

**AGENDA
PUBLIC MEETING
BOROUGH OF MONTVALE
Mayor and Council Meeting
November 7, 2016
Meeting to Commence 7:30 P.M.**

ROLL CALL:

Councilmember Curry	Councilmember Lane
Councilmember Koelling	Councilmember Talarico
Councilmember LaMonica	Councilmember Weaver

ORDINANCES:

None.

Acting Montvale Recreation Director: Lisa Dent

MEETING OPEN TO PUBLIC:

Agenda Items Only

MEETING CLOSED TO PUBLIC:

Agenda Items Only

MINUTES:

October 25, 2016

MINUTES CLOSED/EXECUTIVE SESSION:

October 25, 2016

RESOLUTIONS:

- 178-2016 Refund Tax Overpayment / Block 402 Lot 9; 153 Spring Valley Road / Fred Lee
- 179-2016 Confirm Endorsement of Community Development Project/Senior Activities Grant
- 180-2016 Authorize Payment #5/New Montvale Firehouse/Unimak LLC
- 181-2016 Authorize Proposal/Professional Services/Garden State Parkway/Summit Avenue GSP#172/
KSE Engineers, P.C.
- 182-2016 Awarding Professional Service Contract/Engineering Services/Design Services/Inspection Services
/Huff Terrace/Emergency Repair/Maser Consulting, LLC
- 183-2016 Change Order/Professional Service Contract / Legal Services / Borough Attorney / Boggia & Boggia
- 184-2016 A Resolution Encouraging the Pascack Valley Regional High School District Board of Education
to Videotape its Public Meetings

REPORT OF REVENUE:

COMMITTEE REPORTS:

ENGINEER'S REPORT:

Andrew Hipolit
Report/Update

ATTORNEY REPORT:

Joe Voytus, Esq.
Report/Update

UNFINISHED BUSINESS:

NEW BUSINESS:

- a. Verizon Wireless application for authorization to locate & operate small network nodes in the public right of way by attaching to existing and new utility poles.

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.

MEETING CLOSED TO THE PUBLIC:

ADJOURNMENT The next Meeting of the Mayor and Council will be held November 29, 2016 at 7:30 p.m.

*******Disclaimer*******

Subject To Additions And/Or Deletions

**MINUTES
WORK SESSION**

The Work Session Meeting of the Mayor and Council was held in the Council Chambers and called to order at 7:47 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 Curry	Councilmember Lane
Councilmember Koelling	Councilmember Talarico
Councilmember LaMonica - absent	Councilmember Weaver

Also present: Mayor Mike Ghassali; Borough Attorney, Phil Boggia; Borough Engineer, Andy Hipolit; Administrator/Clerk, Maureen Iarossi-Alwan;

ORDINANCES:

None.

MINUTES:

October 13, 2016

A motion to accept the minutes by Councilmember Lane; seconded by Councilmember Koelling - all ayes with the exception of Councilmembers Curry and Talarico abstaining

MINUTES CLOSED/EXECUTIVE SESSION:

October 13, 2016

A motion to accept the minutes by Councilmember Lane; seconded by Councilmember Weaver - all ayes with the exception of Councilmember Curry and Talarico abstaining

RESOLUTIONS:

171-2016 Authorize Payment #4/New Montvale Firehouse/Unimak LLC

WHEREAS, the Borough of Montvale awarded a contract on April 26, 2016 in connection with the New Montvale Firehouse Project; and

WHEREAS, the original contract amount is \$4,449,000.00 via Resolution #82-2016; and

WHEREAS, the Robbie Conley Architect, LLC approved said payment based on the contract as per the documentation transmittal dated October 4, 2016 which is attached to the original of this resolution; and

WHEREAS, Payment #4 is hereby authorized in the amount of \$219,199.20 to be issued to Unimak, LLC, 82 Midland Avenue, Saddle Brook, NJ 076633 Franklin Avenue, Suite 170 Nutley, NJ 07110-1209; and

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

Total Contract Amount	\$4,449,000.00 Resolution #82-2016
Payment	\$207,230.80 Resolution 138-2016 Payment #1
Payment	\$125,696.76 Resolution 144-2016 Payment #2

Payment	\$188,081.60	Resolution 153-2016	Payment #3
Payment	\$219,199.20	Resolution 171-2015	Payment #4
Total Remaining Balance, Including Retainage		\$3,708,791.64	

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

172-2016 Authorize Payment Final/Emergency Repair/Huff Terrace/D.R. Mullen Const. Co. Inc.

WHEREAS, the Borough of Montvale authorized Maser Consulting via Resolution 160-2016 to solicit contractors for the Huff Terrace Emergency Repair; and
WHEREAS, an emergency contract was awarded to the lowest responsible bidder D.R. Mullen Construction Co. Inc. 38 Edison Avenue, Oakland, NJ 07436 see attached letter dated September 23, 2016 for results of solicited bid proposals; and
WHEREAS, the contract amount was \$79,125.00; and
WHEREAS, the Maser Consulting approved said payment based on the contract as per the a letter dated October 10, 2016 which is attached to the original of this resolution; and
WHEREAS, Final Payment is hereby authorized in the amount of \$79,125.00 to be issued to D.R. Mullen Construction Co. Inc.; and
WHEREAS, the Borough's Chief Financial Officer has certified that funds have been appropriated and are available for this purpose.

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

173-2016 Authorize Release of Escrow/ Block 1301/Lot 17/Pucciarelli

WHEREAS, Pucciarelli, 32 Donnybrook Road , Montvale, NJ 07645 has requested release in escrow for Block 1301Lot 17; 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 \$39.84 is hereby released to Anthony Pucciarelli; and
BE IT FURHTER RESOLVED, the Treasurer shall receive a copy of this resolution for processing.

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

174-2016 Authorize Release of Escrow/ Block 505/Lot 12/Palfrey

WHEREAS, 23 Sheppard Drive, Montvale, NJ 07645 has requested release in escrow for Block 505 Lot 12; 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 \$21.35 is hereby released to Erik Palfrey; and
BE IT FURHTER RESOLVED, the Treasurer shall receive a copy of this resolution for processing.

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

175-2016 Authorize Release of Escrow/ Block 1902/Lot 5/Morgan Properties

WHEREAS, Morgan Properties Mgmt., LLC, Montvale, NJ 07645 has requested release in escrow for Block 1902 Lot 5; 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 \$199.49 is hereby released to Morgan Properties Mgmt. LLC, 505, Main Street, Suite 208, Hackensack, NJ 07601; and

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

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

176-2016 A Resolution Requesting Permission For The Dedication By Rider For Recreational Purposes

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 county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A.40A:4-39 provides that the Director of the Division of Local Government Services may approve expenditures or moneys by dedication by rider; and

NOW, THEREFORE, BE IT RESOLVED, The Mayor & Council of the Borough of Montvale, County of Bergen, State of NJ as follows:

1. The Borough Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures under the provisions of N.J.S.A.40A:4-39, as amended by

P.L. 1999, c.292, for the exclusive purpose of depositing and expending funds paid by individuals to offset the costs of operating municipal "fee-based" Recreation Programs.

2. The Municipal Clerk is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

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

177-2016 Authorize Grant Agreement/Community Development/Sr. Citizens Activities/ PS-MONTSR16

BE IT RESOLVED, that the Mayor and Council of the Borough of Montvale wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$3,530.00 in the years 2016/2017 Community Development Block Grant funds for Senior Citizen Activities within the Borough of Montvale; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Michael Ghassali, Mayor, to be a signatory for the aforesaid grant agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize Maureen Larossi-Alwan, Borough Administrator to sign all County vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognized that the Borough of Montvale is liable for any funds not spent in accordance with the Grant Agreement, and that liability of the Mayor and Council is in accordance with HUD requirements

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

BILLS:

A motion to pay bills by Councilmember Lane; seconded by Councilmember Koelling
- All ayes

PRESENTATION: GovPilot/Sandy Lyna/Software/Borough of Montvale/Construction Dept./Various
Depts/Budget Expenditure 2017/J. Fette/L.Hutter

ENGINEER'S REPORT:

Andrew Hipolit
Report/Update

- a. Professional Service Contract/Concept Plan & Coordination/GSP Northbound Ramp

Timeframe could be years for the project; in talks with Turnpike Authority; need a resolution to proceed

- b. Wegmans Update

Construction is ongoing and will work through the winter; a hiring trailer will be set up by the Learning Center; it will bring approximately 700 jobs;

- c. North Ave.

Speeding has been an issue; possible options are the installing of speed bumps or stop signs; will get pricing;

- d. Magnolia Bridge

Follow up with Freeholder Sullivan to see if County will include in 2017 budget

ATTORNEY REPORT:

Phil Boggia, Esq.
Report/Update
No report

UNFINISHED BUSINESS:

Bob Hanrahan, Troop 334, suggested Memorial Drive for their shed; after a brief discussion by councilmembers, it was decided to allow the shed to be built.

NEW BUSINESS:

Need date for special session meeting – November 22 at 6PM

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 Koelling – all ayes

Carole Adams

Suggested stop signs for the deer; asked council at a prior meeting to draft a resolution to have the Regional HS Board of Education meetings be videotaped; Councilmembers agreed to draft a resolution in support of videotaping the meetings;

Clint Miller

Thanked councilmembers for painting the red strip on Grand Ave for their support;

A resident spoke in regards to the Valley View sanitary pump station; thought the DPW was to check it everyday;

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

ADJOURNMENT:

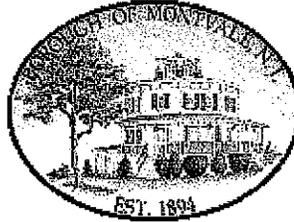
Motion to adjourn by Councilmember Lane; seconded by Councilmember Koelling – all ayes

ADJOURNMENT

Meeting adjourned at 9:25pm

The next Meeting of the Mayor and Council will be held ***Monday, November 7, 2016 at 7:30 p.m.***

Respectfully submitted, Fran Scordo, Deputy Municipal Clerk



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 178-2016**

RE: Refund Tax Overpayment / Block 402 Lot 9; 153 Spring Valley Road / Fred Lee

WHEREAS, a resolution authorizing the Borough of Montvale to refund an overpayment of taxes for the property located at 153 Spring Valley Road, also known as Block 402 Lot 9; and

WHEREAS, a duplicate payment for fourth quarter property taxes was made by the homeowner and bank;

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 Mr. Frederick Lee in the amount of \$2,795.00

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

Adopted: November 7, 2016

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Michael Ghassali
Mayor



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 179-2016**

RE: Confirm Endorsement of Community Development Project/Senior Activities Grant

WHEREAS, a Bergen County Community Development grant of \$6,000.00 has been proposed by the County of Bergen for Senior Citizens Activities 2017-2018 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.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

Adopted: November 7, 2016

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Michael Ghassali
Mayor



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 180-2016**

RE: Authorize Payment #5/New Montvale Firehouse/Unimak LLC

WHEREAS, the Borough of Montvale awarded a contract on April 26, 2016 in connection with the New Montvale Firehouse Project; and

WHEREAS, the original contract amount is \$4,449,000.00 via Resolution #82-2016; and

WHEREAS, the Robbie Conley Architect, LLC approved said payment based on the contract as per the documentation transmittal dated October 4, 2016 which is attached to the original of this resolution; and

WHEREAS, Payment #5 is hereby authorized in the amount of \$357,836.56 to be issued to Unimak, LLC; 82 Midland Avenue, Saddle Brook, NJ 076633 Franklin Avenue, Suite 170 Nutley, NJ 07110-1209; and

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

Total Contract Amount	\$4,449,000.00	Resolution #82-2016
Payment	\$207,230.80	Resolution 138-2016 Payment #1
Payment	\$125,696.76	Resolution 144-2016 Payment #2
Payment	\$188,081.60	Resolution 153-2016 Payment #3
Payment	\$219,199.20	Resolution 171-2016 Payment #4
Payment	\$357,836.56	Resolution 180-2016 Payment #5
Total Remaining Balance, Including Retainage	\$3,350,955.08	

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

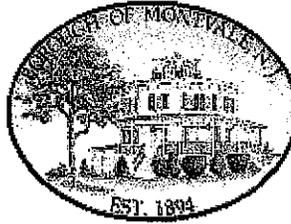
Adopted: November 7, 2016

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Michael Ghassali
Mayor



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 181-2016**

**RE: Authorize Proposal/Professional Services/Garden State Parkway/Summit Avenue
GSP#172/KSE Engineers, P.C.**

WHEREAS, there exists a need for the services for design work, construction management for the proposed new northbound ramp to the Garden State Parkway (GSP) from Summit Avenue; and

WHEREAS, KSE Engineers, P.C. has submitted a proposal for this professional service as outlined in the attached proposal dated September 12, 2016 which is hereto attached to the original of this resolution; and

WHEREAS, the amount of the proposal is a not to exceed amount of \$19,000.00 and availability of funds are certified by the Chief Financial Officer and said certification is attached to the original of this resolution; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:111 et seq.) requires that a Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Montvale that the professional service agreement for these services be and hereby are approved.

1. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the services are to be performed by a person authorized by law to practice a recognized profession.
2. The Contract amount does not exceed the statutory bid threshold.

A Notice of this action shall be printed once in the local newspaper.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

Adopted: November 7, 2016

ATTEST:

Maureen Iarossi-Alwan
Municipal Clerk

APPROVED:

Michael Ghassali
Mayor



Engineers . Surveyors . Construction Managers
KS Engineers, P.C. 494 Brood Street, 4th Floor, Newark, NJ 07102 . P: 973.623.2999 . F: 973.242.2955 . www.kseng.com

res
11/7

September 12, 2016

Mayor Michael Ghassali
Borough of Montvale
12 Mercedes Drive
Montvale, NJ 07645

**Re: Garden State Parkway Interchange #172
Proposal to Provide Professional Services
KSE # 2016-517**

Dear Mayor Ghassali:

Thank you for meeting with Sam Lahdo-Abdi and myself this morning to discuss the proposed new northbound connection ramp to the Garden State Parkway (GSP) from Summit Avenue. As we discussed, before initiating the design work, KS Engineers, P.C. (KSE) will contact the New Jersey Turnpike Authority (Authority) to set up a meeting between the Borough of Montvale and the Authority to discuss the construction of the northbound on-ramp from Summit Avenue.

Our SCOPE OF WORK is as follows:

1. KSE will meet with the Borough of Montvale to discuss the project and proposed developments that will benefit and/or impact this proposed project. KSE will develop a map showing the location and the various types of development to be constructed. We will also prepare a list summarizing the number of vehicle trips that will be generated by each of these projects from previous traffic impact reports. The Borough will provide the traffic impact reports or sufficient information so KSE can calculate the number of vehicle trips that would be generated by each project.
2. KSE will prepare a letter to the Authority's Chief Engineer, Mr. Robert Fischer, P.E., explaining the history and rationale for the proposed project. This letter will be signed by KSE and the Mayor.
3. KSE will schedule a meeting with the Authority at their offices at 581 Main Street in Woodbridge, NJ. to further discuss this project. The goal of the meeting is to establish the procedures and schedule to move this project forward from conceptual design through construction. We will also discuss the design standards to be used and funding mechanisms for the project.

Mayor Michael Ghassali

October 18, 2016

Re: Garden State Parkway Interchange #172
Proposal to Provide Professional Services
KSE Project # 2016-517

Page 2

4. KSE will prepare a conceptual sketch showing the location of the proposed on-ramp and its connection to the existing northbound (GSP). This sketch will be included with the letter to the chief engineer.
5. KSE will attend the meeting with the Mayor and Borough representatives to explain the project and answer NJTA's questions related to traffic and construction.

