

AGENDA

MAYOR AND COUNCIL

REGULAR MEETING July 18, 2016

7:00 p.m.

1. ROLL CALL:

- 2. PUBLIC NOTICE – Clerk to Read - "Notice of this meeting in compliance with the Open Public Meetings Act, Chapter 231 of the Laws of 1975 has been given by posting a notice of the scheduled dates of all the regular meetings of the Mayor and Council of the Borough of Saddle River on the bulletin board, in the Municipal Building and in the office of the Clerk and by e-mailing notice thereof to the Record and the Herald News on January 4, 2016. Also e-notify and on the website."**

Notification of fire exits

3. PLEDGE OF ALLEGIANCE

- 4. AWARDS AND CEREMONIES: 1. **Bergen Leads 50th Anniversary Celebration****

5. OPEN TO THE PUBLIC:

6. WORK SESSION AGENDA

REPORTS:

MAYOR KURPIS

- a. Northwest Bergen Mayor's Meeting
- b. NJ League of Municipalities Feedback on Civility Pledge
- c. Formation of Saddle River Image PR Committee
- d. New Jersey Keep it Green Initiative
- e. Bishop House Update
- f. Formation of Aviation Noise Abatement Committee

ADMINISTRATOR

- a. Bergen County Open Space Trust Fund
- b. Saddle River Boom

ENGINEERING REPORT – Administrator Shenkler

BOROUGH ATTORNEY

BOROUGH CLERK

AGENDA

7. INTRODUCTION OF ORDINANCE(S) Clerk to read title:

• **Ord. 16-922-C**

An Ordinance to Supplement Chapter 166, Property Maintenance, of the Borough Code Regulating the Care, Maintenance, Security and Upkeep of Vacant and Abandoned Residential Properties in Foreclosure

Offered by Council Member Schulstad

Seconded by Council Member

Roll Call Vote:

8. ADOPTION OF ORDINANCES

• **Ord. 16-920-C**

An Ordinance to Amend Chapter 29, Board of Health in the Borough of Saddle River Entitled Board of Health Fees

Offered by Council Member Gray

Seconded by Council Member

Motion to Open the Hearing to the Public Offered by Council Member

Seconded by Council Member

Voice Vote:

Motion to Close the Hearing to the Public Offered by Council Member

Seconded by Council Member

Voice Vote:

Roll Call Vote:

• **Ord. 16-921-C**

An Ordinance to Amend Section 210-10, Accessory Uses, of the Borough of Saddle River Pertaining to Garages

Offered by Council Member Schulstad

Seconded by Council Member

Motion to Open the Hearing to the Public Offered by Council Member

Seconded by Council Member

Voice Vote:

Motion to Close the Hearing to the Public Offered by Council Member

Seconded by Council Member

Voice Vote:

Roll Call Vote:

9. RESOLUTION TO AUTHORIZE THE GOV OFFICE AGREEMENT

Resolution Offered by Council Member
Seconded by Council Member
Roll Call Vote:

10. RESOLUTION TO AUTHORIZE THE SEAMLESS DOCS AGREEMENT

Resolution Offered by Council Member
Seconded by Council Member
Roll Call Vote:

11. RESOLUTION TO APPROVE DEER MANAGEMENT REFERENDUM QUESTION

Resolution Offered by Council Member Schulstad
Seconded by Council Member
Roll Call Vote:

12. RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF SADDLE RIVER EMPHASIZING THEIR COMMITMENT TO MAINTAIN CIVILITY IN THE CONDUCT OF MUNICIPAL ELECTIONS

Resolution Offered by Council Member Schulstad
Seconded by Council Member
Roll Call Vote:

13. APPROVAL OF BILLS

Resolution Offered by Council Member Kerner
Seconded by Council Member
Roll Call Vote:

14. RESOLUTIONS

All matters listed hereunder are considered routine in nature and will be enacted in one motion. Any Council Member may request that an item be removed for separate consideration. Considering approval of minutes, a yes vote will indicate a vote in favor of approval of the minutes of each meeting at which the Council Member was present and an abstention with respect to the minutes of meetings at which such Council Member was not present.

Resolution Offered by Council President Jensen
Seconded by Council Member
Roll Call Vote:

Explanation of Consent Agenda Items:

- A. Approval of Minutes: Regular Council Meeting: June 20, 2016**
Closed Session: June 20, 2016
Special Meeting: July 7, 2016

B. Resolution(s)

1. Authorize Raffle License – Knights of Columbus
2. Civil Rights Resolution
3. Soil Movement – Blk. 1105 Lot 38
4. Soil Movement – Blk. 1808 Lot 10
5. Auth. Addition of Monthly Mayor & Council Work Session Meeting
6. Auth. to Permit Saddle River/HHK Football & Cheer to apply for a Social
Affair Permit with the State in order to serve beer at the 50th Anniversary
Celebration in Rindlaub Park, September 24, 2016
7. Tonnage Grant
8. Tax Court Judgement Refund Blk. 1805 Lot 15
9. Bergen Leads 50th Anniversary
10. Wandell School Centennial Appreciation Gift – Rescinding Cupola and
Clock in Place of a Block Grant
11. Tax Identification Statement
12. Salary Resolution
13. Authorizing Additional Funding for Municipal Shared Services Defense
Agreement
14. Annual Report of Audit

Open to the Public for Consent Agenda items only

15. COMMITTEE/COUNCIL REPORTS

Board of Health: Council Member Salazer

Landmarks: Council Member Salazer

Council on Affordable Housing (COAH):

Council Members Jensen and Salazer

Planning Board: Council Member Jensen

Construction and Zoning Enforcement: Council Member Acaster – Construction
Official's Vehicle

Public Works: Council Member Acaster
**(Bldg. & Grounds, Roads, Streets,
Lighting, Drainage and Sanitation)**

Environmental: Council Member Gray

Zoning Board: Council Member Gray

**Board of
Education:** Council Member Schulstad

Wildlife Management

Committee: Council Member Schulstad

Parks & Recreation: Council Member Schulstad

Department of Public Safety:

Fire Report Council Member Acaster

Police Report Council Member Gray

EMS Report Council Member Kerner

Finance: Council Member Kerner

16. OPEN TO THE PUBLIC:

17. UNFINISHED AND NEW BUSINESS:

18. RESOLUTION FOR CLOSED SESSION

Resolution Offered by Council President Jensen

Seconded by Council Member

Roll Call Vote:

19. ADJOURNMENT

****Disclaimer: Agenda subject to additions and/or deletions***

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member

Date: 7/18/16

Seconded by Council Member

RESOLVED that an Ordinance No. 16-922-C entitled:

**AN ORDINANCE TO SUPPLEMENT CHAPTER 166,
PROPERTY MAINTENANCE, OF THE BOROUGH CODE
REGULATING THE CARE, MAINTENANCE, SECURITY
AND UPKEEP OF VACANT AND ABANDONED
RESIDENTIAL PROPERTIES IN FORECLOSURE**

Passed First Reading and will be considered for final passage and adoption at a Regular Meeting of the Mayor and Council of the Borough of Saddle River to be held on August 15, 2016 at 7:00 P.M. or as soon thereafter as the matter can be reached at the Municipal Building in said Borough; and

BE IT FURTHER RESOLVED that the Borough Clerk be instructed to publish in the manner provided by law a copy of said ordinance together with notice of introduction thereof and notice when the same will be considered for final passage and adoption; and

BE IT FURTHER RESOLVED that the Borough Clerk be instructed to post a copy of said ordinance on the bulletin board in the hall of the Municipal Building and make copies of said ordinance available to the members of the general public.

AYES

NAYS

ABSTAIN

ABSENT

**Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul
Kurpis, Albert J., Mayor**

Date Passed: 07/18/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member

Date: 7/18/16

Seconded by Council Member

RESOLVED that an Ordinance No. 16-920-C entitled:

**AN ORDINANCE TO AMEND CHAPTER 29, BOARD OF HEALTH
IN THE CODE OF THE BOROUGH OF SADDLE RIVER ENTITLED
BOARD OF HEALTH FEES**

Passed final reading and that said ordinance be adopted as an Ordinance in the Borough of Saddle River; and

BE IT FURTHER RESOLVED THAT the Borough Clerk is hereby authorized to cause a copy of title of said ordinance to be published together with adoption of said Ordinance.

Ayes	Nays	Abstain	Absent
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Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____(Mayor)

_____(Borough Clerk)

R# -16

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Date: 7/18/16

Seconded by Council Member

RESOLVED that an Ordinance No. 16-921-C entitled:

AN ORDINANCE TO AMEND CHAPTER 210-10, ACCESSORY USES, OF THE BOROUGH OF SADDLE RIVER PERTAINING TO GARAGES

Passed final reading and that said ordinance be adopted as an Ordinance in the Borough of Saddle River; and

BE IT FURTHER RESOLVED THAT the Borough Clerk is hereby authorized to cause a copy of title of said ordinance to be published together with adoption of said Ordinance.

Ayes	Nays	Abstain	Absent
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Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____(Mayor)

_____(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member

Date: 07/18/16

Seconded by Council Member

BOROUGH OF SADDLE RIVER

AWARD OF A CONTRACT TO GOVOFFICE FOR WEBSITE REDESIGN AND IMPLEMENTATION OF A WEB CONTENT MANAGEMENT SYSTEM

WHEREAS, the Borough of Saddle River is seeking to redesign and implement improvements to the Borough's website, including a more user-friendly content management system with hosting and full technical support; and

WHEREAS, the Borough's staff have viewed various websites and evaluated various options and solutions; and

WHEREAS, GovOffice by Avenet Web Solutions has provided a proposal to redesign the website and implement a web content management system; and

WHEREAS, GovOffice is a leading national provider of websites for small to medium population municipalities and serves many New Jersey municipalities; and

WHEREAS, the Borough of Saddle River staff are recommending GovOffice as the best vendor to provide a cost-effective website which meets the Borough's needs and requirements in deploying a state of the art website for its citizens; and

WHEREAS, the Borough wishes to approve and enter into a two-year contract with GovOffice for the redesign of the Borough's website and the implementation of a web content management system, in the amount of \$14,950.00.

NOW, THEREFORE BE IT RESOLVED that the Mayor is authorized to enter into a Contract in the amount of \$14,950 for the redesign of the Borough's website and implementation of a web content management system as set forth in the GovOffice Contract. This contract shall also contain a two year optional extension for years three (3) and four (4) to provide website maintenance at a cost of \$1,150 per year, annually. If selected for years two, three and four, there will be an additional \$840.00 fee for site hosting.

Ayes Nay Abstain Absent

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

_____ (Mayor)

_____ (Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member

Date: 07/18/16

Seconded by Council Member

**RESOLUTION TO AUTHORIZE EXECUTION OF THE ATTACHED SOFTWARE
AGREEMENT BETWEEN SEAMLESSDOCS AND
THE BOROUGH OF SADDLE RIVER**

WHEREAS, the Borough of Saddle River wishes to enter into the attached Agreement with **SeamlessDocs**, for document control and compilation software, in accordance with the attached Agreement; and

WHEREAS, the Borough of Saddle River is rapidly running out of proper storage areas within the Municipal Building and current storage areas are not fire protected, or under sprinkler or humidity control, and

WHEREAS, current and prior records can take hours to retrieve, and

WHEREAS, the Borough of Saddle River wishes to become more efficient and effective in document storage and management by streamlining the entire process, from creation to cloud storage, and

WHEREAS, the **SeamlessDocs** program will allow residents to complete and submit SeamlessDocs forms from our new web site when it becomes active, and

WHEREAS, the estimated cost for a **two year** agreement for this project is \$5250 per year paid annually, or \$10,500 total, and

WHEREAS, the agreement shall have an option to be extended for an additional two year period under the same terms and conditions, and

WHEREAS, pursuant N.J.S.A: 40A4-57, 5:30-14.5 and any other applicable requirement, the Chief Financial Officer, Michael Mariniello, Jr Borough of Saddle River has included the cost in the 2016 Municipal Budget,

NOW THEREFORE, BE IT RESOLVED that the Mayor, be authorized to enter into attached Agreement with **SeamlessDocs** which provides for a license to utilize the vendor's document control and compilation software; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Ayes Nay Abstain Absent

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member Schulstad

Date: 7/18/16

Seconded by Council Member

Resolution Authorizing Referendum Ballot Questions Regarding Potential Deer Population Management Policies in the Borough of the Saddle River

WHEREAS, the Saddle River Board of Health declared in October 2014 that "there is a significant deer problem in the Borough of Saddle River and urgent action must be taken to reduce the deer population".

WHEREAS, deer population management is an issue of great importance to the residents of Saddle River.

WHEREAS, N.J.S.A. 19:37-1 provides that the governing body of any municipality may ascertain the sentiment of the legal voters of the municipality upon any question or policy pertaining to the government or internal affairs thereof by the submission of such question to a vote of the electors in the municipality at any election to be held therein, by adopting at any regular meeting an ordinance or resolution requesting the Clerk of the County to print upon the official ballots to be used at the next ensuing general election a certain proposition to be formulated and expressed in the ordinance or resolution in concise form; provided that such request shall be filed with the County Clerk not later than 81 days previous to the election.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Saddle River, County of Bergen, as follows:

SECTION 1. The Saddle River Borough Council does hereby request that the Bergen County Clerk place that the following referendum questions on the November 2016 general election ballot:

1. Shall the Borough of Saddle River allow bow hunting for the purpose of reducing the population of white tailed deer in Saddle River?
2. Shall the Borough of Saddle River hire professional hunters to cull the population of white tailed deer in Saddle River?
3. Shall the Saddle River Mayor and Council adopt a deer management policy that uses both lethal and non-lethal methods of reducing the population of white tailed deer in Saddle River?
4. Do you believe that only non-lethal methods of reducing the population of white tailed deer should be adopted by the Saddle River Mayor and Council?

SECTION 2. The Mayor and Council do hereby further request that the Bergen County Clerk print the aforementioned questions and explanatory statement on the official ballot for the Borough of Saddle River for the General Election to be held on November 8, 2016.

SECTION 3. A certified copy of this resolution shall be forwarded to the Bergen County Clerk.

SECTION 4. This resolution shall take effect immediately upon its enactment after second reading and publication as required by law.

EXPLANATORY STATEMENT

In October 2014, the Saddle River Board of Health and the Saddle River Environmental Commission issued a joint letter stating that "there is a significant deer problem in the Borough of Saddle River and urgent action must be taken to reduce the deer population". In June 2015, the Saddle River Wildlife Management Committee and the Saddle River Environmental Commission issued a joint letter stating that the Borough Council should amend Chapter 109 of the Saddle River Borough Code "to allow for the safe culling of our deer population to sustainable levels".

The four referendum questions are designed to canvass the opinion of Saddle River voters on a range of potential deer management policy options. The results of the referendum will be one factor considered by the Saddle River Mayor and Council as future deer management policy options are evaluated and implemented.

Date of Draft: 7/15/16

Ayes Nays Abstain Absent

**Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul**

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____(Mayor)

_____(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member Schulstad

Date: 07/18/16

Seconded by Council Member

A Resolution of the Mayor and Council of the Borough of Saddle River Emphasizing Their Commitment to Maintain Civility in the Conduct of Municipal Elections

WHEREAS, the Mayor and Council of the Borough of Saddle River (the "Governing Body") believe that the conduct of municipal government candidates and the examination of campaign issues can be carried out with great civility; and

WHEREAS, the Governing Body believes that there are certain basic principles of civility which every municipal government candidate has a moral obligation to observe and uphold, given such candidates are in a position to serve as role models of positive civic behavior and lead by example; and

WHEREAS, a goal of the Governing Body is to promote mutual respect, civility and orderly conduct among municipal government candidates, the Governing Body, its duly appointed boards, commissions and volunteer organizations, municipal employees and the public, there is no intention to deprive any person of his/her right to freedom of expression. We believe that diversity of opinion should be cultivated and encouraged as well as respected within our community and we promote open expression and debate of such opinions within the bounds of civility; and

WHEREAS, civility comprises a conscious demonstration of mutual respect – for people, for their roles, for their knowledge and expertise – and requires cooperation, tolerance, acceptance, inclusiveness, kindness, courtesy, and patience; and

WHEREAS, examples of civility include (i) respect and courtesy in language, demeanor, and actions; (ii) respectful acknowledgement of individual differences of opinion; (iii) empathy and patience; and (iv) refraining from untruthful, insulting, disrespectful, dismissive, or humiliating language and/or actions; and (iv) participation in public debate of municipal government issues; and

WHEREAS, all municipal government candidates, members of the Governing Body and its duly appointed boards, commissions and volunteer organizations are responsible for and expected to exemplify and promote civility as part of our obligation to the community of which we have chosen to be a part; and

WHEREAS, all municipal government candidates and the Governing Body are ultimately responsible for creating a positive governance process, and will deal with civility concerns in a timely manner.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Saddle River hereby commit themselves to maintain civility in their municipal government elections by endorsing the attached Candidate Civility Statement, which will be distributed to all municipal government candidates and their campaign managers upon the filing of nominating petitions and will be requested to be agreed to by all parties at that time.

