

AGENDA

MAYOR AND COUNCIL

REGULAR MEETING September 19, 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: Recognition of Fire Department Members**

- 5. OPEN TO THE PUBLIC: Saddle River Residents Only (3 minutes per speaker)**

6. WORK SESSION AGENDA

REPORTS:

MAYOR KURPIS

- a. Deer Fencing
- b. Northwest Bergen Mayor's Meeting
- c. League of Municipalities Meeting – Criminal Justice Reform Policy
- d. Meeting with County Executive Tedesco – Reducing Speed Limits on County Roads

ADMINISTRATOR

- a. Website Update
- b. Borough Hall Repairs- Dehumidifier Donation

ENGINEERING REPORT

BOROUGH ATTORNEY

BOROUGH CLERK

Last Day to Register to Vote in General Election: October 18, 2016
Last Day to Apply for Vote By Mail Ballot: November 1, 2016

11. COMMITTEE/COUNCIL REPORTS

Board of Health: Council Member Salazer

Landmarks: Council Member Salazer

Council on Affordable Housing (COAH):
Council President Jensen and Council Member Salazer

Planning Board: Council President Jensen

Construction and Zoning Enforcement: Council Member Acaster

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

**Ordinance Review
Committee:** Council Member Schulstad

Parks & Recreation: Council Member Schulstad- (Field House Electrical Work)

Department of Public Safety:

Fire Report Council Member Acaster

Police Report Council Member Gray

EMS Report Council Member Kerner

Finance: Council Member Kerner

12. OPEN TO THE PUBLIC:

13. UNFINISHED AND NEW BUSINESS:

14. RESOLUTION FOR CLOSED SESSION
Resolution Offered by Council President Jensen
Seconded by Council Member
Roll Call Vote:

15. ADJOURNMENT

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

ORDINANCE NO. 16-923-C

**AN ORDINANCE TO AMEND ORDINANCE CHAPTER 105
"FENCES".**

BE IT ORDAINED by the Mayor and Council of the Borough of Saddle River that the following be added to current Chapter 105.2 entitled "Definitions" of the Borough Code:

DEER FENCE. A flexible barrier made of plastic or fabric containing not less than 90% open space and intended to prohibit the transit of deer at the location of installation.

BE IT FURTHER ORDAINED that the following paragraphs be added to current Chapter 105 in Section 105.4:

N. Deer Fence. It shall be lawful to install a "deer fence" up to a total height of 8.5 feet. Deer fence must be dark green or black in color and may not exceed eight and one-half (8.5') feet in height including any fence upon which it may have been installed. Deer fence shall not be installed within 15 feet of the property line adjacent to any roadway. Deer fence shall not be installed within the front yard setback.

O. Section 105.4(E) is hereby deleted.

P. Any legally existing, non-conforming fence may be rebuilt or replaced in its existing location with no increase in height in the manner herein provided.

Except as provided for herein, all other provisions of the Ordinance shall remain in full force and effect.

If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

This Ordinance shall take effect immediately upon final passage and publication as required

by law.

Approved:

Attest:

Albert J. Kurpis, Mayor

Joy Convertini, Borough Clerk

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council Member Kerner

Date: 09/19/16

Seconded by Council

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: 09/19/2016

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Introduced by Council President Jensen

Date: 9/19/16

Seconded by Council Member

Resolution Appointing Bishop House Committee Member

BE IT RESOLVED that Vincent Blehl be appointed to the Bishop House Committee, replacing current member John Lasalandra, effective September 19, 2016, and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Saddle River accept the appointment of Vincent Blehl on the Bishop House Committee.

Ayes	Nay	Abstain	Absent
-------------	------------	----------------	---------------

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

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

_____ **(Mayor)**

_____ **(Borough Clerk)**

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 9/19/16

AMENDED RESOLUTION FOR BUS STOPS ON MUNICIPAL & COUNTY ROADS

BE IT RESOLVED by the Mayor and Council of the Borough of Saddle River, County of Bergen and State of New Jersey.

That pursuant to N.J.S.A. 39-4-8(e) the following described locations are **designated as bus stops:**

SADDLE RIVER COUNTY ROADS

1. Along East Saddle River Road (CR 75), northbound, on the easterly side thereof at:

- a. East Allendale Road – (far side)
Beginning at the northerly curb line of East Allendale Road and extending 100 feet northerly therefrom (13593).

2. Along East Saddle River Road (CR 75), southbound, on the westerly side thereof at:

- a. East Allendale Road – (near side)
Beginning at the northerly curb line of East Allendale Road and extending 105 feet northerly therefrom (13596).

That the Mayor and Council of the Borough of Saddle River will enforce the needed traffic regulations governing the aforementioned bus stop locations and provide the necessary police security to ensure the safety of the traveling public.

Ayes	Nay	Abstain	Absent
-------------	------------	----------------	---------------

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

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

_____ **(Mayor)**

_____ **(Borough Clerk)**

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Date: 9/19/16

Seconded by Council Member

AMENDMENT TO APPROVING THE APPOINTMENT OF PROFESSIONALS

WHEREAS, the Mayor and Council of the Borough of Saddle River adopted Resolution #13-16 (attached) on January 4, 2016 approving the appointment of professionals;

WHEREAS, Marie Elena Macari and Michael Mariniello, no longer employees of the Borough of Saddle River, were appointed Bergen Joint Insurance Fund Commissioner, Fund Safety Delegate, Health Benefits Fund Commissioner and Excess Liability Commissioner respectively,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Saddle River that, in accordance with the Indemnity and Trust Agreement and the By-laws of both the Bergen County Municipal Joint Insurance Fund and of the Bergen Municipal Excess Liability Joint Insurance Fund, and Bergen Municipal Employee Benefits Fund, the following appointments be made effective September 19, 2016 with said appointments expiring December 31, 2016:

- 1. Bergen Joint Insurance Fund Commissioner
*Susan Hodgins
Mayor Albert J. Kurpis, Alternate
- 2. Fund Safety Delegate
Leslie M. Shenkler
*Joy C. Convertini, Alternate
- 3. Bergen Municipal Employee Health Benefits Fund Commissioner
*Susan Hodgins
Mayor Albert J. Kurpis, Alternate
- 4. Municipal Excess Liability Commissioner
*Susan Hodgins

**new appointments*

Ayes

Nay

Abstain

Absent

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 09/19/19

**AUTHORIZING A MUNICIPAL SERVICE CONTRACT
WITH SADDLE RIVER GRAND L.L.C.**

BE IT RESOLVED by the Mayor and Council of the Borough of Saddle River that the Mayor be authorized to execute and sign a Municipal Service Contract between the Borough of Saddle River, County of Bergen and the Saddle River Grand LLC at the Saddle River Grand development, Saddle River, New Jersey ,and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk after review by the Borough Attorney shall be authorized to sign this Agreement upon the conditions as outlined in the attached agreement.

AYES NAYS ABSENT ABSTAIN

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 09/19/2016

(Mayor)

(Borough Clerk)

BOROUGH OF SADDLE RIVER

Municipal Service Contract

THIS AGREEMENT made this _____ day of _____, 2016, by and between the Borough of Saddle River, in the County of Bergen, a municipal corporation of the State of New Jersey, hereinafter referred to as the "Borough", and Saddle River Grand, L.L.C., at the Saddle River Grand development, Saddle River, New Jersey, hereinafter referred to as the "Development".

WITNESSETH:

1. N.J.S.A. 40:66-1, et seq., provides that when a municipal governing body determines not to provide certain services to a multi-family development, it shall enter into a written agreement with the development to annually reimburse the development in an amount not to exceed the cost that would be incurred by the municipality in providing those services.

2. The Borough hereby agrees to reimburse the Development for the costs and expenses for the services and/or materials related to clearance of snow and ice from roadways, within the development. The Borough is not responsible for parking areas or sidewalks.

3. The funds to be paid to the Development shall be used by the Development to pay for the said services that the Borough chooses not to provide. The Borough shall reimburse the Development for the cost to be reimbursed which shall equal the amount paid by the Borough per mile and per plowing for Borough streets in any given storm event. The parties agree that there are **.9 miles** of eligible roads in the development. The Development accepts the funds paid as payment in full. Thus, if the Borough needed to plow its streets two (2) times in a particular storm the Borough would divide its costs by the number of miles to get a per mile charge which would be applied for two (2) plowings of the developer's streets for that storm.

4. The Development shall hold the Borough harmless from claims of any kind arising out of the acts or omissions of the Development or its contractors. It is agreed that payments under this agreement shall fully satisfy all Borough obligations referred to herein.

5. The parties hereby agree that in the event of any dispute or disagreement between them relating to this Agreement, the laws of the State of New Jersey shall govern the rights and duties hereunder, and the fact that this document was prepared by the Borough shall not be used against the Borough in interpreting this document.

IN WITNESS WHEREOF, the Development and the Borough of Saddle River have caused this Agreement to be signed and sealed this _____ day of _____, 2016.

BOROUGH OF SADDLE RIVER

By: Albert J. Kurpis, Mayor

ATTEST:

By:

WITNESS:

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Introduced by Council President Jensen

Seconded by Council Member

Date: 9/19/16

Resolution Rescinding Borough Petty Cash Funds

WHEREAS, it is the desire of the Borough of Saddle River, County of Bergen, that the petty cash fund for the **Public Assistance Program** be rescinded, and

WHEREAS, it is the desire of the Borough of Saddle River, County of Bergen, that the petty cash fund for the **Court Clerk** be rescinded, and

WHEREAS, it is the desire of the Borough of Saddle River, County of Bergen, that the petty cash fund for the **Deputy Municipal Clerk** be rescinded.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Saddle River, County of Bergen, hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

Ayes Nay Abstain Absent

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

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Introduced by Council President Jensen

Date: 9/19/16

Seconded by Council Member

Resolution Establishing A New Petty Cash Fund

WHEREAS, N.J.S.A 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county or municipality by application and resolution, and

WHEREAS, it is the desire of the Borough of Saddle River, County of Bergen to establish such a fund for the Municipal Clerk in the amount of \$ \$230.00; and

WHEREAS, the custodian for this fund is **Joy C. Convertini** who is bonded for \$100,000,000; such custodian shall maintain records for this fund in a manner conducive to proper accounting and auditing procedures;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Saddle River, County of Bergen, hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

Ayes Nay Abstain Absent

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

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

_____ **(Mayor)**

_____ **(Borough Clerk)**

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Date: 09/19/16

Seconded by Council Member

AUTHORIZING MEMORIAL RUN – FRIENDS OF SUSAN ZABRANSKY HUGHES

BE IT RESOLVED, that the Mayor and Council of the Borough of Saddle River hereby authorize the Susan Zabransky-Hughes Memorial Run to take place on April 29, 2017.

Ayes Nay Abstain Absent

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

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

(Mayor)

(Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Offered by Council President Jensen

Seconded by Council Member

Date: 9/19/16

**Salary Resolution-Retroactive Pay Adjustment for
Non-Bargaining Employees Leslie Shenkler and Michael Mariniello**

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 Administrator Leslie Shenkler and CFO Michael Mariniello 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 Leslie Shenkler and Michael Mariniello effective January 1, 2016 through December 31, 2016 is hereby authorized.

AYES

NAYS

ABSTAIN

ABSENT

Jensen, Eric, Council Pres.

Acaster, Benjamin

Gray, Ronald

Kerner, Corinne

Salazer, Elizabeth

Schulstad, Paul

Kurpis, Albert J., Mayor

Date Passed: 09/19/16

(Mayor)

(Borough Clerk)

2016 NON-UNION PAYROLL INCREASE

EMPLOYEE	TITLE	A		B		RETRO PAY TO 8/31/16
		2015 HOURLY RATE	2016 2% INCREASE	2016 HRS WORKED TO 8/31/16	2016 HOURLY PAID THROUGH 9/15/16	
<u>PART-TIME</u>						
L. SHENKLER	ADMINISTRATOR	\$ 65.00	\$ 1.30	1283.5	\$ 66.30	\$ 1,668.55
M. MARINIELLO	CFO/DIR OF FINANCE	\$ 65.00	\$ 1.30	614.5	\$ 66.30	\$ 798.85
TOTALS						\$ 2,467.40

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution by Council President Jensen

Date: 09/19/16

Seconded by Council Member

RESOLUTION APPOINTING A MUNICIPAL HOUSING LIAISON

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et seq., the Borough of Saddle River is required to appoint a Municipal Housing Liaison for the administration of the Borough of Saddle River's affordable housing program to enforce the requirement of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et seq.; and

WHEREAS, the Borough of Saddle River has amended Chapter 65 entitled Affordable Housing to provide for the appointment of a Municipal Housing Liaison to administer the Borough of Saddle River's affordable housing program, and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Saddle River in the County of Bergen, and the State of New Jersey that **Linda Canavan, Tax Collector** is hereby appointed by the Mayor and Council of the Borough of Saddle River as the Municipal Housing Liaison for the administration of the affordable housing program, pursuant to and in accordance with Chapter 65 Sections 1-8 of the Code of the Borough of Saddle River, effectively immediately.

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

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

Kurpis, Albert J., Mayor

Date Passed: 9/19/16

_____ (Mayor)

F:\newwpl\appointmunicipalhousingliaison2016 _____ (Borough Clerk)

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 09/19/16

Award of Contract for Repairs to the Saddle River Municipal Building

WHEREAS, The Saddle River Municipal Building is in need of extensive exterior repairs/replacement of gutters, caulking of windows, widespread stucco replacement/repairs, painting, and other work, and

WHEREAS, two requests for Proposals were received from:

- 1) Top of the Line Contracting, 1 Hollywood Avenue Unit 150, Ho-Ho-Kus, N.J. 07423 in the amount of **\$39,780.50**; and
- 2) DeCarolis Associates, Inc. 33 DeCarolis Court, P.O. Box 387 Hackensack, NJ 07602 in the amount of **\$138,500.00**

WHEREAS, it is the recommendation of the Mayor and Council of the Borough of Saddle River that **Top of the Line Contracting** has been determined to be the lowest responsible proposal in the amount of **\$39,780.50**, and

WHEREAS, pursuant to N.J.S.A. :40A4-57, N.J.A.C. 5:30-14.5 and any other applicable requirements, Acting Chief Financial Officer Susan Hodgins, Borough of Saddle River, has certified that there are sufficient funds in the 2016 Budget for said project.

NOW, BE IT RESOLVED, that after review of all documentation by the Borough Engineer and the Borough Administrator, and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that this proposal/contract be awarded to **Top of the Line Contracting** in the amount of **\$39,780.50**

AYES	NAYS	ABSENT	ABSTAIN
-------------	-------------	---------------	----------------

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

Kurpis, Albert J., Mayor

Date Passed: 9/19/16

_____ (Mayor)

_____ (Borough Clerk)

Top of the Line

1 Hollywood Avenue - Suite 15D
Ho-Ho-Kus, New Jersey 07423

Phone: 201-493-9340
Fax: 201-445-1317

Contracting, LLC

NJ Registration # 13VH0695000
Builders # 38797

www.TopOfTheLineContracting.com

We do quality work...

September 8, 2016

Saddle River Municipal Building
86 East Allendale Road
Saddle River, New Jersey 07458

Estimate

I am pleased to submit for your review and approval the following proposal.

Furnish all Labor, Material, Equipment, Insurance, Protections, Coordination and Safety Measures required for the renovation of the building as specified below:

PAINTING

Power wash the building complete including all wood trims, stucco and stone. Prepare and paint all wood trims, windows, doors and portico surfaces. Prepare and paint all stucco. Prepare and paint fire escape stairs and railings.

STUCCO

Repair concrete window sills on the right side of the building. Repair all stucco trim and walls on the rear of the building. All stucco repair that is touching grade will be cut back a minimum of one (1) foot and back wrapped properly. Patch any holes needed.

GUTTER

Repair approximately forty-five (45) feet of yankee gutter on the left side of the building. Add downspout at the mid-point of the gutter.

CARPENTRY

Install new PVC trims needed on lower level as shown on plans.

Total Job: \$39,780.50

Thank you for the opportunity to present this bid proposal, and do not hesitate to call me with any questions you may have. Looking forward to working with you.

Very truly yours,

TOP OF THE LINE
CONTRACTING, LLC

Robert Mattessich

Robert Mattessich
President

R#

COUNCIL OF THE BOROUGH OF SADDLE RIVER

Resolution Offered by Council President Jensen

Seconded by Council Member

Date: 09/19/16

**AUTHORIZATION FOR SADDLE RIVER FIRE DEPARTMENT
TO HOLD OPEN HOUSE/PANCAKE BREAKFAST**

WHEREAS, the Saddle River Fire Department wishes to hold a Pancake Breakfast in conjunction with an Open House on October 15, 2016 from 9:00 am to 12:00 pm; and

WHEREAS, this celebration will also mark the end of the 2016 Fire Prevention Week.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Saddle River hereby authorizes the Saddle River Fire Department to hold a Pancake Breakfast/Open House in the Saddle River Fire Department building of the Safety Complex on October 15, 2016, from 9:00 am to 12:00 pm.

AYES NAYS ABSENT ABSTAIN

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

Kurpis, Albert J., Mayor

Date Passed: 9/19/16

_____ (Mayor)

_____ (Borough Clerk)

_____ 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: 9/19/16

_____ (Mayor)

_____ (Borough Clerk)