

BOROUGH ATTORNEY REPORTS –

HEARING OF THE PUBLIC –

ADJOURNMENT –

By:

2nd:

RC:



BOROUGH OF NORTHVALE
 County of Bergen
 State of New Jersey



MOTION:

SECOND:

RESOLUTION #2013-73

Authorize the Tax Collector to Extend the Grace Period on late third quarter tax payments due to the delay in sending out the tax bills

WHEREAS, the 2013 Tax Rate is delayed; and

WHEREAS, the 2013/2014 Tax Bills will be mailed out late and the third quarter tax payment was due on August 1, 2013.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale that the Tax Collector shall extend the grace period for 25 days after the mailing of the tax bills and will indicate the extended date on an insert to be included with the tax bill. After the extended grace interest will accrue back to August 1, 2013.

DRAFT NOT APPROVED

I hereby certify that this is a true copy of the Resolution passed by the Governing Body at their regular meeting held on _____, 2013

Wanda A. Worner, Borough Clerk

Name	Yes	No	Absent	Abstain
Libby	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marana	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piehler	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



BOROUGH OF NORTHVALE
County of Bergen
State of New Jersey



MOTION:

SECOND:

RESOLUTION #2013-74

Waive Building Department Fees for Northvale Schools - Bathrooms

BE IT RESOLVED that the above mentioned fees be and are hereby waived.

DRAFT NOT APPROVED

I hereby certify that this is a true copy of the Resolution passed by the Governing Body at their regular meeting held on _____, 2013

Wanda A. Worner, Borough Clerk

Name	Yes	No	Absent	Abstain
Libby	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marana	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Piehler	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

BOROUGH OF NORTHVALE
County of Bergen
State of New Jersey

ORDINANCE # 917-2013

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF NORTHVALE, ENTITLED "POLICE DEPARTMENT EMPLOYEES – ADULT SCHOOL CROSSING GUARDS; TERMS; REVOCATION; QUALIFICATIONS; SUPERVISION AND DIRECTION

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF NORTHVALE THAT THE CODE OF THE BOROUGH OF NORTHVALE, BE AND IS HEREBY AMENDED AND SUPPLEMENTED, AS FOLLOWS:

Section 1. Adult school crossing guards; appointment; term; revocation; qualifications; supervision and direction.

A. The Mayor and Council shall appoint adult school crossing guards for terms not exceeding one year and revoke such appointments for cause and after proper hearing before the Chief of Police or other chief law enforcement officer of the municipality. Before any adult school crossing guard is appointed, the Chief of Police shall ascertain the eligibility of the applicant and make a report to the governing body. No person shall be appointed as an adult school crossing guard unless he/she:

1. Is a citizen and resident of this State;
2. Is sound in body and of good health
3. Is of good moral character; and
4. Has not been convicted of any criminal offense involving moral turpitude.

B. An adult school crossing guard shall be under the direction of the Northvale Police Department and his/her powers and duties as an adult school crossing guard shall cease at the expiration of the term for which he was appointed. An adult school crossing guard shall follow and adhere to the policies and practices instituted by the Borough of Northvale and Northvale Police Department.

C. Every adult school crossing guard shall be under the supervision and direction of the Chief of Police or his designee wherein he/she is appointed and shall perform his/her duties only in such municipality. He/she shall comply with the rules and regulations applicable to the conduct and decorum of a regular employee of the municipality.

D. Prior to appointment, each applicant must undergo the following test as recommended by Adult School Crossing Guard Employment:

Vision Standards and Recommended Tests.

a. Peripheral Vision

Visual field shall be 160 degrees in the horizontal meridian binocularly with or without correction. Any perimeter that can measure the horizontal field of vision can serve as the testing method. The extent of the visual field shall be determined along the horizontal meridian for each eye with a perimeter (confrontation fields are not acceptable). Values less than 160 degrees are acceptable only if complete

compensation occurs with the opposite eye in binocular viewing. Any central absolute scotoma must be completely compensated by the opposite eye.

b. Stereopsis

Using either the Titmus test (TST) or the Rand Dot Stereo test (RST) or the Randot E test: TST Wirt Circle #8 (50 seconds of disparity) RST or RDE Target #6 (50 seconds of disparity). Subject must identify which object stands out from the page wearing Polaroid eyeglasses.

c. Color/Vision

In response to one of the following three editions of the Ishihara Pseudoisochromatic Plate Screening test, with the testing conducted on plate at a time, the applicant should achieve the following results:

- 1) 38 plate edition: The first 21 plates – 9 errors or less. An individual who misses the first plate has failed.
- 2) 24 plate edition: The first 15 plates – 6 errors or less
- 3) 16 plate edition: The first 9 plates – 4 errors or less

d. Visual Acuity

The applicant must be able to read 20/30 letters with the dominant eye on the Standard Snellen optotype chart. The non-dominant eye must have 20/40 or better with best correction. The applicant is asked to read the smallest line of letters that can be read with one eye covered. This is repeated with the opposite eye covered. An applicant wearing contact lenses must meet the visual acuity standard with their contact lenses in place. A statement from the applicant's eye care professional must be presented confirming that contact lenses have been worn successfully for a minimum of four months.

e. Hearing Standards and Recommended Tests

The candidate must be tested in a sound booth. Both the sound booth and audiometer used for testing should be calibrated using the most recent ANSI standards, and have been calibrated within the past year. Calibration certificates should be on file and available for review.

