

MINUTES
Sine Die Meeting of the Mayor and Council
Tuesday, December 26, 2012
7:00 PM

CALL THE MEETING TO ORDER –

Mayor Bazela called the meeting to order at 7:00 PM in the Council Chambers of the Municipal Building located at 116 Paris Avenue, Northvale, New Jersey 07647.

STATEMENT –

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

“This is a Sine Die 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 Bazela asked Deputy Borough Clerk to lead flag salute and asked for moment of silence for Mrs. Doherty and Wanda Worner.

ROLL CALL –

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

Also present Borough Attorney, Gregg Paster, Fran Weston, Deputy Borough Clerk and Diane Frohlich, Finance.

Mayor Bazela would like to have Council vote on Resolutions 154-157. Councilman Sokoloski would like to vote on Resolution 157 separately. Gregg Paster said reimbursement needed to be done before 2013, need voucher from Laura Benvenuto.

RESOLUTIONS –

Motion by Councilman Marana; seconded by Councilman Sokoloski to approve Resolution #'s 2012-154 – 2012-156, as follows:

RESOLUTION #2012-154

PAYMENT OF BILLS

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

Current Appropriations (2012)	\$204,969.10
Appropriation Reserves (2011)	\$0.00
General Capital Fund	\$174,942.64
Animal License Trust	\$0.00
Community Development Trust	\$2,653.28
Developer’s Escrow Trust	\$ 0.00
Food Trust	\$ 0.00
Recreation Trust	\$1,399.22
Summer Recreation	\$0.00
Public Defender Trust	\$ 0.00

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:

Payroll	YEAR END 2012	\$244,459.70
Local School	YEAR END 2012	\$ 0.00
County Tax	YEAR END 2012	\$ 0.00
County Open Space	YEAR END 2012	\$ 0.00
Health Benefits	YEAR END 2012	439,453.56
Recreation Transfers	December 2012	\$ 0.00
Regional School	December 2012	\$ 0.00

The bill list is as follows:

VENDOR	CHECK #	AMOUNT	DESCRIPTION
ANNE DROGARIS	7419	729.28	TAX OVERPAYMENTS
BCF EQUITY PROPERTY	7422	2,489.00	TAX OVERPAYMENTS
CHASAN LEYNER	7431	1,136.00	LEGAL SERVICES
COACHMAN INT'L	7433	1,550.00	SENIOR BUS TRIPS
HANS & IMELDA EGG	7449	923.42	TAX OVERPAYMENTS
RAYMOND KIM	7487	2,489.00	TAX OVERPAYMENTS
CHASAN LAYNER	7521	658.00	LEGAL SERVICES
DELL MARKETING	7525	2,797.93	A & E
ANGELA MATTIACE	7526	50.00	TAX ASSESSMENT
ARGENTI PLUMBING	7527	288.75	BUILDINGS & GROUNDS
BECKERLE LUMBER	7528	585.74	VARIOUS
BERGEN COUNTY POLICE	7529	300.00	POLICE O/E
BERGEN/PASSAIC COUNTY	7530	20.00	BOARD OF HEALTH O/E
CABLEVISION	7531	48.56	VARIOUS
CDW INC	7532	4,181.36	VARIOUS COMPUTER
CERTIFIED SPEEDOMETER	7533	241.00	POLICE O/E
CHARLES AMOROSSO	7534	120.00	POLICE O/E
CHROMATE INDUSTRIAL	7535	666.35	DPW STREETS & ROADS
CLIFFSIDE BODY	7536	151.10	DPW STREETS & ROADS
COMPOUND SIGNS	7537	350.00	POLICE O/E
DESESA ENGINEERING	7538	1,095.00	BUILDINGS & GROUNDS
DOLORES ALFIS	7539	106.00	SENIOR CENTER
DRAEGER SAFETY	7540	23.05	APPROPRIATRD GRANTS
FERRAIOLI, WIELKOTZ	7541	12,200.00	VARIOUS
HANDI-HUT	7542	160.00	BUILDINGS & GROUNDS
L. ROSS	7543	234.20	VARIOUS
NEW JERSEY CONFERENCE OF MAYORS	7544	295.00	A & E O/E
NEW JERSEY FIRE	7545	1,170.00	FIRE O/E
NEW JERSEY STATE	7546	200.00	POLICE O/E
NEW JERSEY STATE	7547	503.00	A & E
NORTH JERSEY MEDIA	7548	599.96	VARIOUS
NORWOOD CAR CARE	7549	1,256.55	VARIOUS
OAK TREE PRINTING	7550	366.50	A & E O/E
RACHLES/MICHELE'S	7552	4,804.38	FUEL
ROBS CARPET	7553	1,375.00	LIBRARY O/E
RR DONNELLEY	7554	250.00	BOARD OF HEALTH O/E
RUSCON TRUCK	7555	3,401.78	FIRE O/E
STAPLES	7556	498.75	VARIOUS
STEVES MOPED	7557	557.09	FIRE O/E
T-PC INC.	7558	99.00	SENIOR CENTER
TRAFFIC & SAFETY	7559	277.25	DPW STREETS & ROADS
UNITED WATER	7560	144.35	WATER
VALLEY PAINT	7561	95.97	LIBRARY
VERIZON	7562	106.80	TELEPHONE
WANDA A. WORNER	7563	241.50	RECYCLING
WANDA A. WORNER	7564	42.85	VARIOUS
PAYROLL ACCOUNT	20121221	133,104.89	VARIOUS
CERTIFIED PRODUCTS	570	2,690.50	ORD 912-2012 DPW
COMPOUND SOUNDS	571	250.00	ORD 912-2012 DPW
GERBER AUTO REPAIR	572	855.14	ORD 912-2012 DPW
JESCO, INC.	573	97,207.00	VARIOUS
MASER CONSULTING	574	73,940.00	ORD 912-2012 PARIS/LIV
NORTHVALE PUBLIC SCHOOLS	10061	1,375.00	RECREATION SOCCER
STAPLES	10062	24.22	RECREATION TRUST

RESOLUTION #2012-55

Transfer of Funds

WHEREAS, N.J.S.A.40:4-49 permits the transfer of appropriations during the last two months of the fiscal year from accounts showing unexpended balances to accounts in which commitments may exceed the original budgeted appropriations;

NOW THEREFORE, BE IT RESOLVED, that the following transfers are hereby authorized;

FROM:

Administration	1,000.00
Financial Administration	1,250.00
Tax Collection	4,400.00
Planning Board	9,000.00
Employee Group Insurance	11,500.00
Police	6,000.00
Fire Prevention	600.00
DPW – Streets	6,000.00
Buildings & Grounds	2,000.00
Senior Van	3,000.00
Animal Control	500.00
Recreation	5,000.00
Summer Recreation	5,000.00
Municipal Court	1,000.00
Legal Services	35,000.00
Electricity	11,000.00
Street Lighting	11,000.00
Natural Gas	11,000.00

TO:

Administration	11,000.00
Financial Audit	4,250.00
Tax Assessment	1,000.00
Engineering Services	50,000.00
Fire	12,000.00
DPW – Streets	20,500.00
DPW – Sewer	4,500.00
Board of Health	2,500.00
Senior Center	1,000.00
Recreation Sr. Bus Trips	750.00
Public Events Celebration	150.00
Municipal Court	100.00
Water	500.00
Gasoline	15,000.00

TOTAL	\$123,250.00	\$123,250.00
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RESOLUTION 2012 -156

Resolution Authorizing Cancellation of Unexpended Balances in the Amount of \$59,074.74 from the Current Fund Budget for Calendar Year 2012

WHEREAS, unexpended balances exist in the 2012 Operating Budget for Current Fund; and

WHEREAS, it is necessary to officially cancel such balances so funds can be transferred to Surplus at year-end, and anticipated as Revenue item in the following year budget; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Northvale, County of Bergen, New Jersey, that unexpended balances in the amount of \$59,074.74, listed below, be cancelled and lapsed to Surplus.

Solid Waste Collection	46.21
Solid Waste Disposal	275.51
Contingent Expenses	500.00
Social Security	12,967.92
PERS	0.43
PFRS	0.17
Rockleigh Interlocal - Police	18,585.00
LOSAP	5,800.00
Bond Interest	0.50
Notes Interest	899.00
Library	20,000.00
TOTAL CURRENT FUND	\$59,074.74

ROLL CALL VOTE: Councilman Marana, Councilman Sokoloski, Councilwoman Libby, Councilman Piehler, Councilman Shepard and Councilman Sotiropoulos voted yes.

Motion by Councilman Sotiropoulos; seconded by Councilman Shepard to approve Resolution #2012-157, as follows:

RESOLUTION #2012-157

Authorize the Appropriation of Funds to Negotiate Settlement with Belmont Construction – 176 Paris Avenue – “The Manor”

WHEREAS, the Borough has been made aware of a claim by the contractor who built the Manor at Northvale age restricted, affordable housing project at 176 Paris Avenue within the Borough namely, Belmont Construction, 240 West Passaic Street, Suite 11, Maywood, New Jersey 07607, for permit fees paid in connection with the said project in the amount of Seventeen Thousand Five Hundred Seven Dollars; and

WHEREAS, the claimant, Belmont, has allege that pursuant to statute, to wit, NJSA 52:27D-126e, permit fees should have been deemed waived by the Borough due to the nature and extent of the Affordable Housing Project constructed; and

WHEREAS, the statute aforementioned is not clear as to whether the project is applicable to the section calling for permit fees to be waived, and it is in the fiscal interest of the Borough to settle all claims without further action, whether by administrative action, mediation, arbitration, litigation or other official means; and

WHEREAS, the Borough wishes now to avail itself of a negotiated settlement agreed to in principal by and between Belmont and the Borough, without any admission of liability or wrongdoing, in order to take advantage of finality and avoid costs of litigation; and

WHEREAS, it appears, as evidenced by the Chief Financial Officers Certification that funds are available in the Borough Capital Budget, Building Department Account or such other account as may be appropriate, in that amount for the purpose of resolving the stated claim.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Northvale, that the sum of Eight Thousand Seven Hundred Fifty Three and 50/100 (\$8,753.50) Dollars be and is hereby appropriated to resolve any and all issues with Belmont Construction set forth herein and same shall be paid over to Belmont Construction, c/o Carmine R. Alampi, Esq., Alampi & Demarrais, One University Plaza, Hackensack, NJ 07601 forthwith; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk by and are hereby authorized to execute any documents that may be required to conclude the matter

by and between the Borough and Belmont to effectuate the intent and purpose of this Resolution.

ROLL CALL VOTE: Councilman Sotiropoulos, Councilman Shepard, Councilwoman Libby and Councilman Marana voted yes. Councilman Piehler and Councilman Sokoloski abstained.

HEARING OF THE PUBLIC –

There were no members of the public present at this meeting.

ADJOURNMENT –

Motion by Councilman Sokoloski; seconded by Councilwoman Libby to adjourn the meeting at 7:40 PM.

PAUL J. BAZELA, MAYOR

ATTEST:

Frances Weston
Deputy Borough Clerk

Approved: March 13, 2013