

**WOODLAND PARK MUNICIPAL COUNCIL
AGENDA FOR REGULAR MEETING OF
APRIL 5, 2023**

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 4, 2023 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. **Presentations:**
 - Proclamation to recognize April as Child Abuse Month
5. **Introduction of 2023 Budget:**
 - A. **Introduction to Ordinance 23-05**
 - B. **Resolution R23-091 a resolution to introduce Ordinance 23-05, an Ordinance to exceed the Municipal Budget appropriation limits and to establish a cap bank for the calendar year 2023.**
 - C. **Resolution R23-092, a resolution authorizing an increase in deferred school taxes for the local and regional high school.**
 - D. **Resolution R23-093, a resolution to introduce 2023 Municipal Budget.**
6. **Public Hearing:**
7. **Approval of Minutes:**
 - Regular Meeting Minutes of February 1, 2023
 - Regular Meeting Minutes of February 15, 2023
 - Special Meeting Minutes of February 22, 2023
8. **Council Comments:**
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. 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 R23-094, a resolution to authorize the Borough Treasurer to refund Deena Khalil of Woodland Park, NJ the amount of \$315.00 for summer camp registration.**
- B. **Resolution R23-095, a resolution to authorize the American Legion Post No. 227, 180 Union Boulevard, Totowa, New Jersey to conduct a Poppy Sale Fundraiser on May 19, 2023 through May 21, 2023 from 10:00 am until 2:00 pm.**
- C. **Resolution R23-096, a resolution to approve the use of Open Space funds to award a contract to Coppa Motalbano Architects located at 97 Lackawanna Avenue, Totowa, NJ 07512 for Architect Management Services for the Parks and Recreation Master Plan in the amount not to exceed of \$5,000.00.**

- D. **Resolution R23-097, a resolution based on the recommendation of Chief Paul Salomone, Jr., approving the application of Samantha N. Dakake of Paterson, New Jersey, to become a West Paterson Volunteer Firefighter.**
- E. **Resolution R23-098, a resolution based on the recommendation of Chief Paul Salomone, Jr., approving the application of Rique L. Pires of Woodland Park, New Jersey, to become a West Paterson Junior Volunteer Firefighter.**
- F. **Resolution R23-099, a resolution to authorize the dedication of Affordable Housing Trust Fund monies to Nouvelle, LLC or its assigns located at P.O. Box 853, Franklin Lakes, NJ 07417 for the purchase of property for veteran housing in an amount not to exceed of \$500,000.00.**
- G. **Resolution R23-100, a resolution authorizing the Woodland Park Police Department to enroll in the 1033 Program for no more than a one-year period with authorization to participate terminating on December 31st of the current calendar year from January 1, 2023 to December 31, 2023.**
- H. **Resolution R23-101, a resolution to approve the actions noted in the Consent Agenda, items A. through H., be and are hereby approved and the proper officers are directed to take necessary action on same.**

12. Collector/Treasurer Report:

CMFO, Heather Barkenbush authorization for payment:

Authorize payment of the regular and miscellaneous payroll of 4/14/2023 estimated at is \$390,000.00.

Payment of bills from voucher list of 4/5/2023 totaling \$2,434,163.56.

13. Department Reports:

- 1. Tax Collector report of March 20, 2023
- 2. Planning Board Resolution Docket No. 22-002 and 23-001
- 3. Summary Budget Status Report of 2022 and 2023

14. Old Business:

15. New Business:

- A. **Introduction of Ordinance 23-06**
- B. **Resolution 23-102, a resolution to introduce Ordinance 23-06 an ordinance AN ORDINANCE TO ADD CHAPTER XXII – ZONING, SECTION 22-30 “STEEP SLOPE” OF THE GENERAL CODE OF THE BOROUGH OF WOODLAND PARK**

INTRODUCTION OF ORDINANCE 23-06

**AN ORDINANCE TO ADD CHAPTER XXII – ZONING,
SECTION 22-30 “STEEP SLOPE” OF THE GENERAL 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 19th day of April , 2023, 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.

16. Executive Session:

17. Adjournment:

**Sandra Olivola, RMC
Municipal Clerk**

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-091**

INTRODUCTION OF ORDINANCE 23-05

**CALENDAR YEAR 2023 ORDINANCE TO EXCEED THE
MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

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 19th day of April , 2023, 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tisco				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
ORDINANCE 23-05**

**CALENDAR YEAR 2023 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. 40A: 4-45.15a 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 2023 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 \$158,507.59 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 2023 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 \$554,776.57, and that the CY 2023 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.

ATTEST:

Sandra Olivola, Borough Clerk

Keith Kazmark, Mayor

Introduced:

Adopted:

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-092**

MOTIONED BY:
SECONDED BY:

**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, 2022 as follows:

	<u>Deferred Local School Taxes</u>	<u>Deferred Regional High School Taxes</u>
Amount Deferred 12/31/21	\$8,965,594.84	\$4,602,591.50
Amount Deferred 12/31/22	\$9,142,284.32	\$4,285,106.98

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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-093**

MOTIONED BY:
SECONDED BY:

INTRODUCTION OF 2023 BUDGET

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2023;

Appropriations within cap	\$16,297,880.00
Appropriations excluded from cap	\$ 4,625,025.48
Reserve for uncollected taxes	\$ 734,000.00
 Total General Appropriations	 \$21,656,905.48
 Anticipated Revenues	 \$ 5,047,731.74
Amount to be raised by taxation	\$15,880,879.74
Minimum Library Tax	\$ 728,294.00
 Total Revenue	 \$21,656,905.48

BE IT FURTHER RESOLVED that said Budget be published in the North Jersey Herald News in the issue of April 11, 2023.

The Governing Body of the Borough of Woodland Park does hereby approve the following as the Budget for the year 2023.

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, April 5, 2023.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, 5 Brophy Lane, Woodland Park, at the regularly scheduled meeting location of the Mayor and Council on May 3, 2023 at 7:00 pm at which time and place objections to said Budget and Tax Resolution for the year 2023 may be presented by taxpayers or other interested parties.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-094**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

**AUTHORIZE REFUND OF
SUMMER CAMP REGISTRATION**

WHEREAS, the Borough of Woodland Park Recreation Department processes registrations for the 2023 Summer Camp through Community Pass; and

WHEREAS, payments for registration are typically made using credit cards and e-check through the Community Pass website; and

WHEREAS, it is the policy of the Borough to issue refunds by check; and

WHEREAS, the Chief Municipal Finance Officer has certified the funds available in Account No. T-18-56-850-000-801.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey hereby direct the Borough Treasurer to refund Deena Khalil of Woodland Park, NJ 07424 the amount of \$315.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023
Dated

I, Heather Barkenbush, Certified Municipal Finance Officer, for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this refund.

Heather Barkenbush, CMFO

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-095**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

**AUTHORIZE THE AMERICAN LEGION
TO CONDUCT A 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 19, 2023 through May 21, 2023 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 10:00 am until 2:00 pm; 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-096**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

**USE OF BOROUGH OPEN SPACE
TRUST FUNDS – ARCHITECT MANAGEMENT SERVICES
PARKS AND RECREATION MASTER PLAN**

WHEREAS, the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey recognize the need to award a contract for Architect Management Services for the Parks and Recreation Master Plan; and

WHEREAS, Coppa Motalbano Architects located at 97 Lackawanna Avenue, Totowa, NJ 07512 has supplied a quotation in the amount of \$5,000.00 to provide such services; and

WHEREAS, funds are available from the Woodland Park Open Space Trust Fund for these projects; and

WHEREAS, the members of the Borough’s Open Space Committee fully support this award and have recommended to the Mayor and Council that funds from the trust be used for these projects sufficient funds are available from under line item T-30-56-850-000-801;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Woodland Park, County of Passaic, State of New Jersey do hereby authorize the use of funds from the Woodland Park Open Space Trust Fund for the award of a contract to Coppa Motalbano Architects located at 97 Lackawanna Avenue, Totowa, NJ 07512 for Architect Management Services for the Parks and Recreation Master Plan in the amount not to exceed of \$5,000.00.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola Municipal Clerk

April 5, 2023
Dated

I, Heather Barkenbush, Chief Municipal Finance Officer for the Borough of Woodland Park do hereby confirm that there are sufficient funds available for this award of contract.

Heather Barkenbush, CMFO

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-097**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

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 Samantha N. Dakake of Paterson, New Jersey 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, Jr., approves the application of Samantha N. Dakake of Paterson, New Jersey to become a West Paterson Volunteer Firefighter.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-098**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

ACCEPTANCE OF JUNIOR 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 Rique L. Pires of Woodland Park, New Jersey is seeking approval to become a West Paterson Junior Volunteer Firefighter; and

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

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

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-099**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

A RESOLUTION TO AUTHORIZE THE USE OF AFFORDABLE HOUSING TRUST FUND MONIES BY NOUVELLE, LLC TO PURCHASE PROPERTY FOR THE USE OF A GROUP HOME

WHEREAS, the Borough of Woodland Park has established a separate fund account which is known as the Affordable Housing Trust Fund pursuant to law and regulation; and

WHEREAS, the purpose of the Affordable Housing Trust Fund is for, among others, the purchase of available lands for the development of various types of affordable housing opportunities including the construction of group homes for veterans or disabled persons; and

WHEREAS, Nouvelle, LLC or its assigns located at P.O. Box 853, Franklin Lakes, NJ 07417 buying the property is in the business of purchasing and developing properties for housing for veterans and disabled persons that is eligible for affordable housing credits; and

WHEREAS, the Borough has determined a certain amount of funds from the Affordable Housing Trust Fund be earmarked for the potential use by Nouvelle, LLC or its assigns in purchasing property for the development of group home;

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Woodland Park, as follows: The Council hereby authorizes the dedication of Affordable Housing Trust Fund monies to Nouvelle, LLC or its assigns located at P.O. Box 853, Franklin Lakes, NJ 07417 for the purchase of property for deed-restricted, credit-worthy group home; and

LET IT BE FURTHER RESOLVED that the Affordable Housing Trust Fund availability to Nouvelle, LLC be capped at no more than \$500,000.00; and

LET IT BE FURTHER RESOLVED that all appropriate documentation be submitted by Nouvelle, LLC to the Borough before any funds are released and that same be subject to the review and approval of Borough professionals as necessary; and

LET IT BE FURTHER RESOLVED that this resolution shall take effect immediately.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-100**

CONSENT AGENDA

MOTIONED BY:
SECONDED BY:

**RESOLUTION AUTHORIZING THE WOODLAND PARK POLICE
DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS
AGENCY, LAW ENFORCEMENT SUPPORT OFFICE 1033 PROGRAM TO
ENABLE THE POLICE DEPARTMENT TO REQUEST AND ACQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Woodland Park in the County of Passaic, State of New Jersey that the Woodland Park Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period with authorization to participate terminating on December 31st of the current calendar year from January 1, 2023 to December 31, 2023.

BE IT FURTHER RESOLVED that the Woodland Park Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Woodland Park Police Department, without restriction; and

BE IT FURTHER RESOLVED that the Woodland Park Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes; and

BE IT FURTHER RESOLVED that the "DEMIL B thorough Q" controlled 3-page property list in its entirety is hereby approved and hereto attached to this resolution; and

BE IT FURTHER RESOLVED that the Woodland Park Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Woodland Park Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023

Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-101**

CONSENT AGENDA

**MOTIONED BY:
SECONDED BY:**

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

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 5th day of April, 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 5, 2023
Dated

**BOROUGH OF WOODLAND PARK
PASSAIC COUNTY, NEW JERSEY
RESOLUTION R23-102**

**MOTIONED BY:
SECONDED BY:**

INTRODUCTION OF ORDINANCE 23-06

**AN ORDINANCE TO ADD CHAPTER XXII – ZONING,
SECTION 22-30 “STEEP SLOPE” OF THE GENERAL 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 19th day of April , 2023, 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.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kallert					Tiseo				
DeCesare					Yodice				
Gatti					Mayor Kazmark				
Sica									

This resolution was approved by the Mayor and Council of the Borough of Woodland Park at a regular scheduled meeting held on the 19th day of April 2023. Signed and sealed before me.

Sandra Olivola, Municipal Clerk

April 19, 2023
Dated

**BOROUGH OF WOODLAND PARK
ORDINANCE 23-06**

**AN ORDINANCE TO ADD CHAPTER XXII – ZONING,
SECTION 22-30 “STEEP SLOPE”
OF THE GENERAL CODE OF THE BOROUGH OF WOODLAND PARK**

WHEREAS, the Borough is desirous of protecting environmentally sensitive lands; and

WHEREAS, the Borough needs to act now to prevent such areas from development or redevelopment which would be inimical to the health, safety and welfare of the denizens of the Borough; and

WHEREAS, there exists various elevations throughout the Borough which gradients are of a significant percentage to place such lands, if developed, in danger of landslide, rockfall or other erosion; and

WHEREAS, the Borough has determined there is a need to protect these lands to reduce the likelihood of the aforementioned conditions; and

WHEREAS, the Mayor and Council have deemed it in the best interests of the Borough to add the ordinance and adopt the regulations set forth herein to address such efforts; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Woodland Park now seek to add Section 22-30 of the Borough Code in full as follows:

22-30 Steep Slopes

22-30.1 Definitions.

For the purposes of this section, the terms herein are defined as follows:

Steep Slope : Shall mean slopes 15% or greater from the horizontal plane.

Approved Development : Shall mean any development that has obtained building permits or land use board approval by way of memorialized resolution

22-30.2 Standards and Requirements

- a. The purpose of this section is to regulate the construction of buildings, roads, and other impervious surfaces, the removal of vegetative cover, the disturbance of soil, and the intensity of use in areas with slopes 15% or greater
- b. All site plan and subdivision applications shall be accompanied by a steep slope analysis that illustrates three slope categories: 0% to less than 15%; 15% to less than 25%; and 25% or greater.
- c. In areas with slopes of 15% to less than 25%, no more than 10% of such areas shall be developed and/or regraded or stripped of vegetation or trees. However, disturbance related to utility installation or driveway construction is exempt from this calculation.
- d. In areas with slopes of 25% or more, no development, regrading, or stripping of vegetation or trees shall be permitted.
- e. Where construction of a residence, building or other improvement is proposed on slopes greater than 15%, a grading plan shall be submitted for review and approval by the Borough that indicates the proposed driveway plan and profile, location of the building(s), and any site grading necessary for the property. Said plan shall provide for the proper protection and stabilization of all disturbed areas.
- f. All current development, construction, structure or other building and any approved development, construction, structure or other building as of March 31, 2023 are not subject to any of the standards and requirements outlined above. All future development, construction, new structure or building are required to strictly abide by these standards and requirements.

BE IT FURTHER ORDAINED, the Municipal Council of the Borough of Woodland Park provides in accordance with the passage of this ordinance:

- 1. Other provisions superseded.** In the event of any inconsistency between the provisions of this section and any other section of Chapter 22, the provisions of this section shall prevail.
- 2. Severability.** If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated and shall remain in full force and effect.
- 3. Effective date.** This Ordinance shall take effect 45 days after final publication as required by law.
- 4. Repeal of inconsistent ordinances.** All ordinances and parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.
- 5. Planning Board Referral and Notice.** This Ordinance shall be subject to review and recommendation by the Borough of Woodland Park Planning Board in accordance with N.J.S.A. 40:55D-26 and notice requirements of N.J.S.A 40:55D-62.1.

ATTEST:

Sandra Olivola, Borough Clerk

Keith Kazmark, Mayor

Introduced:

Adopted: