

**WORKSHOP SESSION
MINUTES**

The Work Session Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:43pm. Adequate notification was published in the official newspaper of the Borough of Montvale. Roll call was taken. Hanna Foley led the Pledge of Allegiance.

OPEN PUBLIC MEETING STATEMENT

Adequate notice of this meeting was provided to The Bergen Record and/or 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).

Also Present: Mayor Mike Ghassali; Borough Attorney, Joe Voytus; Borough Engineer, Andrew Hipolit; Administrator/Municipal Clerk, Maureen Iarossi-Alwan; and Deputy Municipal Clerk, Fran Scordo

ROLL CALL:

Councilmember Arendacs
Councilmember Curry
Councilmember Gloeggler

Councilmember Koelling
Councilmember Lane - absent
Councilmember Weaver - absent

SWEARING MONTVALE POLICE LIEUTENANT: Alisha Foley**ORDINANCES:**

INTRODUCTION OF ORDINANCE 2018-1460 AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 128, "ZONING," TO REVISE THE DEFINITION OF VAPOR ESTABLISHMENT
(public hearing 10/09/18)

A motion to Introduce Ordinance No. **2018-1460** for first reading was made by Councilmember Gloeggler; seconded by Councilmember Koelling; Clerk read by title only; Councilmember Koelling made a motion that this ordinance be passed on first reading and advertised in Ridgewood News; seconded by Councilmember Curry - A roll call was taken – all ayes with the exception of Councilmember Gloeggler voting No

INTRODUCTION OF ORDINANCE 2018-1461 AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 121 OF THE BOROUGH CODE TO ESTABLISH A SPEED LIMIT OF FIFTEEN MILES PER HOUR ON MEMORIAL DRIVE
(public hearing 10/09/18)

A motion to Introduce Ordinance No. **2018-1461** for first reading was made by Councilmember Gloeggler; seconded by Councilmember Koelling; Clerk read by title only; Councilmember Koelling made a motion that this ordinance be passed on first reading and advertised in Ridgewood News; seconded by Councilmember Curry - A roll call was taken – all ayes

INTRODUCTION OF ORDINANCE 2018-1462 AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 86 OF THE BOROUGH CODE TO REVISE THE PROCEDURES APPLICABLE TO THE ABATEMENT OF CERTAIN NUISANCES OR MAINTENANCE OF PROPERTY AND THE IMPOSITION OF THE COSTS THEREOF AS A LIEN UPON THE PREMISES
(public hearing 10/09/18)

A motion to Introduce Ordinance No. **2018-1462** for first reading was made by Councilmember Gloeggler; seconded by Councilmember Koelling; Clerk read by title only;

Councilmember Koelling made a motion that this ordinance be passed on first reading and advertised in Ridgewood News ; seconded by Councilmember Curry - A roll call was taken – all ayes
Borough Attorney, Joe Voytus, explained that this ordinance will streamline the process for the property maintenance official to get the work done fast and to impose a lien on the property

MINUTES:

August 28, 2018

A motion to accept minutes by Councilmember Koelling; seconded by Councilmember Gloeggler – all ayes

September 11, 2018

A motion to accept minutes by Councilmember Gloeggler; seconded by Councilmember Koelling – all ayes with the exception of Councilmembers Arendacs and Curry abstaining

MINUTES CLOSED/EXECUTIVE SESSION:

August 28, 2018

A motion to accept minutes by Councilmember Gloeggler; seconded by Councilmember Curry – all ayes

RESOLUTIONS: (CONSENT AGENDA*)

All items listed on a consent agenda are considered to be routine and non-controversial by the Borough Council and will be approved by a motion, seconded and a roll call vote. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

174-2018 A Resolution Awarding a Contract to American Asphalt & Milling Services, LLC for the Montvale 2018 Roadway Improvements Project

WHEREAS, the Borough of Montvale has a need for services in connection with the Montvale 2018 Roadway Improvements Project; and

WHEREAS, consistent with the New Jersey *Local Public Contract Law, N.J.S.A. 40A:11-1*, et seq., the Borough of Montvale did publicly solicit bids for said project under the title “2018 Roadway Improvements” with bids due on September 18, 2018; and

WHEREAS, said solicitation requested bids for a Base Bid plus Alternates “A” through “D”; and

WHEREAS, in response to said solicitation, five (5) bids were received; and

WHEREAS, the Mayor and Council, in consultation with the Borough Engineer, have determined that sufficient funds are available to perform the work and have recommended that the Borough award only the Base Bid plus Alternate “A”; and

WHEREAS, the lowest bid for the Base Bid plus Alternate “A” was submitted by American Asphalt & Milling Services, LLC, in the total amount of \$747,796.97; and

WHEREAS, said bid was within the funds allocated for this project and within the Engineer’s estimate for this work; and

WHEREAS, the offices of the Borough Engineer and Borough Attorney have reviewed this bid and have deemed it responsive to the bid specifications; and

WHEREAS, the Borough’s Chief Financial Officer has certified that funds have been appropriated and are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, that a contract for the above-referenced project shall be awarded as follows:

Bidder

American Asphalt & Milling Services, LLC
 96 Midland Avenue
 Kearny, New Jersey 07032

In the amount of:

Base Bid	\$612,673.97
Alternate "A"	\$135,123.00
TOTAL	\$747,796.97

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby directed, authorized and empowered to execute all documents and to take all steps reasonably necessary to effectuate the purposes of this Resolution, subject to approval by the Borough Engineer and Attorney.

175-2018 Opposing Proposed Rate Increases By Suez Water

WHEREAS, the Suez Water Companies has petitioned the Board of Public Utilities for an increase in their rates for residential water service; and

WHEREAS, if the proposal is adopted as presented, the monthly fixed service charge for a one-family home will increase by \$7.12 or 80%, and the monthly consumption rate for a one-family home with a 5/8" meter will increase by 8.5% per ccf; and

WHEREAS, for the average one-family home using 9 ccf or 6,732 gallons of water per month the proposed increase on a monthly water bill will aggregate to 16.15%, which is an increase of \$8.03; and

WHEREAS, the annual average aggregate increase to a one-family home using a 9 ccf. or 6,732 gallons of water per month will be \$.96.36; and

WHEREAS, affordability is already an issue in New Jersey; and

WHEREAS, while the Mayor and Council encourage all Borough of Montvale residents to use this precious natural resource of wisely and conserve water whenever possible, such a significant increase for Senior Citizens on fixed incomes could result in an unhealthy rationing of water usage in an effort to reduce the cost; and

WHEREAS, such a significant increase by Suez Water in the cost of a basic necessity is unreasonable and unconscionable in this economic environment;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Montvale hereby oppose the proposed increase by Suez Water; and

BE IT FURTHER RESOLVED that the Borough of Montvale Governing Body calls upon the Board of Public Utilities to temper the rate increase, and more particularly the 80% increase to the monthly service charge; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to forward a copy of this resolution to the Honorable Jacob S. Gertsman, Administrative Law Judge for the public hearing; the Board of Public Utilities; Senator Cardinale; Assemblywoman Schepisi; Assemblyman Auth; and all Bergen County municipalities.

176-2018 A Resolution Authorizing the Connection of Block 922, Lot 19 (Also Known As 84 Huff Terrace) in Upper Saddle River to the Montvale Sanitary Sewer System

WHEREAS, N.J.S.A. 40:63-68 authorizes any municipality to contract with any other municipality to have its sewage received and disposed of by such other municipality; and

WHEREAS, on or about January 21, 1985, a Sewer Connection Agreement (the "Agreement") was entered into by and between the Boroughs of Upper Saddle River, Montvale and Woodcliff Lake which permitted certain properties in Blocks 1205, 1206, 1207 and 1213 in Upper Saddle River to connect to the sanitary sewer systems of Montvale and Woodcliff Lake; and

WHEREAS, subsequently, in or around 1997, the Borough of Montvale did authorize the connection of a certain parcel identified as Block 307, Lot 1, known as 1 Thier Lane in the Borough of Upper Saddle River, to connect to Montvale's sanitary sewer system, subject to the payment of all connection charges and fees required by the Borough of Montvale; and

WHEREAS, a request has been made by the owner of Block 922, Lot 19 in the Borough of Upper Saddle River, identified as 84 Huff Terrace (the "Property") to connect to the Montvale sanitary sewer system; and

WHEREAS, the Borough Engineer has reviewed this request and has determined that Montvale's sanitary sewer system can accept this additional flow.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale that the request from the owner of the Property to connect to the Montvale sanitary sewer system is hereby approved, subject to the following terms and conditions:

1. The owner of the Property must pay all required connection charges and fees
2. The request to connect to Montvale's sanitary sewer system must also be approved by the Borough of Upper Saddle River prior to any connection being made
3. The connection shall be fully inspected and approved by the Borough of Upper Saddle River

177-2018 A Resolution Certifying a Lien against Property Known as 42 Terkuile Road For Costs Incurred by the Borough of Montvale In Accordance With the Montvale Property Maintenance Code

WHEREAS, in accordance with Chapter 86 of the Montvale Borough Code, entitled "Property Maintenance," notice of numerous property maintenance violations was sent to the owner of property/bank foreclosure known as 42 Terkuile Road, designated as Block 404; Lot 7 on the Montvale Tax Map, and

WHEREAS, the owner of said property or the bank foreclosure division did not comply with these notices and did not abate the identified violations; and

WHEREAS, the Montvale Construction Official is required to take the steps in order for the necessary work to be performed and has certified the cost of same to the Governing Body with the submission of an invoice from Raymond Brothers, Landscaping, Inc. 55 Prospect Place, Hillsdale, NJ 07642 dated August 16, 2018, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the cost to abate the property maintenance violations at 42 Terkuile Road will be \$3,450.00; and

WHEREAS, it is the desire of this Governing Body, in accordance with Borough Code § 86-10(D)(8), to approve said costs and to authorize the imposition of a lien against the property.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey, that a lien for all the bills submitted by the vendor is hereby certified as against the property known as 42 Terkuile Road in the Borough of Montvale; and

BE IT FURTHER RESOLVED that said lien shall be added to and become and form a part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced in the same manner as are taxes, in accordance with Chapter 86 of the Borough Code and applicable law; and

BE IT FURTHER RESOLVED that the Borough Clerk shall forward a certified copy of this resolution to the owner(s) of the subject property by certified mail; and

BE IT FURTHER RESOLVED that the Tax Collector shall be responsible for collection of the amounts herein certified.

178-2018 Resolution Authorizing The Borough Administrator To Sign The NJDEP Wgm-003 Statement Of Consent Form For The TSL Pike Predevelopment, LLC Application

WHEREAS, the New Jersey Department of Environmental Protection requires Consent of the Governing Body and Certification by the Wastewater Conveyance System Owner;

WHEREAS, the Borough of Montvale owns and operates their wastewater conveyance system that **TSL PIKE PREDEVELOPMENT, LLC** is proposing to connect to for sanitary sewerage disposal;

WHEREAS, the Borough Engineer has reviewed the NJDEP WQM-003 Form and has determined that the Borough's sanitary sewer system has adequate capacity;

WHEREAS, the Borough Engineer has reviewed the NJDEP WQM-003 Form and recommends that the Borough's Mayor and Council authorize the Borough Administrator to execute the WQM-003 Form Section A-1 and Section A-3B;

WHEREAS, the Borough's Mayor and Council has considered this recommendation;
NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Montvale, formally approves the Borough Administrator to execute the above stated Application.
BE IT FURTHER RESOLVED that the Borough Administrator is hereby authorized to execute the NJDEP WQM-003 Form on behalf of the Borough of Montvale for **TSL PIKE PREDEVELOPMENT, LLC** Application.

