

**A G E N D A**  
**Combined Meeting of the Mayor and Council**  
**Wednesday, March 8, 2017**  
**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.”*

**ROLL CALL –**

Name	Present	Absent
Mayor Piehler	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>

**SALUTE TO THE FLAG & SILENT PRAYER –**

**APPROVAL OF MINUTES –**

[Combined Meeting](#) of February 8, 2017

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**PROCLAMATIONS –**

***Proclamation***  
***Borough of Northvale***

**CHILD ABUSE PREVENTION MONTH**

**WHEREAS**, we all have a responsibility as individuals, neighbors, community members and citizens of Northvale to help create, healthy, nurturing and safe experiences for children; and

**WHEREAS**, healthy and safe childhoods help produce confident and successful adults; and

**WHEREAS**, child abuse and neglect often occur when people find themselves in stressful situations without community resources and don't know how to cope; and

**WHEREAS**, incidences of child abuse and neglect can be reduced by making sure all families have the support they need and deserve to raise their children in a healthy environment; and

**WHEREAS**, it is recognized that no person can do everything but that everyone can do something, and together we can create change for the better; and

**WHEREAS**, effective prevention programs succeed because of partnerships among nonprofit organizations, government agencies, volunteer organizations, schools, service clubs, houses of worship, law enforcement agencies and the business community; and

**WHEREAS**, display a pinwheel garden in April will serve as a positive reminder that all children deserve Great Childhoods – happy, healthy and safe.

**NOW, THEREFORE, I, Stanley E. Piehler, Mayor**, do hereby proclaim April 2017 as Child Abuse Prevention Month in Northvale and I urge all citizens to engage in activities that strengthen families and communities to provide the optimal opportunity for children to learn, grow and thrive so that all children have the benefit of happy, healthy and safe childhoods.

**APPOINTMENTS & PERSONNEL CHANGES –**

Rescind the appointment of [Arnold Davenport](#) of 188 Franklin Street, Northvale, to the Northvale Volunteer Fire Department, effective January 1, 2017. (Not approved by the Fire Association or the State Association).

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**RESOLUTIONS –**

*"All items are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Any item may be removed for further discussion or for a roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business"*

Motion	Second	Name
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

**RESOLUTION #2017-39**

**TITLE: APPROVE 2017 TEMPORARY CAPITAL BUDGET (2017 Road Program and Livingston Street Streetscape)**

WHEREAS, the Borough of Northvale desire to establish the 2017 Temporary Capital Budget of said municipality by inserting therein the following project.

NOW, THEREFORE, BE IT RESOLVED by the Council Budget of the Borough of Northvale as follows:

Section 1. The 2017 Temporary Capital Budget of the Borough of Northvale is hereby established by the adoption of the schedule to read as follows:

**Temporary Capital Budget of the  
Borough of Northvale  
County of Bergen, New Jersey  
Projects Scheduled for 2017  
Method of Financing**

Project	Est. Costs	Grants	Budget Appr. Fund	Capital Impr. Fund	Bonds
2017 Road Program	492,000	304,500		23,500	468,500
Livingston Street Streetscape	375,000				70,500

Section 2. The Clerk be and is hereby authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2017 Temporary Capital Budget to be included in the 2017 Permanent Capital Budget as adopted.



**RESOLUTION #2017-40**

**TITLE: AUHTORIZE TAX ATTORNEY TO EXECUTE STIPULATION OF SETTLEMENT – 20 CHARLES STREET – BLOCK 915, LOT 4 FOR TAX YEARS 2012, 2013, 2014, 2015 AND 2016**

**WHEREAS**, 20 Charles St LLC, is the record owner of property situated at Block 915, Lot 4, with a street address of 20 Charles Street located in the Borough of Northvale, New Jersey, and

**WHEREAS**, 20 Charles St LLC, is the Plaintiff in legal actions against the Borough of Northvale in the Tax Court of New Jersey, specifically Docket Nos.: 004569-2012, 006488-2013, 007665-2014, 008222-2015, 000551-2016, challenging the actions of the Borough and the Bergen County Board of Taxation with respect to the assessment of its property, and

**WHEREAS**, the parties now wish to amicably resolve the outstanding issues regarding the assessment of the property and settle the lawsuits between them pending in the Tax Court of New Jersey.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that Florio Kenny Raval, L.L.P., Tax Appeal Counsel for the Borough of Northvale in the above matters, is hereby authorized to execute on behalf of the Borough of Northvale, a Stipulation of Settlement resolving the Complaints filed by:

- 1) 20 Charles St LLC, for property situated at Block 915, Lot 4, 20 Charles Street, Northvale, New Jersey 07647;
- 2) For tax years 2012, 2013, 2014, 2015 and 2016.

**Block: 915**  
**Lot: 4**  
**Street Address: 20 Charles Street**

**Assessment reduced:**  
**Year: 2012**

	Original Assessment	County Board Judgement	Requested Tax Court Judgement
Land	186,300	Direct	186,300
Improvements	1,128,000	Appeal	1,103,700
Total	1,314,300		1,200,000

**Assessment Affirmed:**

**Year: 2013**

	Original Assessment	County Board Judgement	Requested Tax Court Judgement
Land	186,300	Direct	186,3000
Improvements	1,013,700	Appeal	1,013,700
Total	1,200,000		1,200,000

**Year: 2014**

	Original Assessment	County Board Judgement	Requested Tax Court Judgement
Land	186,300	Direct	186,3000
Improvements	1,013,700	Appeal	1,013,700
Total	1,200,000		1,200,000

Assessment reduced:

**Year: 2015**

	Original Assessment	County Board Judgement	Requested Tax Court Judgement
Land	186,300	Direct	186,3000
Improvements	1,013,700	Appeal	913,700
Total	1,200,000		1,100,000

**Year: 2016**

	Original Assessment	County Board Judgement	Requested Tax Court Judgement
Land	186,300	Direct	186,3000
Improvements	1,013,700	Appeal	913,700
Total	1,200,000		1,100,000

Interest on any refund due is waived; provided the refund is made within 60 days of the date judgment is issued by the Court. [LETTER DESCRIBING SETTLEMENT FOR GOVERNING BODY - 20 CHARLES ST \(00664897\).PDF](#)



**RESOLUTION #2017-41**

**TITLE: RESOLUTION AUTHORIZING A CONTRACT FOR THE PURCHASE OF A 2017 FORD INTERCEPTOR UTILITY EXPLORER ALL WHEEL DRIVE WINNER INC. OF CHERRY HILL, NEW JERSEY FOR \$30,378.00 UNDER NJ STATE CONTRACT #A88728 – EMERGENCY RESPONSE VEHICLE**

***(Funded from Capital Surplus and the Fire Department Donation & Operating Budget - \$10,000.00)***

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

WHEREAS, the Borough of Northvale has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Borough of Northvale intends to enter into a contract with Chas S. Winner Inc. of Cherry Hill, New Jersey, through this resolution, which shall be subject to all the conditions applicable to the current State contract, for the purchase of the above mentioned vehicle for the Northvale Police Department;

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Northvale authorizes the purchase of a 2017 Wheel Drive Vehicle (Emergency Response Vehicle) with add-ons pursuant to all conditions of the State contract at a cost of \$30,378.00. (minus \$10,000 for a balance of \$20,378.00 to be charged to capital surplus).

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ORDINANCES – 2<sup>nd</sup> reading –**

**ORDINANCE #968-2017**

**TITLE: AN ORDINANCE AMENDING CHAPTER 42 POLICE DEPARTMENT SECTION 8 OF THE CODE OF THE BOROUGH OF NORTHVALE “ENTITLED” QUALIFICATIONS OF MEMBERS**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

BE IT ORDAINED, by the Mayor and Council of the Borough of Northvale that Chapter 42, Section 8 of the Code be amended to read as follows:

Section 1.

A. General Criteria. No person shall be appointed as a member of the Police Department unless such person is:

- (1) A citizen of the United States;
- (2) Is of good mental and bodily health sufficient to satisfy the Board of Trustees of the Police and Fireman’s Retirement System of New Jersey that he or she would be eligible for membership in the retirement system;
- (3) Is able to read, write and speak the English language and intelligently;
- (4) Is of good moral character and free from conviction of any crime constituting and indicatable offense or any crime or offense involving moral turpitude;
- (5) Is a holder of a valid New Jersey Driver’s License;
- (6) Has a bachelor’s degree from an accredited college or university recognized by the United States, or four years of military service with an honorable discharge, or two years’ military service with a two-year associates degree, or a valid New Jersey Police Training Commission Certificate with a two-year associates degree or a valid New Jersey SLEO II Training Certificate with a two-year associates degree.
- (7) Not less than 18 years of age at the time of appointment.

(B) All applicants shall be evaluated upon the following criteria:

- (1) Successful completion of a physical examination by a certified physician;
- (2) Job-related physical agility test.
- (3) Management assessment of prior performance and initiative in the pursuit of self-development;
- (4) Oral interviews;
- (5) Psychological evaluation.

Section 2. All other sections of this Ordinance shall remain in full force and effect.

Section 3. This ordinance shall take effect immediately upon final passage and publication in accordance with the law.

**Open Public Hearing –**

**Close Public Hearing –**

**Council Comments –**

**ROLL CALL VOTE:**

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ORDINANCE #969-2017**

**TITLE: AN ORDINANCE AMENDING CHAPTER 61 SECTIONS 5F; 7A AND 8A OF THE CODE OF THE BOROUGH OF NORTHVALE “ENTITLED” ALARM SYSTEMS**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

BE IT ORDAINED, by the Mayor and Council of the Borough of Northvale, that Chapter 61 shall be amended as follows:

Section 1.

Section 61-5 F. Dial Alarms.

Shall be amended to read as follows:

Any person having a dial alarm device which dials the general police number, upon discovery thereof, shall receive notice from the Chief of Police or his designated representative requiring the owner to comply with the terms of this chapter. If the owner fails to do so within 30 days of said notice, he shall then be liable pursuant to the violation provisions of this Chapter.

Section 2.

Section 61-7. False Alarms.

Shall be amended to read as follows:

A (1) For the first and second false alarm given in any six-month period, a warning shall be issued by the Police Department to the permittee.

Section 3.

Section 61-8. Fees

Shall be amended to read as follows:

A. Dial alarm devices: \$50.00.

Section 4. All other sections of this Ordinance shall remain in full force and effect.

Section 5. This ordinance shall take effect immediately upon final passage and publication in accordance with the law.

**Open Public Hearing –**

**Close Public Hearing –**

**Council Comments –**

**ROLL CALL VOTE:**

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ORDINANCE #970-2017**

**TITLE: AN ORDINANCE AMENDING CHAPTER 114, SECTION 1 OF THE CODE OF THE BOROUGH OF NORTHVALE “ENTITLED” HUNTING**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

BE IT ORDAINED, by the Mayor and Council of the Borough of Northvale, that Chapter 114, Section 1 be amended as follows:

Section 1. Shall be amended to read as follows:

“It shall be unlawful to discharge any firearm, BB Gun or pellet gun except in a regularly established shooting gallery or as otherwise provided herein. Additionally no person shall discharge any arrow from a crossbow or a compound bow at any time in the Borough.”

Section 2. All other sections of this Ordinance shall remain in full force and effect.

Section 3. This ordinance shall take effect immediately upon final passage and publication in accordance with the law.

**Open Public Hearing –**

**Close Public Hearing –**

**Council Comments –**

**ROLL CALL VOTE:**

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ORDINANCE #971-2017**

**TITLE: AN ORDINANCE OF THE BOROUGH OF NORTHVALE, COUNTY OF BERGEN AND STATE OF NEW JERSEY AMENDING SECTION**

**31 OF THE CODE OF THE BOROUGH OF NORTHVALE ENTITLED  
“LENGTH OF SERVICE AWARD PROGRAM.”**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

**WHEREAS**, the Governing Body of the Borough of Northvale has considered a proposed amendment to Section 31-3 of the Borough Code — enacted via Ordinance #744-99 — which would provide for automatic cost of living increases in connection with the Borough’s Length of Service Award Program (“LOSAP”) for certain members of the Northvale Volunteer Ambulance Corps. (“Ambulance Corps.”);

**WHEREAS**, the Governing Body of the Borough of Northvale finds that such an amendment of Section 31-3 is warranted so that the LOSAP contribution provided to Department members increases consistent with increases in consumer price index (“CPI”);

**NOW THEREFORE**, it is thereby duly ordained:

**Section 1:** That all ordinances and portions of ordinances in conflict herewith are hereby repealed.

**Section 2:**  
Section 31-3 “Criteria For Eligibility,” subsection C is hereby deleted, and shall read as follows:

The amount of the 2016 annual contribution for each eligible member shall be \$843.29

Section 31-3 “Criteria For Eligibility” shall be amended to include subsection D, which shall read as follows:

Beginning in the year 2017, the annual contribution for each eligible member shall automatically be increased by the same amount as the percentage increase in the consumer price index factor as set by the Director of the State of New Jersey, Division of Local Government Services.

**Section 3:** Severability- The provisions of this Ordinance are hereby declared to be severable. Should any section, paragraph, subparagraph, provision, sentence, or part hereof be declared invalid or unconstitutional, said finding shall not affect any other section, paragraph, subparagraph, provision, sentence, or part thereof.

**Section 4:** This Ordinance Controls- In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinances of the Borough of Northvale, the provisions hereof shall be determined to govern and control. All other parts, portions and provisions of Chapter 31 of the Borough Code of the Borough of Northvale shall remain unchanged and unmodified, except where inconsistent with the terms thereof.

