

**BOROUGH OF WOODLAND PARK
REGULAR MEETING OF THE MUNICIPAL COUNCIL
HELD ON, MAY 13, 2015**

The following were the participants in the 2014 Youth Month Program and acted as Mayor and Council at the May 14, 2014 meeting:

Rafael Santana (Mayor Kazmark)
Ariana Valencia (Councilwoman Pascrell)
Rachel Lewis (Councilman Spinelli)
Andrea Cruz (Council President Kallert)
Lina Abdelfattah (Borough Attorney)
Annalisse Pluas (Borough Administrator/Municipal Clerk)
Marc Garcia (Councilwoman Gatti)
Chloe Nakhleh (Councilman DeCesare)
Sage Aponte (Councilman Holloway)

The following were also participants who filled other municipal positions:

Mathew Jaeger (Police Chief)
Chuck Derrot (Fire Chief)
Julia Arsheed (Borough Treasurer)
Wilma Abreu (First Aid Squad Captain)
Francesca Fernicola (Superintendent of Schools)
Lina Abdelfattah (Municipal Court Judge)
Bryan Martinez (Recreation Coordinator)
Sage Aponte (Superintendent of Public Works)
Daslin Pena (Board of Education, President)
Irunya Vazquez (Library Director)

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 May 13, 2015 and was called to order by Mayor Keith Kazmark at 7:05 p.m.

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

Absent: Kevin Galland, Administrator

Sandra Olivola, Deputy Municipal Clerk and Albert Buglione, Municipal Attorney, were 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 1, 2014 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.

Before we opened the budget hearing to the public, Mayor Kazmark wished to discuss the 2015 Municipal Budget.

Mayor Kazmark stated that the increase on the average home in town is \$32 for the year. This increase is less than both our sister towns of Little Falls and Totowa. It is a manageable increase, especially when you consider the increases in fixed costs such as pension, health benefits and garbage pickup. Council President Kallert is working with the Health Benefits committee and will meet again on June 1st, to find ways to lower our benefit costs. We are now required to pick up garbage and recycling at the Westmount Village which is a requirement of the Municipal Services Act. These are costs beyond the control of the Mayor and Council. At this time Mayor Kazmark turned the discussion over to Mr. Wielkotz to discuss the budget further.

Mayor Kazmark's comments were followed by Mr. Steve Wielkotz's (Borough Auditor), comments who gave a summary of the impact the 2015 Budget will have on the Borough.

PUBLIC HEARING ON 2015 BUDGET:

I will now open the public hearing. If anyone wishes to be heard, please step to the microphone, state your name and address for the record and you have five minutes.

Sunjay Desai – 186 Mt. Pleasant Avenue, Woodland Park, Mr. Dasai asked questions regarding the budget. He asked how many full time staff was added this year? How many Police Officers were promoted and what will their raise be? What is the total number of delinquent taxes collected and do we collect 100% to date? Is there any bonded money that has been spent and is there enough funded for this year? How much money is there for capital improvements for paving of the streets and is Mt Pleasant Avenue on the list and if not, why not? Lastly, are there new vehicles being purchased for the Police Department and/or the Department of DPW and with what money are they being purchased?

Isabel Reyes – 9 Woodland Drive, Woodland Park, Ms. Reyes voiced her concern that she is seeing a lot of garbage and dead tree branches on the side of the road in town. She would like to volunteer her time to create a landscaping committee to enhance the beautiful town of Woodland Park.

Mayor Kazmark responded to Ms. Reyes that we have been attempting since the weather broke to clean up any garbage around town. Our focus has been mainly on the on and off ramps for the major highways. We will have Code Enforcement pay added attention to property owners responsible for taking proper care of their property. He announced that we received a \$21,500.00 grant for our Clean Community Program from the Department of Environmental Protection. Out of that we will be putting on some part time public works persons who will only work during the summer so that we can not only maintain the grass cutting but one person will be in charge of just picking up the liter around town and to make sure the roadways and public areas in town are kept clean.

Mayor Kazmark addressed Mr. Dasai by stating he does not have an employee list in front of him to advise as to how many full time or part time employees there are however, the Police Department has remained at 24 sworn in officers. As for the Department of Public Works we are trying to get back to a full complement of staffing from where we were at a few years ago but are not going to add a significant amount of positions in one year. The office staff has remained stable as far as the number of full time staff members. With regard to the PBA contract, the increase this year was negotiated at 1.5%. If you would like a head count it will be made available to you through the Clerk's office. The Mayor deferred the question regarding the delinquent taxes over to Mr. Wilkotch.

Mr. Wilkotch responded to Mr. Dasai and stated that on receipts from delinquent taxes we anticipate what we are allowed to by statute in the Budget which is \$400,000.00. At the end of the day we collect 100% of the delinquent taxes in the next year either by voluntary payment by the tax payer or the property goes up for tax sale and the lean is either bought by an outside 3rd party or the lien is absorbed as a municipal lien.

Mayor Kazmark responded to Mr. Dasai with regard to bonding. We are introducing a multipurpose ordinance this evening which includes our 2015 Road Resurfacing program which includes all roads but Ridgeview Drive in the Highview Estates section of town. This bond also includes upgrades to the police desk.

A. Resolution R15-115, 2015 Budget to be read by title only.

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget be read by title only at the time of public hearing if a resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved Budget, as advertised, has been posted in the Municipal Building, the local public library and copies have been made available by the Clerk to persons requesting them; and

WHEREAS, these conditions have been met;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey, that the Budget shall be read by title only.

Upon Motion made by Councilman Spinelli (Rachel Lewis), and seconded by Councilwomen Pascrell (Ariana Valencia), the foregoing resolution was unanimously adopted on roll call vote.

B. Resolution R15-116, adoption of 2015 Budget.

A RESOLUTION ADOPTING THE 2015 MUNICIPAL BUDGET

BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, in the County of Passaic, State of New Jersey, hereby adopt the 2013 Municipal Budget set forth herein and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$16,641,915.03 for municipal purposes.

SUMMARY OF REVENUES

General Revenues	
Surplus Anticipated	\$ 1,835,000.00
Miscellaneous Revenues Anticipated	1,990,463.03
Receipts from Delinquent Taxes	400,000.00
Minimum Library Tax	571,161.00
Amount To Be Raised By Taxation	12,416,452.00
Total Revenues	\$ 16,641,915.03

SUMMARY OF APPROPRIATIONS

Within "CAPS"	
Operations Including Contingent	\$ 11,164,305.00
Deferred Charges and Statutory Expenditures	1,205,687.00
Excluded From "CAPS"	
Operations	1,636,520.03
Capital Improvements	50,000.00
Municipal Debt Service	1,751,403.00
Deferred Charges	100,000.00
Reserve For Uncollected Taxes	734,000.00
Total Appropriations	\$ 16,641,915.03

Upon Motion made by Councilwoman Gatti (Marc Garcia), and seconded by Councilmen DeCesare (Chloe Nakhleh), the foregoing resolution was unanimously adopted on roll call vote.

PUBLIC HEARINGS:

Mayor Kazmark (Rafael Santana) opened the meeting to the public and asked if anyone wished to be heard.

Sunjay Desai, 186 Mt. Pleasant Avenue, Woodland Park, NJ, Mr. Dasai referred to resolution R15-121. He advised that he supports this resolution however, he believes that the town should make it possible for parents to have access to the security camera's on their phone or computer.

Mr. Desai voiced his concern about Mt. Pleasant Avenue in the area of Grimes Park. He believes there should be a sign or signal there to slow down and that a resident is illegally parking there.

Mr. Desai also voiced his concern about children riding bicycles without helmets and would like to see the police department enforce children to wear helmets.

Mr. Desai asked about Mt. Pleasant Avenue where he noticed work going on across from Diane Grimes Park. He asked if Mt. Pleasant Avenue is going to be paved. He also asked if the handicap ramp on the sidewalk by his house is going to be colored red like they are being done in other parts of town. He advised that the ramp that's there now is so big it looks like a driveway and people pull up the ramp to turn around and go up onto his grass.

Mr. Desai asked that the Department of Public Works clean up the glass bottles in the Rose Place Park.

Mayor Kazmark told Mr. Desai that in regard to the camera's he is aware of the technology that you are speaking of. The camera's that we are installing will tie into the police desk so that the Police will have access and constant monitoring of the goings on at the parks. He advise that he has no knowledge if the camera's technology has the ability to allow the public to access them. He also stated the he does not know if law enforcement would make that recommendation but will speak to Chief Galietti about it.

Mayor Kazmark told Mr. Desai with regard to Mt. Pleasant Avenue across form Diane Grimes Park our Department of Public Works has been active trying to repair a storm water inlet. He is aware that it is causing a bit of traffic on Mt. Pleasant Avenue. He advised that the Police Chief is constantly monitoring the different road construction projects that are going on in town and when warranted he assigns a police officer that area.

With regard to the bicycle helmet issue that we will have the Police Department keep an eye out.

With regard to paving Mt. Pleasant Avenue, once we get through with 2015's road resurfacing program the Public Works Committee will have to again update our 5 year road resurfacing program and believes that Mt. Pleasant Avenue will be one road that will need to be addressed.

With regard to the ADA ramp in front of your house. When we resurface Mt. Pleasant Avenue we will certainly refer the ramp situation to the Borough Engineer.

With regard to Rose Place Park, DPW is in the process between now and Memorial Day of making sure the liter is picked up, the grass is being cut and the vegetation is cut back in each of our parks.

MINUTES:

Upon Motion by Councilman DeCesare (Chloe Nakhleh), seconded by Councilman Holloway (Sage Aponte), and passed on roll call vote, the Minutes of the Regular Meeting of January 7, 2015, were approved as submitted.

CONFERENCE COMMITTEE REPORTS:

Councilwoman Gatti (Marc Garcia) reported the adoption of the 2015 Budget \$16,641,915 comes to a \$32.00 per average house hold. She advised that Council President Kallert is working on the Woodland Park insurance rates and a meeting is scheduled for June 1, 2015.

Councilman Spinelli (Rachel Lewis) reported that the resurfacing of Passaic Avenue, Ryle Park Avenue and Andrews Drive have been completed. He advised that we are awaiting on the state to approve our usage of the new gas and diesel tanks. He announce that PSE&G is beginning to work on the gas line on Dowling Park.

Councilman DeCesare (Chloe Nakhleh) announced that the speed trailer is out and to please obey the speed limit. He also announced a shredding event on May 16, 2015 at the Boys and Girls Club parking lot from 8:00 A.M. to 12:00 P.M.

Council President Kallert (Andrea Cruz) announced that the free rabies clinic is being held tonight at the DPW center. She advised that the Woodland Park Health and Wellness Fair on April 18, 2015 was a tremendous success and thanked Mayor Kazmark, the Council and the DPW for all of their help. She also announced that AARP will be sponsoring defensive driving courses to be held on May 19th in Fairfield, June 3rd in Paterson and June 19th at the Elmwood Park Senior Center.

Councilwoman Pascrell (Ariana Valencia) announced that camp registration is ongoing. The Henderson family and the Recreation Department are sponsoring a fishing event on June 27, 2015 at 9:00 A.M. to 12:00 P.M. at Zaccaria Park. She also announced that the Memorial Day Parade will be held on May 25, 2015, please contact the Recreation Department if you are interested in participating in the parade. The memorial services will be held at 9:00 A.M. at the Fireman's Monument followed by the Veterans memorial service. The parade will begin at 11:00 A.M. and a Street Fair will follow.

Council President Holloway (Sage Aponte) announced that we are introducing three (3) ordinances tonight. Ordinance 15-04 Consumption or Possession of Alcoholic Beverages on Private Property by Persons Under the Legal Age, 15-05 Standards of the Housing Code, 15-06 Parking Time Limits on Certain Streets on McBride Avenue. Our next Master Plan Ordinance Committee meeting is scheduled for June 2, 2015 at 9:30 A.M. The Business Association has selected two (2) students to receive scholarships and hopes to present these scholarships at our Council meeting of June 17, 2015.

MAYOR'S REPORT:

Mayor Kazmark (Rafael Santana) was pleased to announce that the Borough has been officially notified of two grants in which we will received. One is an additional \$250,000 for the McBride Avenue Streetscape project. This is in addition to the \$250,000 we received last year and a \$30,000 grant from the County. We now have \$530,000 to begin the project. The second grant is a Clean Communities grant award for \$21,500. With this funding we will bring on some additional summer help, including someone specifically designated for litter patrol. He has received some complaints about litter recently and we agree we must address this issue to keep the Borough clean. On April 24th we held an Arbor Day event with the students at Beatrice Gilmore School at Dowling Park. The event was a great one with a presentation from the Library and the planting of a new tree. On May 2nd, he had the opportunity to attend the premier of the Girls Show Movie at the Montclair Film Festival. It was a great event and really attempted to explain what Girls Show is to those outside the PV area. Mayor Kazmark was pleased to report that the home on West 35th Street across from Fire Co. # 1 has been bought and the new owner will be refurbishing the home and then selling it. It is good news because the property will now remain on the tax rolls. He met with the Open Space Advisory

Committee on May 4th. They discussed various initiatives to Zaccaria Park, Rose Place Park, Memorial Field and Grimes Park. These recommendations will soon be on a Council agenda and we will begin some of the work this summer.

MUNICIPAL ATTORNEY’S REPORT:

Mr. Buglione (Lina Abdelfattah) reported that we continue to attend to a number of legal matters. These matters will be discussed further at the meeting of June 3, 2015. There are three ordinances to be introduced on tonight’s agenda. We have also been addressing several issues relative to several lawsuits by complying with a subpoena requests which do not involve the Borough of Woodland Park for.

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 R15-112, a resolution authorizing the Borough Assessor and the Borough Tax Attorney to settle the tax appeals in the matter of 128-182 Lackawanna Avenue, Woodland Park, New Jersey 07424, relative to Block 122, Lot 1.02 and hereby authorizing the Tax Collector to credit the proposed refund of \$36,705.32 to successive tax bills attributable to the reduction in the assessments for the 2013 through 2015 tax years.**

**RESOLUTION AUTHORIZING THE SETTLEMENT OF
TAX APPEALS REGARDING BLOCK 122, LOT 1.02
AS SET FORTH ON THE OFFICIAL TAX MAP OF
THE BOROUGH OF WOODLAND PARK IN
REGARD TO PROPERTY OWNED BY
115 LACKAWANNA DEVELOPMENT, LLC**

WHEREAS, 115 Lackawanna Development, LLC is the owner of the property located at 128-182 Lackawanna Avenue, in Block 122, Lot 1.02 as set forth on the official tax map of the Borough of Woodland Park, and who has filed appeals with the Tax Court of the State of New Jersey bearing Docket Nos. 009079-2013, 007720-2014 and 001950-2015 from the assessed values of said property for tax years 2013 through 2015; and

WHEREAS, the parties have agreed that the 2013 and 2014 assessments will be reduced to \$1,750,000; and

WHEREAS, the parties have agreed that the 2015 assessment will be reduced to \$740,000; and

WHEREAS, the property owner has agreed to take the proposed refunds for all years as a result of this settlement in the form of a credit to be applied first to delinquent taxes due and owing, if any, and then to successive tax bills due immediately following the issuance of the judgments; and

WHEREAS, the property owner has further agreed to waive statutory pre-judgment interest; and

WHEREAS, the Borough Tax Assessor, Borough Appraiser and Tax Counsel have agreed to the reductions in value on the property for the 2013 through 2015 tax years in accordance with the settlement; and

WHEREAS, the settlement results in an approximate total tax refund for the tax years 2013 through 2015 in the amount of \$36,705.32, using an estimated tax rate of \$2.90 per \$100 of valuation for 2015, all of which will be applied as a credit against future taxes; and

WHEREAS, the Borough Council for the Borough of Woodland Park has determined that it is in the best interests of the Borough to adjust the assessments on the aforesaid properties for tax years 2013 through 2015 in accordance with the settlement.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Woodland Park in the County of Passaic and State of New Jersey, as follows:

1. The tax assessments on the property located at 128-182 Lackawanna Avenue designated as Block 122, Lot 1.02 on the official tax map of the Borough of Woodland Park shall be reduced to a total of \$1,750,000 for 2013 and 2014 and to \$740,000 for 2015.
2. The Borough Tax Collector is hereby authorized to credit the proposed refund of \$36,705.32 to successive tax bills upon issuance of the Tax Court Judgments attributable to the reduction in the assessments for the 2013 through 2015 tax years. As the 2015 portion of the refund/credit has been calculated using an estimated tax rate of \$2.90 per \$100, the actual credit amount will have to be re-calculated by the Tax Collector once the actual 2015 tax rate is struck.
3. This Resolution shall take effect immediately or as otherwise provided by law.

B. Resolution R15-113, a resolution based on the recommendation of Chief Paul Salomone, approving the application of John E, Baranski, 1246 McBride Avenue, Woodland Park, to become a West Paterson Volunteer Firefighter.

ACCEPTANCE OF FIREFIGHTER APPLICATION

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 John E. Baranski, 1246 McBride Avenue, #3, Woodland Park, 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, John E. Baranski, 1246 McBride Avenue, #3, Woodland Park, New Jersey to become a West Paterson Volunteer Firefighter.

C. Resolution R15-114, a resolution rescinding Resolution R15-110, which had approved a person-to-person transfer of the Plenary Retail Consumption License of Benkar Corporation to JJ&L West Limited Liability Company, t/a Joey McBride's. Being that Benkar Corporation cannot secure a Tax Clearance Transfer Certificate at this time.

RESCINDING RESOLUTION R15-110

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic and State of New Jersey passed Resolution R15-110 approving the application for a person-to-person transfer of Plenary Retail Consumption License, 1616-33-001-003, heretofore issued to Benkar Corporation for premises located at 1145 McBride Avenue, Woodland Park, New Jersey to JJ&L West Limited Liability Company, t/a Joey McBride's; and

WHEREAS, due to the fact that aforesaid Plenary Retail Consumption License was not able to secure a Tax Clearance Certificate to Transfer, it has become necessary to rescind said Resolution R15-110;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey that Resolution R15-110, passed at a Regular Meeting of the Mayor and Council, be and is hereby rescinded.

- D. **Resolution R15-117, a resolution to acknowledge award of contract for bulk natural gas supply service by the Passaic County Energy Cooperative Pricing System Bid 14-051.**

**RESOLUTION TO ACKNOWLEDGE AWARD OF CONTRACT
FOR BULK NATURAL GAS SUPPLY SERVICE BY THE
PASSAIC COUNTY ENERGY COOPERATIVE PRICING
SYSTEM BID 14-051**

WHEREAS deregulation of the nation’s energy markets have provided opportunities to save money by procuring natural gas through a competitive process; and

WHEREAS, Passaic County established a purchasing cooperative as authorized by N.J.S.A. 40A:11-11 to achieve these cost savings; and

WHEREAS, the Borough of Woodland Park is a participating member of the cooperative; and

WHEREAS, the County of Passaic, as “lead agency” pursuant to N.J.A.C. 5:34-7.1 et seq., issued a public solicitation to qualified vendors for the Passaic County Energy Regional Cooperative Pricing System (Division of Local Government Services Identifier # 203PCERCPS) bid for Natural Gas Supply Service; and

WHEREAS, this cooperative undertook all procurement efforts in accordance with “Fair and Open” procedures as established in the “Pay-to-Play” Law, N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the County of Passaic, Department of Purchasing has reviewed and tabulated the proposals/bids as received on October 24, 2014 pursuant to N.J.S.A. 40A: 11-1 et. Seq., and has made a recommendation to the Board of Chosen Freeholders for an award of contract for natural gas supply service to Direct Energy Business of Woodbridge, NJ; and

WHEREAS, the County of Passaic Energy Cooperative Pricing System has entered into a natural gas supply service agreement for a contract period March 1, 2015 through November 30, 2016, pursuant to the memorandum dated October 28, 2014 attached hereto; and

NOW THEREFORE BE IT RESOLVED by the Borough of Woodland Park that pursuant to the terms and conditions set forth above, it hereby acknowledges and accepts the award of contract to Direct Energy Business of Woodbridge, NJ for the Passaic County Regional Energy Cooperative Pricing System, Natural Gas Supply Service for Fixed Basis Upcharge at \$0.1321 per therm for accounts within PSE&G service territory.

- E. **Resolution R15-118, a resolution to acknowledge award of contract for Electricity Generation Supply Service by the Passaic County Energy Cooperative Pricing System Bid 15-010.**

**RESOLUTION TO ACKNOWLEDGE AWARD OF
CONTRACT FOR ELECTRICITY GENERATION SUPPLY
SERVICE BY THE PASSAIC COUNTY ENERGY
COOPERATIVE PRICING SYSTEM BID 15-010**

WHEREAS deregulation of the nation’s energy markets have provided opportunities to save money by procuring an Electricity Generation Supply Service through a competitive process; and

WHEREAS, Passaic County established a purchasing cooperative as authorized by N.J.S.A. 40A:11-11 to achieve these cost savings; and

WHEREAS, the Borough of Elmwood Park is a participating member of the cooperative; and

WHEREAS, the County of Passaic, as “lead agency” pursuant to N.J.A.C. 5:34-7.1 et seq., issued a public solicitation to qualified vendors for the Passaic County Energy Cooperative Pricing System (Division of Local Government Services Identifier # 189PCECPS) bid for Electricity Generation Supply Service; and

WHEREAS, this cooperative undertook all procurement efforts in accordance with “Fair and Open” procedures as established in the “Pay-to-Play” Law, N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, the County of Passaic, Department of Purchasing has reviewed and tabulated the proposals/bids as received on March 27, 2015 pursuant to N.J.S.A. 40A: 11-1 et. Seq., and has made a recommendation to the Board of Chosen Freeholders for an award of contract for electricity generation supply service to Constellation New Energy Inc., and

WHEREAS, the County of Passaic Energy Cooperative Pricing System has entered into an electricity supply service agreement for a contract period June 1, 2015 through May 31, 2017, pursuant to the memorandum dated April 15, 2015 attached hereto; and

NOW THEREFORE BE IT RESOLVED by the Borough of Woodland Park that pursuant to the terms and conditions set forth above, it hereby acknowledges and accepts the award of contract to Constellation New Energy, Inc. for the Passaic County Energy Cooperative Pricing System, Electricity Generation Supply Service for Fixed Full Requirements at \$0.1019 per kWh for accounts within Bid Lot 1, PSE&G service territory.

- F. **Resolution R15-119, a resolution authorizing the Tax Collector to return the total of \$2,435.81 for the redemption payment of the lien and premium to Stonefield Inv. Fund III, LLC.**

LIEN REDEMPTION AND PREMIUM

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 \$1,135.81 was made on May 1, 2015; and

WHEREAS, the redemption certificate has been received in the Tax Office and, therefore, the amount of \$1,135.81 is to be returned to the lien holder, Stonefield Inv. Fund III, LLC, 21 Robert Pilt Drive, Suite 202, Monsey, NY 10952; and

WHEREAS, the Tax Collector of the Borough of Woodland Park has requested a lien redemption of said payment to be made to Stonefield Inv. Fund III, LLC;

WHEREAS, a premium of \$1,300.00 had also been made by Stonefield Inv. Fund III, LLC which is to be returned;

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby authorized to return the total of \$2,435.81 for the redemption payment of the lien and premium; and

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

G. Resolution R15-120, a resolution authorizing the line item realignment of the 2008 Bond Ordinance as listed in the referenced resolution.

**2008 D ORDINANCE
LINE ITEM REALIGNMENT**

WHEREAS, on June 18, 2008, the Mayor and Council of the Borough of Woodland Park adopted Bond Ordinance 08-08 in the amount of \$2,196,435; 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; it is necessary to document these expenditures through a resolution; and

WHEREAS; the Mayor and Council did realign the anticipated expenditures in certain line items in the 2008 Bond Ordinance, R11-182; R11-240; R12-99; R12-310; and R14-121;

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 additional realignment of the 2008 Bond Ordinance as shown in the table below; and

BE IT FURTHER RESOLVED; that the total amount of the 2008 Bond Ordinance in the amount of \$2,196,435 has not been exceeded.

2008 BOND ORDINANCE LINE ITEMS	ORIGINAL APPROPRIATION	REVISED APPROPRIATION
McBride Ave Sewer Station	125,000.00	195,000.00
Salt Storage Shed	145,500.00	145,500.00
Rose Place & Other Streets	620,000.00	540,000.00
Sanitary Sewer Lines	400,000.00	103,500.00
McBride Sanitary Sewer	122,500.00	222,500.00
Fire Apparatus	150,000.00	150,000.00
Reconstruct Hillside Terrace	50,000.00	-0-
Rose Place BB Courts/Security	81,000.00	111,000.00
Computer Equipment	10,000.00	50,235.32
FD/EMS Pagers/Equip.	58,835.00	101,227.68
Equip/Fire Arms	20,000.00	17,372.00
DPW Improvements/Equip.	50,100.00	50,100.00
Zaccaria Park Athletic Field	50,000.00	50,000.00
Section 20 Costs	313,500.00	460,000.00
TOTAL	2,196,435.00	2,196,435.00

- H. **Resolution R15-121, a resolution awarding a contract to Horn Electric Contracting, in an amount not to exceed \$32,336.35, for the installation of security cameras at various locations throughout the Borough.**

**CONTRACT AWARD
INSTALLATION OF SECURITY CAMERAS**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey have purchased security cameras to be installed by a licensed electrician at Police Headquarters; Dowling Gardens; Department of Public Works; Diane Grimes Park; and the Water Tower located on Washington Drive; and

WHEREAS, the Borough is in possession of a quote from Horn Electrical Contracting, Inc., 271a Myrtle Avenue, Boonton, NJ Electrical License #12431, in the amount of \$32,336.35 to complete the installation of these security cameras; and

WHEREAS, funds for this service are available from the Borough's 2008 Bond Ordinance;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby awards a contract to Horn Electrical Contracting, Inc., 271a Myrtle Avenue, Boonton, NJ Electrical License #12431, in the amount of \$32,336.35 to complete the installation of these security cameras; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize the Borough Administrator, Kevin Galland, to execute the contract and all related documents relative to this award.

- I. **Resolution R15-126, a resolution approving the application of Fairway Market, a local business, located at 1510 US 46 West, Woodland Park, NJ, to hold an outdoor food event in the Fairway Market Parking lot every Sunday from May 24, 2015 to September 5, 2015, between the hours of 11:00 A.M. and 2:00 P.M.**

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

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, to hold a Bar-B-Q selling hot dogs and hamburgers, to be prepared under a commercial tent in the Fairway Market parking lot, every Sunday from May 24, 2015 to September 5, 2015, between the hours of 11:00 A.M. and 2:00 P.M.; and

WHEREAS, an application for a Temporary Outdoor Event Food License has been reviewed and found to be in compliance; and

WHEREAS, notification, recommendations and approval have been made by the following department and reads as follows; the West Paterson Fire Department states that cooking will be done on the appropriate grill type and proof of certification of a fire retention tent has been shown; 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 food event in the Fairway Market parking lot, to be held every Sunday from May 24, 2015 to September 5, 2015 between the hours of 11:00 A.M. and 2:00 P.M. at Fairway Market, 1510 US 46 West, Woodland Park.

- J. Resolution R15-128, a resolution authorizing the Mayor and Council to execute a Developer's Agreement between the Borough of Woodland Park and Notchwood Commons, LLC, for construction of development property commonly known as 300 Lackawanna Avenue, LLC.**

RESOLUTION AUTHORIZING THE EXECUTION OF A DEVELOPER'S AGREEMENT BETWEEN THE BOROUGH OF WOODLAND PARK AND NOTCHWOOD COMMONS, LLC, SUCCESSOR TO NOTCHWOOD MANOR, LLC, FOR DEVELOPMENT OF THE REAL PROPERTY KNOWN AS BLOCK 125, LOT 1, ON THE OFFICIAL TAX MAP OF THE BOROUGH OF WOODLAND PARK, MORE COMMONLY KNOWN AS 590-608 LACKAWANNA AVENUE, WOODLAND PARK, NEW JERSEY

WHEREAS, the Developer, Notchwood Commons, LLC, as successor to Notchwood Manor, LLC, with an address of 300 Lackawanna Avenue, LLC, received approval for construction of development on property known as Block 125, Lot 1, on the Official Tax Map of the Borough of Woodland Park, more commonly known as 300 Lackawanna Avenue, LLC (the "Property"); and

WHEREAS, the Property was previously the subject of hearings of the Planning Board of the Borough of Woodland Park, as described in the following resolutions: (i) Board Resolution Docket No. 02-03 adopted August 9, 2004, (ii) Board Resolution Docket No. 07-10 adopted August 13, 2007, memorialized September 10, 2007, (iii) Board Resolution Docket No. 11-08 adopted July 11, 2011, and memorialized August 8, 2011 (collectively, the "Resolutions"); and

WHEREAS, the Developer is required to enter into a Developer's Agreement with the Borough of Woodland Park setting forth the rights, duties and obligations of the parties; and

WHEREAS, the Borough Professionals have negotiated and approved the terms and conditions of the Developer's Agreement on behalf of the Borough; and

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

1. The Mayor and Borough are hereby authorized and directed to execute the attached Developer's Agreement between the Borough of Woodland Park and Notchwood Commons, LLC.
2. The Borough hereby authorizes and approves any non-substantive modifications to the Developer's Agreement, as may be recommended and approved by the Borough Engineer and/or Borough Attorney prior to its execution.
3. This Resolution shall take effect immediately.

- K. Resolution R15-129, a resolution to approve the actions noted in the Consent Agenda, items A. through J., 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 J, be and are hereby approved and the proper officers are directed to take necessary action on same.

Upon Motion made by Council President Kallert (Andrea Cruz), and seconded by Councilman Spinelli (Rachel Lewis), the foregoing resolution was unanimously adopted on roll call vote.

COLLECTOR/TREASURER REPORT:

CFO, Frederick J. Tompkins recommends authorization for payment:

Upon Motion made by Councilwoman Gatti (Marc Garcia), seconded by Councilman Spinelli (Rachel Lewis) and unanimously passed on roll call vote, the Council confirmed the payment of the 05/15/15 regular and miscellaneous payroll estimated at \$295,000.00.

Upon Motion made by Councilman DeCesare (Chloe Nakhleh) seconded by Council President Kallert (Andrea Cruz) and unanimously passed on roll call vote, the Council confirmed the payment of bills from voucher list of 05/08/15 totaling \$ 2,646,446.99.

DEPARTMENT REPORTS:

Upon Motion made by Councilman Spinelli (Rachel Lewis), and seconded by Councilwoman Pascrell (Arian Valencia), the foregoing Departmental Reports were unanimously adopted on roll call vote.

NEW BUSINESS:

A. Resolution R15-127, a resolution to establish the 2015 Temporary Capital Budget of said municipality for projects scheduled for 2015.

B. Resolution R15-122, Introduction of Ordinance 15-03

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF 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 \$994,000 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 heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 27th day of May, 2015, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Upon Motion made by Councilwoman Pacrell (Ariana Valencia) and seconded by Councilman Spinelli (Rachel Lewis), the foregoing unanimously adopted on roll call vote, resolution R15-03 was adopted.

C. Resolution R15-123, Introduction of Ordinance 15-04

**BOROUGH OF WOODLAND PARK
ORDINANCE NO. 15-04**

AN ORDINANCE TO REPEAL SECTION 5-24 (CONSUMPTION OR POSSESSION OF ALCOHOLIC BEVERAGES ONPRIVATE PROPERTY BY PERSONS UNDER THE LEGAL AGE PROHIBITED) OF THE CODE OF THE BOROUGH OF WOODLAND PARK AND ENACT NEW SECTION 5-24 heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 27th day of May, 2015, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Upon Motion made by Councilman Spinelli (Rachel Lewis), and seconded by Councilwoman Gatti (Marc Garcia), the foregoing unanimously adopted on roll call vote, resolution R15-04 was adopted.

D. Resolution R15-124, Introduction of Ordinance 15-05

**BOROUGH OF WOODLAND PARK
ORDINANCE NO. 15-05**

AN ORDINANCE TO AMEND THE SECTION 17-6.4 “STANDARDS” OF THE HOUSING CODE OF THE BOROUGH OF WOODLAND PARK heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 27th day of May, 2015, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Upon Motion made by Councilman Spinelli (Rachel Lewis), and seconded by Councilwoman Pascrell (Ariana Valencia), the foregoing unanimously adopted on roll call vote, resolution R15-05 was adopted.

E. Resolution R15-125, Introduction of Ordinance 15-06

**BOROUGH OF WOODLAND PARK
ORDINANCE NO. 15-06**

AN ORDINANCE TO SUSPEND SPECIFIC PORTIONS OF SECTION 7-7.5 (PARKING TIME LIMITED ON CERTAIN STREETS) OF THE CODE OF THE BOROUGH OF WOODLAND PARK THROUGH THIS SUBMISSION heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 27th day of May, 2015, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Municipal Council and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Upon Motion made by Councilwoman Pascrell (Ariana Valencia), and seconded by Councilman Spinelli (Rachel Lewis), the foregoing unanimously adopted on roll call vote, resolution R15-06 was adopted.

ADJOURNMENT:

There being no further business to come before the Council, upon Motion by Councilman DeCesar (Chloe Nakhleh), seconded by Councilwoman Gatti (Marc Garcia) and unanimously passed on roll call vote, the meeting was adjourned at 8:20 p.m.

Respectfully submitted,

Kevin V. Galland
Municipal Clerk

Keith Kazmark
Mayor