As a follow up to the meeting, KSE will prepare meeting minutes summarizing the next steps that should be undertaken by the Borough and NJTA to move this project forward.

FEE

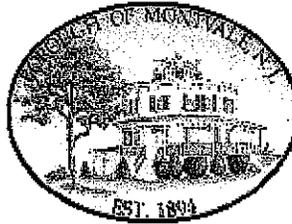
We propose a not-to-exceed fee of \$19,000.00. Our hourly rate schedule for out of scope work or continued work once the not-to-exceed amount is expended is:

Project Manager	- \$220.00/hr
Senior Traffic Engineer	- \$197.00/hr
CADD Technician	-\$87.50/hr

**Sincerely yours,
KS Engineers, P.C.**

Harry Baker

Harry Baker
Vice-President



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 182-2016**

RE: Awarding Professional Service Contract/Engineering Services/Design Services/Inspection Services/Huff Terrace/Emergency Repair/Maser Consulting, LLC

WHEREAS, the Borough of Montvale has deemed it necessary to engage the professional services of an Engineer to provide professional Design services and Site Inspection for the emergency repair for the Huff Terrace emergency repair Maser Consulting prepared bid documents and coordinating the Contractors to solicit prices for this work; and

WHEREAS, section N.J.S.A. 40A:11-5 of the Local Public Contracts Law, (N.J.S.A. 40A:11-1 et seq.) exempts such professional services from competitive bidding; and

WHEREAS, Maser Consulting, 200 Valley Road, Suite 400, Mt. Arlington, NJ 07856 has submitted a proposal dated October 24, 2016 to provide these services which is attached to the original of this resolution, and

WHEREAS, the Certified Municipal Finance Officer has certified funds are available certification hereto attached to the original of this resolution.

NOW, THEREFORE BE IT RESOLVED by the Borough of Montvale as follows:

- 1) That the proposal for the scope of engineering services is attached to this resolution which is made part of this resolution shall be awarded to Maser Consulting.
- 2) That the following be provided: Professional Design Services and Site Inspection.
- 3) The cost not to exceed shall be \$19,500.00. The Engineer shall be required to submit itemized bills and payment shall be made based upon services rendered. The rates for this work are in accordance with the hourly contractual agreement with the Borough of Montvale.

BE IT FURTHER RESOLVED, that a copy of this resolution be published an official newspaper of the Borough of Montvale, be on file, available for public inspection, in the office of the Municipal Clerk, Municipal Complex, 12 Mercedes Drive, Montvale, NJ 07645.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

Adopted: November 7, 2016

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Michael Ghassali
Mayor



Engineers
Planners
Surveyors
Landscape Architects
Environmental Scientists

400 Valley Road, Suite 304
Mount Arlington, NJ 07856
T: 973.398.3110
F: 973.398.3199
www.maserconsulting.com

MEMORANDUM

To: Maureen Iarossi-Alwan, Borough Clerk/Borough Administrator
From: Andrew R. Hipolit, P.E., P.P., C.M.E. 
Date: October 24, 2016
Re: Huff Terrace Culvert Emergency Repair
Proposal for Design and Inspection Services
MC Project No. MVB-473

As you are aware, our office was requested by the Borough of Montvale to prepare a Request for Proposal and directly solicit contractors for the Huff Terrace Emergency Repairs. This involves Maser consulting preparing bid documents and coordinating with Contractors to solicit prices for this work.

As requested, Maser Consulting will be providing design services for the above referenced project. The design services will include:

- Site inspection to verify existing conditions
- Coordination with the DPW on the proposed improvements
- Preparation of Plans and Specifications as required
- Emergency Bidding Services

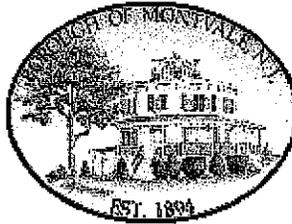
The proposed work includes replacement of the culvert in kind, replacement of two (2) inlets, milling, paving and the installation of some curbing where needed to complete the project.

As part of this project, Maser Consulting will also oversee the work, which will include coordination with the Contractor, review of shop drawings, attendance at onsite meetings, construction observation services and project close-out.

Maser will perform these design and inspection services for a cost not to exceed \$19,500.00.

Please contact me, should you have any questions.

\\MTCAD01\Projects\MVB\MVB-473\Correspondence\OUT\160424_arh_IarossiAlwan.docx



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 183-2016**

RE: Change Order/Professional Service Contract / Legal Services / Borough Attorney / Boggia & Boggia

WHEREAS, the Borough of Montvale awarded a professional service contract in January 2016 for Attorney Services as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

WHEREAS, Boggia & Boggia, 71 Mt. Vernon Street, Ridgefield Park, NJ 07660 was awarded a one year contract via Resolution No. 21-2016; and

WHEREAS, a change order is necessary in the amount of \$30,000 for additional expenses for legal services provided to the Borough of Montvale

BE IT RESOLVED FUTHER RESOLVED, the Certified Municipal Finance Officer has certified the availability of funds and said certification is attached to the original of this resolution; and

BE IT RESOLVED, A Notice of this action shall be printed once in the official newspaper of the Borough.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

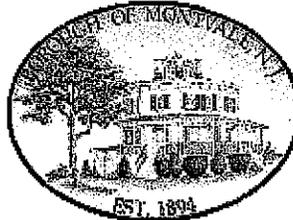
Adopted: November 7, 2016

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Michael Ghassali
Mayor



**BOROUGH OF MONTVALE
BERGEN COUNTY, NEW JERSEY
RESOLUTION NO. 184-2016**

RE: A Resolution Encouraging the Pascack Valley Regional High School District Board of Education to Videotape its Public Meetings

Whereas, transparency and public participation are of paramount importance to efficient and effective governance; and

Whereas, New Jersey law currently does not require municipal governing bodies or school boards to videotape or otherwise record their public meetings; and

Whereas, certain members of the public have raised concern with the Governing Body of the Borough of Montvale that the public meetings of the Pascack Valley Regional High School District Board of Education (the "Board of Education") are currently not recorded; and

Whereas, the Governing Body recognizes that it has no jurisdiction over this issue, which is within the exclusive purview of the Board of Education; and

Whereas, nevertheless the Governing Body of the Borough of Montvale would like to express its recommendation and opinion that it would be beneficial for the Board of Education to consider recording its meetings for the benefit of the public.

Now, Therefore, Be It Resolved that the Governing Body of the Borough of Montvale does hereby encourage the Pascack Valley Regional High School District Board of Education to consider recording its public meetings and, if possible, playing such recordings on the MontVale Access channel in order to permit a greater number of residents to observe the discussions and actions taken at such meetings.

Be It Further Resolved that the Borough Clerk shall forward a copy of this Resolution to the Board of Education.

