

**A G E N D A**  
**Combined Meeting of the Mayor and Council**  
**Wednesday, February 8, 2023**  
**7:00 PM**

**CALL THE MEETING TO ORDER**

**OPEN PUBLIC MEETINGS ACT NOTICE**

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 Newspaper of the Borough, filed with the Municipal 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 FLAG AND MOMENT OF SILENCE**

**ROLL CALL**

Mayor McGuire	Councilman Mattessich
Councilman Argiro	Councilman Menafra
Councilman Hogan	Councilman Sokoloski
Council President McMorrow	

Mayor & Council continue meeting in the Senior Center to present the awards to the NVOT Marching Band.

**AWARDS & PROCLAMATIONS**

**NVOT Marching Band National Champions**

Meeting resumes in Council Chambers.

Republican County Committee presented 3 names to Council to fill vacant Council seat.

Council nominates \_\_\_\_\_ **SECOND:**

**ROLL CALL**

**RESOLUTION #2023-39**

**TITLE: RESOLUTION APPOINTING NEW COUNCIL MEMBER TO FILL VACANT SEAT**

**MOTION: SECOND:**

**WHEREAS**, there is a vacancy on the Borough Council as a result of the resignation of Joseph McGuire, who was a member of the Republican party, and

**WHEREAS**, the Council have received proposed names to fill the vacant seat from the Republican Committee; and

**WHEREAS**, the Governing body has reviewed the names submitted to fill the vacant seat;

**NOW, THEREFORE BE IT RESOLVED**, that the Governing body of the Borough of Northvale does hereby appoint \_\_\_\_\_, who is one of the names submitted by the Republican Committee to fill the vacant seat as authorized by N.J.S.A. 40A:16-11.

**ROLL CALL**

**Mayor McGuire swears in** \_\_\_\_\_

**APPROVAL OF MINUTES**  
**Reorganization Meeting of January 3, 2023**

**Special Meeting of January 19, 2023**

**MONTHLY CORRESPONDENCE**

The following reports are on file in the Municipal 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  
Colliers Engineering  
Fire Prevention  
Millenium Strategies  
Recreation Minutes  
Tax Collector

**CORRESPONDENCE**

1. Edward Durfee, Republican Municipal Chair, Letter Dated January 27, 2023  
Re: Republican Council Seat Vacancy

Approve the appointment of Barsa Insurance Agency as Risk Management Consultant for a one year term ending December 31, 2023.

**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:**

**RESOLUTION #2023-40**

**TITLE: CONFIRMATION OF PROFESSIONAL APPOINTMENT AND  
AUTHORIZE THE BOROUGH ATTORNEY TO PREPARE PROFESSIONAL  
SERVICE AGREEMENT FOR SAME**

**WHEREAS**, the Borough of Northvale requires the services of Risk Management Consultant for the year 2023 as required by law and is authorized to retain such professional without public bidding pursuant to N.J.S.A. 40A:11-5(a)(i) of the Local Public Contracts Law; and

**WHEREAS**, the budget for the year 2023 will contain the necessary appropriations in such amount as may be reasonably estimated and required for Risk Management Consultant; and

**WHEREAS**, Mayor McGuire has duly appointed, and the Council of the Borough of Northvale has duly confirmed, the appointment of Risk Management Consultant for the year ending December 31, 2023 as follows:

<b>Risk Management Consultant</b>	-	Barsa Insurance Agency 469 Livingston Street Norwood, New Jersey 07648
Duration	-	February 9, 2023 – December 31, 2023

**NOW, THEREFORE BE IT RESOLVED**, that the services to be rendered pursuant hereto are hereby determined to be Professional Services pursuant to N.J.S.A. 40A:11-2(6) and the same are to be performed by a person and entity authorized by law to practice a recognized profession whose practice is regulated by law.

**BE IT FURTHER RESOLVED**, that the Mayor and Council hereby direct the Borough Attorney to prepare the Professional Service Agreement for execution and delivery by the above professional.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk is hereby directed to cause a notice of the Contract Award to be published as required by law.

