

**MINUTES
WORK SESSION**

The Work Session Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:39 pm. Adequate notification was published in the official newspaper of the Borough of Montvale. Roll call was taken.

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 - absent
Councilmember Ghassali	Councilmember Lane
Councilmember Greco	Councilmember Talarico

Also present: Mayor Roger Fyfe; Borough Attorney, Phil Boggia; Borough Engineer, Andy Hipolit; Borough Administrator/Clerk, Maureen Iarossi-Alwan and Deputy Municipal Clerk, Fran Scordo

MEETING OPEN TO PUBLIC:

Agenda Items Only

A motion to open meeting to the public by Councilmember Lane; seconded by Councilmember Talarico – all ayes

NO PUBLIC COMMENT

A motion to close meeting to the public by Councilmember Lane; seconded by Councilmember Talarico – all ayes

MEETING CLOSED TO PUBLIC:

Agenda Items Only

MINUTES:

December 13, 2011

A motion to accept the minutes by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

Councilmember Ghassali wanted to clarify that at the last meeting, he quoted the amount of \$97,000 was collected for the excess sewer charges but it was really \$205,000;

RESOLUTIONS:

217-2011 Tax Appeal Settlement/Block 1406 Lot 8/9 Hope Street/Napolitano

WHEREAS, the Mayor and Council of the Borough of Montvale have been advised of the proposed settlement of a property Tax Appeal filed on behalf of Joseph & Lorraine Napolitano (hereinafter the "Tax Appeal"), under Docket Number 017483-2011, and;

WHEREAS, the subject property is located at 9 Hope Street, and is otherwise identified as Block 1406 Lot 8 on the Tax Assessment maps of the Borough, and;

WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Borough Tax Assessor, and;

WHEREAS, the proposed Tax Appeal settlement would adjust the 2011 tax assessment of the subject property from \$965,800 to \$870,000, and;

WHEREAS, it is in the best interest of the Borough of Montvale to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, that the settlement of the aforesaid Tax Appeal is hereby approved, and;
BE IT FURTHER RESOLVED that with respect to same, the Mayor, Borough Administrator, Borough Attorney and/or any other appropriate Borough official is hereby authorized to perform any act necessary to effectuate the purpose set forth in this Resolution

Introduced by: Councilmember Greco; seconded by Councilmember Lane - All ayes

218-2011 Tax Appeal Settlement/Block 1401 Lot 2/12 Hope Street/Priore

WHEREAS, the Mayor and Council of the Borough of Montvale have been advised of the proposed settlement of a property Tax Appeal filed on behalf of Matthew & Nicole Priore (hereinafter the "Tax Appeal"), under Docket Number 007958-2011, and;
WHEREAS, the subject property is located at 12 Hope Street, and is otherwise identified as Block 1401 Lot 12 on the Tax Assessment maps of the Borough, and;
WHEREAS, the said Governing Body has been advised as to the merits of the subject Tax Appeal by legal counsel and the Borough Tax Assessor, and;
WHEREAS, the proposed Tax Appeal settlement would adjust the 2011 tax assessment of the subject property from \$1,060,400 to \$935,000, and;
WHEREAS, it is in the best interest of the Borough of Montvale to settle the subject Tax Appeal in accordance with the settlement proposal set forth hereinabove.
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, that the settlement of the aforesaid Tax Appeal is hereby approved, and;
BE IT FURTHER RESOLVED that with respect to same, the Mayor, Borough Administrator, Borough Attorney and/or any other appropriate Borough official is hereby authorized to perform any act necessary to effectuate the purpose set forth in this Resolution.

Introduced by: Councilmember Greco; seconded by Councilmember Lane - All ayes

219-2011 Appointment Jr. Member / Montvale Fire Department / Muhammad Haras

WHEREAS, the Montvale Fire Department is desirous of adding a junior reserve member; and
WHEREAS, Muhammad Haras, Montvale, NJ 07645 has been approved by the Board of Fire Commissioners and has undergone a satisfactory physical, pursuant to the attached application which has been made part of this resolution; and
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale that the appointment of Markell Spencer, as a Junior Reserve Member of the Montvale Fire Department, is hereby approved.