Councilmember	Motion	Second	Yes	No	Absent	Abstain
Curry						
Koelling						
LaMonica						
Lane						
Talarico						
Weaver						

Adopted: November 7, 2016

ATTEST:

APPROVED:

Maureen Iarossi-Alwan
Municipal Clerk

Michael Ghassali
Mayor

RESOLUTION

BE IT RESOLVED by the Mayor and Council of the Borough of Montvale, N.J., that the following bills, having been referred to the Borough Council and found correct, be and the same hereby be paid:

<u>FUND</u>	<u>AMOUNT</u>	<u>NOTES</u>
Current	\$2,588,655.57	Bill List Wire 11/7/16
	<u>230,421.23</u>	Wires/Manual Checks
Current TOTAL	2,819,076.80	
Public Defender Trust	507.50	Bill List Wire 11/7/16
Escrow - Trust	5,240.18	Bill List Wire 11/7/16
Dog Trust	1.20	Bill List Wire 11/7/16
Open Space Trust	12,171.75	Bill List Wire 11/7/16
Capital Fund	380,120.06	Bill List Wire 11/7/16

This resolution was adopted by the Mayor and Council of Montvale at a meeting held on 11/7/16

Introduced by: _____

Approved: 11/7/16

Seconded by: _____

Michael Ghassali, Mayor

ATTEST:

Maureen Iarossi-Alwan, Municipal Clerk

MANUAL/VOID CHECKS - WIRES
November 7, 2016

<u>Check #</u>	<u>PO #</u>	<u>Date</u>	<u>Transaction/Vendor</u>	<u>Amount</u>
WIRE		10/27/16	Payroll Account	143,248.86
WIRE		10/27/16	Salary Account	86,742.55
WIRE		10/27/16	FSA Account	<u>429.82</u>
	Total			<u>230,421.23</u>

Vendor # Name	PO #	PO Date	Description	Amount	Contract Charge Account	PO Type	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00123 P & A AUTO PARTS	16-01153	10/21/16	366 INTAKE										
	1		366 AIR INTAKE SYSTEM MOD	256.49	6-01-25-745-103	B	POLICE VEHICLE EQUIPMENT	R	10/21/16	11/02/16		15043-28310	N
Vendor Total:				256.49									
00137 PASCACK VALLEY REGIONAL HS DST	16-00013	01/05/16	REGIONAL SCHOOL TAX 2016			B							
	12		REGIONAL SCHOOL TAX 2016/NOV.	1,117,409.25	6-01-55-206-000	B	REGIONAL SCHOOL TAX	R	05/18/16	11/02/16		NOVEMBER	N
Vendor Total:				1,117,409.25									
00186 PRIMEPAY, LLC	16-00023	01/06/16	FSA FEES 2016			B							
	10		FSA FEES 2016/OCTOBER	100.00	6-01-20-701-028	B	OTHER PROF/CONSULTANT SERVICES	R	01/06/16	11/02/16		54669942	N
Vendor Total:				100.00									
00215 TOWNSHIP OF RIVER VALE	16-00024	01/06/16	PASCACK VALLEY DPW 2016 SERVIC			B							
	12		PASCACK VALLEY DPW/NOV. 2016	125,656.00	6-01-37-850-029	B	OTHER CONTRACTUAL - PASCACK VALLEY DPW	R	05/02/16	11/02/16		NOVEMBER 2016	N
Vendor Total:				125,656.00									
00247 MONTVALE FREE PUBLIC LIBRARY	16-00242	02/16/16	LIBRARY PAYMENTS - 2016			B							
	5		LIBRARY PAYMENTS 4TH QTR 2016	40,361.00	6-01-29-800-029	B	OTHER CONTRACTUAL ITEMS	R	04/14/16	11/02/16		4TH QTR 2016	N
Vendor Total:				40,361.00									
00258 ROCKLAND ELECTRIC	16-01192	11/01/16	ROCKLAND ELECTRIC CHARGES/OCT.										
	1		2310843006 ALAYNA HOMEOWN ASSO	46.49	6-01-38-854-029	B	OTHER CONTRACTUAL ITEMS	R	11/01/16	11/02/16		OCTOBER	N
	2		4725845003 SUMMIT OTHR UNMTR 1	12.13	6-01-31-825-071	B	ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	3		9704932009 W GRAND OTHR MTLBX	40.17	6-01-31-825-071	B	ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	4		0052060009 30 CHESTNUT RDG RD	30.74	6-01-31-825-071	B	ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	5		0700055009 HUFF TER PUMP 57088	231.72	6-01-31-825-071	B	ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	6		1619931002 VALLEY VIEW SWR LFT	681.93	6-01-31-825-071	B	ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N

Vendor # Name	PO #	PO Date	Description	Amount	Contract Charge	PO Type Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00258	ROCKLAND ELECTRIC		Continued										
	16-01192	11/01/16	ROCKLAND ELECTRIC CHARGES/OCT.				Continued						
	7	9534844006	SPRING VALLEY OTHR	39.32	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	8	5985845006	CHESTNUT RDG MTLBX	45.62	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	9	5229845000	LA TRENTA FLD LTS	350.25	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	10	5208845000	159 CHESTNUT RDG RD	362.77	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	11	9683932013	GRAND TFLT 57400	38.64	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	12	0357844001	SUMMIT OTHR UNMTR	92.43	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	13	5103845008	CHESTNUT RDG UNMTR	136.56	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	14	0611933003	MEMORIAL DPW	590.55	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	15	0758933005	1 MEMORIAL SHED 1	12.28	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	16	0716933005	MEMORIAL TENNIS CRT	44.31	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	17	9263932000	GRAND TFLT 2	41.85	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	18	9494934001	S MIDDLETON SWR LFT	388.13	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	19	0128933004	KINDEKAMACK RD	250.16	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	20	1472933002	GRAND TFLT 1	52.79	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	21	0897137012	3 MEMORIAL LT FLD	88.98	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	22	1908079006	MEMORIAL GATE TRFC	12.02	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
	23	1451933002	1 MEMORIAL SHED 2	16.51	6-01-31-825-071		B ELECTRICITY	R	11/01/16	11/02/16		OCTOBER	N
				3,606.35									
			Vendor Total:	3,606.35									
00315	BOROUGH OF MONTVALE												
	16-01151	10/21/16	KPMG TO REIMBURSE PLANNING BRD										
	1	KPMG TO REIMBURSE PLANNING BRD	4,841.87	E-08-00-216-05A		B KPMG (2701/2)		R	10/21/16	11/02/16		KPMG REIMB.	N
			Vendor Total:	4,841.87									
00329	NJ STATE DEPT. OF HEALTH												
	16-01186	10/31/16	MONTHLY DOG STATE FEE/OCTOBER										
	1	MONTHLY DOG STATE FEE	1.20	T-12-56-286-001		B RESERVE FOR DOG LICENSE		R	10/31/16	11/02/16		OCTOBER	N
			Vendor Total:	1.20									
00375	BOROUGH OF PARK RIDGE												
	16-01188	11/01/16	TRI-BORO FUEL INVOICES/SEPT.										
	1	TRI-BORO FUEL INVOICES/SEPT.	2,702.07	6-01-31-833-074		B GASOLINE & DIESEL FUEL		R	11/01/16	11/02/16		SEPTEMBER	N

November 2, 2016
11:32 AM

Borough of Montvale
Bill List By Vendor Id

Vendor # Name	PO #	PO Date	Description	Contract Amount	PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Excl
00375	BOROUGH OF PARK RIDGE		Continued									
	16-01188	11/01/16	TRI-BORO FUEL INVOICES/SEPT.	Continued								
	2		SENIOR VAN FUEL INVOICES/SEPT.	121.87	6-01-31-833-074	B GASOLINE & DIESEL FUEL	R	11/01/16	11/02/16		SEPTEMBER	N
	3		TRI-BORO AMBULANCE FUEL/SEPT.	151.31	6-01-25-748-074	B GASOLINE	R	11/01/16	11/02/16		SEPTEMBER	N
				2,975.25								
	Vendor Total:			2,975.25								
00731	MASER CONSULTING P.A.											
	13-01478	10/11/13	PROF.ENGINEERING SVS CHESTNUT		B							
	29		CHESTNUT RIDGE RD IMPROVEMENTS	5,063.50	C-04-55-370-A00	B ENGINEERING - COUNTY ROAD IMPROVEMENT	R	01/20/14	11/02/16		357226	N
	16-00096	01/14/16	ENGINEER RETAINER 2016		B							
	12		MAYOR AND COUNCIL MEETINGS	1,350.00	6-01-20-715-028	B OTHER PROF/CONSULTANT SERVICES	R	08/11/16	11/02/16		357232	N
	16-00662	06/06/16	CONSTRUCTION OVERSIGHT & INSPE		B							
	3		HVAC/ROOF /A/C 662	2,844.23	6-01-20-715-029	B ENGINEERING - OTHER CONTRACTUAL ITEMS	R	06/06/16	11/02/16		357234	N
	16-00801	07/08/16	SERVICES NORTH AVE.IMPROVEMENT		B							
	3		SERVICES NORTH AVE.IMPROVEMENT	4,390.00	6-01-20-715-029	B ENGINEERING - OTHER CONTRACTUAL ITEMS	R	07/08/16	11/02/16		357231	N
	16-00932	08/23/16	HMGP GENERATOR PROJECT		B							
	2		HMGP GENERATOR PROJECT	4,242.25	6-01-20-715-029	B ENGINEERING - OTHER CONTRACTUAL ITEMS	R	08/23/16	11/02/16		357230	N
	16-00992	09/09/16	ENG.SERVICES-FIRE HOUSE		B							
	3		MONTVALE FIRE DEPARTMENT	5,063.75	C-04-55-405-A00	B CONSTRUCTION OF FIRE HOUSE	R	09/09/16	11/02/16		357227	N
	16-01047	09/28/16	EAGLE RIDGE SANITARY SEWER EXT		B							
	4		PASCACK BROOK SANITARY SEWER	12,156.25	C-04-55-413-B00	B EAGLE RIDGE SANITARY SEWER/PASCACK BROOK	R	09/28/16	11/02/16		357228	N
	16-01098	10/07/16	DEMOLITION SWIM CLUB POOL BLDG		B							
	2		DEMOLITION OF MONTVALE	12,171.75	T-14-56-286-001	B RESERVE FOR OPEN SPACE TRUST	R	10/07/16	11/02/16		357236	N
	Vendor Total:			47,281.73								
00746	ABRAMS, JEREMY											
	16-01174	10/27/16	REIMBURSEMENT IACP CONFERENCE									
	1		REIMBURSEMENT IACP CONFERENCE	1,887.65	6-01-25-745-042	B EDUCATION/TRAINING/SEMINARS	R	10/27/16	11/02/16		REIMB.IACP CONF	N

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First Enc	Rcvd Date	Chk/Void Date	Invoice	1099
Item Description	Amount	Charge Account	Acct Type Description								Exc1
00746 ABRAMS, JEREMY Continued											
16-01193 11/02/16 IACP MEAL REIMBURSEMENT											
1 IACP MEAL REIMBURSEMENT	78.24	6-01-25-745-041	B MEAL REIMBURSEMENT			R	11/02/16	11/02/16		MEALS IACP CONF	N
2 REIMB PHONE CASE	37.44	6-01-25-745-077	B COMMUNICATIONS EQUIPMENT			R	11/02/16	11/02/16		MEALS IACP CONF	N
	115.68										
Vendor Total:	2,003.33										
01000 BOROUGH OF MONTVALE											
16-01168 10/25/16 ESCROW PMT /KPMG											
1 MEETING KPMG 10/24/16	137.73	E-08-00-216-05A	B KPMG (2701/2)			R	10/25/16	11/02/16		10/24/16	N
Vendor Total:	137.73										
01018 READY REFRESH BY NESTLE											
16-01189 11/01/16 WATER DELIVERY 12 MERCEDES DR											
1 WATER DELIVERY 12 MERCEDES DR	43.86	6-01-20-701-036	B OFFICE SUPPLIES			R	11/01/16	11/02/16		06J0437545114	N
Vendor Total:	43.86										
01134 RESERVE ACCOUNT											
16-01181 10/28/16 REFILL POSTAGE METER /NOVEMBER											
1 REFILL POSTAGE METER /NOVEMBER	50.00	6-01-20-705-022	B POSTAGE AND EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
2 REFILL POSTAGE METER /NOVEMBER	100.00	6-01-20-708-022	B POSTAGE AND EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
3 REFILL POSTAGE METER /NOVEMBER	50.00	6-01-20-710-022	B POSTAGE & EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
4 REFILL POSTAGE METER /NOVEMBER	25.00	6-01-20-716-022	B POSTAGE & EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
5 REFILL POSTAGE METER /NOVEMBER	75.00	6-01-22-725-022	B POSTAGE & EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
6 REFILL POSTAGE METER /NOVEMBER	50.00	6-01-25-745-022	B POSTAGE & EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
7 REFILL POSTAGE METER /NOVEMBER	250.00	6-01-21-720-022	B POSTAGE & EXPRESS CHARGES			R	10/28/16	11/02/16		NOVEMBER	N
	600.00										
Vendor Total:	600.00										
01211 TURN OUT UNIFORMS & CO.											
16-00943 08/26/16 MCDOWELL UNIFORMS											
1 MCDOWELL UNIFORMS	445.30	6-01-25-745-263	B MC DOWELL, DOUGLAS R-CLOTHING			R	08/26/16	11/02/16		02-01-81686	N

November 2, 2016
11:32 AM

Borough of Montvale
Bill List By Vendor Id

Vendor # Name	PO #	PO Date	Description	Contract Amount	PO Type Charge Account	Acct Type Description	Stat/Chk	First Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099 Exc1
01605 A.J. PERRI												
	16-01113	10/12/16	PERMIT REFUND (3301/3)									
	1		PERMIT REFUND (3301/3)	96.00	6-01-55-300-004	B REFUND OF FEES & PERMITS	R	10/12/16	11/02/16		REFUND PERMIT	N
	Vendor Total:			96.00								
01607 MORGAN PROPERTIES MGT												
	16-01165	10/25/16	ESCROW REFUND									
	1		ESCROW REFUND	133.50	E-08-00-205-07A	B MORGAN PROPERTIES 1902/5	R	10/25/16	11/02/16		ESCR. REFUND	N
	2		ESCROW REFUND	30.99	E-08-00-205-07B	B MORGAN PROPERTIES INTEREST	R	10/25/16	11/02/16		ESCR. REFUND	N
	3		ESCROW REFUND	35.00	E-08-00-205-07C	B MORGAN PROP SOIL REMOVAL	R	10/25/16	11/02/16		ESCR. REFUND	N
				199.49								
	Vendor Total:			199.49								
01608 ANTHONY PUCCIARELLI												
	16-01164	10/25/16	ESCROW REFUND									
	1		ESCROW REFUND	38.83	E-08-00-213-04A	B Anthony Pucciarelli (1301/17)	R	10/25/16	11/02/16		ESCR. REFUND	N
	2		ESCROW REFUND	1.01	E-08-00-213-04B	B Anthony Pucciarelli (1301/17) Interest	R	10/25/16	11/02/16		ESCR. REFUND	N
				39.84								
	Vendor Total:			39.84								
01609 ERIK AND ANNE MARIE PALFREY												
	16-01163	10/25/16	ESCROW REFUND									
	1		ESCROW REFUND	21.25	E-08-00-214-19A	B Erik Palfrey (505/12)	R	10/25/16	11/02/16		505/12	N
	Vendor Total:			21.25								
01610 FREDERICK LEE												
	16-01190	11/01/16	REFUND TAX OVERPAYMENT									
	1		REFUND TAX OVERPAYMENT	2,795.00	6-01-55-205-000	B TAX OVERPAYMENTS - CURRENT YEAR	R	11/01/16	11/02/16		402/9	N
	Vendor Total:			2,795.00								
01760 UNITED PARCEL SERVICE												
	16-00962	08/30/16	F047X6336 UPS CHARGES									
	1		F047X6336 UPS CHARGES	11.14	6-01-21-720-022	B POSTAGE & EXPRESS CHARGES	R	08/30/16	11/02/16		6336	N