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**RESOLUTION #2023-41**

**TITLE: RESOLUTION AUTHORIZING AGREEMENT WITH COLLIERS ENGINEERING & DESIGN SERVICES RELATED TO 2023 RIVERSIDE COOPERATIVE PAVING PROGRAM**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-11(5), the Borough has entered into a Cooperative Pricing Agreement (the “Cooperative Agreement”) with the Boroughs of Alpine, Bergenfield, Closter, Cresskill, Demarest, Dumont, Englewood Cliffs, Harrington Park, Haworth, Hillsdale, Little Ferry, New Milford, Norwood, River Edge, Tenafly and the Board of Education of Harrington Park located within the County of Bergen (hereinafter referred to as the “2023 Riverside Cooperative”); and

**WHEREAS**, pursuant to the terms of the Agreement the Borough of Northvale has been designated as the Lead Agency for the purchase of work, materials, and supplies for the 2023 Riverside Cooperative; and

**WHEREAS**, Colliers Engineering & Design has submitted an agreement to provide professional engineering services for the coordination of the 2023 Riverside Cooperative Paving Program; and

**WHEREAS**, Colliers Engineering & Design has presented the Borough of Northvale, as the Lead Agency, an agreement for design services only (annexed hereto) in the amount of Six Thousand Dollars (\$6,000.00) to be shared equally by the participating municipalities and Boards of the 2023 Riverside Cooperative; and

**WHEREAS**, it is in the best interest of the Borough and the 2023 Riverside Cooperative to execute the Agreement.

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of Northvale hereby authorizes the payment of \$6,000.00 to Colliers Engineering & Design to be shared equally by the participating municipalities and Boards of the 2023 Riverside Cooperative, for design services only as set forth on the attached agreement.

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**RESOLUTION #2023-42**

**TITLE: RESOLUTION AUTHORIZING SOLICITATION OF BIDS FOR RIVERSIDE COOPERATIVE**

**WHEREAS**, N.J.S.A. 40A:11-1 ET. SEQ. and N.J.A.C. 5:34-7 et seq., permits the creation of a cooperative pricing system whereby two or more contracting units join together to form a joint purchasing and cooperating pricing system; and

**WHEREAS**, the Riverside Cooperative was duly formed and created and has designated the Borough of Northvale as the Lead Agency; and

**WHEREAS**, the Riverside Cooperative intends to solicit bids for the “2023 Riverside Cooperative Road Improvement Program” project; and

**WHEREAS**, the aggregate of said goods and services is anticipated to exceed the current bid threshold and is therefore required to be bid under a formal process pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-3 et. seq; and

**WHEREAS**, as the Lead Agency, the Borough of Northvale is responsible for advertising for the receipt of bids for the 2023 Riverside Cooperative Road Improvement 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 Borough of Northvale does hereby authorize the Municipal Clerk to advertise for the receipt of bids for the 2023 Riverside Cooperative Road Improvement Program.

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**RESOLUTION #2023-43**

**TITLE: RESOLUTION APPROVING RAFFLE LICENSE #236 – NORTHVALE VOLUNTEER FIRE ASSOCIATION – RAFFLE LICENSE – JULY 10, 2023**

NAME: Northvale Volunteer Fire Association  
ADDRESS: 204 Washington Street, Northvale, NJ  
LOCATION OF RAFFLE: 204 Washington Street, Northvale, NJ  
HOURS: 7:00-8:00 PM  
DATE OF RAFFLE: July 10, 2023  
ID #: 353-9-29752  
RAFFLE LICENSE #: RA #236

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**RESOLUTION #2023-44**

**TITLE: RESOLUTION APPROVING RAFFLE LICENSE #239 – ST. ANTHONY’S CHURCH – CASINO NIGHT – APRIL 22, 2023**

NAME: St. Anthony’s Church  
ADDRESS: 199 Walnut Street, Northvale, NJ  
LOCATION OF RAFFLE: 199 Walnut Street, Northvale, NJ  
HOURS: 7:00 PM – 12:00 AM  
DATE OF RAFFLE: April 22, 2023  
ID #: 353-1-146  
RAFFLE LICENSE #: RA #239

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**RESOLUTION #2023-45**

**TITLE: RESOLUTION APPROVING RAFFLE LICENSE #240 – NORTHVALE PTO – ON PREMISE 50/50 RAFFLE – APRIL 29, 2023**

NAME: Northvale PTO  
ADDRESS: 441 Tappan Road, Northvale, NJ  
LOCATION OF RAFFLE: 199 Walnut Street, Northvale, NJ  
HOURS: 7:30-10:30 PM  
DATE OF RAFFLE: April 29, 2023  
ID #: 353-5-37377  
RAFFLE LICENSE #: RA #240