179-2018 Authorize Release of Escrow /20 Craig Road/Block 1902/Lot 11/Mountain Development Corporation

WHEREAS, Mountain Development Corp., 20 Craig Road, Montvale , NJ 07645 has requested release of escrow for Block 1902; Lot 11, for escrow posted 20 Spring Valley Road, Montvale, NJ ; and
WHEREAS, the Borough Engineer and other Borough professionals take no exception to the release; and
NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale the amount of \$384.29 is hereby released to Mountain Development Corp, 3 Garret Mountain Plaza, Suite 400, Woodland Park, NJ 07424 ; and
BE IT FURTHER RESOLVED, the Treasurer shall receive a copy of this resolution for processing

180-2018 RE: Authorize Release of Escrow / Blue Hill Estates/W. Janovic

WHEREAS, Blue Hill Estates has requested a release in the remaining escrow in a proposed subdivision which will no longer be pursued; and
WHEREAS, the Borough Engineer and other Borough professionals take no exception to the release; and
NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale the amount of \$275.00 is hereby released to Blue Hill Estates, 719 Orangeburg Road, River Vale, NJ 07675 Attn: Walter Janovic; and
BE IT FURTHER RESOLVED, the Treasurer shall receive a copy of this resolution for processing.

181-2018 A Resolution Approving Change Order #2 Final Payment/Tele-Measurements Inc.

WHEREAS, the Borough previously awarded a contract and approved Resolution No. 210-2018 for the Installation of New Audio/Visual Equipment for the Montvale Public Access TV Control Room with a change order; and
WHEREAS, a contract awarded to Tele-Measurements, Inc. was in the amount of \$177,126.00; and
WHEREAS, the Borough had approved Change Order #2 for the additional equipment necessary for the video taping of workshop session in the Executive Conference Room and to add certain equipment for that purpose to the cable tv studio; and
NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Montvale that the above-referenced Contract is hereby amended to include such equipment which is outlined and attached to the original of this resolution in the final amounts of \$3,142.00 and \$7,653.00 for a total contract price of \$187,921.00; and

182-2018 Resolution To Affirm The Borough Of Montvale's Civil Rights Policy With Respect To All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors, And Members Of The Public That Come Into Contact With Municipal Employees, Officials And Volunteers

WHEREAS, it is the policy of Borough of Montvale 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 governing body of Borough of Montvale has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Mayor & Council of the Borough of Montvale that:

Section 1: No official, employee, appointee or volunteer of the Borough of Montvale by whatever title known, or any entity that is in any way a part of the Borough of Montvale 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 Montvale's business or using the facilities or property of the Borough of Montvale.

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 Montvale to provide services that otherwise could be performed by the Borough of Montvale.

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 Administrator 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 Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough of Montvale 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 Administrator 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 Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Montvale. 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 Montvale 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 Montvale in order for the public to be made aware of this policy and the Borough of Montvale's commitment to the implementation and enforcement of this policy.

183-2018 Authorize Refund of Recreation Programs

BE IT RESOLVED, the below individuals are hereby granted refunds for:

Tennis Lessons - \$83.56 – Wilson Cheng

Tennis Lessons - \$83.56 – Suzanne Lefkowitz

Taikwondo - \$125.18 – Quing Yang

184-2018 A Resolution Adopting a New Drug Testing Policy and Adopting Revised Rules and Regulations for the Borough of Montvale Police Department

WHEREAS, the New Jersey Attorney General issued a new Directive 2018-2 concerning drug testing; and

WHEREAS, in connection therewith, it has been recommended that the Governing Body approve a New Drug Testing Policy and to revise the Rules and Regulations governing the operations of the Montvale Police Department; and

WHEREAS, the Mayor and Council have reviewed this Drug Testing Policy and these Rules and Regulations and believe it is in the best interests of the Borough to adopt same.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, as the appropriate authority pursuant to *N.J.S.A. 40A:14-118*, that both the Drug Testing Policy and the Rules and Regulations for the Montvale Police Department attached hereto are hereby adopted and shall be effective immediately.

