

**WOODLAND PARK MUNICIPAL COUNCIL
AGENDA FOR REGULAR MEETING OF
March 18, 2020**

1. In accordance with the Open Public Meeting Law, P.L.1975, chapter 231, notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 8, 2020 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 Herald News and The Record of Woodland Park.
2. **Flag salute and Prayer**
3. **Roll Call**
4. **Discussion: 2020 Municipal Budget**
5. **Introduction of 2020 Budget:**
 - A. **Resolution R20-100, a resolution to introduce Ordinance 20-09, an Ordinance to exceed the Municipal Budget appropriation limits and to establish a cap bank for the calendar year 2020.**

RESOLUTION R20-100

CALENDAR YEAR 2020

BOROUGH ORDINANCE 20-09

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK**

(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Woodland Park in the County of Passaic finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$138,234.02 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Woodland Park, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Woodland Park shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$483,819.07, and that the CY 2020 municipal budget for the Borough of Woodland Park be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

B. Resolution R20-101, a resolution authorizing an increase in deferred school taxes for the local and regional high school.

RESOLUTION R20-101

**AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES
FOR LOCAL AND REGIONAL HIGH SCHOOL TAXES**

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts, and

WHEREAS, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Borough at this time,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2019 as follows:

Deferred

	<u>Deferred Local School Taxes</u>	<u>Regional High School Taxes</u>
Amount Deferred 12/31/2018	\$8,405,031.28	\$4,409,757.09
Amount Deferred 12/31/2019	\$8,571,650.28	\$4,227,601.00

BE IT FURTHER RESOLVED by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

C. Resolution R20-102, a resolution assuming responsibility of conducting the annual budget examination

RESOLUTION R20-102

**SELF-EXAMINATION OF 2020 BUDGET RESOLUTION
FOR THE BOROUGH OF WOODLAND PARK**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Woodland Park has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meets the necessary conditions to participate in the program for the 2020 budget year, so now therefore

BE IT RESOLVED, by the Borough Council of the Borough of Woodland Park that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations

found at 40A:4-45.3 et seq. are fully met (Complies with the "CAP" law.)

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that two certified copies of this resolution be forwarded to the Office of the Director of Local Government Services.

D. Resolution R20-103, a resolution to introduce 2020 Municipal Budget.

RESOLUTION R20-103

INTRODUCTION OF 2020 BUDGET

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2020;

Appropriations within cap	\$14,579,408.00
Appropriations excluded from cap	\$ 4,196,616.26
Reserve for uncollected taxes	\$ 734,000.00
Total General Appropriations	\$19,510,024.26
Anticipated Revenues	\$ 5,092,510.26
Amount to be raised by taxation	\$13,788,736.00
Minimum Library Tax	\$ 628,778.00
Total Revenue	\$19,510,024.26

BE IT FURTHER RESOLVED that said Budget be published in the North Jersey Herald News in the issue of March 25, 2020.

The Governing Body of the Borough of Woodland Park does hereby approve the following as

the Budget for the year 2020.

Moved by: _____

Second by: _____

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Pascrell				
DeCesare					Spinelli				
Gatti					Mayor Kazmark				
Holloway									

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of Woodland Park, County of Passaic, on March 18, 2020.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, 5 Brophy Lane, Woodland Park, a previously identified and approved (Resolution 20-001) regularly scheduled meeting location of the Mayor and Council, on April 15, 2020 at 7 PM at which time and place objections to said Budget and Tax Resolution for the year 2020 may be presented by taxpayers or other interested parties.

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 18th day of March, 2020. Signed and sealed before me.

6. Public Hearing:

7. Approval of Minutes from:

- **Special Meeting of March 4, 2020**

8. Committee Reports:

- A. Administration & Finance – Councilwoman Pascrell
- B. Public Works – Councilman Spinelli
- C. Public Safety – Councilman DeCesare
- D. Health & Senior Services – Councilwoman Gatti
- E. Recreation & Community Relations – Council President Kallert
- F. Laws & Ordinances – Councilman Holloway

9. Mayor’s Report:

10. Municipal Attorney’s Report:

11. 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 R20-099, a resolution confirming the emergency declared by the Superintendent of Public Works to replace the main HVAC system in the municipal building; and the award of contract in the amount of \$15,200.00 to A.C.M. HVAC, Woodland Park, NJ.**
- B. Resolution R20-104, a resolution establishing the State of New Jersey Cash Management Fund as a depository for the Current Accounts.**
- C. Resolution R20-105, a resolution authorizing the Recreation Department to conduct a Street Fair on May 25, 2020, between the hours of 11:00 A.M. and 6:00 P.M. and the approval to close McBride Avenue between Memorial Drive and Lackawanna Avenue for the use of the fair from 7:00 A.M. to 7:00 P.M.**
- D. Resolution R20-106, a resolution authorizing the refund of the balance in the escrow account and original Performance Bonds, associated with the preliminary and final site plan application for 117 Hillcrest Avenue to Daniel DeCinda, 118B Hillcrest Avenue, Woodland Park, NJ 07424.**
- E. Resolution R20-107, a resolution to suspend the effective date of Borough Ordinance 19-09, which is the regulation of the use of single-use plastic bags and paper bags by retail establishments, to a date to be determined due to the concerns and uncertainties of the CORONAVIRUS.**
- F. Resolution R20-108, a resolution authorizing payment to the Woodland Park Crossing Guards during the time period said employees are not working due to the Governor's Executive Order 104, which requires the closing of schools state wide.**
- G. Resolution R20-109, a resolution approving an increase in the Temporary Budget for a grand total of \$8,188,854.00 and Water Budget Appropriations grand total of \$788,236.00.**
- H. Resolution R20-110, a resolution to approve the actions noted in the Consent Agenda, items A. through G., be and are hereby approved and the proper officers are directed to take necessary action on same.**

12. Collector/Treasurer Report:

CFO, Heather Barkenbush authorization for payment:

Authorize payment of the 03/30/2020 regular and miscellaneous payroll estimated at \$375,000.00.

Payment of bills from voucher list of 03/13/2020 totaling \$2,615,557.18

13. Department Reports:

1. Police Report for February 2020
2. Summary Budget Status Report for the Budget Years of 2019 & 2020 as of March 13, 2020

14. Old Business:

15. New Business:

A. Introduction of Borough Ordinance 20-07

B. Resolution R20-111, a resolution to introduce Ordinance 20-07, which is an ORDINANCE TO AMEND CHAPTER VII TRAFFIC OF THE GENERAL CODE OF THE BOROUGH OF WOODLAND PARK

C. Introduction of Borough Ordinance 20-08

D. Resolution R20-112, a resolution to introduce Ordinance 20-08, which is an ORDINANCE TO AMEND THE WOODLAND PARK CODE CHAPTER XII PARKS AND PLAYGROUNDS - PUBLIC CELEBRATIONS SALE OF MERCHANDISE

heretofore introduced, does now pass on first reading, and that said ordinances be further considered for final passage at a meeting to be held on the 1st day of April, 2020, 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 ordinances according to law with a notice of their introduction and passage on first reading and of the time and place when and where said ordinances will be further considered for final passage.

16. Executive Session:

17. Adjournment:

**Kevin V. Galland
Municipal Clerk**