	Ayes	Nayes	Abstain	Absent
Eric Jensen, Council President				
Acaster, Ben				
Gray, Ron				
Kerner, Corinne				
Schulstad, Paul				
Salazer, Elizabeth				
Kurpis, Al - Mayor				

DATE PASSED: July 18, 2016

(Mayor)

(Borough Clerk)

CANDIDATE CIVILITY STATEMENT

The Mayor and Council of the Borough of Saddle River believe that there are certain basic principles of decency, honesty and fair play which every candidate for elected or appointed office has a moral obligation to observe and uphold, in order that, after vigorously but fairly conducted campaigns or other vetting processes, our citizens may exercise their constitutional right to free choice and the will of the people may be fully and clearly expressed.

THEREFORE:

1. **I SHALL CONDUCT** my campaign openly and publicly, discussing the issues as I see them, presenting my record and policies with sincerity and frankness, and critiquing without fear or favor the record and policies of my opponents or political parties which merit such critique.
2. **I SHALL NOT USE OR PERMIT** the use of character defamation, whispering campaigns, libel, slander, or scurrilous attacks on any candidate or his or her personal or family life.
3. **I SHALL NOT USE OR PERMIT** any appeal to negative prejudice based on race, sex, religion, national origin, physical health status or age.
4. **I SHALL NOT USE OR PERMIT** any dishonest or unethical practice which tends to corrupt or undermine our American system of free elections, or which hampers or prevents the full and free expression of the will of the voters including acts intended to hinder or prevent any eligible person from registering to vote, enrolling to vote, or voting.
5. **I SHALL IMMEDIATELY AND PUBLICLY REPUDIATE** support deriving from any individual or group which resorts, on behalf of my candidacy or in opposition to that of my opponent, to the methods and tactics which I condemn. I shall accept responsibility to take firm action against any individual or group who violates any provision of this code or the laws governing elections on my behalf.

I, the undersigned candidate for elected or appointed municipal office in the Borough of Saddle River or the campaign manager for such candidate, hereby voluntarily endorse, subscribe to, and solemnly pledge myself to conduct my campaign in accordance with the above principles and practices.

Signature

Printed Name

Date

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member Kerner

Date: 07/18/16

Seconded by Council Member

APPROVAL OF BILLS

BE IT RESOLVED that the bill list attached hereto and made part of this resolution has been approved by the proper personnel, audited by the CFO and has been found to be correct; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Saddle River hereby approve the bill list for payment.

Ayes Nay Abstain Absent

**Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul**

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

(Mayor)

(Borough Clerk)

R# -16

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution offered by Council President Jensen

Date: 07/18/16

Seconded by Council Member

RESOLUTION AUTHORIZING RAFFLE

WHEREAS, The Knights of Columbus is requesting a raffle license to conduct an off-Premise Raffle; and

WHEREAS, the raffle is to be held on October 2, 2016 from 11am to 1pm at St. Gabriel's Church, 88 East Saddle River Road, Saddle River, NJ 07458,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Saddle River hereby authorize **Raffle License #151** be issued to the Knights of Columbus.

AYES

NAYS

ABSTAIN

ABSENT

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

DATE PASSED: 07/18/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Introduced by Council President Jensen

Date: 07/18/16

Seconded by Council Member

**A RESOLUTION TO AFFIRM THE BOROUGH OF SADDLE RIVER'S CIVIL RIGHTS
POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES,
PROSPECTIVE EMPLOYEES, VOLUNTERS, INDEPENDENT
CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO
CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND
VOLUNTEERS**

WHEREAS, it is the policy of the Borough of Saddle River to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the Mayor and Council of the Borough of Saddle River has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Mayor and Council of the Borough of Saddle River that:

Section 1: No official, employee, appointee or volunteer of the Borough of Saddle River by whatever title known, or any entity that is in any way a part of the Borough of Saddle River shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough of Saddle River's business or using the facilities or property of the Borough of Saddle River.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Saddle River to provide services that otherwise could be performed by the Borough of Saddle River.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Borough Clerk shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Borough Clerk shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Saddle River as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Borough Clerk shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Borough Clerk shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Saddle River. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Saddle River's web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough of Saddle River in order for the public to be made aware of this policy and the Borough Clerk's commitment to the implementation and enforcement of this policy.

AYES NAYS ABSTAIN ABSENT

**Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul**

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____ (Mayor)

_____ (Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Date: 07/18/16

Resolution Offered by Council President Jensen

Seconded by Council Member

SOIL MOVEMENT RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Saddle River that the soil movement application for the Elizabeth J. Berman, 1998 Trust located at 236 East Saddle River Road Blk. 1105 Lot 38 is hereby **APPROVED** per resolution passed by the Planning Board of the Borough of Saddle River at their meeting on July 5, 2016.

Ayes Nay Abstain Absent

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

DATE PASSED: July 18, 2016

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER
Resolution Offered by Council President Jensen
Seconded by Council Member

Date: 07/18/16

SOIL MOVEMENT RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Saddle River that the soil movement application for the Amaisse residence at 6 Eugene Road Blk. 1808 Lot 10 is hereby **APPROVED** per resolution passed by the Planning Board of the Borough of Saddle River at their meeting on July 5, 2016.

Ayes Nay Abstain Absent

Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

DATE PASSED: July 18, 2016

_____ (Mayor)

_____ (Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 7/18/16

AUTHORIZATION FOR THE ADDITION OF MONTHLY MAYOR AND COUNCIL WORK SESSION MEETINGS

WHEREAS, the Mayor and Council of the Borough of Saddle River has deemed it necessary to add monthly Work Session Meetings in addition to the Public Mayor and Council Meeting held on the third Monday of each month, and

WHEREAS, the Mayor and Council will hold these monthly Work Session meetings, on the second Thursday after the Regular Council Meeting of the Mayor and Council.

NOW THEREFORE, BE IT RESOVLED that the Mayor and Council of the Borough of Saddle River hereby authorize the addition of a monthly Work Session Meeting and provide notice in compliance with the Open Public Meetings Act, Chapter 231, to the Record and the Herald News and on the Borough website.

AYES NAYS ABSENT ABSTAIN

**Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul**

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____(Mayor)

_____(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 7/18/16

AUTHORIZATION FOR SADDLE RIVER RECREATIONAL FOOTBALL & CHEER TO APPLY FOR A SOCIAL AFFAIR PERMIT IN ORDER TO SERVE ALCOHOL AT 50TH ANNIVERSARY CELEBRATION

WHEREAS, the Saddle River/Ho-Ho-Kus Recreational Football and Cheer Programs will be celebrating their 50th Anniversary, and

WHEREAS, a celebration has been planned in Rindlaub Park on September 24, 2016; and

WHEREAS, the organizers of this event have requested to obtain the permits necessary in order to serve alcohol, and

WHEREAS, the Saddle River/Ho-Ho-Kus Recreational Football and Cheer Programs will be applying for a Social Affair Permit from the Division of Alcoholic Beverage Control

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Saddle River hereby authorizes the Saddle River Football and Cheer programs to apply for a Social Affair Permit in order to serve alcohol at their 50th celebration in Rindlaub Park on September 24, 2016.

AYES NAYS ABSENT ABSTAIN

Jensen, Eric, Council President
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor
Date Passed: 7/18/16

_____ (Mayor)

Resos2016/50thanniversarycelebration _____ (Borough Clerk)

R# -16

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Second by Council Member

Date: 7/18/16

TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS The New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS A resolution authorizing this municipality to apply for 2016 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Saddle River that the Borough of Saddle River hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Bruce Mautz, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Ayes Nay Abstain Absent

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

_____ **(Mayor)**

_____ **(Borough Clerk)**

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Introduced by Council President Jensen

Date: 7/18/16

Seconded by Council Member

WHEREAS, the Tax Collector has requested that the Mayor and Council approve the following refund due to a Civil Action Judgment from the New Jersey Tax Court which has reduced the assessments for the following property and caused an over billing of taxes in the year 2015 which must be refunded, as follows:

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Judgment Lowered</u>	<u>Assessed Value</u>
1805/15	Guy Runyon 35 Cameron Rd.	YEAR 2015, \$308,000.00 x .0987 =	<u>\$3,039.96</u> REFUND = <u>\$3,039.96</u>

Check issued to the resident in the care of an attorney:

THE IRWIN LAW FIRM, P.A.
FOB GUY RUNYON
80 Main Street, Suite 410
West Orange, NJ 07052

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Saddle River hereby approve the refund for the above property and have the Tax Collector adjust the tax records accordingly;

