

**BOROUGH OF WOODLAND PARK
REGULAR MEETING OF THE MUNICIPAL COUNCIL
HELD ON JULY 21, 2010**

A Regular Meeting of the Municipal Council of the Borough of Woodland Park was held in the Council Chambers in the Municipal Building, 5 Brophy Lane, on July 21, 2010 and was called to order by Mayor Pat Lepore at 7:00 p.m.

Present: Council President Kazmark, Councilman DiDomenico,
Councilman Spinelli, Councilwoman Gatti, Councilwoman
Pascrell and Mayor Lepore

Absent: Councilman Vargas

Albert Buglione, Municipal Attorney, was present.

The Mayor stated in accordance with the Open Public Meetings Law P.L. 1975 c.231, notice requirements for this meeting were set forth in the resolution adopted by the Municipal Council at the Reorganization Meeting of January 6, 2010 detailing the time and place, with notice given to the public by posting a copy thereof on the bulletin board in the Municipal Building and transmitting copies to the Mayor, members of the Council, Officers and to The Herald News.

PRESENTATIONS:

A. Resolution R10-213, a resolution appointing Vincent DeCesare as Board of Adjustment Member, to fill the unexpired term of Gerard Kiss, until December 31, 2012.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey were advised by the Board Adjustment of the Borough of Woodland Park, that Gerard Kiss has stepped down as a Member of the Board of Adjustment; and

WHEREAS, Gerard Kiss' position as Member of the Board of Adjustment needs to be filled; and

WHEREAS, the Board of Adjustment has advised the Mayor and Council that Vincent DeCesare should be appointed to fill the unexpired term of Gerard Kiss as a Member of the Board of Adjustment;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, do hereby appoint Vincent DeCesare as Board of Adjustment Member, to fill the unexpired term of Gerard Kiss, until December 31, 2012.

Upon Motion made by Council President Kazmark, and seconded by Councilman Spinelli, the foregoing resolution was unanimously adopted on roll call vote.

B. Resolution R10-214, a resolution appointing Ruth Patterson as Board of Adjustment Member – Alternate #2, to fill the unexpired term of Vincent DeCesare, until December 31, 2010.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey were advised by the Board Adjustment of the Borough of Woodland Park, that Gerard Kiss has stepped down as a Member of the Board of Adjustment and Vincent DeCesare is being appointed in his place; and

WHEREAS, Vincent DeCesare's position as Member Alternate #2 of the Board of Adjustment needs to be filled; and

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WHEREAS, the Board of Adjustment has advised the Mayor and Council that Ruth Patterson should be appointed to fill the unexpired term of Vincent DeCesare, as a Member Alternate #2 of the Board of Adjustment;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, do hereby appoint Ruth Patterson as Board of Adjustment Member Alternate #2, to fill the unexpired term of Vincent DeCesare, until December 31, 2010.

Upon Motion made by Councilman DiDomenico, and seconded by Councilwoman Gatti, the foregoing resolution was unanimously adopted on roll call vote.

Swearing in of Ruth Patterson as Board of Adjustment Member – Alternate #2

PUBLIC HEARINGS:

Mayor Lepore opened the meeting to the public and asked if anyone wished to be heard.

There being no one wishing to be heard, the Public Hearing was closed.

MINUTES:

Upon Motion by Councilwoman Gatti, seconded by Council President Kazmark, and passed on roll call vote, the Minutes of the Regular Meeting of June 16, 2010 were approved as submitted.

CONFERENCE COMMITTEE REPORTS:

- A. Administration/Finance-Councilwoman Pascrell had no report at this time.
- B. Buildings & Grounds/Public Works-Councilwoman Gatti had no report at this time.
- C. Public Safety-Councilman DiDomenico had no report at this time.
- D. Health/Senior Services-Councilman Spinelli had no report at this time.
- E. Recreation/Community Relations-Council President Kazmark stated that the Annual Summer Party at Diane Grimes Park went well. He stated that summer camp is doing very well and the committee is looking into installing ceiling fans in the pavilions. The National Night Out, sponsored by the Municipal Alliance, will be held on Dowling Parkway on August 3, 2010. Council President stated that he, Councilman Spinelli and Councilwoman Pascrell will be meeting with a committee of the Board of Education to renegotiate the Lease Agreement for the fields and the gyms.
- F. Laws/Ordinances-Councilman Vargas was absent.

MAYOR'S REPORT:

The Mayor stated that various resolutions on the Consent Agenda tonight deal with funds that the Borough has received for different projects. The Mayor spoke about the tax maps which we will be completed shortly. The Mayor then spoke about the tax bills as well as the Senior Citizen Tax Freeze.

CONSENT AGENDA:

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. The items listed herein will be acted upon after having been read. Any item may be removed from the Consent Agenda by the request of

any member of the Mayor and Council, and if so removed, will be acted upon as a separate matter.

A. Resolution R10-199, a resolution authorizing the Tax Collector of the Borough of Woodland Park to refund the total of \$1,684.84 for the overpayment of taxes to BAC Tax Services with regard to 3 Wallace Lane, Woodland Park, Block 501, Lot 6.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey have been informed by the Tax Collector of the Borough of Woodland Park that an overpayment of taxes, in the amount of \$1,684.84, was made by BAC Tax Services with regard to 3 Wallace Lane, Block 501, Lot 6; and

WHEREAS, BAC Tax Services has requested, in writing, that this overpayment be returned to them; and

WHEREAS, the Tax Collector of the Borough of Woodland Park has requested a refund of said overpayment be made to BAC Tax Services;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector be and is hereby authorized to refund the total of \$1,684.84 for the overpayment of taxes to BAC Tax Services with regard to 3 Wallace Lane, Woodland Park, Block 501, Lot 6; and

BE IT FURTHER RESOLVED that the books and records of the Tax Collector will be adjusted accordingly.

B. Resolution R10-200, a resolution amending Resolution R09-251 and approving the application of William Schlessinger, 210 Overmount Avenue, and authorizing a restricted parking zone be placed on Overmount Avenue, for the exclusive use of William Schlessinger.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey adopted Ordinance 08-11, on September 3, 2008, permitting disabled residents of the Borough of Woodland Park to apply for a handicapped parking space on a public street; and

WHEREAS, the Mayor and Council, at their September 2, 2009 Council meeting, rejected an application made by William Schlessinger, 210 Overmount Avenue, who applied for a handicapped parking space in the Borough Clerk's Office; and

WHEREAS, the Mayor and Council are hereby amending Resolution R09-251 to now permit William Schlessinger to have a handicapped parking space placed on Overmount Avenue; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey does hereby approve William Schlessinger's application and gives authorization to have a restricted parking zone, with handicapped signs, on Overmount Avenue for the exclusive use of William Schlessinger .

C. Resolution R10-201, a resolution authorizing the Melissa A. Centrella Scholarship Foundation, 33 Quarry Drive, Woodland Park, to conduct a Tricky Tray and an On-Premise 50/50 Raffle on September 11, 2010 at the Holy Cross Church Hall, 220 Browertown Road, between the hours of 6:00 and 10:00 p.m.

WHEREAS; the Melissa A. Centrella Scholarship Foundation, 33 Quarry Drive, Woodland Park, New Jersey, is seeking approval to conduct a Tricky Tray and an On-Premise 50/50 Raffle on September 11, 2010 at the Holy Cross Church Hall, 220 Browertown Road, Woodland Park, New Jersey between the hours of 6:00 and 10:00 p.m.; and

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WHEREAS; the applicant has filed application with Legalized Games of Chance under the state of New Jersey; Regulations (N.J.A.C.13:47-6.4) as well as the Municipal Clerk's office of the Borough of Woodland Park; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey does hereby give authorization to the Melissa A. Centrella Scholarship Foundation, 33 Quarry Drive, Woodland Park, New Jersey, to conduct a Tricky Tray and an On-Premise 50/50 Raffle on September 11, 2010 at the Holy Cross Church Hall, 220 Browertown Road, Woodland Park, New Jersey between the hours of 6:00 and 10:00 p.m.

D. Resolution R10-202, a resolution authorizing the Dystonia Medical Research Foundation of New Jersey, 58 Mapes Avenue, Nutley, New Jersey, to conduct a Tricky Tray, an Off-Premise 50/50 Raffle and an On-Premise 50/50 Raffle on October 28, 2010 at the Westmount Country Club, Rifle Camp Road, Woodland Park, New Jersey between the hours of 7:00 and 10:00 p.m.

WHEREAS; the Dystonia Medical Research Foundation of New Jersey, 58 Mapes Avenue, Nutley, New Jersey, is seeking approval to conduct a Tricky Tray, an Off-Premise 50/50 Raffle and an On-Premise 50/50 Raffle on October 28, 2010 at the Westmount Country Club, Rifle Camp Road, Woodland Park, New Jersey between the hours of 7:00 and 10:00 p.m.; and

WHEREAS; the applicant has filed application with Legalized Games of Chance under the state of New Jersey; Regulations (N.J.A.C.13:47-6.4) as well as the Municipal Clerk's office of the Borough of Woodland Park; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey does hereby give authorization to the Dystonia Medical Research Foundation of New Jersey, 58 Mapes Avenue, Nutley, New Jersey, to conduct a Tricky Tray, an Off-Premise 50/50 Raffle and an On-Premise 50/50 Raffle on October 28, 2010 at the Westmount Country Club, Rifle Camp Road, Woodland Park, New Jersey between the hours of 7:00 and 10:00 p.m.

E. Resolution R10-203, a resolution increasing the Borough's bid threshold to \$36,000.00 effective July 1, 2010 in compliance with State law and authorizing Kevin Galland as the Qualified Purchasing Agent to exercise all of the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-2(30).

WHEREAS, effective July 1, 2010, the Local Public Contracts Law provides a local contracting unit with the ability to increase its bid threshold up to \$36,000.00; and

WHEREAS, N.J.S.A. 40A:11-3a, permits an increase in the bid threshold if a Qualified Purchasing Agent is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5 et seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Kevin V. Galland, the Borough's Administrator, possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.S.A. 5:34-5 et seq.; and

WHEREAS, Woodland Park's Mayor and Council desire to take advantage of the increased bid threshold;

NOW THEREFORE BE IT RESOLVED, that the governing body of the Borough of Woodland Park, in the County of Passaic, in the State of New Jersey hereby increases its bid threshold to \$36,000.00; and

BE IT FURTHER RESOLVED, that the governing body hereby authorizes Kevin. V. Galland as the Qualified Purchasing Agent to exercise all of the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-2(30), with specific relevance to the authority, responsibility, and accountability of all the purchasing activity of the contracting unit.

F. Resolution R10-204, a resolution approving the application of Ahmad R. Vaughan, 7 Ivy Court, Clifton, New Jersey, based on the recommendation of Chief Paul Salomone, to become a West Paterson Volunteer Firefighter.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in receipt of an application from Ahmad R. Vaughan, 7 Ivy Court, Clifton, New Jersey and is seeking approval to become a West Paterson Volunteer Firefighter; and

WHEREAS, the above named applicant agrees to comply with all of the rules and regulations of the West Paterson Fire Department and the Borough Ordinances pertaining to the West Paterson Fire Department;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, based on the recommendation of Chief Paul Salomone, approves the application of Ahmad R. Vaughan to become a West Paterson Volunteer Firefighter.

G. Resolution R10-205, a resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2010 budget, in the sum of \$16,499.43 for the Solid Waste Administration, Clean Communities Grant.

WHEREAS, N.J.S. 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 thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Woodland Park has received notice of an award of \$16,499.43 from the State of New Jersey, Solid Waste Administration, Clean Communities Grant and wishes to amend its 2010 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Woodland Park, in the County of Passaic, 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 budget of the year 2010 in the sum.....\$16,499.43

Which is now available as a revenue from:

- Miscellaneous Revenues:
- Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services:
- Public and Private Revenues Off-set with Appropriations:
- Clean Communities Grant

BE IT FURTHER RESOLVED that the like sum of.....\$16,499.43
be and the same is hereby appropriated under the caption of:

- General Appropriations:
- (a) Operations Excluded from CAPS
- Public and Private Programs Off-Set by Revenues:
- Clean Communities Grant

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

H. Resolution R10-206, a resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2010 budget, in the sum of \$1,134.87 for the Department of Justice, Body Armor.

WHEREAS, N.J.S. 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 thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Woodland Park has received notice of an award of \$1,134.87 from the Department of Justice and wishes to amend its Calendar Year 2010 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Woodland Park, in the County of Passaic, 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 budget of the Calendar Year 2010 in the sum of\$1,134.87.00

Which is now available as an item of revenue from:

- Miscellaneous Revenues:
 - Section F: Special Items of General Revenue Anticipated
 - With Prior Written Consent of Director of Local Government Services – Public and Private Revenues
- Offset with Appropriations:
 - Department of Justice
 - Body Armor

BE IT FURTHER RESOLVED that the like sum of\$1,134.87.00
Be and the same is hereby appropriated under the caption of:

- General Appropriations:
- (A) Operations Excluded from CAPS
- Public and Private Programs offset by Revenues:
 - Department of Justice
 - Body Armor

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

I. Resolution R10-207, a resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2010 budget, in the sum of \$60,000.00 for the State of New Jersey, Division of Criminal Justice, Safe & Secure Grant.

WHEREAS, N.J.S. 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 thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Woodland Park has received notice of an award of \$60,000.00 from the State of New Jersey, Division of Criminal Justice and wishes to amend its Calendar Year 2010 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Woodland Park, in the County of Passaic, 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 budget of the Calendar Year 2010 in the sum of\$60,000.00

Which is now available as an item of revenue from:

Miscellaneous Revenues:

Section F: Special Items of General Revenue Anticipated
With Prior Written Consent of Director of Local
Government Services – Public and Private Revenues

Offset with Appropriations:

State of New Jersey, Division of Criminal Justice
Safe & Secure Grant

BE IT FURTHER RESOLVED that the like sum of\$60,000.00

Be and the same is hereby appropriated under the caption of:

General Appropriations:

(B) Operations Excluded from CAPS

Public and Private Programs offset by Revenues:

State of New Jersey, Division of Criminal Justice
Safe & Secure Grant

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

J. Resolution R10-208, a resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2010 budget, in the sum of \$260,000.00 for the Passaic County Open Space – Zaccaria Park (continuing park development project).

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 thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Woodland Park has received notice of an award of \$260,000.00 from the County of Passaic, Open Space and Farmland Preservation Trust Fund, Zaccaria Park (continuing park development project) Grant and wishes to amend its 2010 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Woodland Park, in the County of Passaic, 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 budget of the year 2010 in the sum.....\$260,000.00

Which is now available as a revenue from:

- Miscellaneous Revenues:
- Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services:
- Public and Private Revenues Off-set with Appropriations:
- Passaic County Open Space – Zaccaria Park (continuing park development)

BE IT FURTHER RESOLVED that the like sum of.....\$260,000.00 be and the same is hereby appropriated under the caption of:

- General Appropriations:
- (a) Operations Excluded from CAPS
- Public and Private Programs Off-Set by Revenues:
- Passaic County Open Space – Zaccaria Park (continuing park development)

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

K. Resolution R10-209, a resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2010 budget, in the sum of \$18,758.00 for Berkeley College, Welcome Signs.

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 thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Woodland Park has received notice of an award of \$18,758.00 from Berkeley College and wishes to amend its 2010 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Woodland Park, in the County of Passaic, 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 budget of the year 2010 in the sum.....\$18,758.00

Which is now available as a revenue from:

- Miscellaneous Revenues:
- Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services:
- Public and Private Revenues Off-set with Appropriations:
- Berkeley College, Welcome Signs

BE IT FURTHER RESOLVED that the like sum of.....\$18,758.00 be and the same is hereby appropriated under the caption of:

- General Appropriations:

(a) Operations Excluded from CAPS
Public and Private Programs Off-Set by Revenues:
Berkeley College – Welcome Signs

BE IT FURTHER RESOLVED, that the Borough Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

L. Resolution R10-210, a resolution amending the amount of tax deferred income to be increased to \$1,293.75 effective with the calendar year 2009 to be paid in 2010 with regard to the LOSAP Program.

WHEREAS, the voters of the Borough of Woodland Park, by referendum, voted to initiate a Length of Service Award Program (LOSAP) for the members of the West Paterson Volunteer Fire Department and First Aid Squad on November 2, 1999; and

WHEREAS, it was voted upon that each volunteer firefighter/first aid squad member that performs the minimum amount of service will have \$1,150.00 deposited into a tax deferred income account that will earn interest for the volunteer; and

WHEREAS, on July 15, 2009, by resolution, the amount of the tax deferred income was increased to \$1,253.00;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby amends the amount of tax deferred income to be increased to \$1,293.75 effective with the calendar 2009 year to be paid in 2010.

M. Resolution R10-211, a resolution authorizing the leasing, with option to purchase, of two (2) vehicles for the Woodland Park Police Department from Ford Motor Credit Company of Dearborn, Michigan under State Contract A72467, in an amount not to exceed \$67,040.74. Funding for this lease/purchase has been provided for in the 2010 Police Department Budget.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have determined that there is a need to lease/purchase two (2) vehicles for the Woodland Park Police Department; and

WHEREAS, funding for this lease/purchase has been provided for in the 2010 Police Department Budget; and

WHEREAS, these vehicles are to be leased/purchased for an amount not to exceed \$67,040.74.00 to be paid in thirty-five (35) monthly installments of \$1,583.34 with a down payment of \$11,623.84; and

WHEREAS, the Borough of Woodland Park will be leasing/purchasing said vehicles through State Contract A72467;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, do hereby authorize the lease/purchase of two (2) vehicles for the Woodland Park Police Department from Ford Motor Credit Company of Dearborn, Michigan under State Contract A72467 in an amount not to exceed \$67,040.74.

N. Resolution R10-212, a resolution awarding a contract to the engineering firm of Boswell McClave Engineering, 330 Philips Avenue, South Hackensack in an amount not to exceed \$24,200.00 to update the Borough's tax maps.

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WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey recognized the need to appoint Special Projects Engineers over the course of the year to prepare, or cause to be prepared, plans, designs, specifications and other related engineering services for public works projects and other improvements undertaken by the Borough of Woodland Park on an as needed basis; and

WHEREAS, the Mayor and Council approved resolutions in 2008, 2009 and 2010 appointing various firms, including Boswell McClave Engineering (Boswell), 330 Philips Avenue, South Hackensack, NJ 07606, to the position of Special Projects Engineer; and

WHEREAS, previous contracts in an amount not to exceed \$35,000.00 have been awarded to Boswell to update the Borough's tax maps for the pending Borough wide revaluation; and

WHEREAS, Boswell made the revisions to the tax maps as originally mandated by the NJ Department of The Treasury (Department) and submitted those revisions to the Department only to have the Department mandate additional revisions; and

WHEREAS, Boswell Engineering made the additional revisions to the tax maps mandated by the Department and submitted those revisions to the Department only to have the Department once again mandate additional revisions; which requires additional work in an estimated amount not to exceed \$24,200.00 to complete the revisions;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, do hereby award a contract to the Engineering Firm of Boswell McClave Engineering, 330 Philips Avenue, South Hackensack, NJ 07606, in an amount not to exceed \$24,200.00 to update the Borough's tax maps.

O. Resolution R10-215, a resolution approving the closing of Dowling Parkway between McBride Avenue and Wallace Lane for the Woodland Park Municipal Alliance Against Drug & Alcohol's "National Night Out" to be held on Tuesday August 3, 2010 from 6:00 p.m. to 8:00 p.m. subject to the conditions set forth in this resolution.

WHEREAS; the Woodland Park Municipal Alliance Against Drug & Alcohol Abuse will be holding their annual "National Night Out" on Tuesday August 3, 2010 from 6:00 p.m. to 8:00 p.m.; and

WHEREAS, the Municipal Alliance will be holding the "National Night Out" on Dowling Parkway between McBride Avenue and Wallace Lane; and

WHEREAS, the Municipal Alliance has requested the Mayor and Council's approval for the closure of Dowling Parkway between McBride Avenue and Wallace Lane; and

WHEREAS; the Woodland Park Alliance Against Municipal Drug & Alcohol Abuse accepts the conditions under Ordinance 99-16, Section 6-2 Noise and will abide by the NO public use of alcoholic beverages provision; and

WHEREAS; the Woodland Park Borough Department of Public Works shall affix "Emergency No Parking" signs on Dowling Parkway between McBride Avenue and Wallace Lane; and

WHEREAS, movable barricades will be placed at the intersection of Dowling Parkway and McBride Avenue and Dowling Parkway and Wallace Lane which shall be positioned for ease of access and/or removal for emergency vehicles under the direction of Chief Anthony Galietti, Woodland Park Police Department, and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, hereby approve the

Municipal Alliance Against Drug & Alcohol Abuse's "National Night Out" located on Dowling Parkway between McBride Avenue and Wallace Lane as set forth in this resolution subject to the following conditions:

1. The roadway may be blocked off by barricades, but must remain clear for any emergency vehicle traffic.
2. No rides, games of chance, tables, grills of any kind, etc. shall be set up in the roadway (curb to curb)
3. Nothing permanently mounted or secured will be placed in the middle of this section of roadway to prevent access by emergency vehicles.
4. No consumption of alcohol beverages shall be permitted in public pursuant to Ordinance 07-08.
5. No vehicle shall be used to block off the roadway.
6. All local ordinances will apply during the event.
7. The Police Department has the right to cancel this event at any time if the above conditions are not adhered to or if the Police Department deems anything as being unsafe.

P. Resolution R10-216, a resolution approving the purchase of computers to be used by the Woodland Park Police Department to be funded by the 2008 Bond Ordinance in an amount not to exceed \$30,342.82.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, desire to purchase computers which will be used by the Woodland Park Police Department; and

WHEREAS, the computers will be purchased from Dell Marketing, Pittsburgh, Pennsylvania in an amount not to exceed \$30,342.82 under State Contract A70256; and

WHEREAS, this purchase will be funded through the 2008 Bond Ordinance;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodland Park hereby approve the purchase of computers to be used by the Woodland Park Police Department to be funded by the 2008 Bond Ordinance in an amount not to exceed \$30,342.82.

Q. Resolution R10-217, a resolution rescinding Resolutions, R10-160, R10-188 and R10-189 permitting applicants, James Bear, Susan Reiss and Michelle M. Roche, to hold a total of eleven games of chance at the 2010 Passaic County Fair and returning and distributing the fee for permits of fifty-five (\$55.00) dollars to said applicants.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, Passaic County, State of New Jersey authorized, by resolution, eleven games of chance to be held at the 2010 Passaic County Fair, at their regular meetings held on May 19th and June 16th, 2010; and

WHEREAS, a fee of five (\$5.00) dollars per game was paid by three applicants, James Bear, Susan Reiss and Michele M. Roche, which covered the cost of the permits to allow them to hold said games of chance; and

WHEREAS, the Mayor and Council are now in receipt of a request by the three applicants, that we rescind said resolutions and return the fees paid for permits, to the three applicants of these games of chance;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council hereby rescind Resolutions R10-160, R10-188 and R10-189 permitting James Bear, Susan Reiss and Michelle M. Roche to hold a total of eleven games of chance at the 2010 Passaic County Fair and that the fee of fifty five (\$55.00) be returned and distributed among the three applicants.

R. Resolution R10-218, a resolution approving participation in the Passaic County Energy Cooperative Pricing System and authorizing Kevin Galland, Borough Administrator, to execute any and all applications and agreements necessary for such membership.

WHEREAS, N.J.S.A. 40A:11-11(5) and N.J.A.C. 5:34-7.19 authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, desire to use all available resources in order to secure pricing for the specific commodity of electricity; and

WHEREAS, Passaic County has established the “Passaic County Energy Cooperative Pricing System” and is offering voluntary participation in a Cooperative Pricing System for the purchase of the specific commodity of electricity; and

WHEREAS, the Borough of Woodland Park has the opportunity to join the Passaic County Energy Cooperative Pricing System at no cost to the Borough; and

WHEREAS, membership in the Passaic County Energy Cooperative Pricing System, will provide the Borough the opportunity to efficiently and economically compare pricing for electricity; and

WHEREAS, the Mayor and Council desire to become a member of the Passaic County Energy Cooperative Pricing System, effective immediately; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, approve joining the Passaic County Energy Cooperative Pricing System, and that Borough Administrator, Kevin V. Galland, is hereby authorized to execute any and all applications and agreements necessary for such membership.

S. Resolution R10-220, a resolution approving the application of Christian Herrmann, 128 Highview Drive, Woodland Park, New Jersey, based on the recommendation of Chief Paul Salomone, to become a West Paterson Junior Volunteer Firefighter.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, are in receipt of an application from Christian Herrmann, 128 Highview Drive, Woodland Park, New Jersey and is seeking approval to become a West Paterson Junior Volunteer Firefighter; and

WHEREAS, the above named applicant agrees to comply with all of the rules and regulations of the West Paterson Fire Department and the Borough Ordinances pertaining to the West Paterson Fire Department;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, based on the recommendation of Chief Paul Salomone, approves the application of Christian Herrmann to become a West Paterson Junior Volunteer Firefighter.

T. Resolution R10-221, a resolution authorizing the Borough Administrator to issue a bid to award a contract to a single or multiple wireless companies to install, at their own cost and expense and in strict conformity with all applicable regulations and specifications, and to furnish all material, labor and equipment for the installation of its antenna array, cable connections and equipment facilities and to award said contract to the company offering the greatest amount of money paid to the Borough for the right to install

said equipment in compliance with Borough Ordinances Nos. 03-23 and 04-03.

WHEREAS, the Mayor and Council of the Borough of Woodland Park (Borough), County of Passaic, State of New Jersey desire to generate alternative sources of revenue for the Borough; and

WHEREAS, the opportunity exists for the co-location of wireless telecommunications antennas and support equipment on the Borough's water tank located on Washington Drive within the Borough;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby authorizes the Borough Administrator to issue a bid to award a contract(s) to a single or multiple wireless companies to install at their own cost and expense and in strict conformity with all applicable regulations and specifications, and to furnish all material, labor and equipment for the installation of its antenna array, cable connections and equipment facilities; and

BE IT FURTHER RESOLVED, that the award of the contract(s) shall be made by the governing body to the company(s) offering the greatest amount of money paid by the company to the Borough for the right to install said equipment and in compliance with Borough Ordinances Nos. 03-23 and 04-03; and

BE IT FURTHER RESOLVED, that this bid be numbered 10-06, advertised in The Herald News with receipt of bids at the appropriate time, in compliance with New Jersey State Statutes.

U. Resolution R10-222, a resolution authorizing the Tax Collector of the Borough of Woodland Park to return the total of \$29,283.96 for the redemption payment of a lien, to Elliot Leob, 1 Lakeview Road, Saratoga Springs, New York and to adjust the books and records accordingly.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey have been informed by the Tax Collector of the Borough of Woodland Park that a lien redemption for taxes, in the amount of \$29,283.96 was made on June 21, 2010; and

WHEREAS, the redemption certificate has been received in the Tax Office and, therefore, the amount of \$29,283.96 is to be returned to the lien holder, Elliot Leob, 1 Lakeview Road, Saratoga Springs, New York; and

WHEREAS, the Tax Collector of the Borough of Woodland Park has requested a lien redemption of said payment to be made to Elliot Leob;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to return the total of \$29,283.96 for the redemption payment of the lien; and

BE IT FURTHER RESOLVED that the books and records of the Tax Collector will be adjusted accordingly.

V. Resolution R10-223, a resolution to reaffirm an Attendance Policy, effective July 21, 2010, for any borough employee who exhausts their allotted benefit days within a one year period.

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey desire to reaffirm an Attendance Policy for all employees of the Borough of Woodland Park; and

WHEREAS, said policy will be instituted for any borough employee who exhausts their allotted benefit days within a one year period;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey that effective July 21, 2010, the Borough of Woodland Park will be reaffirming an Attendance Policy for any borough employee who exhausts their allotted benefit days within a one year period.

W. Resolution R10-224, a resolution authorizing the payment of \$61,713.83 to Charles Radcliffe representing unused benefit days in connection with his retirement from the Borough of Woodland Park's Department of Public Works, which will take effect on August 31, 2010.

WHEREAS, Charles Radcliffe informed the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey of his desire to retire from the Woodland Park Department of Public Works effective August 31, 2010; and

WHEREAS, Charles Radcliffe had accumulated thirty five (35) vacation days which payment in full is due under the current Department of Public Works contract; and

WHEREAS, Charles Radcliffe had accumulated 278 sick days whereby he is entitled to receive a lump sum cash payment at his current rate of pay on a one for two basis until a maximum amount of \$10,000.00 is due and owing with the employee receiving terminal leave for the balance thereafter of his unused and accumulated sick time; and

WHEREAS, the thirty five (35) vacation days equate to \$12,066.95 (35 x \$344.77), the 278 sick days equates to \$47,923.03 (278/2 = 139 x \$344.77) and the 5 personal days equates to \$1,723.85 (5 x 344.77) for a total amount of \$61,713.83; and

WHEREAS, Charles Radcliffe has requested that he receive a lump sum cash payment for the full amount of \$61,713.83 prior to August 31, 2010; and

WHEREAS, Charles Radcliffe has entered into an Employment and Separation Agreement with the Borough detailing the conditions of his retirement, which is on file in the Municipal Clerk's Office; and

WHEREAS, the Woodland Park Public Works Association has acknowledged in the above referenced agreement that this method of payment shall not be considered precedent for any other employee of the Borough of Woodland Park or Woodland Park Department of Public Works;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby authorizes the payment of \$61,713.83 to Charles Radcliffe for his thirty five (35) accumulated vacation days, his one hundred thirty nine (139) accumulated sick days and his five (5) personal days in a lump sum check.

X. Resolution R10-225, a resolution to approve the actions noted in the Consent Agenda, items A. through Y., excluding items B and V, be and are hereby approved and the proper officers are directed to take necessary action on same.

BE IT RESOLVED, by the Mayor and Council of the Borough of Woodland Park, that the actions noted in the Consent Agenda, items A. through Y., excluding items B and V, be and are hereby approved and the proper officers are directed to take the necessary actions on same.

Upon Motion made by Councilman Spinelli, and seconded by Councilwoman Pascrell, the foregoing resolution was unanimously adopted on roll call vote with the exception of

Resolution R10-200 and Resolution R10-223 which will be voted on separately as per a request made by Councilman DiDomenico. The Motion made by Councilman Spinelli and Councilwoman Pascrell was amended to exclude those two items from the Consent Agenda.

Resolution R10-200, a resolution amending Resolution R09-251 and approving the application of William Schlessinger, 210 Overmount Avenue, and authorizing a restricted parking zone be placed on Overmount Avenue, for the exclusive use of William Schlessinger.

Councilman DiDomenico asked why this matter was being brought up again since it had already been denied last August. The Mayor explained that he had lengthy conversations with the Chief of Police as well as Mr. Buglione and that he sees no reason why this application should be denied. A lengthy discussion followed between the Mayor and Council and Mr. Galland regarding this issue.

Upon Motion made by Councilman DiDomenico, and seconded by Councilwoman Gatti, the foregoing resolution was adopted on roll call vote with nay votes from Council President Kazmark and Councilwoman Gatti and with an abstention from Councilman DiDomenico.

Resolution R10-223, a resolution to reaffirm an Attendance Policy, effective July 21, 2010, for any borough employee who exhausts their allotted benefit days within a one year period.

Although in favor of the Attendance Police, Councilman DiDomenico feels that Mr. Buglione should take a look at it and “tighten it up” as to some issues which concern the councilman, specifically, workman’s compensation and long and short term disability questions that he had. Mr. Galland was asked by the Mayor to answer the councilman’s questions to the best of his ability. A lengthy conversation was held between the Mayor and Council regarding this issue.

Upon Motion made by Councilman DiDomenico, and seconded by Council President Kazmark, the foregoing resolution was adopted by unanimous roll call vote.

COLLECTOR/TREASURER REPORT:

CFO, Frederick J. Tompkins recommends authorization for payment:

Upon Motion made by Councilwoman Gatti, seconded by Councilman Spinelli and unanimously passed on roll call vote, the Council confirmed the payment of the 07/15/10 and 07/30/10 regular and miscellaneous payrolls estimated at \$190,000.00 each.

Upon Motion made by Councilman Spinelli, seconded by Councilwoman Pascrell and unanimously passed on roll call vote, the Council confirmed the payment of bills from voucher list of 07/16/10 totaling \$2,872,135.50.

DEPARTMENT REPORTS:

1. Police Report for June, 2010.
2. Fire Prevention Report for June, 2010.
3. Library Report for June 21, 2010.
4. Senior Bus Usage Report for June, 2010.
5. Board of Adjustment Minutes for May 24, 2010.
6. Board of Adjustment Resolution of Memorialization.
7. Animal Control Report for May, 2010.
8. Animal Control Report for June, 2010.
9. Finance Department - Summary Budget Status Report for July 16, 2010.

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NEW BUSINESS:

Councilman DiDomenico acknowledged and congratulated Janine Grosso, a Woodland Park college student, who received a Fulbright Scholarship and will be going to South Korea to teach English.

Council President Kazmark brought up the issue of the Alfred Bauman Library's inquiry regarding the DPW hooking up their building to the sanitary sewer line. Council President Kazmark stated that he was disappointed in the DPW that the surrounding grass at the Veteran's Memorial had not been cut. He reminded everyone that the DPW had installed sewer lines, not too long ago, on Elizabeth Lane, Oakridge Road and Old Orchard Road and is disappointed that the DPW will not be able to do the same for the Library.

There being no further business to come before the Council, upon Motion by Councilwoman Gatti, seconded by Councilwoman Pascrell and unanimously passed on roll call vote, the meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Kevin V. Galland
Municipal Clerk

Pat Lepore
Mayor