

## WORK SESSION MINUTES

The Work Session Meeting of the Mayor and Council was in the Council Chambers and called to order at 7:30pm. Adequate notification was published in the official newspaper of the Borough of Montvale. Roll call was taken. Master Sergeant Koelling, led the Pledge of Allegiance.

### **OPEN PUBLIC MEETING STATEMENT**

Adequate notice of this meeting was provided to The Bergen Record 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 Arendacs  
Councilmember Cudequest  
Councilmember Koelling

Councilmember Lane  
Councilmember Roche  
Councilmember Russo-Vogelsang – absent

Also Present: Mayor Mike Ghassali; Borough Attorney, Dave Lafferty; Borough Engineer, Andy Hipolit; Administrator, Joe Voytus; Municipal Clerk, Fran Scordo

### **MONTVALE PANTHERS SUMMER TRAVEL SOFTBALL TEAM – 1<sup>ST</sup> AND 2<sup>ND</sup> GRADE GIRLS**

### **ORDINANCES:**

**PUBLIC HEARING OF ORDINANCE NO. 2023-1545** AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 347, "STREETS AND SIDEWALKS," TO ADD STANDARDS FOR DRIVEWAY CURB CUTS

**BE IT ORDAINED** by the Mayor and Council of the Borough of Montvale as follows:

**Section 1.** Chapter 347 of the Borough Code entitled "Streets and Sidewalks," is hereby amended and supplemented by adding a new Article VIII, "Driveways," as follows:

#### **Article VIII Driveways**

**§347-67**      **Curb cuts.**  
**§347-68**      **Distance from property line.**  
**§347-67**      **Curb cuts.**

All new curb cuts for new or existing driveways shall conform to the following requirements:

<b>Garage</b>	<b>Maximum Curb Cut</b>
1-car garage	15 feet or the driveway width, whichever is less
2+-car garage	20 feet or the driveway width, whichever is less
No garage	20 feet or driveway width, whichever is less

**§347-68 Distance from property line.**

All new driveways hereinafter installed must be located a minimum of 10 feet from the side property line.

**Section 2. Repeal of Inconsistent Ordinances.**

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**Section 3. Savings Clause.**

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed pursuant to this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

**Section 4. Severability.**

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

**Section 5. Effective Date.**

This Ordinance shall become effective upon adoption and publication as required by law.

A motion Introduced for second reading **Ordinance No. 2023-1545** by Councilmember Cudequest; seconded by Councilmember Lane; Clerk read by title only.

Motion to open meeting to public by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

No Public Comment

Motion to close meeting to the public by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

Motion to adopt on Second and Final Reading in The Bergen Record by Councilmember Lane; seconded by Councilmember Cudequest; Clerk read by title only. - All ayes on a roll call vote

**INTRODUCTION OF ORDINANCE NO. 2023-1546** AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 203 OF THE BOROUGH CODE TO AMEND CERTAIN FIRE PREVENTION FEES  
(public hearing 12-14-23)

A motion to Introduce Ordinance **2023-1546** for first reading was made by Councilmember Cudequest; seconded by Councilmember Lane; Clerk read by title only;

Councilmember Lane made a motion that this ordinance be passed on first reading and advertised in The Bergen Record; seconded by Councilmember Cudequest - a roll call was taken – all ayes

**INTRODUCTION OF ORDINANCE NO. 2023-1547** AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 344 TO ESTABLISH REQUIREMENTS FOR STORAGE AND INFILTRATION FOR RESIDENTIAL DEVELOPMENTS NOT MEETING THE DEFINITION OF “MAJOR DEVELOPMENT”  
(public hearing 12-14-23)

A motion to Introduce Ordinance **2023-1547** for first reading was made by Councilmember Cudequest; seconded by Councilmember Koelling; Clerk read by title only;

Councilmember Lane made a motion that this ordinance be passed on first reading and advertised in The Bergen Record; seconded by Councilmember Roche - a roll call was taken – all ayes

The borough engineer gave a brief explanation stating this ordinance to help mitigate the increases in stormwater runoff. It will enable the borough to have a method in place so that if you put an addition on your home or build a single family home that is not a major development, the town can require stormwater to be controlled.

**INTRODUCTION OF ORDINANCE NO. 2023-1548** AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING CHAPTER 369, "TREES AND PLANTS" TO REVISE CERTAIN PROVISIONS RELATED TO TREE REMOVAL AND BAMBOO

A motion to Introduce Ordinance **2023-1548** for first reading was made by Councilmember Cudequest; seconded by Councilmember Roche; Clerk read by title only; Councilmember Lane made a motion that this ordinance be passed on first reading and advertised in The Bergen Record; seconded by Councilmember Roche - a roll call was taken – all ayes

Councilmember Cudequest asked for clarification regarding this ordinance. The administrator explained this will change the waiting period from 6 months to one year and will increase the penalty for tree removal. As far as the bamboo this will allow the borough to remove themselves from neighbor-to-neighbor disputes. It will be the homeowners responsibility to remove the bamboo off their property.

**MEETING OPEN TO PUBLIC**

*Agenda Items Only*

A motion to open the meeting to the public for agenda items only by Councilmember Lane; seconded by Councilmember Cudequest – all ayes

No public comment

**MEETING CLOSED TO PUBLIC**

*Agenda Items Only*

A motion to close the meeting to the public for agenda items only by Councilmember Lane; seconded by Councilmember Cudequest – all ayes

**MINUTES:**

October 24, 2023

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

**CLOSED/EXECUTIVE MINUTES:**

October 24, 2023

A motion to accept the closed session minutes by Councilmember Koelling; seconded by Councilmember Cudequest - 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.

**213-2023 Authorization of Stipend for Coordinator and Incentives for Participation in BMED Fund Health & Wellness Program for the year 2023**

**WHEREAS**, the Borough of Montvale has participated in the BMED Fund Health & Wellness Program for the year 2023; and

**WHEREAS**, the coordinator shall receive a not to exceed amount of \$500.00; and

**WHEREAS**, eligible employees that participated and met all requirements shall receive a not to exceed amount of \$300; and

**NOW THEREFORE BE IT RESOLVED** that the Borough of Montvale authorizes the Treasurer to remit payment accordingly.

**214-2023 A Resolution Authorizing the Purchase of Three (3) New Patrol Rifles and Related Equipment from Modern Materiel, LLC and Authorizing the Sale of Certain Equipment No Longer Needed for Public Use In Connection With Such Transaction**

**WHEREAS**, the Borough of Montvale Police Department has a need to procure three (3) new patrol rifles for use by its officers; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-36, a municipality may, by resolution, include the sale of personal property no longer needed for public use to offset the price of a new purchase; and

**WHEREAS**, the Borough of Montvale has offered to trade in existing rifles and related equipment no longer needed for public use; and

**WHEREAS**, in exchange for the trade-in of such equipment, Modern Material has offered to sell three (3) new patrol rifles and related equipment to the Borough of Montvale, having a total estimated value of \$5,521.17, at the total net cost of zero dollars (\$0.00); and

**WHEREAS**, the Borough has determined that the fair market value of the equipment to be traded in is equivalent to the value of the equipment to be purchased; and

**WHEREAS**, the Borough is desirous of completing this purchase including the trade-in of the above-identified equipment no longer needed for public use; and

**WHEREAS**, the 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 as follows:

A contract is awarded to Modern Materiel, LLC, 2 Industrial Drive, Suite G, Keyport, New Jersey 07735, for the purchase of the following equipment

Item	Description	Qty
GOV PATROL GEN 4 14.5  SEMI AUTO - Blackened Cobalt	GOV PATROL GEN 4 14.5 SEMI AUTO  Flip Up Sights: Magpul MBUS 3 Front and Rear Muzzle Device: Extended A2 Flash Hider Pinned	3
Holosun HS515GM LEM	Red Multi-Reticle, 7075 Aluminum, Enclosed, Shake Awake, Rifle	3
Streamlight Protac Rail Mount 2	Streamlight Protac Rail Mount 2	3
Cloud Defensive LCSmk2j	Cloud Defensive LCSmk2 Polymer	3
December Customs Padded Sling - Black	December Customs Padded Sling - Black	3

**BOROUGH OF MONTVALE****NOVEMBER 28, 2023**

QD Sling Swivel	Swivel, Quick-Detach, 1.25" Loop, Heavy Duty, Stainless QD BLK	6
Magpul M-LOK QD Sling Mount	Magpul M-LOK QD Sling Mount	3

for the total sum of \$0.00, plus the trade-in of the following equipment:

7 Stag Arms Rifles  
7 Rock River Arms carbines  
10 Remington Shotguns  
2900 Rounds of Shotgun Slugs  
3100 Rounds of Shotgun Buckshot; and

1. In order to comply with existing State and Federal Law, the above-identified equipment shall be transferred to Patriot Arms, LLC in Park Ridge, who shall then pay the value of same to Modern Materiel, LLC to complete said purchase.
2. Upon receipt of the funds from Patriot Arms realized from the trade-in of the above-identified equipment, Modern Materiel shall sell the above-referenced equipment to the Borough for the net sum of zero dollars (\$0.00).
3. This resolution shall take effect immediately.

**2015-2023 A Resolution Accepting the Donation of Furniture from Memorial Sloan Kettering Cancer Center Pursuant to N.J.S.A. 40A:5-29**

**WHEREAS**, pursuant to N.J.S.A. 40A:5-29, municipalities are authorized and empowered to accept gifts made to it and do utilize such gifts consistent with the terms of the gift and in accordance with State Law; and

**WHEREAS**, Memorial Sloan Kettering Cancer Center ("MSKCC") is in the process of upgrading its facilities and has offered to donate various items of furniture no longer needed to the Borough for its unrestricted use, including but not limited to the following:

- Set of four (4) open office cubicles
- Fifteen (15) 5-drawer file cabinets
- Five (5) sets of office furniture with desk and cabinets
- Fourteen (14) two-draw file cabinets with countertop
- Approximately fifteen thousand square feet (15,000 sq. ft.) of carpet tiles
- Various pull-down style window shades

**WHEREAS**, said furniture shall be utilized by various Borough departments, including Administration, Construction, Police, and the Library, resulting in cumulative savings of tens of thousands of dollars to Borough taxpayers.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Montvale as follows:

1. The Borough does hereby formally accept MCKCC's donation of the above-identified furniture.
2. The Borough does express its sincere appreciation to MSKCC for this donation, which will help to upgrade Borough facilities while saving taxpayers tens of thousands of dollars

**216-2023 A Resolution Awarding a Contract to Dell Marketing, LP for Three (3) OptiPlex for the Montvale Construction Department Pursuant to NJ State Contract M0483/19TELE00656**

**WHEREAS**, the Borough has a need to procure three (3) OptiPlex Small Form Factors (Plus 7010) for use by the Construction Department; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12a and N.J.C.A. 5:34-7.29(c), the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the Borough did solicit a quote from Dell Marketing, LP for this server under State Contract M0483/19TELE00656; and

**WHEREAS**, Dell Marketing submitted a proposal dated November 1, 2023, a copy of which is attached hereto, in the total amount of \$3,605.76; and

**WHEREAS**, the Borough's IT Consultant has recommended that the Borough award this contract pursuant to the November 1, 2023 Proposal; and

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

**NOW THEREFORE BE IT RESOLVED**, as follows:

The Borough of Montvale does approve the attached Quote from Dell Marketing, LP, One Dell Way, Mail Stop 8129, Round Rock, Texas, 78682, for three (3) OptiPlex Small Form Factors (Plus 7010).

The Mayor, Borough Clerk and/or Borough Administrator are hereby directed, authorized and empowered to execute an agreement with Dell Marketing, LP, consistent with this resolution. This resolution shall take effect immediately.

**217-2023 A Resolution Awarding a Contract to CDW Government for Three (3) New Microsoft Surface Pro 7+ Computers and Related Software and Services Pursuant to ESCNJ Contract AEPA-22G**

**WHEREAS**, the Borough has a need to procure three (3) new Microsoft Surface Pro 7+ Computers and Related Software and Services for use by the Construction Department; and

**WHEREAS**, the Borough did solicit a proposal from CDW Government ("CDW-G") pursuant to ESCNJ Contract AEPA-22G; and

**WHEREAS**, CDW-G did submit a proposal dated November 2, 2023, in the total amount of \$4,293.75; and

**WHEREAS**, pursuant to Section 11 of the Local Public Contracts Law, N.J.S.A. 40A:11-11, the Borough is a member of a cooperative pricing system for the provision of goods and services with the Educational Services Commission of New Jersey ("ESCNJ"), formerly known as the Middlesex County Educational Services Commission; and

**WHEREAS**, the Borough is desirous of entering into a contract through ESCNJ with CDW-G for three (3) new Microsoft Surface Pro 7+ Computers and Related Software and Services as set forth in the November 2, 2023 proposal attached hereto and incorporated herein by reference; and

**WHEREAS**, any and all contracts entered into pursuant to this resolution shall remain subject to review and approval as to form by the Borough Attorney; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Montvale does hereby award the above-referenced contract pursuant to ESCNJ AEPA-22G, as follows:

<b>Vendor</b>	<b>Contract Amount</b>
CDW Government	\$4,293.75
75 Remittance Drive	
Suite 1515	
Chicago, IL 60675-1515	

**BE IT FURTHER RESOLVED** that the Mayor, Borough Clerk, and all other appropriate officials, officers and employees are hereby directed, authorized and empowered to take all steps necessary to effectuate the provisions and purposes of this resolution.

**218-2023 A Resolution Awarding a Contract to AACOM IP Solutions for the Purchase and Installation of Various Security Cameras and Related Hardware**

**WHEREAS**, the Borough has a need to procure security cameras and related hardware to enhance security at Borough Hall; and

**WHEREAS**, because the value of this contract was anticipated to be less than the Borough's bid threshold, the Police Chief did solicit three quotes for this equipment; and

**WHEREAS**, the lowest quote received was from AACOM IP Solutions, dated November 1, 2023, in the total amount of \$38,513.20, a copy of which proposal is attached hereto and made a part hereof; and

**WHEREAS**, the Borough is desirous of awarding this contract to AACOM, subject to a change in the November 1, 2023 proposal wherein no deposit shall be made, and payment in full will be made upon receipt of the applicable goods and services; 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 as follows:

1. The foregoing recitals are incorporated as if set forth herein at length.
2. A contract for the acquisition and installation of eighteen (18) 4K color cameras and four (4) 4K cameras with zoom lenses, plus related equipment, all as set forth in the November 1, 2023 proposal, as qualified above, is hereby awarded as follows:

**Vendor:**

AACOM IP Solution  
P.O. Box 827  
Barnegat, New Jersey 08005

**Amount:**

\$38,513.20

3. The Mayor, Borough Clerk, and all other appropriate officials, officers and employees of the Borough are hereby directed, authorized and empowered to execute a contract with AACOM and to take all steps reasonably necessary to effectuate the provisions and purposes of this resolution.
4. This resolution shall take effect immediately.

**219-2023 Authorize Release of Escrow – Thomas Balsamides – 2 Van Wyck Street - Block 901 – Lot 10**

**WHEREAS**, Thomas Balsamides has requested release of escrow posted for 2 Van Wyck Street, Block 901, Lot 10; 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 hereby release escrow to Thomas Balsamides in the amount of \$310.00; and

**BE IT FURTHER RESOLVED**, the Treasurer shall receive a copy of this resolution for processing.

**220-2023 Authorize Release of Escrow – Luxury Lease Partners – 210 Summit Avenue, Suite C4 - Block 2602 – Lot 1**

**WHEREAS**, Luxury Lease Partners has requested release of escrow posted for 210 Summit Avenue, Suite C4, Block 2602, Lot 1; 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 hereby release escrow to Luxury Lease Partners in the amount of \$455.75; and

**BE IT FURTHER RESOLVED**, the Treasurer shall receive a copy of this resolution for processing.

**221-2023 A Resolution Awarding a Contract to Motorola Solutions, Inc. for Police APX 6000 Portable Radios and Related Supplies Pursuant to NJ State Contract #83909 T0109**

**WHEREAS**, the Borough has a need to procure APX 6000 Portable Radios and Related Supplies for use by the Police Department; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12a and N.J.C.A. 5:34-7.29(c), the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the Borough did solicit a quote from Motorola Solutions, Inc. for this equipment under State Contract #83909 T0109; and

**WHEREAS**, Motorola submitted a proposal to the Borough, a copy of which is attached hereto, in the total amount of \$6,012.50; and

**WHEREAS**, the Borough's Police Chief has recommended that the Borough award this contract pursuant to the Motorola Proposal; and

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

**NOW THEREFORE BE IT RESOLVED**, as follows:

The Borough of Montvale does approve the attached Quote from Motorola Solutions, Inc., 123 Tice Boulevard, Woodcliff Lake, New Jersey 07677 for the APX 6000 Portable Radios and Related Supplies.

The Mayor, Borough Clerk and/or Borough Administrator are hereby directed, authorized and empowered to execute an agreement with Motorola Solutions, Inc., consistent with this resolution. This resolution shall take effect immediately.

**222-2023 A Resolution Awarding a Contract to GTBM, Inc. for Police Car Computers, Docking Stations and Related Supplies Pursuant to NJ State Contract #89980 M0483**

**WHEREAS**, the Borough has a need to procure Police Car Computers, Docking Stations and Related Supplies for use by the Police Department; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12a and N.J.C.A. 5:34-7.29(c), the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the Borough did solicit a quote from GTBM, Inc. for this equipment under State Contract #89980 M0483; and

**WHEREAS**, GTBM submitted a proposal to the Borough, a copy of which is attached hereto, in the total amount of \$9,769.86; and

**WHEREAS**, the Borough's Police Chief has recommended that the Borough award this contract pursuant to the GTBM Proposal; and

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

**NOW THEREFORE BE IT RESOLVED**, as follows:

The Borough of Montvale does approve the attached Quote from GTBM, Inc., PO Box 305, 351 Paterson Avenue, East Rutherford, New Jersey 07073, for Police Car Computers, Docking Stations and Related Supplies.

The Mayor, Borough Clerk and/or Borough Administrator are hereby directed, authorized and empowered to execute an agreement with GTBM, consistent with this resolution.

This resolution shall take effect immediately.



**223-2023 RE: Refund Tax Overpayment / Block 603, Lot 20 – 6 Jan Court**

**WHEREAS**, a resolution authorizing the Borough of Montvale to refund an overpayment of taxes for the property located at 6 Jan Court, also known as Block 603, Lot 20;

**WHEREAS**, a duplicate payment was made by the mortgage company; and

**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 \$2,768.20 to:

Pennymac Loan Services

Attn: Tax Department

6101 Condor Drive, Suite 200

Morripark, CA 93021

**224-2023 RE: Appointment Jr. Member / Montvale Fire Department / Gianpiero Segreto**

**WHEREAS**, the Montvale Fire Department is desirous of adding a junior member; and

**WHEREAS**, Gianpiero Segreto of Montvale, NJ 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 Gianpiero Segreto, as a Jr. Member of the Montvale Fire Department, is hereby approved.

**225-2023 A Resolution Awarding a Contract to Motorola Solutions, Inc. for Five (5) All Band Portable Radios and One (1) All Band Mobile Radio for Use By The Montvale Fire Department Pursuant to NJ State Contract #83909 T0109**

**WHEREAS**, the Borough has a need to procure Five (5) All Band Portable Radios and One (1) All Band Mobile Radio for use by the Montvale Fire Department; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12a and N.J.C.A. 5:34-7.29(c), the Borough may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

**WHEREAS**, the Borough did solicit a quote from Motorola Solutions, Inc. for this equipment under State Contract #83909 T0109; and

**WHEREAS**, Motorola submitted a proposal to the Borough, a copy of which is attached hereto, in the total amount of \$68,965.02; and

**WHEREAS**, the Borough's Fire Chief has recommended that the Borough award this contract pursuant to the Motorola Proposal; and

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

**NOW THEREFORE BE IT RESOLVED**, as follows:

The Borough of Montvale does approve the attached Quote from Motorola Solutions, Inc., 123 Tice Boulevard, Woodcliff Lake, New Jersey 07677 for Five (5) All Band Portable Radios and One (1) All Band Mobile Radio for use by the Montvale Fire Department.

The Mayor, Borough Clerk and/or Borough Administrator are hereby directed, authorized and empowered to execute an agreement with Motorola Solutions, Inc., consistent with this resolution. This resolution shall take effect immediately.

**226-2023 Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Drive Sober Or Get Pulled Over Year-End Holiday Crackdown**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law, and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for an equal amount.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Montvale, in the County of Bergen, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the CY 2023 Municipal Budget in the sum of \$7,000, which is now available as revenue from:

Miscellaneous Revenues – Section F:

Special Items of Revenue Anticipated with Prior Consent of the Director of Local Government Services – Public and Private Revenues Offset with Appropriations:

Drive Sober or Get Pulled Over Year End Holiday Crackdown (FCOA 10-509).

**BE IT FURTHER RESOLVED** that the like sum of \$7,000 is hereby appropriated under the caption:

General Appropriations:

(A) Operations – Excluded from “CAPS”

Public and Private Revenues Offset by Revenues

Drive Sober or Get Pulled Over Year End Holiday Crackdown (FCOA 41-509).

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be electronically filed with the Director for approval as required by law.

**227-2023 Authorize Budget Transfers Between Appropriation Accounts Pursuant To N.J.S.A. 40a:4-58**

**WHEREAS**, certain transfers of funds for various 2023 budget appropriations are necessary to cover anticipated expenditures; and

**WHEREAS**, N.J.S.A. 40A:4-58 provides for the transfer of appropriations with excess over and above the amount deemed necessary to fulfill their purposes to those appropriations considered to be insufficient; and

**WHEREAS**, the appropriations subject to fund transfers hereby are not within those restricted by N.J.S.A. 40A:4-58 for transfer purposes.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor & Borough Council of the Borough of Montvale, in the County of Bergen, State of New Jersey, that the Chief Financial Officer shall and is hereby authorized to make transfers between appropriations accounts of the 2023 Municipal Budget as follows:

	FROM	TO
General Appropriations (A) Operations – within “CAPS” GENERAL GOVERNMENT FUNCTIONS Mayor & Council Other Expenses	\$500	
Mayor & Council Salaries & Wages		\$500
Borough Clerk Other Expenses	\$150	
Borough Clerk Salaries & Wages		\$150
Collection of Taxes Other Expenses	\$75	
Collection of Taxes		

**BOROUGH OF MONTVALE****NOVEMBER 28, 2023**

Salaries & Wages		\$75
UNIFORM CONSTRUCTION CODE Construction Official Salaries & Wages	\$3,300	
Building Subcode Official Salaries & Wages		\$2,300
Electrical Subcode Official Salaries & Wages		\$1,000
UTILITIES Electricity	\$54,000	
INSURANCE Employee Group Health		\$54,000

Introduced by: Councilmember Lane; seconded by Councilmember Cudequest - a roll call was taken - all ayes

**228-2023 A Resolution Requesting Permission For The Dedication By Rider For Disposal Of Forfeited Property Pursuant To N.J.S.A. 2c:64-6**

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

**WHEREAS**, N.J.S.A. 2C:64-6 provides for Disposal of Forfeited Property; and,

**WHEREAS**, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Disposal of Forfeited Property are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor & Borough Council of the Borough of Montvale, County of Bergen, New Jersey as follows:

1. The Mayor & Borough Council does hereby request permission of the Director of the Division of Local Government Services (for the Borough of Montvale) to pay expenditures from the Disposal of Forfeited Property, N.J.S.A. 2C:64-6.
2. The Municipal Clerk of the Borough of Montvale, County of Bergen is hereby directed to forward this Resolution to the Director of the Division of Local Government Services

Introduced by: Councilmember Lane; seconded by Councilmember Roche - a roll call was taken - all ayes

Mayor Ghassali asked for clarification, the administrator explained this resolution allows the borough to pay for the license plate readers from forfeited money from

**BILLS: Administrator read the Bill Report**

Motion to pay bills by Councilmember Lane; seconded by Councilmember Cudequest - all ayes

**REPORT OF REVENUE:** Administrator read the Report of Revenue – October

**Council President Arendacs**

Congratulated Mayor Ghassali and Councilmember Cudequest and thanked the residents for their support and votes; attended the Police Youth Academy graduation for 6, 7 and 8 graders, congratulations to all; special thanks to Chief McDowell, Captain Foley and instructors Officers Moran and Lamendola; Montvale PD is a well-rounded department and should be recognized for it.

**DPW**

Status quo, finishing with fall leaf maintenance; all equipment is ready for the winter season; yard waste will be picked up every Friday until end of December; Christmas trees will be picked up every Friday in January.

**Engineering**

Terkuile Road will be paved in the Spring; stormwater outfall will be inspected over the next few months.

**Councilmember Koelling**

Congratulations to Mayor and Councilmembers Cudequest and Arendacs

**Police**

Monthly report included with minutes

**Planning Board**

The board approved the Veterans home on Kinderkamack Road for 6 family home

**Councilmember Cudequest**

Congratulated Mayor Ghassali and Councilmember Arendacs and thanked all the residents for their support and we are very eager to serve the residents of Montvale.

**Board of Health**

Held rabies clinic on November 18<sup>th</sup> from 12-1:30, 39 vaccines were administered. Large number of COVID cases was reported at one of our senior housing facilities. HARP reported it to the State

**Library**

The library is currently accepting nominations for the Board of Trustees positions, a vote will take place in early December. A survey went out to all library patrons with a deadline of December 1<sup>st</sup>. 80 submissions have been received, most of the responses have been complimentary about the library offerings. There has been a greater demand for children's programs, as a result, the library is looking into hiring part time help. MSK donated approximately 15,000 sq feet of carpet tiles, the library is looking for someone to install the tiles. Former library Director, Susan Ruttenber has passed away, the library is working on a memorial tribute in her honor.

**TV Access**

Recent tapings were Carolyn McDonald about Montvale history and Craig & Clint Miller talking about the 100-year anniversary of the Fire dept.

**Councilmember Roche****Environmental Committee**

Downes tree service was at Memorial Drive replacing the live stakes to retain the barrier at Huff Pond and the brook. Thanked Steve Rich for donating his time and equipment for the entrance to the Memorial Pascack Trail. The committee spent a lot of time contributing to the ordinance that was introduced tonight.

Special Events

Tree lighting is December 1st at Memorial Drive 7:00pm; December 10<sup>th</sup> at 4pm is the Menorah ceremony

**Councilmember Lane**

Finance

Budget season has begun, the departments have completed their preliminary budgets; all residents are encouraged to attend.

Our Municipal Judge will be retiring at the end of the year. We will compile a list of candidates to be submitted. This is a gubernatorial appointment.

Fire Department

35 fires, 2 drills 1 meeting. All trucks passed their annual pump test. The department added new decorations for this holiday season in the center of town. The department receive a county frequency radio from Bergen County Executive, Jim Tedesco for use with Mutual Aide. Councilmember Lane recommended an increase in LOSAP for eligible firefighters, currently it is \$1,350, the last increase was in 2016. Councilmember Lane suggested \$1,625.

A motion by Councilmember Lane to increase LOSAP to \$1,625; seconded by Councilmember Roche – all ayes.

A formal resolution will be on the next meeting

**Mayor Ghassali**

Congratulations to Doug and Theresa. Thanked the residents for their trust and it is an honor to serve for another 4 years. Thanked Elizabeth, Allison and Daniel for raising their hand and stepping up to run. It is not an easy thing to do, it is a family commitment, job commitment and time commitment. Last week have been working with a few more new potential tenants moving into town. The Medical Hub is really catching on. We have 3 new doctors offices moving into 160 Summit Ave, next week is the ribbon cutting.

**ENGINEER'S REPORT:**

Andrew Hipolit  
Report/Update

Recently there have been some accidents by the intersection of Magnolia and Kinderkamack Road, they are were with the County engineers to come up with some solutions. Terkuile Road will be paved in the Spring, half of the road will be paid for by NJDOT grant and the other half will be paid by Veolia. Stormwater outfall inspections will be taking place in the next few weeks. DePiero Drive pavers will be replaced in the Spring. Grand Ave will be paved in the Spring.

**ATTORNEY REPORT:**

Dave Lafferty, Esq.  
Report/Update

The DePiero Farm acquisition is proceeding. Veolia was the only bidder for 127 Summit Ave, a resolution will be on for the next meeting.

**ADMINISTRATOR REPORT:**

Joe Voytus  
Report/Update

Just to echo what Councilmember Cudequest said in regards to Sloan donating the 15,000 sq ft carpeting for the library, the construction department received all new desks and cubicles, additional desks and filing cabinets for administration and new desks for the police department. Tens of thousands of dollars of value that was donated to the town, we are so appreciative of that.

Our Prosecutor will not continue after the end of this year. We have a RFQ out until December 5<sup>th</sup>, at which time the court committee will meet to discuss candidates.

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

1. Discussion - Re-Organization Meeting – January 1<sup>st</sup> at Noon  
Councilmembers all agreed

2. Discussion - Budget Meeting Dates: On Zoom @ 6PM
- January 8
  - January 22
  - January 29

Councilmembers all agreed

**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 Lane; seconded by Councilmember Cudequest – all ayes

**Carolee Adams**

We are a family friendly town, went through 300 pieces of candy; mentioned about a family being displaced due to a fire, and was reading about a cloth covering that can be used to put out a fire in the home, something to consider for your homes as well. Well done with the decorations in town. Congratulations to Councilmembers Cudequest, Arendacs and Mayor Ghassali

Inga, 3 Edgren Way

In speaking about ordinances, how are they enforced??? She sent numerous emails in regards to empty garbage cans at the end of her neighbor's driveway that are not being removed. Another neighbor parks commercial vehicles in their driveway. Mayor Ghassali stated he spoke with the Chief of Police and the Code Enforcement and yes tickets will be issued.

Zaheera Khan

Congratulations to Mayor Ghassali, Councilmembers Cudequest and Arendacs. She wanted to thanked all who said kind words about her and that she was very humbled by receiving 564 votes.

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

**ADJOURNMENT:**

Motion to adjourn by Councilmember Lane; seconded by Councilmember Roche – all ayes

Meeting adjourned at 8:30pm

Regular Meeting of the Mayor & Council will be held at 7:30pm on Thursday, December 14, 2023

**Respectfully submitted, Frances Scordo, Municipal Clerk**