

A G E N D A
Combined Meeting of the Mayor and Council
Wednesday, February 10, 2021
7:00 PM

CALL THE MEETING TO ORDER

STATEMENT

“This is a Combined Meeting of the Mayor and Council of the Borough of Northvale. The date, time and location of this meeting have 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.”

SALUTE TO THE FLAG & MOMENT OF SILENCE

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 Hogan	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>

APPROVAL OF MINUTES

Combined Meeting of December 9, 2020

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

Closed Session Meeting of December 9, 2020

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

Sine Die Meeting of December 29, 2020
 Closed Session Meeting of December 29, 2020

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 Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<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 Hogan	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reorganization Meeting of January 5, 2021

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 Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<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 Hogan	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Special Meeting of January 25, 2021

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 Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<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 Hogan	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AWARDS & PROCLAMATIONS

APPOINTMENTS & PERSONNEL CHANGES

MONTHLY REPORTS

The following reports are 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.

- Building Department
- Fire Department
- Fire Prevention
- Recreation Minutes
- Tax Collector
- Grantswriter - January

CORRESPONDENCE

- 1. Letter - County of Bergen, Community Development – December 28, 2020
RE: ADA Compliant Upgrades at Library - Grant

RESOLUTIONS – Consent Agenda

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

Motion	Second	Name
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Argiro
<input type="checkbox"/>	<input type="checkbox"/>	Councilman DeLisio
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Devlin
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

RESOLUTION #2021-31

TITLE: RESOLUTION APPOINTING DAVID DONNARUMMA AS FIRE MARSHALL/FIRE OFFICER

WHEREAS, David Donnarumma currently holds the position of Fire Inspector; and

WHEREAS, Joseph Zavardino currently the Fire Marshall/Fire Officer will be retiring on April 1, 2021; and

WHEREAS, David Donnarumma has the requisite skills and experience to hold the position of Fire Marshall/Fire Officer; and

WHEREAS, it is in the best interest of the Borough of Northvale to appoint David Donnarumma as the Fire Marshall/Fire Officer; and

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Northvale hereby appoints David Donnarumma to the position of Fire Marshall/Fire Officer at an annual salary of \$16,000 effective April 1, 2021.

RESOLUTION #2021-32

TITLE: RESOLUTION APPROVING SETTLEMENT IN TAX COURT CASE OF M.A.D. PROPERTIES INC. V. BOROUGH OF NORTHVALE, 216 LIVINGSTON STREET BLOCK 901, LOT 4

WHEREAS, M.A.D. PROPERTIES INC. is the record owner of property situated at Block 901, Lot 4, with a street address of 216 Livingston Street located in the Borough of Northvale, New Jersey, and

WHEREAS, M.A.D. PROPERTIES INC. is the Plaintiffs in legal actions against the Borough of Northvale in the Tax Court of New Jersey, specifically Docket Nos. 011433-2016, 013167-2019, and 011684-2020 challenging the actions of the Borough and the Bergen County Board of Taxation with respect to the assessment of its property, and

WHEREAS, the parties have completed full discovery with respect to this matter, have conducted negotiations, and have reached a settlement to resolve the lawsuits between them pending in the Tax Court of New Jersey; and

WHEREAS, Plaintiff has agreed to waive statutory interest, pursuant to N.J.S.A. 54:3-27.2, if the tax refund is paid within sixty (60) days of the date of entry of Tax Court judgments; and

WHEREAS, the Borough’s Tax Appeal Attorney, Florio Kenny Raval, LLP and the Borough’s Tax Assessor are in agreement with the terms of the settlement and believe that it would be in the best interest of the Borough to settle this particular case in accordance with the terms set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Northvale, County of Bergen, State of New Jersey, that Florio Kenny Raval, L.L.P., Tax Appeal Counsel for the Borough of Northvale, is hereby authorized to execute on behalf of the Borough of Northvale, a Stipulation of Settlement resolving the Complaints filed by **M.A.D. PROPERTIES INC.**, for property situated at **Block 901, Lot 4, 216 Livingston Street, Northvale, New Jersey** for tax years **2016, 2019, and 2020** as follows:

Tax Years 2016 and 2019 (Assessment Affirmed – No Reduction)

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$210,000	\$210,000	\$210,000
Improvements	\$760,400	\$760,400	\$760,400
Total	\$970,400	\$970,400	\$970,400

Tax Year 2020 (Assessment Reduced)

	<u>Original Assessment</u>	<u>County Board Judgment</u>	<u>Requested Tax Court Judgment</u>
Land	\$210,000	\$210,000	\$210,000
Improvements	\$760,400	\$760,400	\$590,000
Total	\$970,400	\$970,400	\$800,000

BE IT FURTHER RESOLVED that upon receipt of the Tax Court Judgments, the Tax Collector is authorized to calculate the amount of the refunds and cause same to be paid within sixty (60) days of date of entry of the Tax Court Judgments and/or take any other action to effectuate the purpose of this Resolution; and

BE IT FURTHER RESOLVED that interest on any refund due is waived provided the refund is paid within sixty (60) days of the date of entry of the Tax Court Judgments; and

BE IT FURTHER RESOLVED that copies of this Resolution are to be provided to the Borough’s Tax Collector, Tax Assessor, and Tax Appeal Attorney, Florio Kenny Raval, LLP.

RESOLUTION #2021-33

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A PUBLIC DEFENDER FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Public Defender for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Public Defender; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Public Defender for the year 2021 is hereby designated as Jordan D. Yuelys, Esq.; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Public Defender during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-34

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF AN ENGINEER FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of an Engineer for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Engineer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Engineer for the year 2021 is hereby designated as Maser Consulting, P.A.(to be known as Colliers Engineering & Design, Inc.); and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Engineer during the year 2020 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-35

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF AN ENVIRONMENTAL ENGINEER FOR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of an Environmental Engineer for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Environmental Engineer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Environmental Engineer for the year 2021 is hereby designated as Maser Consulting, P.A. (to be known as Colliers Engineering & Design, Inc.); and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Environmental Engineer during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-36

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A PLANNER FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Planner for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Planner; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Planner for the year 2021 is hereby designated as Maser Consulting, P.A.(to be known as Colliers Engineering & Design, Inc.); and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Planner during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-37

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH AUDITOR FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of an Auditor for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Auditor; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Auditor for the year 2021 is hereby designated as Wielkotz & Company, LLC.; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Auditor during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-38

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH ATTORNEY, COAH ATTORNEY, AND LABOR ATTORNEY FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Attorney, COAH Attorney and Labor Attorney for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Borough Attorney, COAH Attorney and Labor Attorney; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Borough Attorney, COAH Attorney and Labor Attorney for the year 2021 is hereby designated as Kaufman, Semeraro & Liebman, LLP; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Borough Attorney, COAH Attorney and Labor Attorney during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-39

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A TAX APPEAL ATTORNEY FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Tax Appeal Attorney for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Tax Appeal Attorney; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Tax Appeal Attorney for the year 2021 is hereby designated as Kaufman, Semeraro & Liebman, Esq.; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Tax Appeal Attorney during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-40

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A RISK MANAGEMENT CONSULTANT FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Risk Management Consultant for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Risk Management Consultant; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Risk Management Consultant for the year 2021 is hereby designated as Otterstedt Insurance Company; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Risk Management Consultant during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-41

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A GRANTSWRITER FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Grantswriter for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Grantswriter; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Grantwriter for the year 2021 is hereby designated as Millenium Strategies, LLC; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be \$2,500.00 per month thereafter during the year 2021; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-42

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BONDING ATTORNEY FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Bonding Attorney for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Bonding Attorney; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Bonding Attorney for the year 2021 is hereby designated as Steven Rogut, Esq. of Rogut McCarthy LLC; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Bonding Attorney during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-43

TITLE: AUTHORIZE ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A PROSECUTOR FOR THE YEAR 2021

WHEREAS, it is deemed necessary for the Borough of Northvale to engage the professional services of a Prosecutor for the year 2021 to provide non-contractual services for the proper operation of the Borough; and

WHEREAS, funds to pay said professional persons are available by way of budget and bond ordinance to compensate said Prosecutor; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the appointment for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Northvale that the Prosecutor for the year 2021 is hereby designated as Mark P. Fierro, Esq.; and

BE IT FURTHER RESOLVED, that the compensation for said position shall be commensurate with the services rendered by said Prosecutor during the year 2021 and shall be provided for in the salary and other expenses ordinances of the Borough of Northvale; and

BE IT FURTHER RESOLVED, that the Mayor and Acting Borough Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

RESOLUTION #2021-44

TITLE: APPROVE THE REDEMPTION OF TAX SALE CERTIFICATES #167 FOR BLOCK 912, LOT 7

BE IT RESOLVED by the Mayor and Council of the Borough of Northvale that the Tax Collector shall conduct the Redemption of Tax Sale Certificate #167 by Techno Title And Abstract Agency, LLC for Douglas Kott, the property owner, from Rothman Realty I, LLC, the lienholder according to N.J.S.A. 54:5-54. The breakdown is as follows:
Block 912 Lot 7 – Douglas Kott – 186 Washington Street

Tax Sale Certificate #167	\$ 10,508.51
6% Redemption Penalty	\$ 630.51
0% Interest on Certificate	\$ 0.00
Recording Fee	\$ 43.00
Search Fee	\$ 12.00
Other Fees	\$ 0.00
Subsequent Tax 2018 – 2020	\$ 31,582.81
Interest on Subsequent Taxes	\$ 7,083.58
Total to Redeem	<u>\$ 49,860.41</u>
Premium	\$312,000.00
Total Due to Lienholder	<u>\$361,860.41</u>

The Chief Financial Officer shall issue a check in the amount of \$361,860.41 to:

Rothman Realty I, LLC
411 Grand Avenue
Englewood, NJ 07631

RESOLUTION #2021-45

TITLE: RESOLUTION APPOINTING FRANCES WESTON, ACTING MUNICIPAL CLERK

WHEREAS, pursuant to N.J.S.A. 40A:9-133, the Borough of Northvale is required to employ a Registered Municipal Clerk; and

WHEREAS, on February 3, 2020 a vacancy occurred in the Office of Municipal Clerk by the departure of the Borough's Registered Municipal Clerk; and

WHEREAS, on March 11, 2020 and pursuant to N.J.S.A. 40A:9-133, the governing body appointed Frances Weston to serve as the Acting Borough Clerk for a one (1) year term; and

WHEREAS, pursuant to N.J.S.A. 40A:9-133, a person who does not hold a registered municipal clerk certificate may serve as acting municipal clerk for a period not to exceed one year and then be reappointed as acting municipal clerk for a maximum of two subsequent one-year terms following the termination of the temporary appointment; and

WHEREAS, Frances Weston has served as the Acting Municipal Clerk since March 11, 2020; and

WHEREAS, it is in the best interests of the Borough of Northvale to reappoint Frances Weston as Acting Municipal Clerk for the Borough of Northvale for a term not to exceed one (1) year.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Northvale hereby appoints Frances Weston as Acting Municipal Clerk commencing on February 10, 2021 for a term not to exceed one (1) year and at an annual salary of Fifty Seven Thousand Four Hundred Eighty Nine Dollars and 00/100ths (\$57,489.00).

RESOLUTION #2021-46

TITLE: APPROVE RAFFLE LICENSE #RL 217 FOR NORTHVALE PTO – OFF PREMISE RAFFLE

BE IT HEREBY RESOLVED, that the following license to conduct an Off Premise Raffle be issued to:

NAME: Northvale PTO
ADDRESS: 441 Tappan Road
LOCATION OF RAFFLE: 441 Tappan Road
HOURS: 1:30 PM
DATE OF RAFFLE: April 1, April 8, April 22, April 29, May 6, May 13, May 20, May 27, 2021
ID #: 353-5-37377
RAFFLE LICENSE #: RL 217

RESOLUTION #2021-47

TITLE: RESOLUTION AUTHORIZING THE BOROUGH OF NORTHVALE TO ESTABLISH AND ENTER INTO A JOINT PURCHASING AGREEMENT AS LEAD AGENCY FOR THE RIVERSIDE COOPERATIVE

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish and enter into a Joint Purchasing Agreement; and

WHEREAS, the Borough of Northvale, County of Bergen, State of New Jersey is desirous of establishing and entering into said agreement; and

WHEREAS, the Borough of Northvale has agreed to serve as the Lead Agency for a Joint Purchasing Agreement with local governmental units within the County of Bergen and adjoining counties who may desire to become “Participating Contracting Units”.

NOW, THEREFORE, BE IT RESOLVED on this 10th day of February 2021 by the Governing Body of the Borough of Northvale, County of Bergen, State of New Jersey, as follows:

Section I. The Borough of Northvale is hereby authorized to enter into and execute Joint Purchasing Agreements and act as “Lead Agency”.

Section II. The Borough of Northvale is hereby authorized to enter into separate Joint Purchasing Agreements with the participating governmental units and said agreement shall be deemed a single agreement.

Section III. This resolution shall take effect immediately upon passage.

RESOLUTION #2021-48

TITLE: PAYMENT OF BILLS

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

ORDINANCES – 2ND READING

ORDINANCE #1031-2021

AN ORDINANCE AMENDING AND MODIFYING CHAPTER 29, §29-35 APPEALS FROM ZONING BOARD OF ADJUSTMENT TO GOVERNING BODY AND CHAPTER 97, §97-9 APPEALS, OF THE NORTHVALE BOROUGH CODE

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 Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

Section 1. Purpose & Authority. The purpose of this ordinance is to modify and amend Chapter 29 §29-35 Appeals from Zoning Board of Adjustment to governing body, and Chapter 97 Fees §97-9 Appeals, pursuant to N.J.S.A. 40:48-1, and 40:49-2.

Section 2. Amendments. (amendments are highlighted, deletions strikethrough).

~~§ 29-35 Appeals from Zoning Board of Adjustment to governing body.~~

~~An appeal from any decision of the Zoning Board of Adjustment granting a use variance pursuant to the provisions of N.J.S.A. 40:55D-17d may be taken on the governing body, provided that such appeal shall be made within 10 days of the date of publication of such final decision of the Zoning Board of Adjustment.~~

§ 97-9

Appeals.

[Amended 8-10-1994 by Ord. No. 675-94]

~~An appeal to the governing body from decisions of the Zoning Board of Adjustment in granting or denying a use variance shall be accompanied by the application and appeal fee, and the person making the appeal shall furnish the governing body with 10 copies of the transcript of the proceedings below, together with 10 copies of the documents and exhibits, all at the sole cost and expense of the appellant. Said transcript and documents shall be filed with the governing body at least 10 days prior to a scheduled hearing on appeal.~~

Section 3. Repealer. All prior ordinances that are inconsistent with this ordinance are repealed. All ordinances are hereby amended to be consistent with this ordinance and all ordinances, including this one, shall be construed consistent with the express purpose of this ordinance.

Section 4. Savings and Construction. This ordinance shall be construed consistent with the purpose stated in Section 1 hereof. Any ambiguities in this ordinance shall be construed in accordance with the purpose of this ordinance. If any part of this ordinance is invalidated by a court of competent jurisdiction, the remainder of this ordinance shall be saved to the full extent possible. This ordinance repeals provisions of the Northvale Code only where stated herein; otherwise this ordinance is amendatory and supplementary to existing provision of the Northvale Code.

Section 5. Codification. This ordinance shall be codified as amendments to the chapters set forth herein.

Section 6. Effective Date. This ordinance shall take effect immediately upon approval and publication of notice of adoption as provided by law.

OPEN MEETING TO THE PUBLIC

CLOSE MEETING TO THE PUBLIC

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"/>
Councilman Devlin	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman Hogan	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ORDINANCES – 1ST READING

ORDINANCE #1032-2021

AN ORDINANCE UPDATING THE CURRENT BOROUGH STORMWATER ORDINANCE AS PER NJDEP REQUIREMENTS

OPEN MEETING TO THE PUBLIC

CLOSE MEETING TO THE PUBLIC

MAYOR & COUNCIL REPORTS

BOROUGH ATTORNEY REPORT

BOROUGH ENGINEER REPORT

CLOSED SESSION - TIME:

Action may not be taken upon return to open session.

RESOLUTION #2021-

TITLE: TO PROVIDE FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT N.J.S.A 10:4-12

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 Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<input type="checkbox"/>	<input type="checkbox"/>	Councilman Sotiropoulos

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. Matters where the release of information would impair the right to receive funds.
- 3. Matters involving individual privacy
- 4. Matters relating to collective bargaining
- 5. Matters relating to the purchase, lease or acquisition of real property or the investment of public funds.
- 6. Matters relating to public safety and property.
- 7. Matters relating to litigation, negotiations and attorney client privilege.
- 8. Matters relating to the employment relationship – Personnel
- 9. Matters relating to the potential imposition of a penalty.

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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman DeLisio	<input checked="" 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 Hogan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilman McGuire	<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 type="checkbox"/>

RETURN TO OPEN SESSION – TIME: _____

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 Hogan
<input type="checkbox"/>	<input type="checkbox"/>	Councilman McGuire
<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 Hogan	<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 Sotiropoulos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DRAFT - SUBJECT TO CHANGE