

A G E N D A
Special Meeting of the Mayor and Council
Monday, September 21, 2020
7:00 PM

CONFERENCE CALL PHONE NUMBER 1-646-307-1479, GUEST PASSCODE 476570

CALL THE MEETING TO ORDER

STATEMENT

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

ROLL CALL

Name	Present	Absent
Mayor Marana	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Argiro	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Devlin	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Shepard	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>

RESOLUTION #2020-119

TITLE: RESOLUTION AUTHORIZING EXECUTION OF GRADE CROSSING MAINTENANCE AGREEMENT BY AND BETWEEN BOROUGH OF NORTHVALE AND CSX TRANSPORTATION, INC.

WHEREAS, CSX Transportation, Inc., (“CSXT”) is a Virginia corporation with its principal place of business in Jacksonville, Florida providing rail-based transportation services across the United States; and

WHEREAS, the Borough of Northvale is desirous of facilitating the development of proposed improvements to warning devices, circuitry and roadway approaches at the Clinton Avenue at-grade crossing with CSXT (the “Project”); and

WHEREAS, CSXT and the Borough have previously entered into a Preliminary Engineering Agreement which covers the work to be performed by CSXT; and

WHEREAS, by that certain Change Order to the Federal Master Agreement entered into between the New Jersey Department of Transportation (“NJDOT”) and CSXT, the Revised Change Order 2 No.: R2P71, dated August 14, 2020, hereinafter referred to as the “Change Order”, the Borough will construct or cause to be constructed the Project (as defined in the New Jersey Department of Transportation Order, dated January 30, 2020), which includes an at-grade

public road crossing across and over the tracks, right-of-way and property of CSXT, warning devices, including the fixed signs, flashing lights, bells and gates and concrete curb, asphalt sidewalk, and reinforced concrete pipe and flared end sections at the crossing; and

WHEREAS, upon completion of the Project, the Borough will use, maintain, repair, renew, and ultimately remove the crossing, warning devices and related improvements under the terms and conditions of a maintenance agreement between CSXT and the Borough; and

WHEREAS, CSXT has presented the Borough a Grade Crossing Maintenance Agreement (the “Agreement”) which provides for the payment of an annual license fee in the sum of \$3,960.00, an annual cost of maintenance of the warning devices and annual maintenance fee upon the terms and conditions set forth in the Agreement which is annexed hereto; and

WHEREAS, it is in the best interest of the Borough to enter into the Agreement.

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 Mayor is authorized to execute the Agreement subject to the Borough’s Chief Financial Officer’s certification of available funds.

OPEN MEETING TO THE PUBLIC

CLOSE MEETING TO THE PUBLIC

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"/>	Councilman Devlin
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Shepard
<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"/>
Councilman Devlin	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>