**Section 5:** Effective Date- This Ordinance shall take effect immediately upon final passage and publication according to law.

**Open Public Hearing –**

**Close Public Hearing –**

**Council Comments –**

**ROLL CALL VOTE:**



Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ORDINANCES – 1st reading – Public Hearing – April 12, 2017**

*"All items are considered to be non-controversial by the Council and will be approved by one motion. There may be further discussion prior to the vote upon request of a member of the public or a Council member. Any item may be removed for further discussion or for a roll call vote in which case the item will be removed and considered in its normal sequence as part of the general order of business"*

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

**ORDINANCE #972-2017**

**TITLE: BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE LIVINGSTON STREET SIDEWALK AND STREETScape IMPROVEMENTS PROJECT (SECTIONS 3 AND 4) IN, BY AND FOR THE BOROUGH OF NORTHVALE, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$375,000 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, 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 BOND**

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

Section 1. The Borough of Northvale, in the County of Bergen, New Jersey (the "Borough"), is hereby authorized to undertake the Livingston Street Sidewalk and Streetscape Improvements Project (Sections 3 and 4) in, by and for the Borough. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. Section 2. The sum of \$375,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the State grants appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by State grants. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) the making of such improvements (hereinafter referred to as "purpose") is not a current expense of the Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of the Borough pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$375,000, and (4) \$304,500 of said sum is to be provided by the State grants hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$70,500, and (6) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$70,500, which is estimated to be necessary to finance the cost of said purpose, 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 4. It is hereby determined and stated that the aggregate sum of \$304,500 received or to be received as grants from the State of New Jersey Department of Transportation is hereby appropriated to the payment of the cost of such purpose.

Section 5. To finance said purpose, bonds of the Borough of an aggregate principal amount not exceeding \$70,500 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 6. To finance said purpose, bond anticipation notes of the Borough of an aggregate principal amount not exceeding \$70,500 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 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, 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 notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Borough and attested by the Borough Clerk or Deputy Borough Clerk. Said officers are hereby authorized to execute said notes and to issue 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 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. 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 the Borough, and that such statement so filed shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$70,500 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. 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 said purpose (other than the State grants hereinbefore appropriated, which shall be applied to the cost of said purpose 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 said purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 11. The Borough intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Borough incurs such costs prior to the issuance of such 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 12. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and 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 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.



### ORDINANCE #973-2017

**TITLE: BOND ORDINANCE TO AUTHORIZE THE 2017 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF NORTHVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$492,000 TO PAY THE COST THEREOF, 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, 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 undertake the 2017 Road Improvement Program at various locations, 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 the roads 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").

Section 2. The sum of \$492,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized 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 (1) the making of such improvements is not a current expense of said Borough, and (2) it is necessary to finance said purpose by the issuance of obligations of said Borough pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$492,000, and (4) \$23,500 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$468,500, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$82,000 which is estimated to be necessary to finance the cost of such purpose, 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 4. It is hereby determined and stated that moneys exceeding \$23,500, 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 purpose. The sum of \$23,500 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said Borough of an aggregate principal amount not exceeding \$468,500 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 6. To finance said purpose, bond anticipation notes of said Borough of an aggregate principal amount not exceeding \$468,500 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 7. 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 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 and to issue 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 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. 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 \$468,500 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 10. 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 purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. 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 12. The Borough intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond 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 13. 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 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**HEARING OF THE PUBLIC –**

**MAYOR & COUNCIL REPORTS –**

**BOROUGH ENGINEER REPORTS –**

**BOROUGH ATTORNEY REPORTS –**

**CLOSED SESSION – TIME: \_\_\_\_\_**

*Action may  not  be taken upon return to open session.*

**RESOLUTION #2017-**

**TITLE: PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

WHEREAS, the Council of the Borough of Northvale is subject to certain requirements of the Open Public Meetings Act, NJSA 10:4-6, et seq; and

WHEREAS, the Open Public Meetings Act, NJSA 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by resolution; and

WHEREAS, it is necessary for the Council of the Borough of Northvale to discuss in session not open to the public certain matter relating to an item or items authorized by NJSA 10:4-12b, as listed below:

1. Matters required by law to be confidential
2. Matter involving individual privacy
3. Matters relating to a collective bargaining agreement

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Northvale that immediately after the adoption of this resolution the Council shall enter into closed session.

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**RETURN TO OPEN SESSION – TIME: \_\_\_\_\_**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**RESOLUTIONS – (if action is to be taken)**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADJOURNMENT – TIME: \_\_\_\_\_**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Small
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilwoman Macchio	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Small	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sokoloski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

This is a proposed agenda item subject to addition or deletion of items