Candidates qualify if they meet standards with or without amplification.

The crossing guard hearing standards are as follows:

- 1) Hearing thresholds of 40dB or better in each ear at 500, 1K, and 2KHz.
- 2) Pure tone average thresholds at 500, 1K and 2KHz 35 dB or better in each ear.
- 3) The hearing threshold at 4K Hz must be 45dB or better in each ear.

Section 2. Criminal History Background Check

Prior to appointment, each applicant must submit to a criminal history background check, conducted by the Chief of Police or his designee.

Section 3. Failure to Comply

Failure to comply with all of the pre-employment requirement shall disqualify the applicant from employment as an adult school crossing guard.

Section 4. Training

The Borough of Northvale and Northvale Police Department shall provide yearly school crossing guard training to all regular assigned adult crossing guards and all alternate adult crossing guards.

Section 5. Safety Equipment

The Borough shall provide all adult school crossing guards with the proper safety equipment and uniform/clothing apparel to properly perform the duties of adult school crossing guard.

Section 6. Evaluations

The Chief of Police or designee shall conduct yearly evaluations of adult school crossing guards and school crossings and maintain a written record of such evaluations.

The Police Chief or designee may conduct periodic evaluations of adult school crossing guards upon receipt of any complaint or observation by the Chief of Police or his designee for incidents other than diminished capacity.

Section 7. Diminished Capacity

In the event that during the term of appointment, the governing body or police department determines, by observation or receipt of a complaint, that a guards physical and mental well-being has diminished, the school crossing guard may be required to submit to a re-examination as described in Section 4.

Upon receipt of a complaint of diminished capacity, the Chief of Police or designee shall observe and evaluate the adult school crossing guard for a sufficient period of time to document the basis of complaint and maintain a written record of such observation and evaluation.

Section 8. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 9. This ordinance shall take effect immediately after passage and publication by law.

PAUL J. BAZELA
MAYOR

ATTEST:

Wanda A. Worner

Borough Clerk

Introduced: June 12, 2013

Passed:

DRAFT NOT APPROVED

BOROUGH OF NORTHVALE
County of Bergen
State of New Jersey

ORDINANCE #923-2013

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF NORTHVALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$430,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

BE IT ORDAINED by the Borough Council of the Borough of Northvale, in the County of Bergen, State of New Jersey, as follows:

Section 1. The Borough of Northvale, in the County of Bergen, State of New Jersey (the "Borough") is hereby authorized to make various public improvements in, by and for said Borough, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds

authorized, and the State grant and the down payment appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Borough.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the State grant hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2013 Road Improvement Program at various locations (including resurfacing of the Department of Public Works Lot), as set forth on a list prepared by the Borough Engineer and placed or to be placed on file with the

Borough Clerk. Depending upon the contract price and other exigent circumstances, and upon approval by the Borough Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads and public areas being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$230,000
Down Payment Appropriated	\$ 11,500
Bonds and Notes Authorized	\$218,500
Period of Usefulness	10 years

B. Undertaking of the Livingston Street Sidewalk and Streetscape Improvements Project (Phases II and III).

Appropriation and Estimated Cost	\$200,000
State Grant Appropriated	\$150,000
Down Payment Appropriated	\$ 2,500
Bonds and Notes Authorized	\$ 47,500
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$430,000
State Grant Appropriated	\$150,000
Aggregate Down Payment Appropriated	\$ 14,000
Aggregate Amount of Bonds and Notes Authorized	\$266,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$94,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. The sum of \$150,000 received or to be received as a grant from the State of New Jersey Department of Transportation is hereby appropriated to the payment of the cost of the Livingston Street Sidewalk and Streetscape Improvements Project authorized in Section 4.B above.

Section 7. It is hereby determined and stated that moneys exceeding \$14,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Borough, are now available to finance said purposes. The sum of \$14,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 8. To finance said purposes, bonds of said Borough of an aggregate principal amount not exceeding \$266,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purposes, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$266,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance

of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby

authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 10 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Borough Clerk of said Borough, and that such statement so filed shows that the gross debt of said Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$266,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 13. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the

payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The Borough intends to issue bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this ordinance. If the Borough incurs such costs prior to the issuance of the bonds or notes, the Borough hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 15. 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 ordinance. Said obligations shall be direct, unlimited and general obligations of the Borough, and the Borough shall levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 16. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended

capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Borough Clerk and is available for public inspection.

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Introduced: June 12, 2013

DRAFT NOT APPROVED