Introduced by: Councilmember Greco; seconded by Councilmember Talarico - All ayes

220-2011 Refund Tax Overpayments

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 for following homeowners:

Irving Wosk	370 W Grand Ave	\$1,844.06
Cleda Bajakian	41 Partridge Run	\$1,050.00

BOROUGH OF MONTVALE

DECEMBER 27, 2011

Thomas L Cunningham	19 Hering Road	\$ 951.36
Mark Linder	14 Hemlock Street	\$1,334.71
CBS Outdoor Systems	108 N Kinderkamack	\$3,558.31

Introduced by: Councilmember Greco; seconded by Councilmember Cudequest - All ayes

221-2011 Transfer of Appropriations

WHEREAS, certain transfer of funds for various 2011 budget appropriations are necessary to cover anticipated expenditures; and

WHEREAS, N.J.S.A. 40A:4-58 provides for transfers from appropriations with an excess over and above the amount deemed to be necessary to fulfill the purpose for such appropriations, to those appropriations deemed to be insufficient;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, that the transfers be made between the 2011 budget appropriations as follows:

	FROM	TO
CURRENT FUND		
General Appropriations		
Operations – Within “CAPS”		
Legal Services and Costs:		
Other Expenses	\$30,000.00	
Road Repair and Maintenance:		
Other Expenses		\$30,000.00
Planning Board:		
Other Expenses	30,000.00	
Road Repair and Maintenance:		
Other Expenses		30,000.00
Police:		
Salaries and Wages	30,000.00	
Road Repair and Maintenance:		
Other Expenses		30,000.00
Salary Adjustment Account	2,500.00	
Construction Code Officials:		
Salaries and Wages		2,500.00
Police:		
Salaries and Wages	12,000.00	
Gasoline		12,000.00
	<u>\$104,500.00</u>	<u>\$104,500.00</u>
	=====	=====

Introduced by: Councilmember Lane; seconded by Councilmember Talarico - All ayes

222-2011 Cancellation Of 2011 Current Fund Appropriations

WHEREAS, there exists unexpended 2011 Current Fund budget appropriation balances; and

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to surplus;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale that the following unexpended 2011 Current Fund budget appropriation balances be cancelled:

GENERAL APPROPRIATIONS

Operations - Excluded from "CAPS"
Public and Private Programs Offset by Revenues

Body Armor Fund	.21
Recycling Tonnage Grant	.20

Introduced by: Councilmember Lane; seconded by Councilmember Talarico - All ayes

223-2011 Cancellation Of Various Receivable Balances

WHEREAS, there exists certain receivable balances on the Current Fund balance sheet of the Borough of Montvale; and

WHEREAS, the funds creating these receivable balances have been investigated, and it has been determined that these receivable balances should be cancelled; and

WHEREAS, it is necessary to formally cancel said balances so that the uncollected receivable balances may be charged to fund balance;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale, that the following receivable balances from the Current Fund be cancelled:

	<CHARGES>
Current Fund	
Grants Receivable:	
Municipal Alliance Program	<\$6,964.46>
Body Armor Fund	<.21>
Recycling Tonnage Grant	<.20>
	<hr/> <\$6,964.87> <hr/> =====

Introduced by: Councilmember Lane; seconded by Councilmember Talarico - All ayes

224-2011 Cancellation Of 2011 Current Fund Emergency Appropriation

WHEREAS, there exists an unexpended 2011 Current Fund emergency appropriation balance; and

ATTORNEY REPORT:

Phillip Boggia, Esq.
Report/Update
NO REPORT

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

- a. Authorize Request For Proposals/Automated Photo Enforcement System/Red Light Camera System

First step is to draft an ordinance, then to apply for NJDOT funding; after a brief discussion the council agreed to draft ordinance by Councilmember Lane; seconded by Councilmember Cudequest
A roll call vote was taken all ayes with the exception of Councilmember Greco - no

- b. New Appointment / Library Board

Elizabeth Ganss will replace Ellen Falk for her unexpired term

- c. Police Department

A motion to hire two Police officers by Councilmember Cudequest; seconded by Councilmember Ghassali - 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 Greco; seconded by Councilmember Talarico - all ayes

NO PUBLIC COMMENT

A motion to close meeting to the public by Councilmember Greco; seconded by Councilmember Talarico - all ayes

Motion to adjourn by Councilmember Lane; seconded by Councilmember Greco - All ayes

ADJOURNMENT

Meeting adjourned at 8:03pm

The next Meeting of the Mayor and Council will be held on Re-Organization January 3, 2012 at 7:30 p.m.

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk