

A G E N D A
Regular Meeting of the Mayor and Council
Wednesday, April 11, 2018
7:30 PM

CALL THE MEETING TO ORDER –

STATEMENT –

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

SALUTE TO THE FLAG & SILENT PRAYER –

ROLL CALL –

Name	Present	Absent
Mayor Piehler	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Argiro	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>

APPROVAL OF MINUTES –

Combined Meeting of [March 14, 2018](#)

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

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PROCLAMATIONS & AWARDS –

APPOINTMENTS & PERSONNEL CHANGES –

CORRESPONDENCE –

MONTHLY CORRESPONDENCE – The following correspondence is on file in the Borough Clerk’s office and can be viewed by the public between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

- [Police Department](#) – February
- [Police Department](#) - March
- [Tax Collector](#) - March
- [Fire Prevention](#) - March

[Building Department](#) - March
Municipal Court
[Recreation Committee](#) – Minutes
[Fire Department](#) - March

CORRESPONDENCE –

1. Letter – [Miele Sanitation](#) – March 15, 2018
Re: Retirement and Assignment of Contract
2. [Proposed Ordinance](#) – Amendment to Chapter 200 – Zoning, Prohibited Uses in Residential R12.5 and R7.5 – Parking
3. Bid Results – [2018 Road Resurfacing](#)

RESOLUTIONS –

RESOLUTION #2018-54

TITLE: AUTHORIZE THE CFO TO RETURN ESCROW FOR EASTERN ALLIED – VARIOUS BLOCK AND LOTS

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

WHEREAS, Eastern Allied is the Developer of various block and lots in the Borough of Northvale and has applied before the board of adjustment for the various projects; and

WHEREAS, Eastern Allied has posted escrow for the following block and lots:

1011/24 – (Veterans Drive) - 510/35 - (Scharer Avenue) - 603/4 - (Industrial Parkway) - 601/16 – (Pierron Street)

WHEREAS, there are no objections to the return of escrow from the Planning/Zoning Attorney or Engineer and there are no outstanding bills;

NOW, THEREFORE, BE IT RESOLVED that the CFO is hereby authorized to return the remainder of escrow fees to Eastern Allied:

Total \$7,450.09

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-55

TITLE: AUTHORIZE THE TAX COLLECTOR TO APPLY 2017 OVERPAID BALANCES TO 2018 TAXES

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

WHEREAS, 2017 taxes on thirteen properties are overpaid on the Borough of Northvale tax records; and

WHEREAS, the overpayments are to be applied to the 2018 taxes as listed below; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale that the Tax Collector is hereby authorized to apply the 2017 overpaid taxes listed below to the 2018 Tax.

BLOCK/LOT	NAME/ADDRESS	AMOUNT
209/4	Myungok & Dong Su Cho 377 Bradley Avenue	273.60
404/5	Hanchul Jeff Jo 621 Woodland Avenue	1,471.97
406/22	Michael & Nicoletta Novembre 415 Wildwood Road	229.82
507/15	Taehung Kim 318 Lambert Avenue	.11
603/6 ct501	Northvale Green LLC 2301 Rio Vista Lane	1,083.00
607/7	Kenneth W. Stewart 216-218 Franklin Street	35.55
701/4	Ho Kyong Lee 541 White Avenue	957.60
804/5	Hyun Ju Im 400 Paris Avenue	45.00
908/1 ct212	Northvale Greens LLC 1212 Rio Vista Lane	1,398.00
908/1 ct302	Northvale Greens LLC 1302 Rio Vista Lane	1,398.00
908/1 ct305	Northvale Greens LLC 1305 Rio Vista Lane	1,398.00
908/1 ct306	Northvale Greens LLC 1306 Rio Vista Lane	1,398.00
908/1 ct307	Northvale Greens LLC 1307 Rio Vista Lane	1,398.00

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-56

TITLE: AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND DUE TO THE OVERPAYMENT OF TAXES

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

BE IT RESOLVED by the Mayor and Council of the Borough of Northvale that warrants are drawn as indicated below in the designated amount representing duplicate tax payments as follows:

Block/Lot	Name /Address	Date Paid	Amount
410/3	Joshua Kim 10 Lakeview Drive Old Tappan, NJ 07675 Property: 426 West Avenue	10/24/2017	\$ 2,478.00
506/1	Amanda Kroff 14 Old Quarry Road Englewood, NJ 07631 Property: 448 Tappan Road	1/31/2018	\$ 2,625.00

BE IT FURTHER RESOLVED that the homeowners have requested that the overpayments be refunded.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-57

TITLE: AUTHORIZE THE CHIEF FINANCIAL OFFICER TO REFUND TAXES OVERPAID DUE TO STATE TAX COURT JUDGMENT

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

BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale, that the Chief Financial Officer is hereby authorized to refund the following overpayment of taxes due to a Corrected State Tax Board Judgment applying the Freeze Act to Tax Year 2015:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Amount</u>	<u>Year</u>
302	3	Law Office of Nathan P. Wolf, LLC And Charnow, Alan & Gail	\$1,851.79	2016

673 Morris Avenue
 Springfield, New Jersey 07081
 Property – Rear Union Street

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Northvale that the Chief Financial Officer shall issue a check in the amount of **\$1,851.79** to Law Office of Nathan P. Wolf, LLC and Charnow, Alan & Gail.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-58

TITLE: AUTHORIZING AND APPROVING THE NORTHVALE POLICE DEPARTMENT’S APPLICATION AND PARTICIPATION FOR ENROLLMENT IN THE LAW ENFORCEMENT SUPPORT OFFICE (LESO) 1033 PROGRAM

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

WHEREAS, the Law Enforcement Support Office (LESO) facilitates a law enforcement support program, which originated from the National Defense Authorization Act of Fiscal Year 1997; and

WHEREAS, Federal law permits the Secretary of the United States Department of Defense to transfer to Federal and State agencies personal property of the Department of Defense that the secretary determines is suitable for use by agencies in law enforcement activities; and

WHEREAS, informally known as the “1033 Program”, this initiative allows local law enforcement agencies to obtain, at little or no cost, surplus property, including aircraft, armored vehicles, automatic weapons and night vision equipment originally intended for use by the United States Armed Forces; and

WHEREAS, although equipment is provided through the 1033 Program at no cost to county and municipal law enforcement agencies, these entities are responsible for costs associated with the maintenance, fueling and upkeep of this equipment, and for specializing for its operation; and

WHEREAS, it is in the best interest of the residents of the Borough of Northvale that the Northvale Police Department apply and participate in the LESO 1033 Program.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale, County of Bergen, and State of New Jersey that the Northvale Borough Chief of Police is hereby authorized and approved to apply, enroll and participate in the Law Enforcement Support Office 1033 Program.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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



RESOLUTION #2018-59

TITLE: A RESOLUTION AUTHORIZING THE PUBLIC SALE AT AUCTION OF VACANT PARCELS OF PUBLIC LANDS COMMONLY KNOWN AS 411 CLINTON AVENUE, AND DESIGNATED AS BLOCK 501, LOTS 18.01, 18.02, 18.03 AND 18.04 (FORMERLY BLOCK 501, LOT 18) ON THE OFFICIAL TAX MAP OF THE BOROUGH OF NORTHVALE

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

WHEREAS, the Borough of Northvale is the owner of a certain vacant parcels of land commonly known as 411 Clinton Avenue, designated as Block 501, Lots 18.01, 18.02, 18.03 and 18.04 (Formerly Block 501, Lot 18) on the official Tax Map of the Borough of Northvale; and

WHEREAS, the Mayor and Council of the Borough of Northvale hereby determines that said parcel is not required for any public purpose now or to be anticipated and that the public interest is best served by restoring said premises to the tax rolls;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF NORTHVALE, Bergen County, New Jersey, in accordance with the provisions of *N.J.S.A. 40A:12-13(a)* as follows:

1. The parcel of land, located at 411 Clinton Avenue, designated as Block 501, Lots 18.01, 18.02, 18.03 and 18.04 (Formerly Block 501, Lot 18) on the official Tax Map of the Borough of Northvale, shall be offered for public sale at auction to the highest responsible bidder after advertisement thereof in the Borough approved newspaper and posted in the municipal center as per NJSA 40A:12-13 by two (2) insertions of said advertisement, at least once each week, during two (2) consecutive weeks, the last publication to be not earlier than seven (7) days prior to the date of said sale, which date and the location of the auction sale shall be set forth in said advertisement.

2. Said auction sale shall be made subject to the following conditions which shall be deemed included in the bidder's bid thereof:

- (a) The minimum price at which said parcels shall be offered for sale is \$600,000.00.
- (b) Notwithstanding the minimum price, the Borough of Northvale reserves the right to reject all bids should it determine that the highest responsible bid is below the reasonable fair market value of the premises being offered for sale as determined by the Borough of Northvale.
- (c) The four (4) lots must be sold to a single purchaser, entity or individual
- (d) The Mayor and Council, by not later than its second regular meeting following the holding of the aforesaid public auction sale, shall, with respect to the sale of said parcels of land, either accept the highest responsible bid therefor, or reject all bids, and the Mayor and Council hereby expressly reserves the right to reject all

bids respecting the sale of said parcels.

- (e) The auction sale of said parcel of land shall be conducted by the Borough Clerk, who may adjourn same, at the above time and place or prior thereto, for a period of not more than one week, without readvertising; and the Borough Clerk is hereby authorized and directed to place the required advertisements of sale, to accept deposits, to conduct said sale, and to require appropriate proofs of the bidder's ability to comply with the conditions hereinabove stated.
- (f) Any sale of the above parcel shall be for cash, certified check, or cashier's check from a bank authorized to do business within the State of New Jersey, and any bid made at the holding such sale shall be accompanied by a deposit, in cash, certified check or cashier's check, in an amount equal to \$20,000.
- (g) As a condition of a sale of the aforesaid parcel of land, the purchaser thereof shall be required to pay at closing the cost of advertising the said sale, statutory notices, appraisal fees, the sum of \$1,500.00 for legal fees incurred on behalf of the Borough respecting such sale and all other charges incurred by the Borough in order to effect the sale pursuant to law.
- (h) In the event that title is proven to be unmarketable, the sole liability of the Borough shall be to return any deposit money.
- (i) Any sale shall be subject to any easement or restrictions of record and such statement of facts as an accurate survey shall reveal.
- (j) The successful bidder shall be responsible for the cleanup of any environmental contamination located on, under, over or within the above parcel. No deduction shall be made from the purchase price for such cleanup. The successful bidder shall indemnify and hold harmless the Borough of Northvale from any claims relating to such environmental contamination or the cleanup thereof.
- (k) Said sale shall be subject to applicable federal, state, county and local statutes, ordinances, codes and rules and regulations, including specifically, but not limited to, applicable zoning and land use ordinances and building, plumbing, electrical, fire or similar codes in effect in the Borough of Northvale.
- (l) Closing shall take place in the office of the Borough Attorney, Chasan Lamparello Mallon & Cappuzzo PC, 300 Lighting Way, Suite 200, Secaucus, New Jersey 07094, or such other location upon which the parties may mutually agree. Closing of such sale shall take place not more than 60 days following execution of the contract, and at closing the balance of the purchase price shall be paid in full by cash or certified check, at which time a properly executed Deed of Bargain and Sale, with covenant against Grantor's Acts shall be delivered to the Purchaser; provided, however, that the Mayor and Council may extend such 60-day period if, in its judgment, good cause exists for such extension.
- (m) Said parcel of land is sold "as is." The Borough of Northvale makes no representations as to the condition or quality of the land or improvements upon said parcel, including but not limited to, the presence or absence of any environmental conditions on the properties and the purchaser assumes the risk of any such condition the properties and the purchaser assumes the risk of any such condition.
- (n) The Borough does not warrant or certify title to the property beyond a standard Deed with Covenants against Grantor's Acts. Purchaser must obtain its own independent title insurance. The purchaser-successful bidder shall waive any post closing damages.
- (o) Bidders may inspect said parcel prior to the public sale and shall be responsible

to fully acquaint themselves with the condition and quality of the property prior to the public sale.

- (p) The Borough of Northvale assumes no responsibility to maintain said parcel prior to closing and the risk of loss, if any, is upon the successful bidder.
- (q) The Borough of Northvale does not represent that the parcel is developable and shall not be required to correct any violations of law or provide a Certificate of Occupancy or similar document at the time of closing.
- (r) The Bidder shall not withdraw its Bid after submission of the Bid at the Open Public Auction. The Successful Bidder's withdrawal of a Bid shall result in the forfeiture of the Security Deposit. The Borough also reserves the right to seek damages as provided by law beyond the amount of the Bidder's Security Deposit.
- (s) In the event the successful bidder fails to enter into a contract of sale, in a form set forth in the bid package, following confirmation of the acceptance of his bid and within ten (10) days after submission thereof by the Borough of Northvale, or in the event the successful bidder fails to close in accordance with the terms thereof, the Borough may retain the bidder's deposit monies as liquidated damages.
- (t) The successful bidder may not assign the contract to purchase said parcel without the written consent of the Borough of Northvale.
- (u) Real estate taxes shall be adjusted as of the date of closing.
- (v) The Borough of Northvale has retained the services of Friedberg Properties Associates to market the subject premises for public sale at auction. The Borough of Northvale shall be responsible to pay for the commission due thereon upon the closing of title.. The Borough of Northvale shall not pay any other broker's commission in connection with this sale and the successful bidder shall indemnify and hold harmless the Borough of Northvale from any such claim therefor arising by reason of the conduct of the successful bidder.
- (w) Any dispute arising under this sale shall be governed by the law of the State of New Jersey including the provisions of NJSA 40A:12-13 and related New Jersey case law. Should the parties be unable to amicably resolve a dispute between the parties arising out of or relating to the terms of this Agreement or the sale of the premises, either party may institute a suit only in the Superior Court of New Jersey with a venue of Bergen County and both parties agree to submit themselves to both personal jurisdiction and subject matter jurisdiction in said court.
- (x) Except as set forth herein, the terms and conditions of the sale shall not be modified except as may be mutually agreed upon in writing, by the Borough of Northvale and the successful bidder, provided that no such modifications shall result in a violation of the bidding statute.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-60

TITLE: A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES REAL ESTATE CONTRACT FOR THE SALE OF 411 CLINTON AVENUE

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

WHEREAS, the Borough of Northvale is the owner of certain land, commonly known as 411 Clinton Avenue, and designated as Block 501, Lots 18.01, 18.02, 18.03, and 18.04 (Formerly Block 501, Lot 18) on the Official Tax Map of the Borough of Northvale; and

WHEREAS, the aforesaid lands are no longer needed for public use; and

WHEREAS, the Borough desires to offer said lands for sale at public auction pursuant to N.J.S.A. 40A:12-13; and

WHEREAS, the Borough has solicited proposals for the marketing of said lands by licensed professional real estate brokers; and

WHEREAS, as a result of the aforesaid solicitation, the Borough has selected Friedberg Properties Associates, with an office located at 213 Rivervale Road, Rivervale, N.J. 07675 as the Broker to market said lands for the public sale at auction; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes the execution of professional services contracts without competitive bidding; and

WHEREAS, the Borough of Northvale has determined that the anticipated payments under said contract, may exceed \$17,500; and

WHEREAS, the Broker has completed and submitted a Business Entity Disclosure Certification which certifies that the Broker has not made any reportable contributions to a political or candidate committee pursuant to N.J.S.A. 19:44A-1 et seq., P.L. 2004, c.19, as amended by P.L. 2005, c.51, which would bar the award of this contract in the previous one year period preceding the award of this contract, and that the contract will prohibit the Broker from making any reportable contributions during the term of the contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, Bergen County, New Jersey that Friedberg Properties Associates, with an office located at 213 Rivervale Road, Rivervale, N.J. 07675 is hereby selected as the Broker to market 411 Clinton Avenue, also known and designated as Block 501, Lots 18.01, 18.02, 18.03, and 18.04 (Formerly Block 501, Lot 18) on the Official Tax Map of the Borough of Northvale, for public sale at auction for a commission of 3.5% of the sales price due at the closing of said lands, not to exceed \$40,000; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute and the Borough Clerk to attest an Agreement for Professional Real Estate Services, a copy of which is on file in the Office of the Borough Clerk and is available for public inspection; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized and directed to cause to be published once in the official newspaper a brief notice stating the nature, duration, service and amount of the contract, and that the resolution and contract are on file and available for inspection in the office of the Borough Clerk.

BE IT FURTHER RESOLVED that a certificate of availability of funds is on file in the Office of the Borough Clerk and is attached to the original of this resolution certifying that sufficient funds for this contract are available.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-61

TITLE: AWARD BID FOR 2018 ROAD RESURFACING PROGRAM – RIVERSIDE COOPERATIVE AND NORTHVALE

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

WHEREAS, NJSA 40A:11-10(1) authorizes contracting units to enter into cooperative pricing agreements; and

WHEREAS, the Borough of Northvale has volunteered to act as “Lead Agency” for the purchase of work, materials and supplies for the Riverside Cooperative for the year 2018; and

WHEREAS, the Borough of Northvale received eight (8) bids on April 4, 2018 for the 2018 Riverside Cooperative Road Improvement Program on behalf of the Boroughs of Alpine, Bergenfield, Demarest, Harrington Park, Haworth, New Milford, Northvale, Tenafly and River Edge; and

WHEREAS, the bids have been tabulated and reviewed by Mr. Carl O’Brien and Ms. Sunny Mullen of Maser Consulting, Borough Engineers for the Borough of Northvale and for the Riverside Cooperative.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to D & L Paving Contractors, Inc., 675 Franklin Avenue, Nutley, New Jersey 07110 in the amount of \$2,932,482.82.

BE IT FURTHER RESOLVED that the Northvale Mayor and Borough Clerk be and are hereby authorized and directed to execute a Master Contract with the above named firm for the 2018 road Resurfacing Program acting as the Lead Agency on behalf of the Riverside Cooperative, 35-RC; and

BE IT FURTHER RESOLVED that the Boroughs of Boroughs of Alpine, Bergenfield, Demarest, Harrington Park, Haworth, New Milford, Northvale, Tenafly and River Edge shall be responsible for entering into individual contracts with the above named firm covering the scope of work under the Base Bid for each respective municipality; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized and directed to execute a contract with the above named firm for the

Borough of Northvale's 2018 Resurfacing Program in the amount of \$ _____ included in the base bid; and

BE IT FINALLY RESOLVED that funds are available in the 2018 Road Improvement Ordinance for the Borough of Northvale work under the contract for the 2018 Road Resurfacing Program.

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



RESOLUTION #2018-(62?)

TITLE: PAYMENT OF BILLS

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

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



ORDINANCES – 2nd reading –

BOND ORDINANCE #989-2018 – BOND ORDINANCE TO AUTHORIZE THE 2018 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE BOROUGH OF NORTHVALE, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$430,000 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

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

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 2018 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 \$430,000 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 \$430,000, and (4) \$20,500 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 \$409,500, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$45,000 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 \$20,500, 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 \$20,500 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 \$409,500 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 \$409,500 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 \$409,500 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.

OPEN PUBLIC HEARING – Ordinance #989-2018

CLOSE PUBLIC HEARING – Ordinance #989-2018

ROLL CALL VOTE:

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



ORDINANCES – 1st reading –

HEARING OF THE PUBLIC –

BOROUGH ENGINEER REPORTS –

BOROUGH ATTORNEY REPORTS –

CLOSED SESSION – TIME: _____

Action may not be taken upon return to open session.

RESOLUTION #2018-(63?)

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 Argiro
<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 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 Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 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 Argiro
<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 Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 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 Argiro
<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 Sotiropoulos

Name	Yes	No	Absent	Abstain
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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