

MINUTES
Combined Meeting of the Mayor and Council
Wednesday, October 11, 2017
7:30 PM

CALL THE MEETING TO ORDER –

Mayor Piehler called the meeting to order at 7:31 PM in the Council Chambers of the Municipal Building located at 116 Paris Avenue, Northvale, New Jersey 07647.

STATEMENT –

Mayor Piehler read the “Sunshine Statement” into the record as follows:

“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 –

Mayor Piehler asked all in attendance to rise and join him in a Salute to the Flag and then called for a moment of Silent Prayer.

ROLL CALL –

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

Also present: Mr. John L. Shahdanian, Borough Attorney; Ms. Sunny Mullen, Borough Engineer and Wanda A. Worner, Borough Clerk.

APPROVAL OF MINUTES –

Combined Meeting of September 13, 2017

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

PROCLAMATIONS –

None at this time.

APPOINTMENTS & PERSONNEL CHANGES –

None at this time.

MONTHLY CORRESPONDENCE –

Mayor Piehler stated that the following correspondence is on file in the Borough Clerk’s office and it can be viewed by the public between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

- Police Department – Northvale/Rockleigh
- Tax Collector
- Fire Prevention
- Building Department
- Municipal Court
- Recreation Committee

RESOLUTIONS –

RESOLUTION #2017-123

TITLE: APPROVE THE 2016 AUDIT

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

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

WHEREAS, the Annual Report of Audit for the year 2016 has been filed by a Registered Municipal Accountant with the Borough Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

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

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

General Comments
Recommendations

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Borough of Northvale hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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



RESOLUTION #2017-124

TITLE: WAIVE BUILDING DEPARTMENT FEE FOR THE NORTHVALE AMBULANCE CORPS FOR INSTALLATION OF A GENERATOR AT 196 FIRENZE STREET – BLOCK 910, LOT 3

Motion	Second	Name
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input checked="" 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 Ambulance Corps has a need for a generator located at the above address and has applied for the proper permits for the installation of same; and

WHEREAS, the Construction Code Official, Joseph Zavardino is requesting that the fee of \$261.00 be waived per his memo dated September 25, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby waive the fee of \$261.00 for the Northvale Ambulance Corps.

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



RESOLUTION #2017-125

TITLE: APPROVE RAFFLE LICENSE #RL 191 ST. ANTHONY’S RC CHURCH – CASINO NIGHT

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input checked="" 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 HEREBY RESOLVED, that the following license to conduct a Casino Night be issued to:

NAME: St. Anthony’s RC Church
 ADDRESS: 199 Walnut Street
 LOCATION OF RAFFLE: 204 Washington Street
 DATE OF RAFFLE: November 25, 2017 – 6PM – 12 AM
 I.D.#: 353-1-146
 RAFFLE LICENSE #: RL 191

BE IT FURTHER RESOLVED, that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

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



RESOLUTION #2017-126

TITLE: RESOLUTION EXPRESSING OPPOSITION TO LEGISLATIVE PROPOSALS REGARDING THE OPEN PUBLIC MEETINGS ACT AND OPEN PUBLIC RECORDS ACT

Motion	Second	Name
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input checked="" 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 New Jersey Senate Budget and Appropriations Committee took action on Senate Bill Nos. 1045 and 1046, which amend the Open Public Meetings Act and Open Public Records Act, respectively, on June 29, 2017; and

WHEREAS, the Committee released the bills to the full Senate without recommendation because the bills are unnecessary, unpopular with the public, and would result in significant financial and administrative burdens on municipalities; and

WHEREAS, the bills fail to adequately protect taxpayers, municipalities and, especially, municipal clerks from abusive, harassing, and purposefully confrontational individuals who submit voluminous requests for no legitimate reason; and

WHEREAS, the legislation would expand the Open Public Meeting Act to create impractical and burdensome requirements with respect to subcommittees and working groups established by the entire governing body, which would effectively limit the ability of small groups of local officials discussing issues of public concern for the purposes of informing the governing body; and

WHEREAS, under the bills, the responsibilities of municipal clerks, who the Legislature has already loaded with responsibilities beyond the scope of their office, would be stretched even further than current law requires without a single dollar of additional resources provided to, or authorized to be collected by, municipalities; and

WHEREAS, the bills would impose a financial burden on municipalities that would not be offset by a revenue source other than the property tax, making the bills unfunded mandates prohibited by the New Jersey Constitution; and

WHEREAS, some municipalities are more equipped than others to meet the burdens that would be imposed by Senate Bill Nos. 1045 and 1046, however, without assistance of any kind from the States or the courts, every municipality would be on its own to meet the myriad new requirements of the law.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, that the Legislature is strongly urged to reject Senate Bill Nos. 1045 and 1046 and draft new legislation to modernize OPRA and OPMA while providing municipalities and clerks with the resources to effectuate these changes for the benefit of the public.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed with the legislative sponsors of Senate Bill Nos. 1045 and 1046 and Assembly Bill Nos. 2697 and 2699, the Speaker of the General Assembly, the President of the Senate, and the Governor, and all parties are urged to listen to the concerns of local officials and prevent Senate Bill Nos. 1045 and 1046 from becoming law.

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



RESOLUTION #2017-127

TITLE: WAIVE BUILDING DEPARTMENT FEE FOR THE NORTHVALE FIRE DEPARTMENT FOR OPEN FLAME PRODUCING DEVICE IN A PUBLIC GATHERING

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input checked="" 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 Northvale Fire Department is hosting the Firemen’s Parade on October 7, 2017 and has applied for a permit to have an open flame producing device in a public gathering as part of the festivities; and

WHEREAS, the Construction Code Official, Joseph Zavarino is requesting that the fee of \$43.00 be waived;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby waive the fee of \$43.00 for the Northvale Fire Department.

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



RESOLUTION #2017-128

TITLE: APPROVE RAFFLE LICENSE #RL 192 FOR NORTHVALE VOLUNTEER FIRE ASSOCIATION – 300 CLUB

Motion	Second	Name
<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

BE IT HEREBY RESOLVED, that the following license to conduct a 300 Club Raffle be issued to:

NAME: Northvale Volunteer Fire Association

ADDRESS: 204 Washington Street

LOCATION OF RAFFLE: 204 Washington Street

DATE OF RAFFLE: March 4, 2018

I.D.#: 353-9-29752

RAFFLE LICENSE #: RL 192

BE IT FURTHER RESOLVED, that said license shall be issued subject to all rules and regulations of the Legalized Games of Chance Control Commission of the State of New Jersey.

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



RESOLUTION #2017-129

TITLE: RESOLUTION IN SUPPORT OF THE WIDENING OF THE GEORGE WASHINGTON BRIDGE SIDEWALKS

Motion	Second	Name

<input checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input checked="" 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 George Washington Bridges sidewalks are the only connection across the Hudson River between New York City and New Jersey for pedestrians, runners and bicyclists; and

WHEREAS, the paths are heavily used, with an average of 1,700 cyclists and 900 pedestrians crossing each day; and

WHEREAS, according to Federal Highway Administration guidelines, shared-use paths should be at least ten feet wide and up to fourteen feet wide if they are heavily used; and

WHEREAS, the sidewalks are currently ten feet wide except where the bridge’s suspender ropes pass through, where they are even less than seven feet wide; and

WHEREAS, the Port Authority of New York and New Jersey is planning an extensive renovation that will replace all of the bridge’s suspender ropes beginning in 2017 and lasting until 2024; and

WHEREAS, as part of the project the sidewalks will be replaced and new ramps that will provide access to the sidewalks will be constructed, but the sidewalks will not be widened; and

WHEREAS, the Port Authority’s bicycle states that its goals are to integrate “improved bicycle access; and “safe bike lanes” and to “promote the safe coexistence of motor vehicles, bicycles and pedestrians” at its facilities; and

WHEREAS, the width of the bridge’s sidewalks do not meet federal standards for high-pedestrian and bicycle paths; and

WHEREAS, the planned renovation project presents a unique opportunity to build sidewalks that would be able to safely and comfortably accommodate the increasing number of pedestrians and bicyclists expected to use the bridge in the decades to come.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and of the Borough of Northvale that the Borough fully supports the widening of the George Washington Bridge Sidewalks.

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



RESOLUTION #2017-130

TITLE: PAYMENT OF BILLS

Motion	Second	Name
<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

WHEREAS, claims have been submitted to the Borough of Northvale in the following amounts under various funds of the borough:

Current Appropriations	\$304,887.28
General Capital Fund	\$138,599.05
Animal Trust	\$6.60
Recreation Trust	\$3,211.97
Summer Recreation Trust	\$320.00
Escrow Trust	\$2,914.78
Food Trust	\$1,508.75
TOTAL	\$451,448.43

WHEREAS, above claims have been listed and summarized in the attached Bills List Report, and the corresponding vouchers have been reviewed and approved by the department head, council liaison, finance committee, and the chief financial officer; and

WHEREAS, the Chief Financial Officer has determined that the funds have been properly appropriated for such purposes and are available in the Borough of Northvale, and that the claims specified on the schedule attached hereto, following examination and approval by the finance committee, be paid and checks issued accordingly; and

WHEREAS, claims have already been paid in the following amounts for the purpose specified below during the course of the year:

Payroll – Salaries & Wages	09-08-2017	\$171,800.13
Payroll – Salaries & Wages	09-22-2017	\$159,674.75
Health Benefits	September 2017	\$47,595.62
Local School Taxes	July 2017	\$783,507.50
Local School Taxes	August 2017	\$783,507.50
Local School Taxes	September 2017	\$783,507.50
Regional School Taxes	July 2017	\$571,118.80
Regional School Taxes	August 2017	\$571,118.80
Regional School Taxes	September 2017	\$571,118.80
TOTAL		\$4,442,949.40

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Northvale that the claims totaling **\$4,894,397.83** and ratified respectively.

The bill list is as follows:

DATE	VENDOR	AMOUNT	DESCRIPTION
10/11/17	A ROYAL FLUSH	287.28	POTTIES FOR CHIEF PARADE
	LAWMEN SUPPLY COMPANY	1416.27	TRAINING SUPPLIES
	AGL WELDING SUPPLY CO	39.76	CYLINDER RENTAL
	BCMCA	60.00	CLERKS LUNCHEON
	BLUETARP FINANCIAL	176.63	CANOPY TENT
	CROWN TROPHY	112.20	SOCCER CHAPLET CUPS
	DESESA ENGINEERING	1211.25	SEPTEMBER MAINTENANCE
	DURIE LAWN MOWER	155.00	WHEEL KIT
	DURIE LAWN MOWER	58.95	WHEEL KIT
	EAGLE POINT GUN	2335.42	AMMUNITION
	ELIZABETH KRAUS	150.00	ASSIST COURT SESSIONS
	ELLEN J. SPRINGSTEEN	80.00	SOUND RECORDING
	EST TIRE DISTRIBUTORS	1782.60	PATROL VEHICLE TIRES
	MASER CONSULTING	530.00	PROFESSIONAL SERVICES
	MASER CONSULTING	512.50	PROFESSIONAL SERVICES
	METRO LANDSCAPE	215.25	REPAIR SPRINKLERS
	NORTH JERSEY MEDIA	22.28	LEGAL NOTICE
	PROCOPY	177.06	COLOR COPIES
	PT ELECTRIC SERVICE	246.00	REPAIR WORK
	RE-TRON TECHNOLOGIES	84.20	BATTERY FOR N-7
	RUDY'S RISTORANTE	200.00	PIZZA BINGO
	SCHULTZ FORD INC.	2585.63	PARTS FOR N-5
	SUZANNE BURROUGHS	30.00	REIMBURSEMENT 9/21/17 TCTA
	TRAFFIC SAFETY	1422.50	BARRICADES & SIGNS
	TREASURER STATE OF NJ	1015.00	COMPOST ANNUAL FEE
	CLIFFSIDE BODY	651.05	ADDITIONAL WORK N-11
	ALL-STAR TEAM APPAREL	84.00	SOCCER BAGS
	DURIE LAWN MOWER	78.00	8" GRINDING WHEEL
	KARI SEDANO	177.77	REIMBURSEMENT
	W.B. MASON	23.08	OFFICE SUPPLIES

	W.B. MASON	189.47	OFFICE SUPPLIES
	LEE ANN RUSS	75.00	2017 MEMBERSHIP DUES
	ADVANCE AUTO PARTS	32.50	JUMPER CABLES
	DR. STEFANIE SIMON	150.00	RABIES CLINIC 10/17/17
	CAPTUREPOINT.COM	2750.00	COMMUNITY PASS
	TREASURER STATE OF NJ	150.00	3 RD QUARTER MARRIAGE LICENSE FEES
	NJ DEPT OF HEALTH	6.60	SEPT DOG REPORT
	NK FLORIST SUPPLY	43.75	FALL SUPPLIES
	NJ DEPT OF COMMUNITY	1670.00	3 RD QUARTER STATE TRAINING FEE
	OAK TREE PRINTING	350.00	BUSINESS CARDS
	OAK TREE PRINTING	48.00	BUSINESS CARDS
	OFFICE CONCEPTS GROUP	38.89	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	OFFICE CONCEPTS GROUP	38.88	COPY PAPER
	RVP LLC	1235.00	REPAIRS TO N-5
	RR DONNELLEY	105.00	SAFETY PAPER
	GREGG F. PASTER	600.00	411 CLINTON AVE
	GREGG F. PASTER	500.00	AUG-SEP PB MEETINGS
	GREGG F. PASTER	300.00	NOV-DEC PB MEETINGS
	BERGEN COUNTY UTILITIES	145392.00	2017-4 SEWER CONTRACTUAL
	DELTA DENTAL	4815.44	OCT EMPLOYEES DENTAL
	DEARBORN NATIONAL	91.35	OCT EMPLOYEES LIFE INS
	ROCKLAND ELECTRIC	5343.85	SEP STREET LIGHTING
	ROCKLAND ELECTRIC	5831.67	SEP ELECTRICITY
	VERIZON WIRELESS	685.59	SEP CELL PHONE POLICE
	VERIZON WIRELESS	49.60	SEP CELL PHONE SENIOR CENTER
	VERIZON	122.16	SEP PHONE SERVICE POLICE
	LINE SYSTEMS	1764.89	SEP PHONE SERVICE BOROUGH
	MIELE SANITATION	31340.90	SEP GARBAGE COLLECTION
	MILLENNIUM STRATEGIES	2500.00	SEP GRANTS WRITER
	WELLS FARGO VENDOR FIN	593.00	OCT CLERK'S OFFICE COPIER
	TYCO ANIMAL CONTROL	1100.00	AUG-SEP ANIMAL CONTROL SERVICES
	MINUTEMAN PRESS	80.00	SEP SR CTR MCGUIRE INQUIRER
	MARIE FARRELL	600.00	SEP SR CTR RECEPTIONIST
	MAUREEN FELICI	825.00	SEP SR CTR GENERAL OFFICE WORK
	NANCY WHITTAKER	240.00	SEP SR CTR MOVING WITH MUSIC
	STEPHEN SINISI	120.00	SEP SR CTR STRENGTH TRAINING
	ROBERT CARLISLE	168.00	SEP SR CTR ASSIST SHOPPERS
	NORTHVALE POSTMASTER	147.00	SEP SR CTR MCGUIRE INQUIRER MAILING
	LA CASA FORMOSA	1508.75	SEP SR CTR MEALS
	OPTIMUM	244.16	SEP INTERNET-PHONE-TV
	RACHLES/MICHELE'S	3330.33	SEP VEHICLE FUEL
	ONE CALL CONCEPTS	66.25	SEP SEWER MARKOUTS
	CESCO	172.52	OCT ELEVATOR MAINTENANCE
	MASER CONSULTING	4030.00	AUG ENGINEERING SERVICE
	CHASAN LEYNER	1164.57	AUG LEGAL AFF HOUSING
	CHASAN LEYNER	5937.45	AUG LEGAL SERVICES
	GREGG F. PASTER	225.00	APRIL PB MEETING
	GREGG F. PASTER	150.00	JAN PB MEETING
	GREGG F. PASTER	150.00	JUL PB MEETING
	MIELE SANITATION	3552.00	SEP GRASS PICKUP
	MASER CONSULTING	2443.11	CLINTON AVE RAILROAD
	MASER CONSULTING	4095.00	DPW BUILDING DESIGN
	ZUCCARO INC	98485.10	LIVINGSTON STREETScape PMT #2
	CLIFFSIDE BODY	1362.37	AIRFLOW TAIL GATE
	INSERRA SUPERMARKET	10.17	MISCELLANEOUS SUPPLIES
	INSERRA SUPERMARKET	30.74	MISCELLANEOUS SUPPLIES
	INSERRA SUPERMARKET	176.27	MISCELLANEOUS SUPPLIES
	FOLEY SIGNS	72.00	DECALS FOR TRUCK BODIES
	NING LIU	320.00	CAMP REFUND
	ADVANCE AUTO PARTS	37.59	MISCELLANEOUS AUTO
	ADVANCE AUTO PARTS	185.47	MISCELLANEOUS AUTO
	OFFICE CONCEPTS GROUP	112.16	COPY PAPER
	SCHWAAB, INC	150.00	STAMPS
	SCHWAAB, INC	62.72	STAMPS
	NORTH JERSEY MEDIA	1103.85	LEGAL ADS
	NORTH JERSEY MEDIA	14.85	LEGAL ADS
	SPORTS TIME	88.00	BASKETBALL JERSEYS
	ULINE SHIPPING SUPPLY	56.45	BLACK NIRILE GLOVES
	W.B. MASON	265.78	WATER DELIVERY
	ACTION RUBBER	906.30	LEAF VAC HOSE
	CLIFFSIDE BODY	981.70	REPAIR TO N-4 HOOK
	TRAFFIC SAFETY	60.00	PARKING SIGNS
	AMAZON	137.69	ITEMS FOR TOWN DAY
	BECKERLE LUMBER SUPPLY	32.97	MISCELLANEOUS SUPPLIES
	BECKERLE LUMBER SUPPLY	93.26	MISCELLANEOUS SUPPLIES
	BECKERLE LUMBER SUPPLY	2.88	MISCELLANEOUS SUPPLIES
	BECKERLE LUMBER SUPPLY	41.01	MISCELLANEOUS SUPPLIES
	BECKERLE LUMBER SUPPLY	75.00	MISCELLANEOUS SUPPLIES
	BOROUGH OF NORWOOD	117.32	SEWER EMERGENCY 9/23/17
	CLEATUS FARMS	120.00	MULCH FOR HOGAN PARK
	D & E UNIFORMS	2121.64	POINT BLANK BODY ARMY
	DURIE LAWN MOWER	166.95	CONTACT MODULE
	DURIE LAWN MOWER	196.00	LANDSCAPE BARRELS

	EASTERN DATACOMM	28740.95	NEW PHONE SYSTEM
	RILEIGHS OUTDOOR DÉCOR	972.00	STREET BANNERS
	RONNIE SHINGELO	500.00	CONCERT IN THE PARK 10/14/17
	SPORTS TIME	400.00	T SHIRTS FOR TOWN DAY
	VALLEY PAINT	479.94	FIELD MARKING PAINT
	W.B. MASON	203.77	OFFICE SUPPLIES
	METRO LANDSCAPE	132.00	REPLACE VALVE AT HOGAN PARK
	D'ERCOLE FARM	800.00	FALL DECORATIONS
	WINNER FORD	31836.00	FIRE DEPARTMENT
	XO COMMUNICATIONS	836.51	PHONE SERVICE
	PARK RIDGE PISTOL	250.00	POLICE PINK HAT CAMPAIGN
	NORTH EAST FIRE	24.80	FIRE EXTINGUISHER
	OAK TREE PRINTING	65.00	BUSINESS CARDS
	MASER CONSULTING	1375.00	PROFESSIONAL SERVICES
	MASER CONSULTING	475.00	PROFESSIONAL SERVICES
	LKM CONSULTING	843.75	DPW OPERATION ASSESSMENT
	US PHARMACY	890.00	FLU SHOTS FOR EMPLOYEES
	W.B. MASON	4182.95	OFFICE FURNISHINGS
	ONE MORE ONCE BIG BAND	2000.00	CONCERT IN THE PARK 9/23/17
	NORTHVALE AMBULANCE	15000.00	2017 CONTRIBUTION
	STEVEN HENRICI	500.00	CONCERT IN THE PARK 9/30/17

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

ORDINANCES – 2nd reading –

ORDINANCE #980-2017

AN ORDINANCE OF THE BOROUGH OF NORTHVALE EXEMPTING BOROUGH FACILITIES (PROPERTIES) FROM ARTICLE III, SECTION 200-30 OF THE CODE – SIGNS

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

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

Section 1. That all Borough Facilities/Properties are hereby exempted from Article III, Section 200-30 of the Code entitled “Signs”.

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 –

Mayor Piehler opened the hearing to the public on Ordinance #980-2017.

CLOSE PUBLIC HEARING –

There being no comments or questions from the public; Mayor Piehler closed the public hearing on Ordinance #980-2017.

COUNCIL COMMENTS –

There being no comments or questions from the Council; Mayor Piehler asked for a roll call vote.

ROLL CALL VOTE:

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

ORDINANCE #981-2017

**AN ORDINANCE OF THE BOROUGH OF NORTHVALE ENTITLED
“RECREATION PROGRAM FEES”**

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Councilwoman Macchio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<input checked="" 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, County of Bergen, State of New Jersey, as follows:

Section 1. That the Code of the Borough of Northvale be amended to include a new section entitled “Recreation Fees”, said fees shall be as follows:

SPORT		FEE
Baseball/Softball	T-Ball (includes shirt/hat)	\$45 - \$65
	Pee Wee and Freshman	\$70 - \$90
	Minor/Major	\$70 - \$90
	Sophomore/Junior	\$70 - \$90
	Knickerbockers/Senior	\$75 - \$130
	Clinic	\$25 - \$75
Soccer	Outdoor/Indoor	
	K/1 st /2 nd (includes shirt)	\$60 - \$100
	3 rd – 8 th grade	\$60 - \$100
Basketball (winter)		
	1 st /2 nd (includes shirt)	\$50 - \$70
	3 rd – 6 th grade	\$75 - \$90
	7 th /8 th grade	\$75 - \$100
Basketball (summer)		
	3 rd – 8 th grade	\$90 - \$110
Rifle		
	6 th grade and higher	\$65 - \$110
Volleyball Clinic		
	3 rd – 6 th grade girls	\$75 - \$125

Section 2. Repealer.

All Ordinances or parts of Ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section 3. Severability.

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this ordinance.

Section 4. Effective Date.

This Ordinance shall take effect immediately upon passage and publication in accordance with the law.

OPEN PUBLIC HEARING –

Mayor Piehler opened the hearing to the public on Ordinance #981-2017.

CLOSE PUBLIC HEARING –

There being no comments or questions from the public; Mayor Piehler closed the public hearing on Ordinance #981-2017.

COUNCIL COMMENTS –

There being no comments or questions from the Council; Mayor Piehler asked for a roll call vote.

ROLL CALL VOTE:

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

ORDINANCE #982-2017

AN ORDINANCE AMENDING CHAPTER 200 OF THE CODE ENTITLED “ZONING” TO INCLUDE UNLAWFUL RESIDENTIAL UNITS

Motion	Second	Name
<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	Councilman Sokoloski
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

WHEREAS, The Mayor and Council hereby determines that the use and occupancy of illegal residential apartments, as set forth above, are detrimental to the general health, safety and welfare of the Borough, and that such illegal occupancies generate the utilization of Borough services, including fire, police, sanitation, public works and general administration, and further generate the use of motor vehicles which take parking spaces and create traffic, while escaping real estate taxation. The Borough finds this to be an unfair and inequitable situation; and

WHEREAS, the Mayor and Council of the Borough of Northvale finds it to be in the best interest of the Borough and its citizens to adopt an ordinance to prohibit such units and related provisions.

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

UNLAWFUL RESIDENTIAL UNITS

Section 1. Definitions:

For the purpose of this ordinance an “illegal Dwelling Unit” is defined as follows:

1. Dwelling unit shall mean (1) or more rooms occupied or intended for occupancy as a separate living quarters by one or more families, not common to the main residence and/or has only access from directly outside and/or has locked doors separating units. Dwelling unit is a separate area providing cooking, sleeping and sanitary facilities.
2. An additional dwelling unit, within a single family, for which no certificate of occupancy has been issued after 1965.
3. Any additional dwelling units, within any structure prior to 1965, that legal documentation cannot be shown built as “pre- existing non-conforming” or have a Board “Use Variance” per Northvale Zoning Ordinance.
4. A dwelling unit which is created without the necessary Building, Electric, Plumbing or Fire permits and approval after 1965.
5. Landlord shall be deemed to be owner in fee, irrespective of residency within building or any entity that owns or possess property due foreclosure.
6. Any other dwelling or rental unit which is in violation of any State, County or Municipal statute, regulation and/or ordinance.

Section 2. Rental or payment for use prohibited.

A. No person shall charge, demand, receive or accept any rent or other payment for the use or occupancy of any residential premises within the Borough of Northvale which is used or occupied in violation of the Zoning Ordinance of the Borough of Northvale. Each such charge, demand, receipt or acceptance of such rent or other payment in violation hereof shall constitute a separate offense.

B. No person, specifically including but not limited to those persons commonly known as "real estate agents," "brokers" or "salespersons," shall assist, aid or facilitate in the rental, sale, use or occupancy of any residential premises within the Borough of Northvale which is used or occupied or intended to be used or occupied in violation of the Zoning Ordinance of the Borough of Northvale. For purposes of this article, the acts of listing for rental or sale, advertising or otherwise offering for rent, lease or sale any residential premises within the Borough of Northvale which are used or occupied or intended to be used or occupied in violation of the Zoning Ordinance of the Borough of Northvale shall be deemed to constitute a violation of this article. Any person who is to receive a commission, profit or other form of remuneration or emolument as a result of a rental, lease or sale of residential premises shall have a duty to make reasonable written inquiry to determine whether or not the use or occupancy or intended use or occupancy is or will be in violation of the Zoning Ordinance of the Borough of Northvale.

Section 3. Notification of occupants.

A. The Zoning Official or designee shall issue a court summons, in violation of this ordinance, to the owner of record and an order to vacate shall be posted. Within 10 days following receipt of this notice to abate an unlawful occupancy in violation of the Zoning Ordinance of the Borough of Northvale or within 10 days following receipt of a summons for violation of this article or the Zoning Ordinance of the Borough of Northvale or prior to the institution of dispossess proceedings to correct an illegal occupancy, whichever first occurs, the owner of residential premises within the Borough of Northvale shall serve upon all of the unlawful occupants using or occupying said residential premises a copy of this article and shall post a copy of this article in a common area of the premises accessible to all the occupants thereof for inspection.

B. Upon written notification or violation by the Zoning Official that the apartment is illegal the Landlord shall place all prospective and future rent in an interest-bearing escrow account until finalization of the municipal action. The Landlord shall have an

affirmative obligation to produce proof of this account to the Municipal Court Judge at summoned hearing.

C. In addition, other action or violations may be issued to the Landlord, as required, by the appropriate Borough Officials in regard to the Health, Safety and Welfare of the occupants.

Section 4. Violations and penalties.

A. Any person violating and convicted of any provision of this article shall be subject to a fine of not less than \$1,000 or more than \$2,000 or by imprisonment for a term not exceeding 90 days, or both, for each separate violation of same.

B. In addition to requiring reimbursement from the owner-landlord of the structure for relocation assistance paid to a displaced tenant, and notwithstanding the provisions of Subsection A of this section, the Municipal Court may impose an additional fine for zoning or housing code violation for an illegal occupancy up to an amount equal to 6 times the monthly rental paid by the displaced person to be paid to the municipality by the owner-landlord of the structure pursuant to the provisions of N.J.S.A. 2A:18-61.1g(c). Notwithstanding the penalties provided above, a second or subsequent violation for an illegal occupancy as provided in this subsection by any owner-landlord for a second or subsequent violation, the Municipal Court may impose a fine equal to the annual tuition costs of any resident of the illegally occupied unit attending a public school, which fine shall be recovered in a civil action by a summary proceeding in the name of the municipality pursuant to Penalty Enforcement Law of 1999, (N.J.S.A. 2A:58-10 et seq.). The Municipal Court and the Superior Court shall have jurisdiction of the proceedings for the enforcement of the penalty provided by this section. The tuition costs shall be determined in the manner prescribed for nonresident pupils pursuant to N.J.S.A. 18A:38-19, and the payment of the fines shall be remitted to the appropriate school district.

C. In those instances where a violation of this section is based on the maintenance of residential dwelling units above the number of units permitted by the Zoning Ordinance on a particular parcel of land (e.g., the maintenance of a structure with two residential dwelling units in a zoning district where single family homes are permitted), the defendant who is the owner of a property shall be required to permanently remove the kitchen, bathroom, bedroom, point of entrance/egress or any other offending illegal structure, appliance or fixture. The Borough Construction Official or his designee shall inspect the premises to insure that said removal is accomplished within 30 days of the date of the entry of the judgment of conviction by the Municipal Court.

Section 4. Costs of moving to be borne by violator.

A. Any tenant who receives a notice of eviction pursuant to the provisions of N.J.S.A. 2A:18-61.2 that results from zoning or code enforcement activity for an illegal occupancy shall be considered a displaced person and shall be entitled to relocation assistance in an amount equal to six times the monthly rental paid by the displaced person. The owner-landlord of the structure shall be liable for the payment of relocation assistance pursuant to this section.

B. The Borough of Northvale may pay relocation assistance to any displaced person who has not received the required payment from the owner-landlord of the structure at the time of eviction pursuant to Subsection A. All relocation assistance costs incurred by a municipality pursuant to this subsection shall be repaid by the owner-landlord of the structure to the municipality in the same manner as relocation costs are billed and collected under the provisions of N.J.S.A. 20:4-4.1 and N.J.S.A. 20:4-4.2.

Section 5. Restitution to Borough.

The Mayor and Council hereby determines that the use and occupancy of illegal residential apartments, as set forth above, are detrimental to the general health, safety and welfare of the Borough, and that such illegal occupancies generate the utilization of Borough services, including fire, police, sanitation, public works and general administration, and further generate the use of motor vehicles which take parking spaces and create traffic, while escaping real estate taxation. The Borough finds this to be an

unfair and inequitable situation. The Borough further determines that the harm and detriment to the Borough is difficult to measure and hereby determines that the most reasonable way to calculate the damage and detriment caused to the Borough by illegal occupancies is by calculating same as a percentage of the rental payment charged by the owner to the occupant on account of the illegal occupancy. The Borough determines that a percentage of 10% of the rent to be fair and reasonable as a measure of the damage and detriment caused to the Borough, and the Mayor and Council may authorize the Borough Attorney to recover from any person who charges, demands, receives or accepts rent or payment for such an illegal occupancy to make restitution to the Borough for the damage and detriment caused to the Borough during a period of illegal occupancy.

Section 6. Findings and declarations.

The Mayor and Council hereby finds and declares that there has been a proliferation of what are commonly known as "illegal apartments," meaning residential dwelling units which are occupied in violation of zoning laws. These illegal apartments manifest themselves as a second residential unit in a building in a one-family zone. The Mayor and Council hereby further find and declare that such illegal units have a deleterious effect on the quality of life of Borough residents, require the provision of Borough services, generate young people who attend Borough schools, increase the utilization of Borough programs and services, contribute to the costs of the Borough by increasing the generation of refuse (garbage) and sewer flow, contribute to overcrowding, generate traffic within the Borough, generate automobiles which contribute to parking shortages throughout the Borough and lead to the maintenance of dwelling units which often fail to meet health, safety and building code standards. By their nature, such units generally escape taxation as their maintenance and existence is normally hidden and not used for tax assessment purposes. The use and maintenance of said illegal apartments is also unfair to the vast majority of Borough residents who abide by zoning laws.

Section 7. Declaration of policy.

The Borough of Northvale hereby declares it to be the policy of the Borough to eliminate all illegal dwelling units within the Borough of Northvale and prevent them from reoccurring.

Section 8. Repealer.

All Ordinance or parts of Ordinances inconsistent herewith are repealed.

Section 9. Effective.

This Ordinance shall take effect immediately after passage and publication according to law.

OPEN PUBLIC HEARING –

Mayor Piehler opened the hearing to the public on Ordinance #982-2017.

CLOSE PUBLIC HEARING –

There being no comments or questions from the public; Mayor Piehler closed the public hearing on Ordinance #982-2017.

COUNCIL COMMENTS –

There being no comments or questions from the Council; Mayor Piehler asked for a roll call vote.

ROLL CALL VOTE:

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

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



ORDINANCES – 1st reading –

None at this time.

HEARING OF THE PUBLIC –

Paul Iulo – 336 Bradley Avenue – Stated had various concerns with regard to the crossing guards. He feels that the town should have paid for their physicals and that the signs that were purchased (the ones that light up) probably cost more than the physical would have. Councilman Sotiropoulos stated that he will check with the Chief and the Borough Attorney will also look into the issue.

Arthur Carlomagno – 153 Scharer Avenue – Stated that he had heard that the Borough was investigating multiple family dwellings and whether they were legal or not. He stated that his store on Paris Avenue has two dwelling units as well as a store and that he has proof that the unit is legal and that it has been that way prior to 1965. His concern is that he will be leaving that building to his daughter and he didn't want her to encounter any problems in the future. Mayor Piehler explained what the town is trying to do and stated that if Mr. Carlomagno had proof that there shouldn't be a problem.

Mr. Orrego - 413 Semino Road – Stated that he has been living at his present address for 11 years. He stated that he drives a pickup (F150) with commercial license plates and he received a violation notice. Councilman Sokoloski stated that the Mayor and Council will be looking at the old ordinance and it may need to be made more current.

Mr. Rejmaniak – (Fire Chief) stated that he has a junior fire department member that would like to join the department and asked what the status is of the background check ordinance. Mayor Piehler stated that it is being worked on and should be ready for introduction soon.

Mayor Piehler thanked Fire Chief Rejmaniak for the Firemen's Parade that was held this past weekend and stated that everyone had a nice time.

MAYOR & COUNCIL REPORTS –

Councilman Sotiropoulos – Stated that he attended the 200 Club Dinner with the Mayor this past month. He stated that they honored Sgt. Graham for saving the life of a child after a drowning incident. He stated that they are all proud of Sgt. Graham and it was a very nice function.

Councilman Sotiropoulos further reported on the statistics for the Ambulance Corps for the last month. He reported that the generator has been installed and they are presently waiting for inspection. He thanked the Mayor and Council for waiving the building department fee for the installation.

Councilman DeLisio – Reported that there has been some vandalism in the schools, in particular the girls rooms. He stated that the BOE is looking to install surveillance cameras in the hallways.

He further reported that the High School BOE was successful in proving their case with the testing scores. The Board is still discussing the issue as it is still not resolved as far as the parents are concerned. He stated that he will not be able to attend the next recreation meeting and that Councilman Small will attend in his place.

Councilman Small – Stated that this is the beginning of the budget season. He stated that he has met with the CFO and that they will be making a schedule to start meeting with department heads to discuss their budgets. (probably after Thanksgiving).

He further reported that the building department revenue year to date is about \$140,000 and that it is a little less than last year.

Councilwoman Macchio – Reported that Hot Dog Day was a big success at the Senior Center. She reported that the Crochet Club donated blankets to Mexico for the quake victims. She further reported that Flu Shots were administered over the weekend and that there will be a Halloween Lunch for the Seniors in the near future. She further reported that the rabies clinic will be held at the DPW building next Tuesday evening.

Lastly, she reported that the Library has 1,400 patrons and now the board is looking at purchasing Kindles for distribution.

Councilman Shepard – Reported that Fire Prevention Week is October 8th through the 14th. He stated that Fire Prevention did 45 inspections this past month and he further reported on the activities of the Department of Public Works. He stated that leaf pickup begins this week.

Councilman Shepard also stated that the last concert in the park will take place on October 14th and that everyone should make an effort to attend as they are very enjoyable.

Councilman Sokoloski – Reported that the rabies clinic is this coming Tuesday at the DPW Building. He reported that he attended the Board of Health meeting last night and another discussion was had with regard to the keeping of fowl (in particular, chickens). It was decided that the laws of the Borough must be enforced and they discussed how that was going to be done.

Councilman Sokoloski further reported that the County held their CDBG clinic and the Senior Center director was unable to attend, therefore, he went in her place. He stated that we have been the largest recipient of grant dollars and that may not be the case in the future. He stated that there are new rules in force now and he will be discussing those rules with the senior director and the grant person in the near future.

He further reported that he met with the recreation director and that she has many ideas for the improvements of the parks. He stated that the problem will be where the money will come from. She is looking to have the old snack bar at the rifle range converted to bathrooms, which is a great idea as there is adequate space, but, again the issue will be money.

He further reported that the COAH discussions have been had and will be had in the near future with the Planning/Zoning Board and that it will be a while until we find out the results of the discussions.

BOROUGH ENGINEER REPORTS –

Ms. Mullen reported that the decorative lights for the latest Streetscape Improvements have not been delivered at this time. There are approximately 15 lights. She reported that the Riverside Coop 2017 Road Resurfacing program is complete however, Winthrop Street was left off the original list and that will be done in October. She stated that Maser has been asked to investigate different areas for a new DPW building location. She stated that the Clinton Avenue railroad improvements are ongoing and that Section 6 of the Streetscape Plan has been submitted to the DOT. She reported that the preconstruction meeting for Tappan Road occurred this morning and the boundaries are the municipal line to the New York State line. Construction will begin on or about October 18th. She stated that the road construction will be coordinated with the schools. She is presently working on getting an estimate for the installation of the lights at Hogan Park that are being donated by RAB Lighting. She discussed the road ways that PSE & G has disturbed with their construction and how the paving of those streets will occur.

BOROUGH ATTORNEY REPORTS –

Mr. Shahdanian stated that he has no report for open session; only for closed.

CLOSED SESSION – 8:30 PM

Action will will not be taken upon return to open session.

RESOLUTION #2017-131

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

RETURN TO OPEN SESSION – 9:34 PM

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

ADJOURNMENT – 9:35 PM

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

STANLEY E. PIEHLER
Mayor

ATTEST:

Wanda A. Worner
Borough Clerk

Approved: November 8, 2017