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**RESOLUTION #2023-46**

**TITLE: RESOLUTION APPROVING RAFFLE LICENSE #241 – NORTHVALE PTO – ON PREMISE RAFFLE BASKETS – APRIL 29, 2023**

NAME: Northvale PTO  
ADDRESS: 441 Tappan Road, Northvale, NJ  
LOCATION OF RAFFLE: 199 Walnut Street, Northvale, NJ  
HOURS: 7:30-10:30 PM  
DATE OF RAFFLE: April 29, 2023  
ID #: 353-5-37377  
RAFFLE LICENSE #: RA #241

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**RESOLUTION #2023-47**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH ATTORNEY FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Attorney for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and to compensate said Borough 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Bruno & Ferraro, Esqs. as Borough Attorney for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Borough Attorney for the year 2023 is hereby designated as Bruno & Ferraro, Esqs. at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Borough Attorney during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-48**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A REAL ESTATE CONSULTANT/APPRaiser FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Real Estate Consultant/Appraiser for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and to compensate said Real Estate Consultant/Appraiser; 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Associated Appraisal Group as Real Estate Consultant/ Appraiser for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Real Estate Consultant/Appraiser for the year 2023 is hereby designated as Associated Appraisal Group at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Real Estate Consultant/Appraiser during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-49**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH TAX APPEAL ATTORNEY FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Tax Appeal Attorney for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget to compensate said Borough 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Giblin and Gannaio Esqs, as Borough Tax Appeal Attorney for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Borough Giblin & Gannaio, Esqs. for the year 2023 is hereby designated as Borough Tax Appeal Attorney. at rates as set forth in the professional services agreement attached as Exhibit "A"; 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 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-50**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH PUBLIC DEFENDER FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Public Defender for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget to compensate said Borough 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Jordan D. Yuelys, Esq., as Borough Public Defender for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that Jordan D. Yuelys, Esq. for the year 2023 is hereby designated as Borough Public Defender at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Borough Public Defender during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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#### **RESOLUTION #2023-51**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH ENGINEER FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Engineer for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and to compensate said Borough 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Neglia Group., as Borough Engineer for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Borough Engineer for the year 2023 is hereby designated as Neglia Group. at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Engineer during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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#### **RESOLUTION #2023-52**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH PLANNER FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Planner for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and to compensate said Borough 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Neglia Group., as Borough Planner for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Borough Planner for the year 2023 is hereby designated as Neglia Group. at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Planner during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-53**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BONDING ATTORNEY FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Bonding Attorney for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Rogut McCarthy LLC, as Bonding Attorney for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Bonding Attorney for the year 2023 is hereby designated as Rogut McCarthy LLC at rates as set forth in the professional services agreement attached as Exhibit "A"; 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 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-54**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONALS SERVICES OF A ENVIRONMENTAL ENGINEER/LSRP FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Environmental Engineer/LSRP for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and to compensate said Environmental Engineer/LSRP; 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Boswell Engineering as Environmental Engineer/LSRP for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Environmental Engineer/LSRP for the year 2023 is hereby designated as Boswell Engineering at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Environmental Engineer/LSRP during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-55**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH PROSECUTOR FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Borough Prosecutor for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget to compensate said Borough 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Mark Fierro, Esq., as Borough Prosecutor for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that Mark Fierro, Esq. for the year 2023 is hereby designated as Borough Prosecutor. at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Borough Prosecutor during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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#### **RESOLUTION #2023-56**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A GRANTSWRITER FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of a Grantswriter for the year 2023 to provide services for the proper operation of the Borough; and

**WHEREAS**, funds to pay said professional persons are available by way of budget and 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Bruno Associates Inc., as Grantswriter for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Borough Grantswriter for the year 2023 is hereby designated as Bruno Associates Inc. at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Grantswriter during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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#### **RESOLUTION #2023-57**

**TITLE: RESOLUTION AUTHORIZING ONE YEAR CONTRACT FOR PROFESSIONAL SERVICES OF A BOROUGH AUDITOR FOR THE YEAR 2023**

**WHEREAS**, it is deemed necessary for the Borough of Northvale to engage the professional services of an Auditor for the year 2023 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; and

**WHEREAS**, the Borough having previously advertised for submissions in response to a Request for Qualification for professional services; and

**WHEREAS**, the Borough has reviewed all submissions received and determined that it is in the best interest of the Borough to designate Wielkotz & Company, LLC as Auditor for 2023.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Auditor for the year 2023 is hereby designated as Wielkotz & Company, LLC at rates as set forth in the professional services agreement attached as Exhibit "A"; and

**BE IT FURTHER RESOLVED**, that the compensation for said position shall be commensurate with the services rendered by said Auditor during the year 2023 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 Municipal Clerk are authorized to enter into the professional services agreement for this appointment attached as Exhibit "A".

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**RESOLUTION #2023-58**

**TITLE: TRANSFER OF APPROPRIATIONS FROM THE APPROPRIATION RESERVE FUND BUDGET FOR 2022 IN THE AMOUNT OF \$69,950**

**WHEREAS**, N.J.S.A.40:4-59 permits the transfer of appropriations during the first three months of the fiscal year from accounts showing unexpended balances to accounts in which commitments from 2022 may exceed the original budgeted appropriations;

**NOW, THEREFORE BE IT RESOLVED**, that the attached transfers are hereby authorized in the total amount of \$69,950.

<b>GENERAL APPROPRIATIONS</b>	<b>ACCOUNT #</b>	<b>GROUP</b>	<b>FROM</b>	<b>TO</b>
<b>Administration S&amp;W</b>	<b>2-01-20-100-101</b>	<b>SW</b>	<b>5,000</b>	
<b>Administration O&amp;E</b>	<b>2-01-20-100-299</b>	<b>OE</b>	<b>950</b>	
<b>Construction S&amp;W</b>	<b>2-01-22-195-100</b>	<b>SW</b>	<b>12,000</b>	
<b>Police Dept S&amp;W</b>	<b>2-01-25-240-105</b>	<b>SW</b>	<b>22,000</b>	
<b>Ambulance Other</b>	<b>2-01-25-260-201</b>	<b>OE</b>	<b>13,000</b>	
<b>Sewer System Norwood</b>	<b>2-01-26-315-201</b>	<b>OE</b>	<b>11,000</b>	
<b>Social Security</b>	<b>2-01-26-472-201</b>	<b>OE</b>	<b>6,000</b>	
<b>Financial Administration</b>	<b>2-01-20-130-299</b>	<b>OE</b>		<b>800</b>
<b>Sreet &amp; Roads</b>	<b>2-01-26-290-299</b>	<b>OE</b>		<b>7,100</b>
<b>Solid Waste</b>	<b>2-01-26-305-201</b>	<b>OE</b>		<b>22,190</b>
<b>Building and Grounds</b>	<b>2-01-26-310-299</b>	<b>OE</b>		<b>1,810</b>

<b>Electricity</b>	<b>2-01-31-430-201</b>	<b>OE</b>		<b>3,525</b>
<b>Streets &amp; Lights</b>	<b>2-01-31-435-201</b>	<b>OE</b>		<b>6,325</b>
<b>Gasoline</b>	<b>2-01-31-460-201</b>	<b>OE</b>		<b>6,000</b>
<b>Solid Waste-Disposal</b>	<b>2-01-32-465-201</b>	<b>OE</b>		<b>22,200</b>
	<b>Total</b>		<b>69,950</b>	<b>69,950</b>

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**RESOLUTION #2023-59**

**TITLE: RESOLUTION AUTHORIZING A CONTRACT WITH ARCARI + IOVINO FOR ARCHITECTURAL SERVICES FOR A CDBG FUNDED BOROUGH HALL – ADA COMPLIANT MAIN ENTRANCE**

**WHEREAS**, the Borough is in need of an ADA code compliant main entrance for the Borough Hall; and

**WHEREAS**, there is funding for this project through a Community Development Block Grant; and

**WHEREAS**, the firm of Arcari + Iovino is familiar with the administration process for this grant and can provide the necessary architectural services; and

**WHEREAS**, Arcari Iovino has submitted a proposal dated January 24, 2023 (attached) for their services for this project in the sum of \$8,000, which service and amount does not require competitive bidding; and

**WHEREAS**, the Borough finds the proposal to be reasonable and suited for the project;

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Northvale that the Governing Body does accept the proposal by Arcari + Iovino and does hereby authorize the execution of an agreement by the Mayor and Borough Clerk with Arcari + Iovino for the services set forth herein.

**OPEN MEETING TO PUBLIC FOR CONSENT AGENDA RESOLUTIONS ONLY**

**ROLL CALL**

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**RESOLUTION #2023-60**

**TITLE: PAYMENT OF BILLS**

**MOTION: SECOND:**

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

Current Fund Appropriations (2023)	\$108,298.73
Current Fund Appropriations (2022)	\$632.72
General Capital Fund	\$60,658.11
Grant Fund	\$6,875.44

Animal Trust	\$229.20
Police DEA Trust	
Escrow Trust	\$17.10
Affordable Housing Trust	
Recreation Trust	\$1,430
Summer Recreation Trust	
<b>TOTAL</b>	<b>\$178,141.30</b>

**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/or 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 purposes specified below during the course of the year:

Payroll – Salaries & Wages		
Payroll – Salaries & Wages	2-03-2023	\$138,952.21
Payroll- Salaries & Wages		
Health Benefits	Jan 2023	\$50,705.00
County Taxes		
County Open Space Tax		
Northvale Board OF Education		
Northern Valley Regional High School District		
<b>TOTAL</b>		<b>\$367,798.51</b>

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Northvale that the claims totaling **\$462,059.76** and ratified respectively.

**ROLL CALL**

**ORDINANCE – 2nd READING**

**ORDINANCE #1060-2023**

**AN ORDINANCE OF THE BOROUGH OF NORTHVALE AMENDING CHAPTER 46 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF NORTHVALE ENTITLED “PUBLIC WORKS DEPARTMENT”**

**MOTION:**

**SECOND:**

**WHEREAS**, the Governing Body of the Borough of Northvale deems it in the best interest of the Borough to amend Chapter 46 of the Borough Code regarding the “Members” of the Public Works Department

**NOW, THEREFORE BE IT ORDAINED**, by the Governing Body of the Borough of Northvale, County of Bergen, State of New Jersey, as follows:

**SECTION 1.** § 46-2 Members of the Borough Code shall be amended and replaced with the following:

§ 46-2 **Members.**

**The Department of Public Works shall consist of one Superintendent, and in the discretion of the Governing Body, there may be an Assistant Superintendent, foremen, and such other Department of Public Works employees as determined by the Governing Body.** The Superintendent shall be designated by the Mayor and Council in accordance with the provisions of N.J.S.A. 40:87-30 and any subsequent amendments.

**SECTION II**

All Ordinances or parts thereof inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

**SECTION III**

Should any section, paragraph, clause of any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

**SECTION IV**

This Ordinance shall take effect upon its passage and publication according to law.

**OPEN MEETING TO THE PUBLIC ON ORDINANCE #1060-2023 ONLY**

**ROLL CALL**

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**ORDINANCE #1061-2023**

**AN ORDINANCE OF THE BOROUGH OF NORTHVALE CREATING A NEW CHAPTER 47 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF NORTHVALE TO BE ENTITLED “REGISTRATION OF BUSINESS AND RENTAL UNIT INSURANCE”**

**MOTION:**

**SECOND:**

**WHEREAS**, P.L. 2022, c. 92 recently enacted by the New Jersey Legislature and signed by the Governor into law requires the owners of certain Businesses and rental units to maintain certain minimum liability insurance coverages; and

**WHEREAS**, the aforesaid statute requires such owners to annually file certificates of insurance evidencing the required coverages with the municipality in which the Business is located;

**NOW, THEREFORE BE IT ORDAINED**, by the Governing Body of the Borough of Northvale, County of Bergen, State of New Jersey, as follows:

**SECTION 1**

There is hereby created Chapter 47 of the Revised General Ordinances of the Borough of Northvale entitled “REGISTRATION OF BUSINESS AND RENTAL UNIT INSURANCE.”

**SECTION 1 BUSINESS INSURANCE REGISTRATION**

**§ 47-1 Purpose.**

It is the purpose of this Chapter to comply with the requirements imposed upon the Borough by P.L. 2022, c. 92, which provides for the annual registration of Certificates of Insurance by Business owners and the owners of rental units located in the Borough.

**§47-2 Definitions.**

The following words and phrases, when used in this Chapter, shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

**BUSINESS**

Shall mean any person offering and/or engaged in buying, selling, storing and/or transferring merchandise, goods, real property, personal property, moneys, services and/or other items who do so for a fee, price, retainer, commission, percentage and/or other means of compensation for the purpose, stated or otherwise, of realizing a profit or other gain.

**CERTIFICATE OF REGISTRATION**

Shall mean the certificate issued by the Municipal Clerk indicating compliance with the registration requirements of P.L. 2022, c. 92.

**CERTIFICATE OF INSURANCE**

Shall mean the certificate of insurance form submitted by each Business.

**MUNICIPALITY**

Shall mean the Borough of Northvale

**§47-3 Insurance Requirements.**

- a. As required by the aforesaid statute and except as provided in subsection b. of this section, the owner of a Business or the owner of a rental unit or units shall maintain liability insurance for negligent acts and omissions in an amount of not less than \$500,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence. The provision of this section shall take effect on the 90<sup>th</sup> day next following enactment for all new policies issued on or after the 90<sup>th</sup> day following enactment and shall take effect on the 180<sup>th</sup> day next following enactment for all policies in force on the date of enactment that are renewed on or after the 180<sup>th</sup> day next following enactment of P.L. 2022, c. 92.
- b. The owner of a multifamily home which contains four or fewer units, one of which is owner-occupied, shall maintain liability insurance for negligent acts and omissions in an amount of not less than \$300,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence. The provisions for this section shall take effect on the 180<sup>th</sup> day next following enactment and shall apply to policies issued or renewed on or after the 180<sup>th</sup> day following enactment of P.L. 2022, c. 92.

**§47-4 Registration Requirements; Certificate of Registration.**

The owner of a Business, the owner of a rental unit or units, and the owner of a multi-family home of four or fewer units, one of which is owner occupied, shall register annually by filing a copy of a Certificate of Insurance with the Municipal Clerk, demonstrating compliance with P.L. 2022, c. 92.

- a. The copy of the Certificate of Insurance shall be filed with the Municipal Clerk no later than thirty (30) days after the issuance or renewal of the policy or policies of insurance required to be maintained by said owner.



- b. The Municipal Clerk shall issue a Certificate of Registration to each owner who files a Certificate of Insurance demonstrating compliance with P.L. 2022, c. 92. and the required registration fee. A new Certificate of Registration shall be required annually for each calendar year.

**§47-5 Registering Two or More Businesses or Locations.**

- a. In the event that two (2) or more Businesses occupy the same location, the owner of each Business shall be required to submit a Certificate of Insurance for each such Business.
- b. In the event that the same owner conducts business at two (2) or more locations within the Municipality, a separate Certificate of Insurance shall be required for each location

**§47-6 Compliance with Applicable Laws and Ordinances.**

Issuance of a Certificate of Registration certificate by the Municipal Clerk does not evidence compliance with other applicable rules, regulations, ordinances and statutes of the Municipality, County and State of New Jersey, or other regulatory agencies having jurisdiction over the activities of the certificate holder.

**§47-7 Registration Fee.**

The registration fee to be paid prior to issuance of each Certificate of Registration by the Municipal Clerk shall be the sum of one hundred dollars (\$100.00).

**§ 47-8 Failure to Register, Penalties.**

Pursuant to N.J.S.A. 40A:10A-2.b., the governing body of the Borough may collect, through a summary proceeding pursuant to the “Penalty Enforcement Law of 1999,” P.L.1999, c.274 (C.2A:58-10 et seq.), a fine of not less than \$500 but no more than \$5,000 against an owner who has failed to comply with the provisions of P.L. 2022, c. 92.:

**SECTION II**

All Ordinances or parts thereof inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

**SECTION III**

Should any section, paragraph, clause of any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

**SECTION IV**

This Ordinance shall take effect upon its passage and publication according to law.

**OPEN MEETING TO THE PUBLIC ON ORDINANCE #1061-2023**

**ROLL CALL**

**MAYOR & COUNCIL REPORTS**

**BOROUGH ENGINEER REPORT**

**BOROUGH ATTORNEY REPORT**

**OPEN MEETING TO THE PUBLIC**

Action may  not  be taken upon return to open session.

**RESOLUTION #2023-61**

**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:**

**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. 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.

**ADJOURNMENT**