

**BOROUGH OF WOODLAND PARK  
REGULAR MEETING OF THE MUNICIPAL COUNCIL  
HELD ON AUGUST 14, 2013**

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 August 14, 2013 and was called to order by Mayor Keith Kazmark at 7:00 p.m.

Present: Council President Holloway, Councilwoman Gatti, Councilman Spinelli, Councilwoman Kallert, Councilwoman Pascrell, Councilman DeCesare and Mayor Kazmark

Absent: None

Kevin Galland, Administrator, Courtney Fitzpatrick, Deputy Municipal Clerk, and Albert Buglione, Municipal Attorney, were present.

The Mayor stated in accordance with the Open Public Meeting Law, P.L.1975, c. 231, notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 2, 2013 detailing the time and place, with notice given to the public by posting a copy thereof on the bulletin board in the Municipal Building, transmitting copies to the Mayor, members of the Council, Officers and to the Herald News.

**PRESENTATION:**

Mayor Kazmark presented a Proclamation to the West Side Grill commemorating their 40<sup>th</sup> Anniversary.

**PUBLIC HEARINGS:**

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

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

**APPROVAL OF MINUTES:**

Upon motion made by Councilman Spinelli, seconded by Councilwoman Pascrell, and unanimously passed on roll call vote, the Regular Meeting minutes of July 17, 2013 and the Executive Session minutes of July 17, 2013 were approved.

**COMMITTEE REPORTS:**

Administration & Finance – Councilwoman Gatti had no report at this time.

Public Works – Councilman Spinelli spoke about the paving on Winslow, Pitts and Morley and that the work will be starting next week followed by the First Aid Squad and Willow Way. He spoke about the work on the Force Main Break that has started on Spruce Street.

Public Safety – Councilman DeCesare spoke about the Lightening Detection System.

Health & Senior Services – Councilwoman Kallert spoke about the Senior barbeque. She spoke about the Adopt-A-Spot Program. She spoke about the It's A Good Life Program which will be held once a month at the Boys & Girls club by a nutritionist for dieting. The first date is set on September 22, 2013 from 10 am – 12 pm.

Recreation & Community Relations – Councilwoman Pascrell thanked the Municipal Alliance for a great job on the “National Night Out” that was held on August 6, 2013. She also thanked the Municipal Alliance for holding “Movies Under The Stars” that has been being held on every Thursday night at the Memorial Field throughout the Summer. This week is the last week of Summer Camp. She thanked the Camp Director for an outstanding job she did for Summer Camp

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this year. The talent show for Summer Camp is tomorrow, August 15, 2013 at 10:00 am and the art show is at 12:00 pm. She spoke about the summer concerts that are coming to an end. The 911 ceremony will be on September 11, 2013 at the Municipal Building at 6:30 pm. Woodland Park day is being held on Saturday September 28, 2013 starting at 3:30 pm.

Laws & Ordinances – Council President Holloway spoke about the meeting that was to be held at the end of this month but has been postponed until the beginning of September. There are four (4) ordinances in the works at this time.

**MAYOR’S REPORT:**

Mayor Kazmark thanked the IT Coordinator, Tom Minnella, for his efforts stating that tonight’s meeting is the first Council Meeting that is not only being broadcasted to our Cablevision customers here in town but is also being broadcasted to our Fios customers in town. Not only are we allowed to broadcast the Public Meetings but we are now able to broadcast the School Board Meetings and in the event of an emergency like Hurricane Sandy, we will now be able to broadcast an emergency situation. Mayor Kazmark spoke about a report that he requested from the Finance Department regarding Grant money that was secured. He is pleased to report that as of 2012 to the current time we have received 1.9 million dollars in Grant money. The current pending number is \$485,000.00. He spoke about the tax bills that had gone out earlier this month and how the residents are pleased about the No Municipal Tax Increase. He thanked the Municipal Alliance for the great job they did with the National Night Out. He spoke about Angel Jet who is a medical transportation company that flies ill patients from one location to another. Back in 2009 we faced that issue with our late Police Chief Robert Reda. This ongoing litigation that the Borough has been in active litigation with has reached a settlement between the insurance company and Angle Jet. Mayor Kazmark stated that this is at no cost to the tax payers in Woodland Park. He acknowledged a young resident of Woodland Park, Cara Smith, who is a member of the Boys & Girls Club Chess Team. A mural that was drawn by Cara Smith was dedicated and hung in the Boy & Girls Club.

**MUNICIPAL ATTORNEY’S REPORT:**

The Borough Attorney spoke about continuing with the projects that are already being served upon.

**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 this Governing Body, and if so removed, will be acted upon as a separate matter.

- A. Resolution R13-216, a resolution authorizing the approval of Fairway Market to hold a Firefighter Cook Off outdoor event to be held on August 25<sup>th</sup>, 2013 at Fairway Market from the hours of 9:00 a.m.-5:00 p.m.**

**AUTHORIZING FAIRWAY MARKET  
TO HOLD AN OUTDOOR EVENT**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, is in receipt of an application from Fairway Market, a local business, located at 1510 US 46 West, Woodland Park, NJ, desires to hold a Firefighter Cook Off inviting the community to celebrate on August 25, 2013 at Fairway Market, 1510 US 46 West, Woodland Park, NJ, between the hours of 9:00 a.m. and 5:00 p.m.; and

**WHEREAS**, the application has been reviewed and found to be in compliance with the application requirements established in Ordinance 09-04 by this Mayor and Council; and

**WHEREAS**, notification and recommendations have been made by the following departments and reads as follows; the West Paterson Fire Department states that cooking will be done on premises; and the cleanup of Fairway Market will be handled solely by Fairway Market; and

**WHEREAS**, a copy of the application and certificate of liability insurance are on file in the Municipal Clerk's office; and

**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, hereby approves the application to hold an outdoor event of this Firefighter Cook Off to be held on August 25<sup>th</sup>, 2013 between the hours of 9:00 a.m. and 5:00 p.m. at Fairway Market, 1510 US 46 West, Woodland Park.

- B. Resolution R13-217, a resolution approving the use of Memorial Field for the Woodland Park Municipal Alliance Against Drug & Alcohol's "Movies Under The Stars" to be held on July 25, 2013, August 1, 2013, August 8, 2013, August 15, 2013, August 22, 2013, and August 29, 2013 starting at approximately 7:00 p.m. subject to the conditions set forth in said resolution.**

**MUNICIPAL ALLIANCE AGAINST DRUG & ALCOHOL ABUSE  
"MOVIES UNDER THE STARS"**

**WHEREAS**; the Woodland Park Municipal Alliance Against Drug & Alcohol Abuse will be holding their annual "Movies Under The Stars" on July 25, 2013, August 1, 2013, August 8, 2013, August 15, 2013, August 22, 2013, and August 29, 2013 starting at approximately 7:00 p.m.; and

**WHEREAS**, the Municipal Alliance has requested the Mayor and Council's approval for the use of Memorial Field; 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

**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 "Movies Under The Stars" located on Memorial Field as set forth in this resolution.

- C. Resolution R13-218, a resolution awarding a contract to Alaimo Group, 2 Market Street, Paterson, NJ 07501 in an amount not to exceed of \$28,000.00 to provide engineering services for the installation of the clock base including all electrical requirements and for the installation of pathway lighting within Dowling Gardens; and authorizing the Borough Administrator, to execute all documents on behalf of the Borough relative to employing the services of the Alaimo Group for this work effort.**

**ENGINEERING SERVICES  
DOWLING GARDENS CLOCK BASE AND LIGHTING**

**WHEREAS**, the Mayor and Council (governing body) of the Borough of Woodland Park (Borough), County of Passaic, State of New Jersey desire to install a clock and pathway lighting in Dowling Gardens; and

**WHEREAS**, the governing body further desires to secure the services of an engineering firm to provide engineering design and construction services for this project; and

**WHEREAS**, Alaimo Group not only responded to the Borough's Request For Proposal for Special Engineer dated November 26, 2012 for calendar year 2013, they are also the Borough Engineer, and further possess the required knowledge and experience in dealing with this type of work; and

**WHEREAS**, funds are available from the Passaic County Open Space Trust Account to fund this work effort;

**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 Alaimo Group, 2 Market Street, Paterson, NJ 07501 in an amount not to exceed of \$28,000.00 to provide engineering services for the installation of the clock base including all electrical requirements and for the installation of pathway lighting within Dowling Gardens; and

**BE IT FURTHER RESOLVED** that the governing body hereby authorizes the Borough Administrator, Kevin Galland, to execute all documents on behalf of the Borough relative to employing the services of the Alaimo Group for this work effort.

**D. Resolution R13-220, a resolution authorizing the use of funds from the 2012 Bond Ordinance to pay construction and engineering expenses for the reconstruction of Overmount Avenue (Phase II).**

**2012 BOND ORDINANCE REVISION**

**WHEREAS**, on June 6, 2012, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, approved (Resolution R12-175) Bond Ordinance 12-09; and

**WHEREAS**, said Bond Ordinance provided funding for the resurfacing of the following Borough streets as part of the 2012 Road Resurfacing Program: Woodrow Avenue, Rockland Avenue, Overmount Avenue (Phase I) and Borrego Drive; and

**WHEREAS**, the Bond Ordinance provides the opportunity, that depending upon the contract price and other exigent circumstances and upon approval by the Municipal Council, there may be additions to or deletions from the list set forth above; and

**WHEREAS**, on February 20, 2013, the Mayor and Council amended the 2012 Bond Ordinance to add Pitts Avenue, Winslow Place, Morley Drive, Willow Way and the West Paterson Ambulance Corps. parking lot to the list of streets where funds from the 2012 Bond Ordinance may be used for construction and engineering expenses; and

**WHEREAS**, the Mayor and Council further desires to amend the 2012 Bond Ordinance to add Overmount Avenue (Phase II) to the list of streets where funds from the 2012 Bond Ordinance may be used for construction and engineering expenses;

**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, hereby authorizes the use of funds, from the 2012 Bond Ordinance to pay construction and engineering expenses for the reconstruction of Overmount Avenue (Phase II).

**E. Resolution R13-221, a resolution approving the realignment of the 2012 Bond Ordinance as shown in said resolution.**

**2012 BOND ORDINANCE  
LINE ITEM REALIGNMENT**

**WHEREAS**, on June 6, 2012, the Mayor and Council of the Borough of Woodland Park adopted Bond Ordinance 12-09 in the amount of \$1,512,000.00; and

**WHEREAS**, during the implementation of the various projects, it has been necessary to expend funds in amounts greater than anticipated in certain line items in that Bond Ordinance, which is permissible as long as the total amount of the bond ordinance is not exceeded; and

**WHEREAS**, on February 6, 2013 the Mayor and Council approved (R13-47) the realignment of this Bond Ordinance to accommodate expenditures made as of that date; and

**WHEREAS**, it is now necessary to approve an additional realignment of the line items listed in the Bond Ordinance to reflect anticipate charges;

**NOW THEREFORE BE IT RESOLVED;** that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey does hereby approve the realignment of the 2012 Bond Ordinance as shown in the table below; and

**BE IT FURTHER RESOLVED;** that the total amount of the 2012 Bond Ordinance in the amount of \$1,512,000.00 has not been exceeded.

<b>2012 BOND ORDINANCE LINE ITEMS</b>	<b>ORIGINAL APPROPRIATION</b>	<b>REVISED APPROPRIATION FEBRUARY 6, 2013</b>	<b>REVISED APPROPRIATION AUGUST 14, 2013</b>
Street Resurfacing Program	\$1,086,500.00	\$986,500.00	\$936,500.00
Community Ctr. Improvements	\$100,000.00	\$100,000.00	\$100,000.00
DPW Equipment	\$70,000.00	\$70,000.00	\$70,000.00
Police Department Equipment	\$30,000.00	\$30,000.00	\$30,000.00
Information Technology Equip.	\$25,000.00	\$25,000.00	\$25,000.00
Traffic Light Control-Hillery Street	\$15,000.00	\$4,165.00	\$4,165.00
Fire Dept. Chief Vehicle	\$55,000.00	\$61,579.94	\$55,000.00
Chapter 20 Soft Costs	\$130,500.00	\$234,755.06	\$291,335.00
<b>TOTAL</b>	<b>\$1,512,000.00</b>	<b>\$1,512,000.00</b>	<b>\$1,512,000.00</b>

**F. Resolution R13-222, a resolution awarding a contract to Alaimo Group, 2 Market Street, Paterson, NJ 07501 in an amount not to exceed of \$38,000.00 to provide engineering design and construction supervision for the resurfacing of Overmount Avenue (Phase II).**

**ENGINEERING SERVICES  
OVERMOUNT PHASE II**

**WHEREAS,** the Mayor and Council (governing body) of the Borough of Woodland Park (Borough), County of Passaic, State of New Jersey desire to resurface Overmount Avenue (Phase II); and

**WHEREAS,** the governing body further desires to secure the services of an engineering firm to provide engineering design and construction services for this project; and

**WHEREAS,** Alaimo Group not only responded to the Borough’s Request For Proposal for Special Engineer dated November 26, 2012 for calendar year 2013, they are also the Borough Engineer, and further posses the required knowledge and experience in dealing with this type of work; and

**WHEREAS,** funds are available from the Borough’s 2012 Bond Ordinance (12-09) to fund this expenditure;

**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 Alaimo Group, 2 Market Street, Paterson, NJ 07501 in an amount not to exceed of \$38,000.00 to provide engineering design and construction supervision for the resurfacing of Overmount Avenue (Phase II); and

**BE IT FURTHER RESOLVED** that the governing body hereby authorizes the Borough Administrator, Kevin Galland, to execute all documents on behalf of the Borough relative to employing the services of the Alaimo Group for this work effort.

**G. Resolution R13-223, a resolution approving the closing of Memorial Drive for the Woodland Park Municipal Alliance Against Drug & Alcohol’s “National Night Out” to be held on Tuesday August 6, 2013 from 6:00 p.m. to 9:00 p.m. subject to the conditions set forth in this resolution.**

**MUNICIPAL ALLIANCE AGAINST DRUG & ALCOHOL ABUSE  
“NIGHT OUT”**

**WHEREAS;** the Woodland Park Municipal Alliance Against Drug & Alcohol Abuse will be holding their annual “National Night Out” on Tuesday August 6, 2012 from 6:00 p.m. to 9:00 p.m.; and

**WHEREAS,** the Municipal Alliance will be holding the “National Night Out” on Memorial Drive; and

**WHEREAS,** the Municipal Alliance has requested the Mayor and Council’s approval for the closure of Memorial Drive; 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 Memorial Drive; and

**WHEREAS,** movable barricades will be placed on Memorial Drive 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 Memorial Drive 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.

**H. Resolution R13-224, a resolution approving the closure of the Municipal Alliance In-Kind bank account (00004244008696) and transferring the balance of funds in that account to the Municipal Alliance bank account (00004244009033).**

**MUNICIPAL ALLIANCE  
TRUST ACCOUNT CLOSURE**

**WHEREAS;** the Woodland Park Municipal Alliance currently has two bank accounts in which the Municipal Alliance retains its trust funds; and

**WHEREAS,** the Borough’s Chief Financial Officer and the Borough’s Treasurer have determined that only one bank account is necessary and have recommended that the second account be closed with the balance of funds transferred from the proposed closed account to the second account;

**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 closure of the Municipal Alliance In-Kind bank account (00004244008696) and transferring the balance of funds in that account to the Municipal Alliance bank account (00004244009033).

- I. Resolution R13-225, a resolution authorizing the appropriate administration staff to refund the amount of \$41.27 to Michael J. Muccio, 42 Van Winkle Court, Woodland Park, New Jersey representing the balance of their escrow account associated with a Board of Adjustment application.**

### **RETURN OF ESCROW**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey are in receipt of a request from Michael J. Muccio, 42 Van Winkle Court, Woodland Park, New Jersey 07424 for a refund of the balance of their escrow account associated with a Board of Adjustment application; and

**WHEREAS**, the Mayor and Council are in receipt of a recommendation from Felix Esposito, Code Enforcement Officer to return said escrow to Michael J. Muccio;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council hereby direct the appropriate administration staff to refund the amount of \$41.27 to Michael J. Muccio, 42 Van Winkle Court, Woodland Park, New Jersey.

- J. Resolution R13-226, a resolution directing the appropriate Administrative Staff Personnel to issue a check in the amount of \$32,500.00 made payable to the New Jersey Intergovernmental Insurance Fund, 55 Madison Avenue, Suite 400, Morristown, NJ 07960 representing the Borough's share of the settlement amount in the matter of Angel Jet Service LLC v. Borough of Woodland Park, et al.**

### **SETTLEMENT PAYMENT TO NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND**

**WHEREAS**, the New Jersey Intergovernmental Insurance Fund (NJIF) the Borough of Woodland Park's (Borough) Public Official Liability Policy provider has entered into a settlement agreement with Angel Jet Service, LLC in regard to the matter of Angel Jet Service, LLC v. Borough of Woodland Park, et al; and

**WHEREAS**, the settlement amount in this case is for the amount of \$65,000.00, with the contributions being divided 50/50 between the Borough and the NJIF, with the NJIF advancing the full amount to Angel Jet Services in order to expedite resolution of this matter; and

**WHEREAS**, in compliance with Chief Robert Reda's Last Will And Testament dated July 25, 2000, "..., expenses of my last illness and the costs of administering my Estate be paid as soon as practicable after my death", the amount owed by the Borough (\$32,500.00) shall be paid out of the accumulated "Benefit Days" accrued by Chief Robert Reda prior to his passing in calendar year 2009 with no financial impact to the taxpayers of the Borough;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council, Borough of Woodland Park, County of Passaic, State of New Jersey hereby directs the appropriate Administrative Staff Personnel to issue a check in the amount of \$32,500.00 made payable to the New Jersey Intergovernmental Insurance Fund, 55 Madison Avenue, Suite 400, Morristown, NJ 07960 representing the Borough's share of the settlement amount in the matter of Angel Jet Service LLC v. Borough of Woodland Park, et al.

- K. Resolution R13-227, a resolution proclaiming August 18 to August 24, 2013 Woodland Park Senior Citizen Appreciation Week.**

**RESOLUTION PROCLAIMING AUGUST 18 TO AUGUST 24, 2013  
WOODLAND PARK SENIOR CITIZEN WEEK**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey is committed to valuing all individuals and recognizing their ongoing life achievements; and

**WHEREAS**, the older adults play an important role by continuing to contribute experience, knowledge, wisdom, and accomplishments; and

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park celebrates the contributions older citizens have made throughout their lives; and

**WHEREAS**, these special citizens have led us through times of conflict, depression, peace, and have witnessed first-hand the milestones of our country;

**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 hereby proclaim August 18 to August 24, 2013 Woodland Park Senior Citizen Week; and

**BE IT FURTHER RESOLVED** that the Mayor and Council of the Borough of Woodland Park urges every citizen to take time this week to recognize older adults as powerful and vital citizens who greatly contribute to the community.

- L. Resolution R13-228, a resolution authorizing St. Ann Melkite Catholic Church to conduct an on Premise 50/50 Raffle to be held on September 8, 2013 at St. Ann Parish Center, 802 Rifle Camp Road, Woodland Park, New Jersey.**

**RAFFLE APPLICATION**

**WHEREAS**, Saint Ann Melkite Catholic Church, 802 Rifle Camp Road, Woodland Park, New Jersey is seeking approval to conduct an on Premise 50/50 Raffle, to be held on September 8, 2013 at the Saint Ann Parish Center, 802 Rifle Camp Road, Woodland Park, New Jersey between the hours of 1:00 p.m. and 4:00 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 Saint Ann Melkite Catholic Church of 802 Rifle Camp Road, Woodland Park, New Jersey, to conduct an on Premise 50/50 Raffle to be held on September 8, 2013 at the Saint Ann Parish Center, 802 Rifle Camp Road, Woodland Park, New Jersey between the hours of 1:00 p.m. and 4:00 p.m.

- M. Resolution R13-229, a resolution authorizing the Tax Collector of the Borough of Woodland Park to refund the total of \$2,074.27 for the overpayment of taxes to Brian and Lisa Nash, 27 Winslow Place, Woodland Park, New Jersey 07424 with reference to Block 110.10, Lot 15, and to adjust the books and records accordingly.**

**OVERPAYMENT OF TAXES**

**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 \$2,074.27, was made by Brian & Lisa Nash, with reference to, Block 110.10, Lot 15; and

**WHEREAS**, Brian and Lisa Nash has requested, in writing, that this overpayment be returned to them; and

**WHEREAS**, the Tax Collector of the Borough of Woodland Park hereby requests a refund of said overpayment be made to Brain and Lisa Nash; and

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector be and is hereby authorized to refund the total of \$2,074.27 for the overpayment of taxes to Brian and Lisa Nash, 27 Winslow Place, Woodland Park, New Jersey 07424, with reference to Block 110.10, Lot 15; and

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

**N. Resolution R13-230, a resolution authorizing the approval to submit a Grant Application and execute a Grant Agreement with the New Jersey Department of Transportation for the phase I of the McBride Avenue Streetscape Project Fiscal Year 2014.**

**RESOLUTION AUTHORIZING APPROVAL TO SUBMIT  
A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT  
WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION  
FOR THE PHASE I OF THE MCBRIDE AVENUE STREETScape PROJECT  
FISCAL YEAR 2014**

**WHEREAS**, the New Jersey Department of Transportation makes funds available to municipalities and counties for road improvement projects through the municipal aid portion of the New Jersey Transportation Trust Fund;

**WHEREAS**, the Borough Engineer has recommended that the Borough's Mayor and Council apply to the New Jersey Department of Transportation for funds that are available under the New Jersey Transportation Trust Fund Authority Act, Fiscal Year 2014 Municipal Aid Program for the purpose of constructing Phase I of the McBride Avenue Streetscape Project;

**WHEREAS**, the Borough's Mayor and Council has considered this recommendation;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Woodland Park, formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2014-Woodland Park Borough-00045 to the New Jersey Department of Transportation on behalf of the Borough of Woodland Park.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Woodland Park and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**O. Resolution R13-231, a resolution approving participation with the State of New Jersey Safe and Secure Communities Program administered by the Division of Criminal Justice Department of Law and Public Safety.**

**STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF CRIMINAL JUSTICE**

**SAFE AND SECURE COMMUNITIES PROGRAM**

**RESOLUTION OF PARTICIPATION**

A RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

**WHEREAS**, the Borough of Woodland Park wishes to apply for funding for a project under the Safe and Secure Communities Program; and

**WHEREAS**, the Borough of Woodland Park has reviewed the accompanying application and has approved said request; and

**WHEREAS**, the project is a joint effort between the Department of Law and Public Safety and the Borough of Woodland Park for the purpose described in the application;

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Woodland Park that:

1. As a matter of public policy the Borough of Woodland Park wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application for said funds.
4. The Division of Criminal Justice shall initiative allocations to each applicant as authorized.

**P. Resolution R13-232, a resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the 2013 Budget in the sum of \$60,000.00 representing the Safe and Secure Grant.**

**INSERTION OF AN ITEM OF REVENUE**

**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 2013 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 2013 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:  
(A) 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.

**Q. Resolution R13-233, a resolution in conjunction with the Centennial Celebration, a resolution authorizing the payment for deposit to secure the services of a band in the amount of \$500.00; that the payment of \$3,550.00 be made to the vendors listed in the resolution for materials provided in conjunction with said Centennial Celebration; and that said payments shall be made from the Centennial Celebration Trust Account.**

**AUTHORIZATION TO PAY  
DEPOSITS AND BILLS**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, will be celebrating its 100 year anniversary in 2014; and

**WHEREAS**, the Mayor and Council have established a Centennial Celebration Committee (Committee) to plan said event; and

**WHEREAS**, said Committee desires to secure the services of the following bands to perform on May 17, 2014, with a rain date of May 18, 2014; and

BAND	PRICE	DEPOSIT
Newark Firefighters Band	\$1,500.00	\$500.00
Hageman String Band	\$3,200.00	\$0.00
Hackettstown Community Band	\$1,500.00	\$0.00
Passaic County Pipes & Drums	\$1,000.00	\$0.00

**WHEREAS**, said Committee has also incurred the following expenses associated with this event; whereby vendors need to be paid;

VENDOR	EXPLANATION	COST
Fire News	Ad	\$875.00
1 <sup>st</sup> Responder Newspaper	Ad	\$500.00
Butler Sign Co.	Sign	\$2,175.00

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby authorize the payment in an amount of \$500.00 to the listed band requiring a deposit to secure their services on the date shown; and the payment of \$3,550.00 to the vendors listed for materials provided in conjunction with said Centennial Celebration. Said charges shall be made from the Centennial Celebration Trust Account.

**R. Resolution R13-234, a resolution authorizing the execution of a contract with Specrotel, Inc., 3535 Route 66, Neptune, NJ 07753, to provide local and long distance landline telephone service for the Borough of Woodland Park for a period of thirty-six months at a cost not to exceed \$28,000.00.**

**LANDLINE TELEPHONE SERVICE**

**WHEREAS**, the Borough of Woodland Park (Borough) entered into a contract with Verizon Communications for the provision of landline telephone service for a period of thirty-six (36) months starting February 2011, which has resulted in an average cost per month charge of \$1,009.64; and

**WHEREAS**, said contract does include an early termination fee in the amount of \$718.20; and

**WHEREAS**, the Borough is in receipt of a proposal from Spectrotel, Inc., 3535 Route 66, Neptune, NJ 07753, to provide the same landline telephone service at an anticipated monthly cost of \$675.35, as well as a proposal from Optimum Voice at an anticipated month cost of \$696.65 per month; and

**WHEREAS**, the anticipated monthly savings by switching service to Spectrotel, Inc. of \$334.29 will offset the Verizon Communication's early termination fee in just over the first two months of switching service providers; and

**WHEREAS**, the Borough desires to take advantage of this potential savings by cancelling the contract with Verizon Communications; paying the termination fee; and executing the contract with Specrotel, Inc. for a period of thirty-six months;

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Council hereby authorize the Borough of Woodland Park, County of Passaic, State of New Jersey to enter into a contract with Specrotel, Inc., 3535 Route 66, Neptune, NJ 07753, to provide local and long distance landline telephone service for the Borough of Woodland Park for a period of thirty-six months at a cost not to exceed \$28,000.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council hereby authorize the Borough Administrator to execute all documents in conjunction with this contract.

- S. Resolution R13-235, a resolution awarding a contract to Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, NJ 07071 in an amount not to exceed of \$102,300.00 to provide construction management services for the replacement of approximately 3000 feet of the Borough's 24 inch force main from Spruce Street to Curtis Place located within the City of Paterson.**

**CONSTRUCTION MANAGEMENT SERVICES  
FORCE MAIN REPLACEMENT**

**WHEREAS**, the Mayor and Council (governing body) of the Borough of Woodland Park (Borough), County of Passaic, State of New Jersey are in the process of replacing approximately 3000 feet of the Borough's 24 inch force main from Spruce Street to Curtis Place located within the City of Paterson; and

**WHEREAS**, the governing body desire to secure the services of an engineering firm to provide construction management services for the proposed sewer line replacement; and

**WHEREAS**, Neglia Engineering Associates responded to the Borough's Request For Proposal for Special Engineer dated November 26, 2012 for calendar year 2013 and possess the required knowledge and experience in dealing with sanitary sewer systems; and

**WHEREAS**, funds are available from the 2013 Bond Ordinance (13-01) to fund this work effort;

**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 Neglia Engineering Associates, 34 Park Avenue, Lyndhurst, NJ 07071 in an amount not to exceed \$102,300.00 to provide construction management services for the replacement of approximately 3000 feet of the Borough's 24 inch force main from Spruce Street to Curtis Place located within the City of Paterson, and

**BE IT FURTHER RESOLVED** that the governing body hereby authorizes the Borough Administrator, Kevin Galland, to execute all documents on behalf of the Borough relative to employing the services of Neglia Engineering for this work effort.

- T. Resolution R13-236, a resolution supporting the *Drive Sober or Get Pulled Over Statewide Crackdown* from August 16 through September 2, 2013 and pledging to increase awareness of the dangers of drinking and driving.**

**RESOLUTION SUPPORTING THE DRIVE SOBER OR  
GET PULLED OVER 2013 STATEWIDE CRACKDOWN**

**WHEREAS**, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day and almost 18,000 people each year; and

**WHEREAS**, 19% of motor vehicle fatalities in New Jersey are alcohol-related; and

**WHEREAS**, an enforcement crackdown is planned to combat impaired driving; and

**WHEREAS**, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

**WHEREAS**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Statewide Crackdown*; and

**WHEREAS**, the project will involve increased impaired driving enforcement from August 16 through September 2, 2013; and

**WHEREAS**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Woodland Park declares its support for the *Drive Sober or Get Pulled Over Statewide Crackdown* from August 16 through September 2, 2013 and pledges to increase awareness of the dangers of drinking and driving.

**U. Resolution R13-237, a resolution to approve the actions noted in the Consent Agenda, items A. through T., be and are hereby approved and the proper officers are directed to take necessary action on same.**

**APPROVAL OF CONSENT AGENDA**

**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 T. be and are hereby approved and the proper officers are directed to take necessary action on same.

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

**COLLECTOR/TREASURER REPORT:**

CFO, Frederick J. Tomkins recommends authorization for payment:

Upon Motion made by Councilman DeCesare, seconded by Council President Holloway and unanimously passed on roll call, the Council confirmed the payment of the 08/15/13 regular and miscellaneous payroll estimated at \$276,000.00 and the payment of the 08/30/13 regular and miscellaneous payroll estimated at \$245,000.00.

Upon Motion made by Councilman Spinelli, seconded by Councilwoman Pascrell and unanimously passed on roll call, the Council confirmed the payment of bills from voucher list of 08/09/13 totaling \$3,082,233.17.

**DEPARTMENT REPORTS:**

1. Police Report for July 2013.
2. Fire Prevention Report for July 2013.
3. Summary Budget Status Report for August 9, 2013.
4. Planning Board Minutes for June 10, 2013.
5. Planning Board Executive Session for June 10, 2013.

6. Planning Board Resolution Docket No. 12-03.

**OLD BUSINESS:**

**A. Public Hearing on Resolution R13-219**

Upon a motion made by Councilwoman Pascrell, seconded by Councilwoman Gatti and passed on roll call vote, a public hearing was opened on Resolution R13-219, Ordinance No. 13-10.

With no one wishing to be heard, upon a motion made by Councilman DeCesare, seconded by Council President Holloway and passed on roll call vote, the public hearing was closed.

**B. Resolution R13-219, Adoption of Borough Bond Ordinance No. 13-10**

**BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$690,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, desires to adopt an ordinance entitled BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$690,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS; and

**WHEREAS**, notice of introduction and passage on first reading was published in The Herald News dated July 23, 2013, setting the date of August 14, 2013 for the public hearing and consideration for final passage; and

**WHEREAS**, copies of the ordinance were posted on the Borough's official bulletin board and copies made available to all those desiring same; and

**WHEREAS**, in compliance with State Statute, a public hearing on the above referenced ordinance was conducted on July 17, 2013 at the regularly scheduled meeting of the Mayor and Council; and

**NOW, THEREFORE BE IT RESOLVED**, that the ordinance entitled BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$690,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS be and is hereby adopted as having been approved on second and final reading, and the Municipal Clerk be and he is hereby authorized and directed to publish said Ordinance according to law.

Upon motion made by Council President Holloway, seconded by Councilwoman Kallert and unanimously passed on roll call vote, resolution R13-219, Ordinance No. 13-10 was adopted.

**ADJOURNMENT:**

There being no further business to come before the Council, upon a Motion by Councilman Spinelli, seconded by Councilwoman Kallert, and unanimously passed on roll call vote, the meeting was adjourned at 8:00 PM.

Respectfully submitted,

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Kevin V. Galland  
Municipal Clerk

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Keith Kazmark  
Mayor