

**MINUTES
WORK SESSION**

The Work Session Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:35pm. Adequate notification was published in the official newspaper of the Borough of Montvale.

OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting was provided to The Bergen Record and The Ridgewood News, informing the public of the time and place according to the provisions of the Open Public Meeting Law (Chapter 231, P.L. 1975).

ROLL CALL:

Councilmember Cudequest	Councilmember LaMonica
Councilmember Ghassali - absent	Councilmember Lane
Councilmember Greco - absent	Councilmember Talarico - absent

Also present: Mayor Roger Fyfe; Borough Attorney, Philip Boggia; Deputy Municipal Clerk, Fran Scordo.

WITHDRAWAL OF ORDINANCE NO. 2010-1328 AN ORDINANCE AMENDING CHAPTER 128, "ZONING," ARTICLE II, "DISTRICTS AND ZONING MAP," OF THE CODE OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY, TO REZONE BLOCK 302, LOT 1, AND A PORTION OF BLOCK 1002, LOT 7, CONSISTENT WITH THE MASTER PLAN OF THE BOROUGH OF MONTVALE

A motion to withdraw ordinance by Councilmember Cudequest; seconded by Councilmember Lane – a roll call vote was taken – all ayes

MINUTES:

August 10, 2010

A motion to accept minutes by Councilmember Cudequest; seconded by Councilmember Lane
All ayes

August 31, 2010

A motion to accept minutes by Councilmember Lane; seconded by Councilmember Cudequest
All ayes

September 14, 2010

A motion to accept minutes by Councilmember Lane; seconded by Councilmember Cudequest
All ayes

RESOLUTIONS:

132-2010 Authorize Grant Agreement/Community Development/Sr. Citizens Activities

WHEREAS, a Bergen County Community Development grant of \$6,000.00 has been proposed by the County of Bergen for Senior Citizens Activities 2011-2012 in the municipality of the Borough of Montvale, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of the Borough of Montvale, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Montvale hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

Introduced by: Councilmember Cudequest; seconded by Councilmember Lane All ayes

133-2010 Authorize Release Two Year Maintenance Bond and Escrow / Mercedes-Benz USA

WHEREAS, Mercedes-Benz USA, LLC is requesting a release in their Maintenance Bond and remaining escrow; and

WHEREAS, a completed inspection of the site has been conducted by Andrew Hipolit, Borough Engineer, which recommends said release in letter dated September 9, 2009 which is attached to the original of this resolution; and

WHEREAS, Mercedes-Benz USA, LLC's two year Maintenance Bond and remaining escrow is in the amount of \$80,404.34

BE IT FURTHER RESOLVED, that the Treasurer is hereby authorized to release \$80,404.34 to Mercedes-Benz USA, LLC, One Mercedes Drive, Montvale, NJ 07645

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Montvale that Mercedes-Benz USA, LLC shall receive a copy of this resolution.

Introduced by: Councilmember Cudequest; seconded by Councilmember Lane All ayes

134-2010 Authorize Refund / Overpayment of Taxes / Block 1403, Lot 12 / Krass

WHEREAS, a resolution authorizing this municipality to refund overpayment of taxes for property located in the Borough of Montvale.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale, County of Bergen, New Jersey, that the Tax Collector be and is hereby authorized to refund overpayment of taxes due to duplicate payment.

BLOCK	LOT	NAME	AMOUNT
1403	12	Dina Krass 12 Lexington Lane Montvale, NJ 07645 12 LEXINGTON LANE	\$2,472.00

Introduced by: Councilmember Lane; seconded by Councilmember Cudequest All ayes

BILLS: Municipal Clerk read the Bill Report

Motion to pay bills by Councilmember Lane; seconded by Councilmember Cudequest All ayes

ENGINEER'S REPORT:

Andrew Hipolit
Report/Update
NO REPORT

ATTORNEY REPORT:

Philip Boggia, Esq.
Report/Update
NO REPORT

UNFINISHED BUSINESS

NONE

NEW BUSINESS:

- a. Requests to attend League of Municipalities Conference / November 16-19
Lorraine Hutter; Mike Leposky; Fran Scordo; Maureen Iarossi-Alwan
- A motion to approve by Councilmember Lane; seconded by Councilmember Cudequest – All ayes

COMMUNICATION CORRESPONDENCE:

NONE

MEETING OPEN TO THE PUBLIC:

HEARING OF CITIZENS WHO WISH TO ADDRESS THE MAYOR AND COUNCIL:

Upon recognition by the Mayor, the person shall proceed to the floor and give his/her name and address in an audible tone of voice for the records. Unless further time is granted by the Council, he/she shall limit his/her statement to five (5) minutes. Statements shall be addressed to the Council as a body and not to any member thereof. No person, other than the person having the floor, shall be permitted to enter into any discussion, without recognition by the Mayor.

A motion to open meeting to the public by Councilmember Cudequest; seconded by Councilmember Lane – All ayes

Jim Lindekins (Popcorn)

Asked for the Mayor and Council's help to allow him to sell his popcorn at DePiero's Farm

Kurt Kron, 14 Raven Road

Asked who signs Developers Agreements and where are they filed.

A motion to close meeting to the public by Councilmember LaMonica; seconded by Councilmember Lane - All ayes

MEETING CLOSED TO THE PUBLIC

Motion to adjourn by Councilmember Cudequest; seconded by Councilmember Lane All ayes

ADJOURNMENT

Meeting adjourned at 8:00pm

The next Meeting of the Mayor and Council will be held on October 12, 2010 at 7:30 p.m.

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk