

**PUBLIC MEETING  
MINUTES**

The Public Meeting of the Mayor and Council was held in Council Chambers and called to order at 7:32PM. Adequate notification was published in the official newspaper of the Borough of Montvale. Master Sergeant Dieter Koelling led the Pledge of Allegiance to the Flag, and roll call was taken.

**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).

Also Present: Mayor, Mike Ghassali; Borough Attorney, Dave Lafferty; Administrator, Joe Voytus; and Deputy Clerk, Carol Manhart

**ROLL CALL:**

Councilmember Arendacs	Councilmember Lane - absent
Councilmember Cudequest	Councilmember Roche
Councilmember Koelling	Councilmember Russo-Vogelsang - absent

**POLICE CHIEF, DOUG MCDOWELL, QUARTERLY REPORT**

Touch A Truck had about 300 attendees; will do it again next year. Jr. Academy starts September 19 through November 21<sup>st</sup> between 6-8PM. Handling complaints on speeding on Chestnut Ridge Road, Kinderkamack Road, Grand Ave and Magnolia. Issued 3,108 summons year to date; 51 arrests since July; 43 shoplifting issues; 58 crashes since July; to report any traffic issues [traffic@montvaleboro.org](mailto:traffic@montvaleboro.org); every police officer has now been trained and carries a taser.

**ORDINANCES:**

**PUBLIC HEARING OF ORDINANCE NO. 2023-1542 AN ORDINANCE OF THE BOROUGH OF MONTVALE AMENDING AND SUPPLEMENTING CHAPTER 385 OF THE BOROUGH CODE TO DESIGNATE TWO STOP INTERSECTIONS AND REMOVE ONE YIELD INTERSECTION**

**WHEREAS**, the intersection of Kinderkamack Road and Magnolia Avenue has been the location of a number of accidents in recent years; and

**WHEREAS**, the County of Bergen did conduct a study to determine how to improve traffic safety at this intersection; and

**WHEREAS**, the Borough Engineer did also conduct a study to determine whether “Stop” signs would be warranted for all cars entering Kinderkamack Road either southbound or eastbound off Magnolia Avenue; and

**WHEREAS**, it was recommended that the Borough adopt an ordinance designating the intersection of Magnolia Avenue and Kinderkamack as a “Stop” intersection either southbound or eastbound off Magnolia Avenue; and

**WHEREAS**, because this area is under the jurisdiction of the County of Bergen, the County must concur with the Borough’s request to place “Stop” signage at the relevant intersection; and

**WHEREAS**, the County has indicated that it does concur with this request and will install the necessary signage.

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

**Section 1.** Chapter 385, Section 41, is hereby amended and supplemented by adding the following two intersections to Schedule VIII – Stop Intersections,” as follows:

**§385-41 Schedule VIII – Stop Intersections.**

**Intersection**

Magnolia Avenue and Kinderkamack Road  
Magnolia Avenue and Kinderkamack Road

**Stop Sign On**

Magnolia Avenue, southbound  
Magnolia Avenue, eastbound

**Section 2.** Chapter 385, Section 42, is hereby amended by removing the following intersection from “Schedule IX – Yield Intersections,” as follows:

**§385-42 Schedule IX – Yield Intersections.**

**Intersection**

Kinderkamack Road and Magnolia Avenue

**Yield Sign On**

Magnolia Avenue

**Section 3.** 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 4.** 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 5.** 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 6.** Effective Date.

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

A motion Introduced for second reading **Ordinance No. 2023-1542** by Councilmember Cudequest; seconded by Councilmember Koelling; Clerk read by title only.

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

No Public Comment

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

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

**MEETING OPEN TO PUBLIC:**

Agenda Items Only

Motion to open meeting to the public by Councilmember Cudequest; seconded by Councilmember Roche – all ayes

No Public Comment

Motion to close meeting to the public by Councilmember Cudequest; seconded by Councilmember Roche – all ayes

**MEETING CLOSED TO PUBLIC:**

Agenda Items Only

**MINUTES:**

**August 10, 2023**

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

**CLOSED/EXECUTIVE MINUTES:**

**August 10, 2023**

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

**180-2023 A Resolution Confirming the Borough's Applicable Bid Threshold and Authorizing The Qualified Purchasing Agent to Award "Window Contracts"**

**WHEREAS**, the State of New Jersey increased the public bid threshold to a maximum of \$44,000.00 effective as of July 1, 2020 pursuant to N.J.S.A. 40A:11-3; and

**WHEREAS**, N.J.S.A. 40A:11-3(a) permits a municipality to increase the public bid threshold to this maximum of \$44,000.00 if the municipality appoints a Qualified Purchasing Agent ("QPA") pursuant to N.J.S.A. 40A 11-9c who is granted the authorization to negotiate the award of contracts which are below the public bid threshold; and

**WHEREAS**, the Borough of Montvale did previously appoint Christine Kalafut as QPA for the Borough; and

**WHEREAS**, Sections 11 and 12 of the Elections Transparency Act amend N.J.S.A. 19:44A-20.4 and 20.5, respectively, to clarify that the governing body of a municipality or county (or any agency or instrumentality thereof) may delegate the authority to award a contract having an anticipated value in excess of \$17,500 but below the increased bid threshold of a Local Public Contracts Law contracting unit with a qualified purchasing agent (i.e., a "window contract") to the QPA; and

**WHEREAS**, the Borough of Montvale desires to take advantage of the increased public bid threshold and authorize the QPA to award so-called "window contracts."

**NOW, THEREFORE BE IT RESOLVED**, that the Borough of Montvale does hereby confirm its public bid threshold of \$44,000.00; and

**BE IT FURTHER RESOLVED** that the Borough's appointed Qualified Purchasing Agent is hereby authorized and empowered to award "window contracts" between \$17,500.00 and \$44,000.00, consistent with applicable law.

**181-2023 Authorize Release of Escrow – Island Pump & Tank, LLC – 128 Chestnut Ridge Road Block 2602 – Lot 4**

**WHEREAS**, Island Pump & Tank, LLC with offices located at 40 Doyle Court, East Northport, NY 11731 have requested release of escrow posted for 128 Chestnut Ridge Road, Block 2602, Lot 4; 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 Island Pump & Tank, LLC in the amount of \$234.00; and

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

**182-2023 Amending Resolution 144-2022 Awarding a Professional Services Contract to Community Grants, Planning & Housing (“CGP&H”) for Professional Housing Rehabilitation Services**

**WHEREAS**, in an effort to keep all our Professional Service Agreements renewing for every January 1st, the Borough of Montvale and CGP&H have agreed to a 4-month extension of contract good through December; and

**WHEREAS**, a new contract will be executed in January 2024; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Montvale that a professional services contract is hereby extended for a 4-month period through December 2023 for housing rehabilitation services in accordance with the terms and conditions set forth in the original proposal and rates dated August 25, 2022.

**183-2023 Authorize Hiring - Part Time Alternate Crossing Guard – Arlene O’Brien**

**WHEREAS**, the Montvale Police Department desires to hire a part-time alternate crossing guard in the Borough of Montvale; and,

**WHEREAS**, Arlene O’Brien has met the qualifications for this position, agrees to the terms and conditions of employment; and

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Montvale, County of Bergen, State of New Jersey that the above-named individual is hereby appointed to the position of Part-time Alternate Crossing Guard, effective June 16, 2023.

**184-2023 A Resolution Awarding a Contract to Key Tech Laboratories for Core Sampling and Testing - NJDOT State Aid FY2022 Summit Ave Roadway Improvements**

**WHEREAS**, the Borough of Montvale’s was required to conduct Bituminous Concrete Core Sampling & Testing for the 2022 NJDOT Summit Ave Roadway Improvements as required by the NJDOT in order to ensure the pavement has been properly installed prior to the release of final payment; and

**WHEREAS**, the Borough Engineer has recommended that the Borough award this contract to conduct these services to KeyTech Laboratories, consistent with the August 21, 2023 proposal, a copy of which is attached hereto and made a part hereof; 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** that the Borough of Montvale hereby accepts the Key Tech Proposal, 210 Maple Place, Keyport, NJ 07735 and authorizes the appropriate officials to execute an agreement and/or purchase order for this work in the amount not to exceed \$1,910.00.

**185-2023 A Resolution Awarding a Contract to C. Dougherty & Co., Inc. for 60-Ton HVAC Roof Unit Installation Project for Montvale Borough Hall**

**WHEREAS**, the Borough of Montvale has a need for services in connection with the Montvale Borough Hall HVAC Roof Unit Replacement Project; and

**WHEREAS**, consistent with the New Jersey *Local Public Contract Law, N.J.S.A. 40A:11-1*, et seq., the Borough of Montvale did publicly solicit bids for said project under the title “ 60-Ton HVAC Roof Unit Provision and Installation Project for the Borough of Montvale” with bids due on August 29, 2023; and

**WHEREAS**, said solicitation requested bids for a Base Bid only; and

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

**WHEREAS**, the lowest bid for the Base Bid was submitted by C. Dougherty & Co., Inc. in the amount of \$197,000.00; and

**WHEREAS**, said bid was within the funds allocated for this project; and

**WHEREAS**, the offices of the Borough Attorney have reviewed these bids and have deemed it responsive to the bid specifications; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Montvale, that a contract for the above-referenced project shall be awarded to C. Dougherty & Co., Inc. with offices located 7 Washington Avenue, Paterson, NJ 07503 for Base Bid in the amount of \$197,000.00; and

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

**186-2023 Resolution Awarding a Contract to Winner Ford of Cherry Hill Pursuant to State Contract #20-FLEET-01189 for the Purchase of a 2024 Ford F150 4 X 4 for Montvale Fire Department**

**WHEREAS**, the Borough of Montvale has a need to acquire a 2024 Ford F150 4 X4 for use by the Montvale Fire Department; and

**WHEREAS**, this SUV will be for the Deputy Fire Chief and was approved in the 2023 Capital Budget; and

**WHEREAS**, the Borough has determined that the most convenient and cost-effective way to procure said vehicle is by State Contract pursuant to N.J.S.A. 40A:11-12a, and 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 the Treasury; and

**WHEREAS**, the Borough did solicit a quote from Winner Ford of Cherry Hill pursuant to State Contract #20-FLEET-01189 for said vehicle in the total amount of \$53,402.00; and

**WHEREAS**, the Borough is desirous of awarding this contract and purchasing said vehicle from Winner ford of Cherry Hill pursuant to the Proposal, a copy of which is attached hereto; 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** that the Borough of Montvale hereby accepts the attached proposal from Winner Ford of Cherry Hill, 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034, for the aforementioned vehicle and directs, authorizes and empowers all appropriate officials to execute an agreement and/or purchase order for this contract, subject to all the conditions applicable to State Contract #20-FLEET-01189 and subject to approval by the Borough Attorney.

**187-2023 Authorize Release of Escrow – Donald Stoneham – 32 Bryan Drive - Block 706 – Lot 3**

**WHEREAS**, Donald Stoneham has requested release of escrow posted for 32 Bryan Drive, Block 706, Lot 3; and

**WHEREAS**, the Borough Engineer and other Borough professionals take no exception to the release; and

**NOW THERFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Montvale hereby release escrow to Donald Stoneham in the amount of \$476.00; and

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

**188-2023 Authorize Change Order No. 1 - 2023 Road Improvement Program - DLS Contracting, Inc.**

**WHEREAS**, the Borough of Montvale awarded a contract via Resolution No.178-2023 to DLS Contracting, Inc. 36 Montesano Road, Fairfield, New Jersey 07004 for the 2023 Road Improvement Program; and

**WHEREAS**, the original contract amount including Alternates A, B, C and D was \$709,416.67; and **WHEREAS**, the Borough Engineer, in a letter dated September 1, 2023, which is attached to the original of this resolution has been monitoring the project and recommends in full detail the proposed Change Order #1 in the amount of \$113,534.42; and

**Contract Amount**

Base:	\$488,152.02
Alternate "A":	\$ 36,850.00
Alternate "B":	\$ 26,055.50
Alternate "C":	\$ 57,936.65
Alternate "D":	\$100,422.50
<u>Change Order #1</u>	<u>\$113,117.75</u>
Adjusted Total:	\$822,534.42

**NOW THEREFORE BE IT RESOLVED**, by the Governing Body of the Borough of Montvale authorize Change Order #1 in the amount of \$113,117.75; and

**WHEREAS**, the Chief Financial Officer of the Borough has certified that funds have been appropriated and are available for this purpose, a copy of said certification attached to the original copy of this Resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Montvale that the above reference change order #1 is hereby approved:

**189-2023 A Resolution Awarding a Contract to Atlantic, Tomorrow's Office Pursuant to NJ State Contract 40467 for a 60-Month Lease for One (1) IMC6010 RICOH Color Copier/Printer/Scanner for Use by the Montvale Building Department**

**WHEREAS**, the Borough has a need to procure one color copier/printer/scanner for use by the Montvale Building 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 Atlantic, Tomorrow's Office for one (1) RICOH IMC6010 Color Copier/Printer/Scanner; and

**WHEREAS**, Atlantic submitted a proposal dated August 31, 2023, a copy of which is attached hereto, which consists of a monthly cost of \$199.00 per month for sixty (60) months; and

**WHEREAS**, Atlantic has already been awarded a contract to provide another RICOH copier/printer/scanner for use by the administration staff, which will have compatible parts and supplies to this model; 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:

1. The Borough of Montvale does approve the attached Quote from Atlantic, Tomorrow's Office, 400 Broadacres Drive, Bloomfield, New Jersey 07003, for a 60-Month Lease for One (1) RICOH IMC6010 Color Copier/Printer/Scanner.
2. The Mayor, Borough Clerk and/or Borough Administrator are hereby directed, authorized and empowered to execute an agreement with Atlantic, Tomorrow's Office, consistent with this resolution.
3. This resolution shall take effect immediately.

**190-2023 RE: Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Clean Communities Grant**

**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 \$21,329.52, 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:
- Clean Communities Grant.

**BE IT FURTHER RESOLVED** that the like sum of \$21,329.52 is hereby appropriated under the caption:

- General Appropriations:
- (A) Operations – Excluded from “CAPS”
- Public and Private Revenues Offset by Revenues
- Clean Communities Grant.

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

**191-2023 RE: Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Alcohol Education And Rehabilitation Fund**

**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 \$4,023.63, 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:
- Alcohol Education and Rehabilitation Fund.

**BE IT FURTHER RESOLVED** that the like sum of \$4,023.63 is hereby appropriated under the caption:

- General Appropriations:
- (A) Operations – Excluded from “CAPS”
- Public and Private Revenues Offset by Revenues
- Alcohol Education and Rehabilitation Fund.

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

**192-2023 RE: Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Body Armor Grant - State Share**

**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 \$4,800.00, 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:
- Body Armor Grant - State Share.

**BE IT FURTHER RESOLVED** that the like sum of \$4,800.00 is hereby appropriated under the caption:

- General Appropriations:
- (A) Operations – Excluded from “CAPS”
- Public and Private Revenues Offset by Revenues
- Body Armor Grant - State Share.

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

**193-2023 RE: Requesting Approval Of Items Of Revenue And Appropriation N.J.S.A. 40a:4-87 – Huff Park Playground Improvements**

**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 \$78,625.00, 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:
- Huff Park Playground Improvements.

**BE IT FURTHER RESOLVED** that the like sum of \$78,625.00 is hereby appropriated under the caption:

- General Appropriations:
- (A) Operations – Excluded from “CAPS”
- Public and Private Revenues Offset by Revenues
- Huff Park Playground Improvements.

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

**194-2023 A Resolution Awarding a Contract to Ben Shaffer Recreation, Inc. Pursuant to ECSNJ Contract #65MCECCPS for the Huff Park Playground Improvements Project – Proposal 1443**

**WHEREAS**, the Borough of Montvale has a need to procure certain playground equipment for the Huff Park Playground Improvements Project, which is funded in part from grant funds received from the Bergen County Open Space Fund; and

**WHEREAS**, the Borough did solicit a proposal from Ben Shaffer Recreation, Inc. for delivery of 100 cubic yards of surface material with installation; and

**WHEREAS**, in response thereto, Ben Shaffer did submit Proposal #1443 in the total amount of \$8,937.00 a copy of which is attached hereto; 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**, Ben Shaffer offers its services through ESCNJ, contract #65MCESCCPS; and

**WHEREAS**, the Borough is desirous of entering into a contract through ESCNJ with Ben Shaffer as set forth in Proposal #1443 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 #65MCESCCPS, as follows:

<b>Vendor</b>	<b>Contract Amount</b>
Ben Shaffer Recreation, Inc. P.O. Box 844 Lake Hopatcong, NJ 07849	\$8,937.00

**195-2023 A Resolution Awarding a Contract to Ben Shaffer Recreation, Inc. Pursuant to ESCNJ Contract #65MCESCCPS for the Huff Park Playground Improvements Project – Proposal 1442**

**WHEREAS**, the Borough of Montvale has a need to procure certain playground equipment for the Huff Park Playground Improvements Project, which is funded in part from grant funds received from the Bergen County Open Space Fund; and

**WHEREAS**, the Borough did solicit a proposal from Ben Shaffer Recreation, Inc. for custom 2-5 year old playground equipment including platforms, slides, climbers, swings, spinners and a custom age sign, with site preparation and installation; and

**WHEREAS**, in response thereto, Ben Shaffer did submit Proposal #1442 in the total amount of \$134,760.75 a copy of which is attached hereto; 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**, Ben Shaffer offers its services through ESCNJ, contract #65MCESCCPS; and

**WHEREAS**, the Borough is desirous of entering into a contract through ESCNJ with Ben Shaffer as set forth in Proposal #1442 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 #65MCESCCPS, as follows:

<b>Vendor</b>	<b>Contract Amount</b>
Ben Shaffer Recreation, Inc. P.O. Box 844 Lake Hopatcong, NJ 07849	\$134,760.75

**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.

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

**BILLS:** Administrator read the Bill Report.

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

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

**COMMITTEE REPORTS:**

**Council President Arendacs**

Engineering

Roads to be paved are as follows: Magnolia Ave, Rutherford Place, Williams Road, Camron Court, Arthur Court, Dolores Drive, Eucalyptus Road and Blauvelt Court; paving will begin in a few weeks.

DPW

Cleaned up a lot of debris from the weekend storm; cleaned up trees and branches that fell along the roads. Preparing for snow season.

**Councilmember Koelling**

Police

Monthly report included in original minutes.

Planning Board

Heard some use permits, Crumble Cookies will be opening soon; master plan committee met to discuss the housing element plan and the ERI.

**Councilmember Russo-Vogelsang**

No report

**Councilmember Cudequest**

Fire Department Report on behalf of Councilmember Lane

Month of July -21 fires; 2 drills; 4 work details and 1 meeting

Month of Aug - 25 fires; 2 drills 4 work details and 1 meeting

Library

Circulation numbers continue to rise. All events have been well attended.

TV Access

New interviews will be conducted on Sept 20. Go to website to see the list of interviews

Board of Health

Representatives from Valley Health attended their meeting to discuss the facility being built at DePiero Drive. It will have a full radiology department on one floor and the other floor will have specialty care.

The facility on Kinderkamack Road will consist of Woman's Health care, mother and child. No flu clinic this year. Rabies clinic will be from 12-1:30pm on November 18th

**Councilmember Roche**

MAL

Holding a fundraiser Movie night on October 6<sup>th</sup> on Memorial Drive at 6:30

Special Events

Had to postpone Day in the Park to September 30

**Mayor Ghassali**

Wellness campaign is going strong and thanked Councilmember Cudequest for attending some of the events. Touring all the gyms in town. 9/11 ceremony thanked all the speakers that came, fire and ambulance plus the 2<sup>nd</sup> graders from the school. The proposed warehouse in Chestnut Ridge NY meeting was postponed to Oct 12<sup>th</sup>. The DePiero property that the borough is purchasing will potentially be preserved as a farm. We will have a professional farm operator to oversee the strawberry farm.

**ENGINEER'S REPORT:**

Andrew Hipolit - absent

Report/Update

**ATTORNEY REPORT:**

David Lafferty, Esq.

Report/Update

No Report

**ADMINISTRATOR REPORT:**

Joe Voytus

Report/Update

County put up the 40mph signs on Grand Ave; PSEG should be done in the next few weeks; the County will be starting paving on Chestnut Ridge Road, trying to get the County to do it at night. New Police department secretary will start in October and currently interviewing for the administration/floater position. GovPilot program will be implemented soon.

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

None

**COMMUNICATION CORRESPONDENCE:**

None

**MEETING OPEN TO THE PUBLIC:**

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

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

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

Zaheera Khan, 63 Woodland Road

Running for the Board of Ed; don't have a cafeteria for the middle and elementary school. Mayor Ghassali stated the governing body has no control over the BOE, we can make suggestions but that is it.

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

**MEETING CLOSED TO THE PUBLIC:**

**ADJOURNMENT:**

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

Meeting was adjourned at 8:16pm

Regular Meeting of the Mayor & Council to be held at 7:30pm on Tuesday, September 26, 2023

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