AYES NAYS ABSTAIN ABSENT

Jensen, Eric Council President
Acaster, Benjamin
Gray, Ron
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: July 18, 2016

_____ (Mayor)

_____ (Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member Kerner

Date: 07/18/16

Seconded by Council Member

RESOLUTION HONORING THE BERGEN VOLUNTEER CENTER ON ITS 50TH ANNIVERSARY

WHEREAS, the Bergen Volunteer Center was founded in 1966 to meet community needs through the power of volunteers. Its direct service programs organize volunteers to provide invaluable support to some of Bergen County's most vulnerable citizens. The Mentoring Youth program has recruited, trained and supervised volunteer mentors for children who have been abused or neglected; since 1978 Mentoring Youth has provided a trusted mentor to more than 3,700 children. The Mentoring Moms program recruits, trains and supervises mentors for mothers whose children are at-risk for abuse or neglect; since 1995 more than 500 mothers have been matched with a mentor. The Chore Service provides home safety repairs for senior citizens and the disabled free of charge through the volunteer efforts of senior citizens. The Business Volunteer Council organizes corporations to help eliminate hunger and illiteracy; and

WHEREAS, the Bergen Volunteer Center ensures that Bergen County has a pipeline of committed, civic leaders through its training programs: Bergen LEADS for adults and Teen LEADS and Ready-Set-Serve for young people. They also strengthen the nonprofit community by maintaining a database of volunteer opportunities, providing volunteer managers' training and the Expert Exchange workshops and webinars; and

WHEREAS, the Borough of Saddle River has benefitted from the efforts of the Bergen Volunteer Center since 2010 in the following ways:

- **16 residents received safety repairs from the Chore Service**
- **1 child received a mentor; and**

WHEREAS, residents of the Borough of Saddle River have supported the Bergen Volunteer Center since 2010 in the following ways:

- **1 served as a Mentoring Moms mentor**
- **19 supported the Bergen Volunteer Center with their philanthropy; and**

NOW, THEREFORE, BE IT RESOLVED that the City Council of Saddle River Municipality, County of Bergen, hereby honors the Bergen Volunteer Center for its 50 years of turning caring into action and knowing that the Bergen Volunteer Center is not getting old, it is just getting started.

Ayes Nay Abstain Absent

**Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul**

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

(Mayor)

(Borough Clerk)

R# **COUNCIL OF THE BOROUGH OF SADDLE RIVER**
Resolution Offered by Council President Jensen
Date: 07/18/16 Seconded by Council Member

**Resolution Regarding the Wandell Elementary School Centennial Appreciation Gift
Rescinding Cupola and Clock in Place of a Block Grant**

WHEREAS, the Mayor and Borough Council passed Resolution 116-16 at the June 2016 regular meeting of Mayor and Council ("Resolution 116-16") and,

WHEREAS, the Mayor and Borough Council wish to express its support for Wandell School and,

WHEREAS, the Borough of Saddle River is a governing unit that is structurally separate from the Saddle River Board of Education and,

THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Saddle River, County of Bergen that the Borough of Saddle River wishes to express its support of Wandell School by rescinding a gift that is earmarked for a cupola and a clock and replacing it with a block grant of \$20,000.00 to be granted directly to the Saddle River Board of Education.

AND BE IT FURTHER RESOLVED that Resolution 116-16 is rescinded.

Ayes Nay Abstain Absent

Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

(Mayor)

(Borough Clerk)

R#
Date: 7/18/2016

COUNCIL OF THE BOROUGH OF SADDLE RIVER
Resolution Offered by Council President Jensen
Seconded by Council Member

TAX IDENTIFICATION STATEMENT

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Borough of Saddle River that the Borough of Saddle River hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, chapter 311, in 2015 in the amount of **\$4,851.81**. Documentation supporting this submission is available at 100 East Allendale Rd. and shall be maintained for no less than five years from this date.

REA Tax certified by: Suburban Disposal
Name of official: Susan Hodgins
Title of official: Acting CFO/Treasurer

Ayes Nay Abstain Absent

- Jensen, Eric, Council Pres.**
- Acaster, Benjamin**
- Gray, Ronald**
- Kerner, Corinne**
- Salazer, Elizabeth**
- Schulstad, Paul**

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

_____ (Mayor)

_____ (Borough Clerk)

R #

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Offered by Council President Jensen

Date: 7/18/16

Seconded by Council Member

WHEREAS, Section 56-2 of Chapter 56 of the Borough Code provides for the passing of a Resolution specifying the annual compensation for the Borough's non bargaining employees, and

WHEREAS, it is the desire of the Mayor and Council to establish rates of compensation for Borough Employees for 2016, retroactive to January 1, 2016, in accordance with the direction of the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the compensation for Borough employees effective January 1, 2016 through December 31, 2016 is hereby established and authorized in accordance with Schedule A as directed by Section 56-2 of Chapter 56 of the Code of the Borough of Saddle River.

AYES

NAYS

ABSTAIN

ABSENT

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 07/18/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 7/18/16

AUTHORIZING ADDITIONAL FUNDS FOR MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT

WHEREAS, the Borough of Saddle River, entered into a Municipal Shared Services Agreement with Rutgers University on July 27, 2015 for the purposes of conducting an analysis of housing obligations and,

WHEREAS, this agreement was amended to remove Rutgers University's and Dr. Burchell's affiliation with this study on September 11, 2015 and be resumed by Econsult Solutions, Inc. with Jeffrey R. Surenian, Esq. as the legal liason and,

WHEREAS, due to recent legal developments, the need for the Consortium to continue their efforts will be necessary, and

WHEREAS, members of the Consortium have been asked for additional funding in the amount of \$2000 in order to continue their legal effort regarding affordable housing obligations, and

NOW, THEREFORE, BE IT RESOLVED that the Mayor Council hereby approve an additional payment in the amount of \$2000 in order to continue Saddle River's efforts to represent the Borough with affordable housing obligations.

AYES NAYS ABSENT ABSTAIN

Jensen, Eric, Council President
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____ (Mayor)

_____ (Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER
Resolution Offered by Council President Jensen
Seconded by Council Member

Date: 7/18/16

AUTHORIZING ADDITIONAL FUNDS FOR MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT

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WHEREAS, members of the Consortium have been asked for additional funding in the amount of \$2000 in order to continue their legal effort regarding affordable housing obligations, and

NOW, THEREFORE, BE IT RESOLVED that the Mayor Council hereby approve an additional payment in the amount of \$2000 in order to continue Saddle River's efforts to represent the Borough with affordable housing obligations.

AYES NAYS ABSENT ABSTAIN

Jensen, Eric, Council President
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____ (Mayor)

Resos2016/amendcooperativeagree

_____ (Borough Clerk)

R# **COUNCIL OF THE BOROUGH OF SADDLE RIVER**

Date: 7/18/16 Resolution Offered by Council President Jensen
Seconded by Council Member

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the Year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the local governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations;

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations;

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit as per the regulations of the Local Finance Board and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgation's of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body, who after a date fixed for compliance, fails or refuses to obey and order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the governing body of the Borough of Saddle River hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968, and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

AYES **NAYS** **ABSTAIN** **ABSENT**

Jensen, Eric, Council Pres.
Acaster, Ben
Gray, Ron
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J.- Mayor

Date Passed: July 18, 2016

_____ (Mayor)

_____ (Borough Clerk)

R# -16

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Introduced by Council President Jensen

Date: 7/18/16

Seconded by Council Member

EXECUTIVE SESSION RESOLUTION

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a public meeting, and

WHEREAS, the Mayor and Council of the Borough of Saddle River has deemed it necessary to go into closed session to discuss certain matters which are exempted from the public; and

WHEREAS, the regular meeting of this Governing Body may or may not reconvene; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Saddle River will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12b:

_____ Any matter which, by express provision of Federal Law or State statute or Rule of Court shall be rendered confidential or excluded from discussion in public;

_____ Any matter in which the release of information would impair a right to receive funds from the Federal Government;

_____ Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy.

_____ Any collective bargaining agreement;

_____ Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

_____ Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection, any investigations of violations or possible violations of the law;

_____ Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer;

_____ Any matter involving the employment, appointment, termination of employment, disciplinary action unless individual, in writing requests a public meeting;

_____ Any deliberations of the public body occurring after a public hearing that may result in the imposition of specific civil penalty.

AYES NAYS ABSTAIN ABSENT

Jensen, Eric, Council Pres.
Acaster, Benjamin
Gray, Ronald
Kerner, Corinne
Salazer, Elizabeth
Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 7/18/16

_____ (Mayor)

_____ (Borough Clerk)