November 2, 2016
11:32 AM

Borough of Montvale
Bill List By Vendor Id

Page No: 10

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Stat/Chk	First	Rcvd	Chk/Void	1099	
Item Description	Amount	Charge	Account	Acct Type	Description	Enc	Date	Date	Date	Invoice	Excl
03615 FRASCIELLO, MARLY											
16-01179 10/28/16 PD PETTY CASH											
1 PD PETTY CASH	16.20		6-01-25-747-077	B	COMMUNICATIONS EQUIPMENT	R	10/28/16	11/02/16		PD PETTY CASH	N
2 PETTY CASH	231.27		6-01-25-745-041	B	MEAL REIMBURSEMENT	R	10/28/16	11/02/16		PD PETTY CASH	N
	247.47										
Vendor Total:	247.47										
03727 STAPLES BUSINESS ADVANTAGE											
16-01081 10/04/16 PD SUPPLIES											
1 PD SUPPLIES	183.69		6-01-25-745-036	B	OFFICE SUPPLIES	R	10/04/16	11/02/16		3317639258+	N
16-01085 10/05/16 BUSINESS FORMS											
1 BUSINESS FORMS	194.99		6-01-25-753-036	B	OFFICE SUPPLIES	R	10/05/16	11/02/16		3317639256	N
Vendor Total:	378.68										
03792 IDW LLC											
16-01012 09/15/16 RIBBON FOR ID CARD PRINTER											
1 RIBBON FOR ID CARD PRINTER	145.37		6-01-25-745-036	B	OFFICE SUPPLIES	R	09/15/16	11/02/16		1273172	N
Vendor Total:	145.37										

Total Purchase Orders: 56 Total P.O. Line Items: 99 Total List Amount: 2,986,696.26 Total Void Amount: 0.00

Totals by Year-Fund Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND 2016 BUDGET	6-01	2,588,655.57	0.00	2,588,655.57	0.00	0.00	2,588,655.57
CAPITAL FUND	C-04	380,120.06	0.00	380,120.06	0.00	0.00	380,120.06
BOA ESCROW ACCOUNTS	E-08	5,240.18	0.00	5,240.18	0.00	0.00	5,240.18
OTHER TRUST ACCOUNT	T-03	507.50	0.00	507.50	0.00	0.00	507.50
DOG TRUST ACCOUNT	T-12	1.20	0.00	1.20	0.00	0.00	1.20
OPEN SPACE TRUST ACCT	T-14	12,171.75	0.00	12,171.75	0.00	0.00	12,171.75
Year Total:		12,680.45	0.00	12,680.45	0.00	0.00	12,680.45
Total of All Funds:		2,986,696.26	0.00	2,986,696.26	0.00	0.00	2,986,696.26



283 King George Road
Warren, New Jersey 07059

October 11, 2016

Borough of Montvale
ATTN: Maureen Iarossi-Alwan, Borough Clerk
Borough Hall
12 Mercedes Drive
Montvale, NJ 07645

Dear Ms. Iarossi-Alwan:

Verizon Wireless is in the process of planning to upgrade and enhance its network for 2017 by deploying small network nodes in the public right-of-way. Part of the planning process includes securing the permissions necessary for that deployment.

Obtaining consent from municipalities to locate and operate in the right-of-way is the first level of permission that Verizon Wireless seeks. Verizon Wireless would like to receive non-site specific consent granting permission to locate and operate in the right-of-way in the Borough of Montvale by attaching to existing and new utility poles, and would later obtain any required site specific consents for each node through the building departments. As such, Verizon Wireless is requesting consent from the Borough Council of the Borough of Montvale to use facilities lawfully erected in the public right-of-way for small network nodes, and respectfully requests to be placed on the next available agenda for consideration of this request by the Borough Council.

To facilitate this request, Verizon Wireless has provided a fact sheet with details of the proposal, a proposed form of resolution for adoption by the Borough Council and relevant statutes for reference.

By way of the above, Verizon Wireless hereby submits this application for authorization by the Borough Council of the Borough of Montvale to locate and operate small network nodes in the public right of way by attaching to existing and new utility poles.

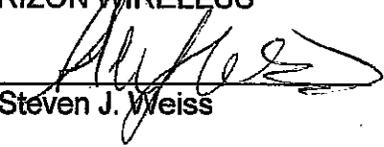


Verizon Wireless hereby authorizes employees of Tilson Technology Management, Inc. to deliver this request, to represent Verizon Wireless at meetings of the Borough Council and to discuss this proposal with officials of the Borough of Montvale.

Questions about this proposal can be directed to Kathryn Windsor at (816) 351-6208, or kwindsor@tilsontech.com. Notices regarding this proposal and hearing date should be sent electronically to kwindsor@tilsontech.com, or by mail to:

Tilson
ATTN: Kathryn Windsor
245 Commercial Street, Suite 203
Portland, ME 04101

VERIZON WIRELESS

By: 

Steven J. Weiss

Title: Manager – Real Estate, NNJ

Date: 10/11/16



Fact Sheet

What is Verizon Wireless Planning in Montvale Borough?

Verizon Wireless is deploying small network nodes in the municipal and county rights-of-way in New Jersey, which enables it to increase coverage and network data capacity. Small network nodes are a low-powered wireless technology that involves the use of antennas, two to three feet long, and radio cabinets, approximately 20-inches wide and 55-inches tall, which are mounted on existing or new utility poles or light poles which are lawfully erected in the public right-of-way. These network nodes augment the coverage from new and existing tower and rooftop sites, providing signal in terrain challenged areas. They are also an important part of Verizon Wireless' capacity focused mobile network. These small network nodes will help provide residents, commuters, and emergency responders in Montvale Borough access to the next generation of wireless networks, and a roadmap toward upcoming emerging wireless technologies like 5G.

Small network nodes are typically deployed in areas that have some existing Verizon Wireless service, but where the coverage needs to be augmented. Capacity may also be exhausted at various times due to high demand when there are many users performing high-data usage functions (streaming video, uploading files, sending photos, using GPS, etc.). This sector exhaust is likely to increase as the technology used by network subscribers on multiple devices becomes exponentially more sophisticated. Without reliable coverage or when sector exhaust occurs Verizon Wireless network users will have insufficient network access, leading to dropped calls, a potential degradation of 911 services, and the inability to access applications, email, internet and GPS, all of which have potential impacts on public safety.

Small network nodes can be used to offload data capacity from the existing sites, freeing them up for others trying to make phone calls and use data anywhere within their radio frequency footprint. They can also be used to augment coverage from the existing macro network. In this way small network nodes complement macro sites, but are not a substitute for them. Small network nodes are located near street level where they can serve high traffic areas such as outdoor recreation facilities, homes, heavily-traveled roadways and intersections. The functional distance of a small network node is dictated by line of sight, and is limited by its low power.

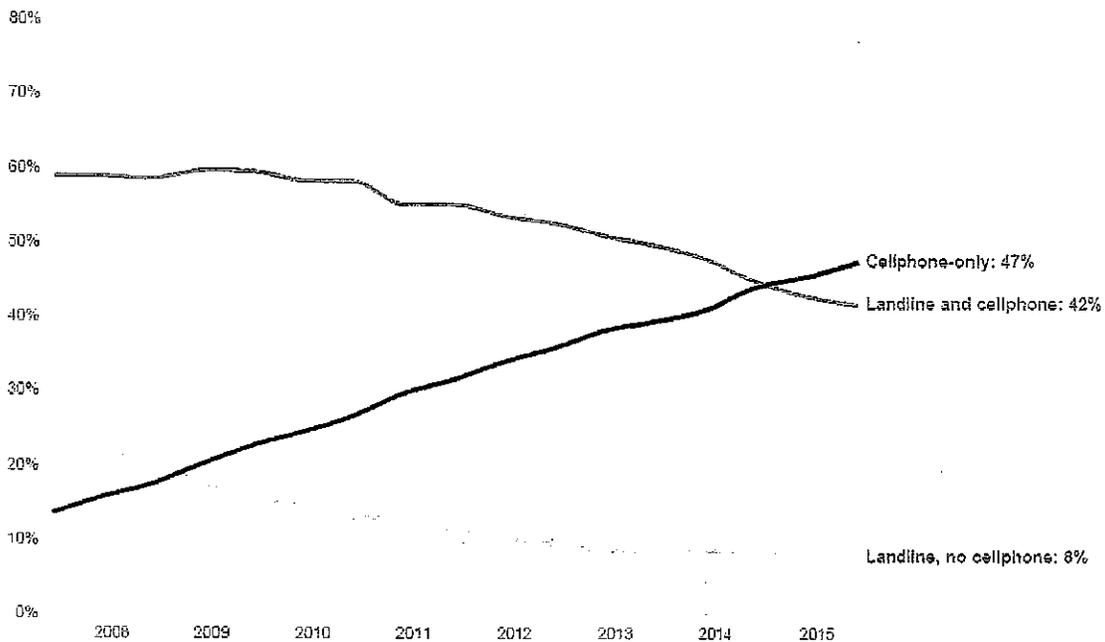
The consent that Verizon Wireless is seeking from Montvale Borough is permission to operate in the public right of way. This consent will not allow Verizon Wireless to construct nodes without site-specific review by the building department.

Why are Small Network Nodes so Important?

Small network nodes fill in coverage and capacity gaps created by both sector exhaust and by the inability of larger macro sites to fill in those small gaps. Providing network coverage and data capacity to all users in both their homes and on the road is increasingly important. Between 2014 and 2015 the number of “wireless only” homes surpassed the number of homes with both landline and cell phone connectivity.

The Rise Of The Cellphone-Only Household

Share of households, by type of phone



Source: CDC/NCHS, National Health Interview Survey

Credit: Alyson Huit and Aina Salyuk/NPR

Additionally, the National Highway Traffic Administration reported in February, 2016 that 76% of all 911 calls originate from a cell phone. Having a strong wireless network is not just for convenience, but is also necessary for public safety.

The use of wireless devices is increasing exponentially. In the United States there are 355 million wireless devices in use by 319 million residents (CTIA, June 2015). The demand for wireless data services has nearly doubled over the last year, and is expected to grow 650% between 2013 and 2018 (Cisco, VNI Mobile Forecast Highlights, 2013-2018). The increased use of smart phones, tablets, health monitors and other wireless devices in everyday life relies on the Verizon Wireless Network. Small cell networks will add coverage and capacity and improve in-building coverage, voice quality, reliability and data speeds for Montvale Borough residents, businesses, first responders and visitors using the Verizon Wireless Network. Having adequate coverage has become a necessity of daily life and for public safety.

Are Small Network Nodes Safe?

The FCC, in consultation with numerous other federal agencies, including the Environmental Protection Agency, the Food and Drug Administration and the Occupational Safety and Health Administration, has developed safety standards designed to protect against adverse health effects. The standards were developed by expert scientists and engineers after extensive reviews of the scientific literature related to radio frequency (RF) biological effects. The FCC explains that its standards "incorporate prudent margins of safety." It explains further that "radio frequency emissions from antennas used for cellular and PCS transmissions result in exposure levels on the ground that are typically thousands of times below safety limits."

The FCC provides information about the safety of RF emissions from wireless base stations on its website at: <http://www.fcc.gov/oet/rfsafety/rf-faqs.html>. In general, due to their small size, low wattage and limited coverage, emissions from small network nodes are a small fraction of FCC-permitted levels in any publicly accessible area.

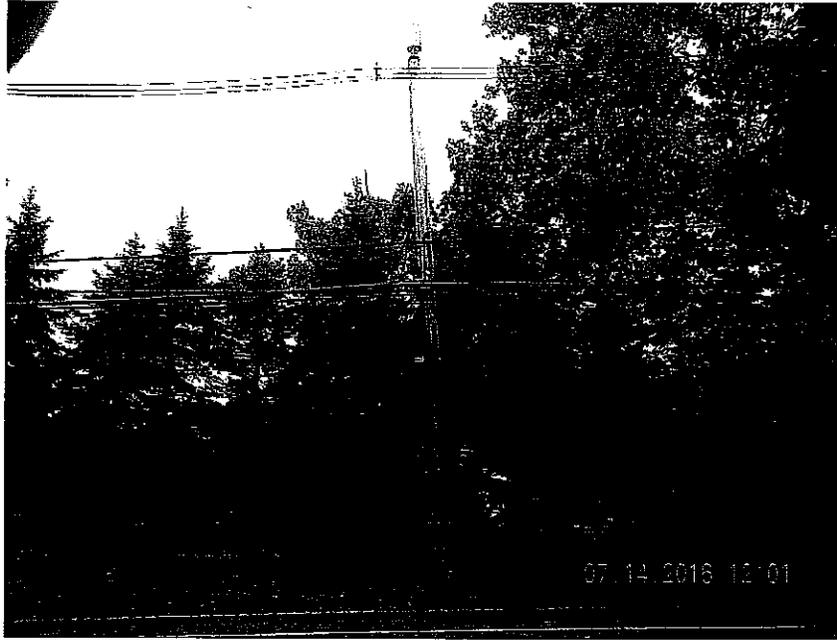
Where are Small Network Nodes Placed?

Small Network Nodes are most often attached to wood utility poles in the public right-of-way. Verizon Wireless always looks to attach to existing utility poles as a first option, however, due to utility company restrictions, only a small percentage of existing utility poles meet the requirements for attachment. In situations where, because of utility company requirements, Verizon Wireless cannot attach to existing wood utility poles they will request that a public utility set a new pole for their use. The pole will be set in the public right-of-way, and will be of the same size and type that the public utility is permitted to set in the area so as not to be out of character with the current infrastructure.

In locations where there are no existing wooden utility poles, such as downtown areas or newer subdivisions with underground utilities, Verizon Wireless will not place new wooden poles, and would instead seek to have placed new or replacement stealth fixtures that integrate the small network node equipment into a streetlight structure. This would be a different phase of the development and Verizon Wireless would approach the municipality with a new proposal for this type of development.

Photographic representations of all of the above-referenced small network node deployment types are provided on the following pages.

Verizon Wireless Small Network Node on Existing Wood Utility Pole



Verizon Wireless Small Network Node on a New Wood Utility Pole



What is Verizon Wireless seeking from Montvale Borough?

A provision of the New Jersey Public Utility Act, N.J.S.A. 48:3-18 (copy enclosed), permits any company (not necessarily public utilities) to use poles that have been lawfully erected in the public right-of-way. Where the second company is not itself a franchised utility, which is the case with Verizon Wireless, the consent of the municipality is required under N.J.S.A. 48:3-19 (copy enclosed). A form of proposed resolution for adoption to formalize such consent is attached.

Can Montvale Borough Reject the Request?

Under Federal law, specifically Section 253 of the Federal Telecommunications Act, 47 U.S.C. 253 (copy enclosed), the municipality may not withhold approval, but it may impose reasonable conditions, such as requiring insurance and repair to any damage caused, which have been included in the attached proposed resolution.

What Sort of Fee is Allowable?

Montvale Borough may not impose a tax on these facilities, but it is entitled to recover the reasonable costs for actual services that it incurs in reviewing and approving Verizon Wireless' request. The relevant state statute is N.J.S.A. 54:30A-124 (copy enclosed).

What is Verizon Wireless NOT seeking to do in Montvale Borough?

Verizon Wireless is aware that many wireless service providers and other telecommunications infrastructure providers are also seeking consent from municipalities in New Jersey to install wireless transmitting equipment in the public rights of way. Understanding the visual sensitivities of residents and Borough leaders, Verizon Wireless is committed to first, using existing infrastructure, and second, only installing new infrastructure when necessary, and ensuring that any new infrastructure is in character with the existing streetscape. Additionally, Verizon Wireless will not install new wood poles that are substantially taller (10%) than existing utility poles, or install utility poles made of steel or other non-wood material in an area with existing wood utility poles.

Verizon Wireless is seeking this consent exclusively for their own equipment to provide services to customers using the Verizon Wireless network. The consent from the municipality will not be used by Verizon Wireless to construct infrastructure to be leased to others.

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MONTVALE

No. _____

Date of Adoption _____

WHEREAS, New York SMSA Limited Partnership d/b/a Verizon Wireless, ("Verizon Wireless"), is a provider of commercial mobile service subject to regulation by the Federal Communications Commission; and

WHEREAS, Verizon Wireless has entered into agreements with parties that have the lawful right to maintain poles in the public right-of-way pursuant to which Verizon Wireless may use such poles erected within the public right-of-way in the Borough of Montvale; and

WHEREAS, New Jersey law permits such use provided that there is the consent of the relevant municipality;

NOW THEREFORE BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MONTVALE, COUNTY OF BERGEN, STATE OF NEW JERSEY THAT:

1. Permission and authority are hereby granted to Verizon Wireless and its successors and assigns, to use poles erected by parties that have the lawful right to maintain poles within the public right-of-way in the Borough of Montvale, subject to the following:
 - A. Verizon Wireless, and its successors and assigns, shall adhere to all applicable Federal, State, and Local laws regarding safety requirements related to the use of the public right-of-way.
 - B. Verizon Wireless, and its successors and assigns, shall comply with all applicable Federal, State, and Local laws requiring permits prior to beginning construction, and shall obtain any applicable permits that may be required by the Borough of Montvale.
 - C. Such permission be and is hereby given upon the condition and provision that Verizon Wireless, and its successors and assigns, shall indemnify, defend and hold harmless the Borough of Montvale, its officers, agents, and servants, from any claim of liability or loss or bodily injury or property damage resulting from or arising out of the acts or omissions of Verizon Wireless or its agents in connection with the use and occupancy poles located within the public

right-of-way, except to the extent resulting from the acts or omissions of the Borough of Montvale.

- D. Verizon Wireless shall, at its own cost and expense, maintain commercial general liability insurance with limits not less than \$1,000,000 for injury to or death of one or more persons in any one occurrence and \$500,000 for damage or destruction to property in any one occurrence. Verizon Wireless shall include the Borough of Montvale as an additional insured.
- E. Verizon Wireless shall be responsible for the repair of any damage to paving, existing utility lines, or any surface or subsurface installations, arising from its construction, installation or maintenance of its facilities.
- F. Notwithstanding any provision contained herein, neither the Borough of Montvale nor Verizon Wireless shall be liable to the other for consequential, incidental, exemplary, or punitive damages on account of any activity pursuant to this instrument.
- G. This instrument shall be adopted on behalf of the Borough of Montvale by the Borough Council of the Borough of Montvale and attested to by Borough of Montvale Clerk who shall affix the Borough of Montvale Seal thereto.
- H. The permission and authority hereby granted shall continue for the same period of time as the grant to parties whose poles Verizon Wireless is using.

STATEMENT

This resolution authorizes Verizon Wireless to use poles erected within the public right-of-way of the Borough of Montvale by parties that have the lawful right to maintain such poles.

KeyCite Yellow Flag - Negative Treatment
Proposed Legislation

New Jersey Statutes Annotated
Title 48. Public Utilities (Refs & Annos)
Chapter 3. Public Utilities in General (Refs & Annos)
Article 4. Joint Use of Poles

N.J.S.A. 48:3-18

48:3-18. Agreements

Currentness

Any person municipal or otherwise, may enter into a written agreement with any other such person owning or using any poles erected under municipal consent in any street, highway or other public place for the use by the former person of the poles upon such terms and conditions as may be agreed upon by the persons.

Credits

Amended by L.1962, c. 198, § 41.

N. J. S. A. 48:3-18, NJ ST 48:3-18

Current with laws effective through L.2015, c. 115 and J.R. No. 7.

End of Document

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New Jersey Statutes Annotated
Title 48. Public Utilities (Refs & Annos)
Chapter 3. Public Utilities in General (Refs & Annos)
Article 4. Joint Use of Poles

N.J.S.A. 48:3-19

48:3-19. Municipal consent

Currentness

The consent of the municipality shall be obtained for the use by a person of the poles of another person unless each person has a lawful right to maintain poles in such street, highway or other public place.

Credits

Amended by L.1962, c. 198, § 42.

N. J. S. A. 48:3-19, NJ ST 48:3-19

Current with laws effective through L.2015, c. 115 and J.R. No. 7.

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New Jersey Statutes Annotated

Title 54. Taxation

Subtitle 4. Particular Taxes on Corporations and Others

Part 5. Taxation of Certain Public Utilities

Chapter 30A. Franchises and Gross Receipts Taxes (Refs & Annos)

Article 4. Transitional Energy Facility Assessment Act

N.J.S.A. 54:30A-124

54:30A-124. Certain local government fees, taxes, levies or assessments prohibited

Currentness

a. No municipal, regional, or county governmental agency may impose any fees, taxes, levies or assessments in the nature of a local franchise, right of way, or gross receipts fee, tax, levy or assessment against energy companies subject to the provisions of P.L.1940, c. 5 (C.54:30A-49 et seq.) prior to January 1, 1998 or telecommunication companies. Nothing in this section shall be construed as a bar to reasonable fees for actual services made by any municipal, regional or county governmental agency. Nothing in this section shall be construed to affect the franchising process or the assessment of franchise fees with respect to the provision of cable television service in accordance with the provisions of P.L.1972, c. 186 (C.48:5A-1 et seq.).

b. Nothing in this section shall be construed to limit municipal taxation of real or personal property pursuant to R.S.54:4-1 of local exchange telephone, telegraph and messenger systems, companies, corporations or associations that were subject to tax under P.L.1940, c. 4 (C.54:30A-16 et seq.) as of April 1, 1997.

Credits

L.1997, c. 162, § 69, eff. Jan. 1, 1998.

N. J. S. A. 54:30A-124, NJ ST 54:30A-124

Current with laws effective through L.2015, c. 115 and J.R. No. 7.

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United States Code Annotated

Title 47. Telecommunications (Refs & Annos)

Chapter 5. Wire or Radio Communication (Refs & Annos)

Subchapter II. Common Carriers (Refs & Annos)

Part II. Development of Competitive Markets (Refs & Annos)

47 U.S.C.A. § 253

§ 253. Removal of barriers to entry

Effective: February 8, 1996

Currentness

(a) In general

No State or local statute or regulation, or other State or local legal requirement, may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service.

(b) State regulatory authority

Nothing in this section shall affect the ability of a State to impose, on a competitively neutral basis and consistent with section 254 of this title, requirements necessary to preserve and advance universal service, protect the public safety and welfare, ensure the continued quality of telecommunications services, and safeguard the rights of consumers.

(c) State and local government authority

Nothing in this section affects the authority of a State or local government to manage the public rights-of-way or to require fair and reasonable compensation from telecommunications providers, on a competitively neutral and nondiscriminatory basis, for use of public rights-of-way on a nondiscriminatory basis, if the compensation required is publicly disclosed by such government.

(d) Preemption

If, after notice and an opportunity for public comment, the Commission determines that a State or local government has permitted or imposed any statute, regulation, or legal requirement that violates subsection (a) or (b) of this section, the Commission shall preempt the enforcement of such statute, regulation, or legal requirement to the extent necessary to correct such violation or inconsistency.

(e) Commercial mobile service providers

Nothing in this section shall affect the application of section 332(c)(3) of this title to commercial mobile service providers.

(f) Rural markets

It shall not be a violation of this section for a State to require a telecommunications carrier that seeks to provide telephone exchange service or exchange access in a service area served by a rural telephone company to meet the requirements in section 214(e)(1) of this title for designation as an eligible telecommunications carrier for that area before being permitted to provide such service. This subsection shall not apply--

(1) to a service area served by a rural telephone company that has obtained an exemption, suspension, or modification of section 251(c)(4) of this title that effectively prevents a competitor from meeting the requirements of section 214(e)(1) of this title; and

(2) to a provider of commercial mobile services.

CREDIT(S)

(June 19, 1934, c. 652, Title II, § 253, as added Pub.L. 104-104, Title I, § 101(a), Feb. 8, 1996, 110 Stat. 70.)

47 U.S.C.A. § 253, 47 USCA § 253

Current through P.L. 114-61 (excluding P.L. 114-52, 114-54, 114-59, and 114-60) approved 10-7-2015

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