

**BOROUGH OF WOODLAND PARK  
REGULAR MEETING OF THE MUNICIPAL COUNCIL  
HELD ON MARCH 16, 2016**

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 March 16, 2016, 2015 and was called to order by Mayor Keith Kazmark at 7:00 p.m.

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

Absent: None

Kevin Galland, Municipal Clerk/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 6, 2016 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:**

The Mayor and Council presented awards to Women's History Month Honorees to:

Cathy Pagano, American Legion Post 238 Ladies Auxiliary. Cathy was honored for her continued efforts she makes on behalf of the American Legion and our veterans throughout Passaic County and throughout New Jersey.

Joanne Bastante-Howard, America's, Special Kidz (ASK). Joanne was honored for not only for being the founder of Special Kidz (ASK) but also for her tireless volunteering and being an advocate for the special needs children.

Mary Zaccaria, First Female Mayor of West Paterson. Mrs. Zaccaria was honored as an educator and former Mayor of West Paterson as well as for her continued service to the community.

**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, the Public Hearing was closed.

**MINUTES:**

Upon Motion by Councilwoman Gatti, seconded by Council President Spinelli, and passed on roll call vote, the Minutes of the Reorganization Meeting of January 6, 2016 and of Minutes from the Special Meeting of February 29, 2016, were approved as submitted.

**COMMITTEE REPORTS:**

Administration & Finance – Councilman Holloway first thanked his committee and Tom Minnella for working on the idea of revamping the Borough website. He stated that once they pick the website company, they plan to meet with them. He mentioned that the Planning Board went over the concept for the Bill Board to be installed at the end of

Brophy Lane. He advised that the tree which was planted by the Brophy family which is in place where the bill board was to be installed, will be saved.

Public Works – Councilman DeCesare reported that the work on the water tower is ongoing and hope to complete it in 2 to 3 months. He advised that DPW is working on the fields and getting them ready for baseball and softball season. He announced that the annual softball tournament Families Behind the Badge will take place on May 21, 2016.

Public Safety – Council President Spinelli announced that the Fire Department is beginning their annual fundraising drive and asked that everyone please support them and donate what you can.

Health & Senior Services – Councilwoman Gatti reported her committee is meeting next Monday. She announced that the Municipal Alliance is having a luncheon for the Borough's seniors.

Mayor Kazmark also announced under Health and Senior Services that Barbara Mulroony tenured her resigned to the Board of Health. He said she was certainly a benefit to the Board and thanked her for all her years of service.

Recreation & Community Relations – Councilwoman Kallert announced this Saturday is Breakfast with the Bunny at 9:00 A.M. and donations for Easter Basket are still being accepted. She mentioned the flood board meeting with Mr. Agnolli. He advised the Borough's CRS numbers are coming in strong and the Borough could be at a 20% discount on flood premiums. Councilwoman Kallert also announced events for the Woodland Park Library. This Friday is Friday Film, they will be showing Creed; art work done by students of Passaic Valley High School are being displayed all month and this Friday there will be a reception at 6:00 P.M. to showcase the art work; on March 19<sup>th</sup> the New Jersey's Makers Day event; on March 23<sup>rd</sup> the Bauman Book Club; on March 24<sup>th</sup> Cooking For One, the Winter reading program ends on March 20<sup>th</sup> and a celebration party will be held on March 30<sup>th</sup> for all participants. Lastly, she advised that Summer Camp early registration is currently open and encouraged residents to sign up early to get the discounted rate.

Laws & Ordinances – Councilwoman Pascrell reported her committee continues to work on the Master Plan which is moving forward. She mentioned that a resolution is on the consent agenda tonight to award a contract to Katheryn Gregory and Associates for planning services and to update the Borough ordinances.

### **MAYOR'S REPORT:**

Mayor Kazmark reported, on February 5, 2016 he met with Congressman Frelinghuysen together with Mayor Conte of Little Falls and Mayor Chiusolo of Cedar Grove to express their concerns with the Congressman in regard to the suspension of the Peckman River project by the Army Core of Engineers. Subsequently, he said they also met the Army Core of Engineers at the Congressman's office with Senator Booker and Senator Menendez. He advised that Colonel Caldwell of the Army Core of Engineers announced that the suspension on the Peckman River project has been lifted and will get back on track.

He mentioned he also met with Gotham Analytics, the vendor who will provide the gauges that monitor for potential flooding and are to be placed in the Peckman River. He advised the Borough is seeking County support and funding in order to get this part of the project off the ground.

The Mayor stated he and Borough Administrator Kevin Galland met with Borough Engineer Nordan Murphy and Borough Attorney Mr. Buglione, relative to the easements with regard to the Sewer and water project up at Elizabeth Lane and Oak Ridge Road area. He advised that some residents have denied access and refuse to give an easement and because of this Mr. Murphy will have to modify the plan and remove four easements. He said there is a plan to move forward and believes they are in a good place with this project.

He said this Monday he and the Council members will have a joint meeting with the Board of Education. One of the main topics to be discuss is formulating a joint

committee to develop and plan for restroom facilities that can be accessed by the public during activities and events at memorial field.

The Mayor also mentioned a meeting he had with Mayor Coiro of Totowa, Mayor Conte of Little Falls as well as all three towns Chiefs of Police and all four Superintendents of Schools in which they discussed school safety.

**MUNICIPAL ATTORNEY’S REPORT:**

Mr. Buglione reported, his office continues to work on their ongoing projects. He reiterated what the Mayor said with regard to the easements and the water and sewer project up at Elizabeth Lane and Oak Ridge Road area and advised there is a modified plan in place.

**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 R16-097, a resolution authorizing The Valley Hospital Foundation, of Ridgewood, New Jersey to conduct an On Premise 50/50 Raffle and Tricky Tray to be held on April 7, 2016 at the Westmount Country Club, from 6:30 P.M. to 10:30 P.M.**

**RAFFLE APPLICATION**

**WHEREAS**, The Valley Hospital Foundation of 223 North Van Dien Ave., Ridgewood, New Jersey 07450 is seeking approval to conduct one On Premise 50/50 Raffle and Tricky Tray on June 7, 2016 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 6:00 P.M.- 11:00 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 Valley Hospital Foundation of 223 North Van Dien Ave., Ridgewood, New Jersey to conduct one On Premise 50/50 Raffle and Tricky Tray on June 7, 2016 at the Westmount Country Club, 728 Rifle Camp Road, Woodland Park, New Jersey between the hours of 6:00 P.M. - 11:00 P.M.; and

- B. **Resolution R16-098, a resolution awarding a contract to Gregory Associates, LLC, 96 Linwood Plaza, Fort Lee, NJ to provide planning services to update and revise the Borough’s current zoning and site plan ordinances, zoning map and prepare a new Fair Share Housing Plan (COAH) in an in an amount not to exceed \$28,500.00.**

**CONTRACT AWARD  
GREGORY ASSOCIATES  
PROFESSIONAL PLANNING SERVICES**

**WHEREAS**, the Mayor and Council, of the Borough of Woodland Park, County of Passaic, State of New Jersey, desire to employ the services of a Professional Planner to provide planning services to update and revise the Borough’s current zoning and site plan ordinances, zoning map and prepare a new Fair Share Housing Plan (COAH); and

**WHEREAS**, the Borough is in receipt of a proposal from Gregory Associates, LCC, 96 Linwood Plaza #350, Fort Lee, NJ 07024 to provide such services in an amount not to exceed \$28,500.00; and

**WHEREAS**, Gregory Associates, LLC did respond to the RFP issued by the Borough on November 13, 2015 for this type of professional services; and

**WHEREAS**, the Mayor and Council did appoint the firm of Gregory Associates, LLC as the Municipal Planner for the period January 1, 2016 through December 31, 2016, at its meeting of January 6, 2016;

**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 award a contract to Gregory Associates, LCC, 96 Linwood Plaza #350, Fort Lee, NJ 07024 to provide planning services to update and revise the Borough's current zoning and site plan ordinances, zoning map and prepare a new Fair Share Housing Plan (COAH) in an amount not to exceed of \$28,500.00.

- C. **Resolution R16-101, a resolution authorizing the Tax Collector of the Borough of Woodland Park to return the total of \$15,399.07 to USBANKCUST FOR PC5 STERLING NA AND US BANK GLOBAL CORP TRUST SERV, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102 for the redemption payment of a lien and premium with regard to 51 Mt. Pleasant Avenue, Woodland Park, New Jersey and to adjust the books and records accordingly.**

#### **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 \$15,399.07 was made on March 7, 2016; and

**WHEREAS**, the redemption certificate has been received in the Tax Office and, therefore, the amount of \$15,399.07 is to be returned to the lien holder; and

**WHEREAS**, the Tax Collector of the Borough of Woodland Park has requested a lien redemption of said payment to be made to USBANKCUST FOR PC5 STERLING NA AND US BANK GLOBAL CORP TRUST SERV, 50 South 16<sup>th</sup> Street, Suite 2050, Philadelphia, PA 19102; and

**WHEREAS**, a premium of \$500.00 had also been made by USBANKCUST FOR PC5 STERLING NA which is to be returned;

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector is hereby authorized to return the total of \$15,399.07 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.

- D. **Resolution R16-102, a resolution authorizing the Tax Collector of the Borough of Woodland Park to return the total of \$1,077.51 to Clemente Enterprises, LLC, P.O. Box 141, Wyckoff, New Jersey 07481, for the redemption payment of a lien and premium with regard to 242 Woodland Drive, Woodland Park, New Jersey and to adjust the books and records accordingly.**

## **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 \$477.51 was made on March 8, 2016; and

**WHEREAS**, the redemption certificate has been received in the Tax Office and, therefore, the amount of \$477.51 is to be returned to the lien holder; and

**WHEREAS**, the Tax Collector of the Borough of Woodland Park has requested a lien redemption of said payment to be made to Clemente Enterprises, LLC, P.O. Box 141, Wyckoff, New Jersey 07481; and

**WHEREAS**, a premium of \$600.00 had also been made by Clemente Enterprises, LLC which is to be returned;

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector is hereby authorized to return the total of \$1,077.51 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.

- E. Resolution R16-103, a resolution acknowledging that the American Legion, Post No. 227 will be conducting a Poppy Sale Fundraiser on May 20, 2016, May 21, 2016 and May 22, 2016 from 11:00 A.M. to 4:00 P.M., at the intersection of McBride and Glover Avenues subject to the conditions set forth in this resolution.**

## **AMERICAN LEGION POPPY SALE FUNDRAISER**

**WHEREAS**, the American Legion Post No. 227, 180 Union Boulevard, Totowa, New Jersey have requested permission to conduct a Poppy Sale Fundraiser on May 20th, May 21st 2016 and May 22nd, 2016 in order to collect voluntary contributions; and

**WHEREAS**, the American Legion has requested that this activity be held at the intersection of McBride Avenue and Glover Avenue; and

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park fully support the dedicated efforts of the American Legion in all of their activities and recognize the need to periodically solicit contributions from the public;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park acknowledges that the American Legion, Post No. 227 will be conducting a Poppy Sale Fundraiser on at the intersection of McBride and Glover Avenues; from 11:00A.M. till 4:00 P.M. and;

**BE IT FURTHER RESOLVED**, that this acknowledgement is conditioned on the following:

1. That no one under the age of eighteen (18) be permitted to solicit funds on any public street or from any person in/on a vehicle on a public street; and
2. That safety measures (clothing/jackets with reflective material/tape, traffic cones, barriers, etc.) be utilized to warn drivers of pedestrian activity in the road to protect the solicitors.
3. With regard to solicitations at the intersection of McBride and Glover Avenues, solicitations are prohibited on Glover Avenue east of McBride Avenue.

- F. **Resolution R16-104, a resolution approving an outdoor event application requested by Game Stop, 1680 Route 46, Woodland Park, New Jersey 07424 to hold an Autism and Special Needs Gaming Day to be held on May 15, 2016 between the hours of 1:00 P.M. and 5:00 P.M. and hereby waiving the application fee in accordance with Ordinance 09-04 as the Borough is a sponsor of the event.**

**AUTHORIZING GAME STOP  
TO HOLD 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 Game Stop to hold a Autism and Special Needs Gaming Day, 1680 Route 46, Woodland Park on May 15, 2016 between the hours of 1:00 p.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 has been made to the Woodland Park Police Department, the West Paterson Fire Department and Code Enforcement officials; and

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

**WHEREAS**, the application fee of \$250.00 is hereby waived in accordance with Ordinance 09-04 waiving as the Borough is a sponsor of this event; 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 Game Stop to hold a Autism and Special Needs Gaming Day, 1680 Route 46, Woodland Park on May 15, 2016 between the hours of 1:00 p.m. and 5:00 p.m.; and

- G. **Resolution R16-105, a resolution approving a disabled veteran tax exemption and tax credit to George Tashjian for the property located at 646 McBride Avenue, Woodland Park, New Jersey and to authorize the Tax Collector to issue a refund in the amount of \$951.35 and is also authorized to cancel the 2016 2<sup>nd</sup> quarter tax payment in the amount of \$1,570.66.**

**RESOLUTION AUTHORIZING THE APPROVAL OF A DISABLED VETERAN  
TAX EXEMPTION AND TAX CREDIT TO GEORGE TASHJIAN FOR THE  
PROPERTY LOCATED AT 646 MCBRIDE AVENUE IN BLOCK 18 ON LOT  
11.06**

**WHEREAS**, George Tashjian is the owner of the property located at 646 McBride Avenue in Block 18 on Lot 11.06 as set forth on the official tax map of the Borough of Woodland Park, and who had filed an application for a Disabled Veteran Tax Exemption which was approved by the Tax Assessor on February 29, 2016.

**WHEREAS**, Mr. Tashjian was deemed to be 100% permanently and totally disabled as the result of his wartime injuries by letter from the VA on February 8, 2016, effective as of November 17, 2015, so by statute he is entitled to the tax exemption as of February 8, 2016; and

**WHEREAS**, since the Tax Assessor has approved the tax exemption as of February 8, 2016, and Mr. Tashjian has paid his 2016 1<sup>st</sup> quarter tax payment, as per the calculations of the Tax Collector he is due a total refund of \$951.35; and

**WHEREAS**, the governing body authorizes the Tax Collector to refund Mr. Tashjian taxes in the amount of \$951.35 which is the total amount of the overpayment; and

**WHEREAS**, the governing body will also have to authorize the Tax Collector to cancel the 2016 2<sup>nd</sup> quarter tax payment in the amount of \$1,570.66 due to the fact the property is now tax exempt.

**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. Mr. Tashjian shall be given a tax refund in the amount of \$951.35 as the property was made tax exempt effective as of February 8, 2016.
2. The Borough Tax Collector is hereby authorized to issue the refund in the amount of \$951.35 and is also authorized to cancel the 2016 2<sup>nd</sup> quarter tax payment in the amount of \$1,570.66.
3. This Resolution shall take effect immediately or as otherwise provided by law.

**H. Resolution R16-106, a resolution approving a disabled veteran tax exemption and tax credit to Peter Sienicki for the property located at 19 Graphite Drive, Woodland Park, New Jersey and to authorize the Tax Collector to issue a refund in the amount of \$1,687.95 and is also authorized to cancel the 2016 2<sup>nd</sup> quarter tax payment in the amount of \$4,955.07.**

**RESOLUTION AUTHORIZING THE APPROVAL OF A DISABLED VETERAN TAX EXEMPTION AND TAX CREDIT TO PETER SIENICKI FOR THE PROPERTY LOCATED AT 19 GRAPHITE DRIVE IN BLOCK 113 ON LOT 12.01 QUALIFIER C6502**

**WHEREAS**, Peter Sienicki is the owner of the property located at 19 Graphite Drive in Block 113 on Lot 12.01 Qualifier C6502 as set forth on the official tax map of the Borough of Woodland Park, and who had filed an application for a Disabled Veteran Tax Exemption which was approved by the Tax Assessor on March 7, 2016.

**WHEREAS**, Mr. Sienicki was deemed to be 100% permanently and totally disabled as the result of his wartime injuries by letter from the VA on October 14, 2009, effective as of August 14, 2007, but was receiving the tax exemption on another property until

February 29, 2016 so by statute he is entitled to the tax exemption as of March 1, 2016;  
and

**WHEREAS**, since the Tax Assessor has approved the tax exemption as of March 1, 2016, and Mr. Sienicki has paid his 2016 1<sup>st</sup> quarter tax payment, as per the calculations of the Tax Collector he is due a total refund of \$1,687.95; and

**WHEREAS**, the governing body authorizes the Tax Collector to refund Mr. Sienicki taxes in the amount of \$1,687.95 which is the total amount of the overpayment; and

**WHEREAS**, the governing body will also have to authorize the Tax Collector to cancel the 2016 2<sup>nd</sup> quarter tax payment in the amount of \$4,955.07 due to the fact the property is now tax exempt.

**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. Mr. Sienicki shall be given a tax refund in the amount of \$1,687.95 as the property was made tax exempt effective as of March 1, 2016.

2. The Borough Tax Collector is hereby authorized to issue the refund in the amount of \$1,687.95 and is also authorized to cancel the 2016 2<sup>nd</sup> quarter tax payment in the amount of \$4,955.07.

3. This Resolution shall take effect immediately or as otherwise provided by law.

1. **Resolution R16-107, a resolution awarding a contract to Alaimo Group located at 2 Market Street, Paterson, NJ 07501 for surveying services for the Glover Avenue Sewer Project in an amount not to exceed \$5,000.00.**

**CONTRACT AWARD  
SURVEY SERVICES  
GLOVER AVENUE SEWER PROJECT**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, desire to disconnect the sanitary sewer lines from five (5) homes, located on Glover Avenue within the Borough of Woodland Park, from the City of Paterson's sewer system and redirect that flow into the Borough of Woodland Park's sewer system; and

**WHEREAS**, the Mayor and Council desire to award a contract for surveying services for this project; and

**WHEREAS**, Alaimo Group has supplied a quotation in the amount of \$5,000.00 to provide such services;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby award a contract to Alaimo Group located at 2 Market Street, Paterson, NJ 07501 for surveying services for the Glover Avenue Sewer Project in an amount not to exceed \$5,000.00.

- J. **Resolution R16-108, a resolution, based on the recommendation of the Borough Engineer, rejecting the request by KHovnanian to reduce the Performance Guarantee and Cash Reserve relative to Phase 4 On-Site Improvements due to the deficiencies documented in the Engineer's letter of February 25, 2016.**

**K. HOVNANIAN  
FOUR SEASONS AT GREAT NOTCH  
PHASE 4 ON-SITE IMPROVEMENTS  
PERFORMANCE BOND REDUCTION REQUEST  
REJECTED**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, is in possession of a Phase 4 Onsite Performance Guarantee (Surety Bond No. 1103202); from K. Hovnanian, 110 Fieldcrest Avenue, Edison, NJ, for certain On-Site Improvements in connection with the premises commonly known as Four Seasons at Great Notch, and

**WHEREAS**, the Mayor and Council are in receipt of correspondence from K. Hovnanian dated January 15, 2016, requesting that the performance guarantee and the associated cash deposit be reduced as they believe ninety-four percent (94%) of all the bonded improvements have been fully and satisfactorily completed; and

**WHEREAS**, the Mayor and Council are in receipt of correspondence dated February 25, 2016 from the Borough Engineer, advising the Borough that his office has performed an inspection of the site to determine the amount of bondable improvements satisfactorily installed to date; and

**WHEREAS**, based on that inspection, the Borough Engineer has determined that there still remain sections of water and sanitary sewer mains throughout the project for which there is no record of testing and acceptance; that 'as-built' record drawings have not been submitted for this phase of the project; and that based upon the above, the Borough Engineer cannot recommend a reduction of the bonds posted for the project;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, based on the recommendation of the Borough Engineer, does hereby reject the request by KHovnanian to reduce the Performance Guarantee and Cash Reserve relative to the Phase 4 On-Site Improvements; and

**BE IT FURTHER RESOLVED**; that the Borough Engineer's correspondence to the Borough Administrator dated February 25, 2016 is hereby incorporated by reference into this resolution.

- K. **Resolution R16-109, a resolution, based on the recommendation of the Borough Engineer, rejecting the request by KHovnanian to reduce the Performance Guarantee and Cash Reserve relative to Phase 5 On-Site Improvements due to the deficiencies documented in the Engineer's letter of February 25, 2016.**

**K. HOVNANIAN  
FOUR SEASONS AT GREAT NOTCH  
PHASE 5 ON-SITE IMPROVEMENTS  
PERFORMANCE BOND REDUCTION REQUEST  
REJECTED**

**WHEREAS**, the Borough of Woodland Park, County of Passaic, State of New Jersey, is in possession of a Phase 5 Onsite Performance Guarantee (Surety Bond No. 1103203);

from K. Hovnanian, 110 Fieldcrest Avenue, Edison, NJ, for certain On-Site Improvements in connection with the premises commonly known as Four Seasons at Great Notch, and

**WHEREAS**, the Mayor and Council are in receipt of correspondence from K. Hovnanian dated January 15, 2016, requesting that the performance guarantee and the associated cash deposit be reduced as they believe eighty-four percent (84%) of all the bonded improvements have been fully and satisfactorily completed; and

**WHEREAS**, the Mayor and Council are in receipt of correspondence dated February 25, 2016 from the Borough Engineer, advising the Borough that his office has performed an inspection of the site to determine the amount of bondable improvements satisfactorily installed to date; and

**WHEREAS**, based on that inspection, the Borough Engineer has determined that the ‘as-built’ record drawings have not been submitted for this phase of the project; and that based upon that, the Borough Engineer cannot recommend a reduction of the bond posted for the project;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, based on the recommendation of the Borough Engineer, does hereby reject the request by KHovnanian to reduce the Performance Guarantee and Cash Reserve relative to the Phase 5 On-Site Improvements; and

**BE IT FURTHER RESOLVED**; that the Borough Engineer’s correspondence to the Borough Administrator dated February 25, 2016 is hereby incorporated by reference into this resolution.

- L. **Resolution R16-110, a resolution to award a contract to Goosetown Communications, of Congers, NY 10920 in the amount of \$13,709.47 to remove the Borough’s antennas from the water tank located on Washington Drive and temporarily reinstall same in Rose Place Park pending the refurbishment of the water tank.**

**CONTRACT AWARD  
RELOCATION OF WATER TOWER ANTENNAS**

**WHEREAS**, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, have awarded a contract to refurbish the Borough’s water tank located on Washington Drive; and

**WHEREAS**, before that work effort can begin, the Borough’s radio antennas need to be removed from the top of the tank and temporarily relocated to Rose Place Park in order to assure continued radio communications; and

**WHEREAS**, the Mayor and Council are in receipt of a quote from Goosetown Communications, 58 N. Harrison Avenue, Congers, NY 10920 in the amount of \$13,709.47 to complete this work effort;

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, hereby award a contract to Goosetown Communications, 58 N. Harrison Avenue, Congers, NY 10920 in the amount of \$13,709.47 to remove the Borough’s antennas from the water tank located on Washington Drive and temporarily reinstall same in Rose Place Park; and

**BE IT FURTHER RESOLVED**, that the cost of this contract be charged to the Borough’s Water Utility budget.

- M. **Resolution R16-112, a resolution approving an increase in the Temporary Budget for a grand total of \$6,972,890.00 and Water Budget Appropriations grand total of \$815,689.00.**

**EMERGENCY TEMPORARY RESOLUTION**

**PRIOR TO ADOPTION OF THE BUDGET N.J.S. 40A:4-20**

**WHEREAS**, an emergent condition has arisen with respect to unexpected expenses and no adequate provision was made in the 2016 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2016 pursuant to the provisions of N.J.S. 40A:4-20 (Chapter 96, P.L. 1951 as amended) including this resolution total \$6,972,890.00 Grand Total of Current Fund Budget Appropriations and \$815,689.00 Grand Total of Water Budget Appropriations; and

**NOW, THEREFORE, BE IT RESOLVED**, (not less than two-thirds of all the members therefore affirmatively concurring) that in accordance with N.J.S. 40A:4-20.

The following Temporary Emergency Appropriation is hereby made:

EMERGENCY TEMPORARY RESOLUTION = 03/16/16		
BUDGET ACCOUNT	BUDGET ACCOUNT	AMOUNT
	<b>CURRENT FUND</b>	
6-01-20-130-130-010	FINANCIAL ADMINISTRATIVE – P/R	3,000.00
6-01-26-300-301-020	SEWER SYSTEMS	5,000.00
6-01-27-330-330-020	BOARD OF HEALTH – O/E	1,500.00
6-01-31-445-445-020	FIRE HYDRANT SERVICES – O/E	1,000.00
6-01-36-473-473-020	DEFINED CONTRIBUTION RETIRE PENSION	500.00
	<b>RESOLUTION INCREASE</b>	<b>11,000.00</b>
	<b>CURRENT BUDGET STATUS</b>	<b><u>6,961,890.00</u></b>
	<b>NEW TEMPORARY BUDGET TOTAL</b>	<b>6,972,890.00</b>
	<b>WATER ACCOUNT</b>	
6-05-55-540-540-542	Contribution PERS Pension	<u>36,000.00</u>
	<b>RESOLUTION INCREASE</b>	<b>36,000.00</b>
	<b>WATER BUDGET STATUS</b>	<b><u>779,689.00</u></b>
	<b>NEW TEMPORARY BUDGET TOTAL</b>	<b>815,689.00</b>

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

Upon Motion made by Council President Spinelli, and seconded by Councilwoman Pascrell, 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 Pascrell, seconded by Councilman DeCesare and unanimously passed on roll call vote, the Council confirmed the payment of the 03/30/16 regular and miscellaneous payroll estimated at \$275,000.00.

Upon Motion made by Councilman Holloway, seconded by Councilman DeCesare and unanimously passed on roll call vote, the Council confirmed the payment of bills from voucher list of 3/11/16 totaling \$3,372,580.20.

**DEPARTMENT REPORTS:**

1. Police Report for February 2016.
2. Planning Board Reorganization Minutes January 11, 2016.
3. Summary Budget Status Report for March 11, 2016

Upon Motion made by Council President Spinelli, and seconded by Councilwoman Gatti, the Department Report was unanimously approved on roll call vote.

**OLD BUSINESS:**

**A. Public Hearing on the Adoption of Ordinance 16-05**

Upon Motion made by Councilwoman Gatti, and seconded by Councilman Holloway the Public Hearing on Ordinance 16-05 was open to the public and unanimously adopted on roll call vote.

There being no one wishing to be heard upon Motion made by Councilman DeCesare, and seconded by Councilwoman Pacrell the Public Hearing on Ordinance 16-05 was closed to the public and unanimously adopted on roll call vote.

**B. Resolution R16-099, Adoption of Bond Ordinance 16-05, REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF \$7,020,000 AGGREGATE PRINCIPAL AMOUNT OF OUTSTANDING BONDS OF THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, APPROPRIATING A SUM NOT EXCEEDING \$8,000,000 TO PAY THE COST THEREOF AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$8,000,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OF SAID BOROUGH TO FINANCE SUCH APPROPRIATION**

**WHEREAS**, notice of introduction and passage on first reading was published in The Herald News dated March 5, 2016, setting the date of March 16, 2016 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 March 16, 2016 at the regularly scheduled meeting of the Mayor and Council; and

**NOW, THEREFORE BE IT RESOLVED**, that the ordinance entitled Ordinance 16-05 REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF \$7,020,000 AGGREGATE PRINCIPAL AMOUNT OF OUTSTANDING BONDS OF THE BOROUGH OF WOODLAND PARK, IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, APPROPRIATING A SUM NOT EXCEEDING \$8,000,000 TO PAY THE COST THEREOF AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$8,000,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OF SAID BOROUGH TO FINANCE SUCH APPROPRIATION 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 Ordinances according to law.

Upon Motion made by Council President Spinelli, and seconded by Councilman Holloway, the foregoing resolution R16-100 to adopt Ordinance 16-06 was unanimously adopted on roll call vote

**A. Public Hearing on the Adoption of Ordinance 16-06.**

Upon Motion made by Councilman DeCesare, and seconded by Councilman Holloway the Public Hearing on Ordinance 16-06 was open to the public and unanimously adopted on roll call vote.

There being no one wishing to be heard upon Motion made by Councilwoman Pacrell, and seconded by Council President Spinelli the Public Hearing on Ordinance 16-06 was closed to the public and unanimously adopted on roll call vote.

**B. Resolution R16-100, adoption of Ordinance 16-06, an ordinance to exceed the municipal budget appropriation limits and to establish a cap bank for the calendar year 2016.**

**WHEREAS**, notice of introduction and passage on first reading was published in The Herald News dated March 5, 2016, setting the date of March 16, 2016 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 March 16, 2016 at the regularly scheduled meeting of the Mayor and Council; and

**NOW, THEREFORE BE IT RESOLVED**, that the ordinance entitled Ordinance 16-06, an ordinance to **exceed the municipal budget appropriation limits and to establish a cap bank for the calendar year 2016** 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 Ordinances according to law.

Upon Motion made by Council President Spinelli, and seconded by Councilwoman Kallert, the foregoing resolution R16-100 to adopt Ordinance 16-06 was unanimously adopted on roll call vote.

**EXECUTIVE SESSION:**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

**Contract Negotiations – Garret Pointe**

**BE IT FURTHER RESOLVED**, that it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination by the Mayor and Council that the public interest will no longer be served by such confidentially and if not then legally privileged.

Upon Motion made by Councilwoman Pascrell, seconded by Councilwoman Kallert and unanimously passed on roll call vote, the Mayor and Council moved into executive session at 8:05 p.m.

There being no further business to come before the Council, upon Motion by Councilwoman Gatti, seconded by Council President Spinelli and unanimously passed on roll call vote, the meeting was adjourned at 8:31 p.m.

Respectfully submitted,

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Kevin V. Galland  
Municipal Clerk

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Keith Kazmark  
Mayor