185-2018 Amending Borough Policy & Procedure Manual Year 2018

WHEREAS, it is the policy of Borough of Montvale to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Montvale Governing Body has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Mayor & Council of the Borough of Montvale that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor & Council.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough of Montvale shall operate under the legal doctrine known as "employment at will."

BE IT FURTHER RESOLVED that the Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Borough Attorney shall assist the Administrator in the implementation of the policies and procedures in this manual.

BE IT FURTHER RESOLVED, this manual shall be distributed to managerial/supervisory employees of the Borough of Montvale

186-2018 Request Removal of Authorized Officials Allowing Petty Cash Expenditures

BE IT RESOLVED, The following individuals are no longer within the Borough of Montvale; and

WHEREAS, it is requested the State of New Jersey Department of Community Affairs Division of Local Government Services Bureau of Financial Regulations and Assistance for Petty Cash remove the following individuals from MuniCode: 0236.

- 1) Susan Rутtenber – Montvale Free Public Library
- 2) Marly Frasciello – Montvale Police Department

187-2018 Establish Authorized Officials Allowing Petty Cash Expenditures

BE IT RESOLVED, by the Mayor and Council of the Borough of Montvale, N.J., has established a Petty Cash accounts for the Administrative Offices (\$500.00), Montvale Police Department (\$300.00); and

The Montvale Public Free Library also has a petty cash fund in the amount of (\$250.00); and

WHEREAS, each petty cash is for payment of incidental disbursements for minor items of necessary expense as follows:

Tolls/Travel Expenses/Food
Conferences
Postage

WHEREAS, the maximum single expenditure is \$65.00; and

WHEREAS, authorized officials allowing Petty Cash expenditures are the following:

- 1) Fran Scordo - Deputy Municipal Clerk /Tax Collector – Administration
- 2) Heather McGee – Montvale Police Department
- 3) Paul Shaver – Free Public Library

NOW THEREFORE BE IT RESOLVED, it is requested the State of New Jersey Department of Community Affairs Division of Local Government Services Bureau of Financial Regulations and Assistance for Petty Cash update the following individuals from MuniCode: 0236.

188-2018 A Resolution Authorizing Appointment Of Municipal Representatives To The Bergen County Community Development Regional Committee

WHEREAS, the Municipality of Borough of Montvale has entered into a three-year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the Municipal Council to appoint a representative and alternate and that the Mayor appoint a representative and alternate for the FY 2018-2019 term starting July 1, 2018 and ending on June 30, 2019.

NOW THEREFORE, BE IT RESOLVED that the Municipal Council hereby appoints Maureen Iarossi-Alwan as its representative and Councilmember Dieter Koelling as its alternate and that the Mayor hereby appoints Councilmember Timothy Lane as his/her representative and Councilmember Douglas Arendacs as his/her alternate to serve on the Community Development Regional Committee for FY 2017-2018; and

BE IT FURTHER RESOLVED that an original copy of this resolution be forwarded to Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, Fourth Floor; Hackensack, New Jersey 07601 for receipt no later than Friday, October 12, 2018.

Introduced by: Councilmember Koelling; seconded by Councilmember Curry - a roll call was taken - all ayes

189-2018 Authorize Tax Court Settlement / Block 102; Lot 1.05, 23 Bradley Lane / McIlroy

WHEREAS, the Mayor and Council of the Borough of Montvale have been advised of the proposed settlement of a property tax appeal filed by David McIlroy (hereinafter the "Tax Appeal"), under Docket Number 007666-2018, and;

WHEREAS, the aforesaid tax appeal involves a residential property located at 23 Bradley Lane, and is otherwise referred to as Block 102 Lot 1.05 on the tax assessment map of the Borough (hereinafter the "subject property"), and;

WHEREAS, the said Governing Body has been advised as to the terms of the proposed tax appeal settlement by legal counsel and the Borough Tax Assessor, and;

WHEREAS, the proposed tax appeal settlement will reduce the assessment of the subject property from \$1,482,300 to \$1,367,300, and;

WHEREAS, the provisions of N.J.S.A. 54:51A-8 (the "Freeze Act") shall be applicable to the terms of this settlement, 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 be hereby approved, and;

BE IT FURTHER RESOLVED, that with respect to same, the Mayor, Borough Administrator, Tax Appeal Attorney and/or any other appropriate Borough official is hereby authorized to perform any act necessary to effectuate the purposes set forth in this Resolution.

Introduced by: Councilmember Curry; seconded by Councilmember Koelling - all ayes

BILLS:

Motion to pay bills by Councilmember Koelling; seconded by Councilmember Curry - all ayes

ENGINEER'S REPORT:

Andrew Hipolit

Report/Update

a. Report Receipt of Bids/2018 Road Improvement Program

A preconstruction meeting will be scheduled for next week; the roads that will be paved are as follows: Meadow Lane, Jefferson Place, Plymouth Place, Concord, Lexington Lane, Pine Hollow Drive, Phyllis Drive, Fairview Ave and Partridge Run.

b. Community Development Block Grant

Bergen County held their meeting last week; the borough has a project that would be eligible for a grant; the senior center does not have ADA front doors and the bathrooms are not ADA accessible; it would be a matching grant; the work would not take place until 2020; after a brief discussion, it was decided by councilmembers to get an estimate of the project before going forward with the grant process.

ATTORNEY REPORT:

Joseph Voytus, Esq.

Report/Update

No Report

UNFINISHED BUSINESS:

a. Approval NJ Clean Energy Program / Direct Install Lime Energy

Mr. Hipolit explained that the borough was approved through PSE&G grant to replace the lighting in the municipal building to more energy efficient lighting as well as replacing part of the HVAC and heating system; the monies have been budgeted; need to think about a maintenance contract once the new equipment has been installed.

NEW BUSINESS:

a. Proposed New Municipal Complex Signs/12 Mercedes Drive

Councilmember Curry will work with the Buildings and Grounds official, Jeff Fette to decide on which sign and style

Mayor Ghassali mentioned that Hoboken has an app called Hoboken 311, you can report a street light out, pot holes etc. The mayor would like to get estimates and schedule a presentation.

Mayor Ghassali mention about the deer situation, and that some of the surrounding towns are seriously looking into a solution similar to what Saddle River has done; the mayor is asking for two councilmembers to join the committee with the surrounding towns to try and implement solutions

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.

Motion to open meeting to the public by Councilmember Curry; seconded by Councilmember Gloeggler
- all ayes

Bob Zitelli, 26 Olde Woods Lane

Asked what solution did Saddle River implement about the deer; Mayor Ghassali stated they authorized hunting with bow and arrow by professionals; suggested to list the roads that will be paved on the website.

Jarret Schumacher, 30 Highland Road

Mentioned that Fieldstone turf does not look like anything changed; Mr. Hipolit explained that the infill was improperly installed and was corrected; after a brief discussion with councilmembers, it was decided to have the engineer take another look at the turf; Mayor Ghassali asked Mr. Schumacher about how many people completed the survey, approximately 700; will have a town hall meeting to discuss the results.

Laureana Organ, 157 Summit Ave

Asked if a light will be installed on Summit and Craig road, mayor stated no.

Motion to close meeting to the public by Councilmember Curry; seconded by Councilmember Koelling
- all ayes

ADJOURNMENT

Motion to adjourn Public Meeting by Councilmember Koelling; seconded by Councilmember Curry
- all ayes

Meeting was adjourned at 8:39pm

The next meeting of the Mayor and Council will be held October 9, 2018 at 7:30 p.m.

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk