

**PUBLIC MEETING – Wednesday, November 28, 2012 at 8:00 p.m.**

**There will be a Public Meeting of the Mayor and Council of the Borough of Glen Rock on Wednesday, November 28, 2012, at 8:00 p.m. in the Council Chambers of the Municipal Building.**

**Agenda: (May be subject to change)**

**1. CALL TO ORDER /ROLL CALL**

**This meeting is called pursuant to the provisions of the Open Public Meeting Law. This Meeting was included in a list of meeting notices sent to the Bergen Record and advertised in said newspaper in January, posted on the bulletin board in the Municipal Building, and has remained continuously posted as the required notices under the Statue. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.**

**In accordance with the New Jersey State Fire & Safety Code I call your attention to the lighted exit signs. In the event the alarm sounds, move in an orderly manner toward the exit nearest you and leave the building.**

**Council Member O’Hagan – absent  
Council Member Orseck – present  
Council Member Biggs – present**

**Council Member Pazan – present  
Council Member Surrago – present  
Council Member Nogara – present**

**2. FLAG SALUTE/ANNOUNCEMENTS**

**Council member Pazan led the audience and Council in the flag salute**

**3. CONSENT AGENDA**

**All items listed are considered to be routine and non-controversial by the Borough Council and will be approved by one motion. There will be no separate discussion on these items unless a Council member(s) so request it, in which case the item(s) will be removed from the Consent Agenda and considered in its normal sequence on the agenda. The one motion signifies adoption of all resolutions, received and filed letters, correspondence, reports and approval of applications and minutes.**

**Resolutions:**

**1. Resolution for Approval of Minutes (11/7/12)**

**Resolution No. 249-12  
Offered by Council Member Surrago  
Seconded by Council Member Nogara**

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**BE IT RESOLVED, that the Minutes of:**

**November 7, 2012**

Be accepted as submitted.

**ROLL CALL:**

Council Member O'Hagan - absent  
Council Member Orseck – yes  
Council Member Biggs – yes

Council Member Pazan - yes  
Council Member Surrago - yes  
Council Member Nogara – yes

**2. Resolution for Payment of Bills**

Resolution No. 250-12

Offered by Council Member Surrago

Seconded by Council Member Nogara

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**BE IT RESOLVED**, that the following bills of the Borough of Glen Rock be paid in the amount of \$ 9,283,412.17.

|                             |                 |
|-----------------------------|-----------------|
| GR Payroll                  | 928,896.43      |
| GRBOE                       | 5,253,894.00    |
| P.S.E.&G.                   | 45,421.47       |
| Rachles/Michele's           | 12,570.46       |
| NJSHB                       | 327,267.47      |
| County of Bergen            | 1,414,516.00    |
| Open Space                  | 15,435.00       |
| Bergen County Health        | 27,780.01       |
| NWBCD                       | 82,592.41       |
| Ridgewood Water             | 27,441.30       |
| Veolia                      | 43,665.75       |
| Bergen County Mental Health | 12,000.00       |
| SUBTOTAL                    | \$ 8,191,480.30 |
| Miscellaneous               | 110,672.24      |
| <br>                        |                 |
| General Capital             | 3,956.52        |
| Payroll Account             | 967,684.11      |
| Developer's Fees            | 9,619.00        |
| Total Payment of Bills      | \$ 9,283,412.17 |

**ROLL CALL:**

Council Member O'Hagan - absent  
Council Member Orseck – yes  
Council Member Biggs – yes

Council Member Pazan - yes  
Council Member Surrago - yes  
Council Member Nogara – yes

**3. Resolution for Chapter 159 (Body Armor)**

Resolution No. 251-12

Offered by Council Member Surrago

Seconded by Council Member Nogara

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**Chapter 159 Resolution**  
**Approval of items of Revenue and Appropriation**  
**NJS 40A:4-87**

Whereas, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Glen Rock in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2012 in the amount of \$2,338.88, which is now available from the State of New Jersey Division of Criminal Justice in the amount of \$2,338.88.

BE IT FURTHER RESOLVED that the like sum of \$2,338.88 is hereby appropriated under the caption of 2012 Body Armor Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from the State of New Jersey Division of Criminal Justice in the amount of \$2,338.88

**ROLL CALL:**

Council Member O'Hagan - absent

Council Member Pazan - yes

Council Member Orseck – yes

Council Member Surrago - yes

Council Member Biggs – yes

Council Member Nogara – yes

**4. Resolution Change Order (Trino Recycling Ctr.)**

**Resolution No. 252-12**

**Offered by Council Member Surrago**

**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING CHANGE ORDER #1**  
**RECYCLING CENTER IMPROVEMENT PROJECT**

WHEREAS, the Borough of Glen Rock awarded a contract to Trino Associates LLC, Resolution 111-12, in the amount of \$713,000.00; and

WHEREAS, during the course of the recycling center improvements for as built quantities and additional electrical, fencing and drainage as deemed necessary Stantec Consulting Services, Inc. resulted in a increase in the contract in the amount of \$34,611.23; and

WHEREAS, the final contract amount to be paid to Trino Associates LLC., 354 Verona Way, Paramus, NJ 07652 is in the amount of \$747,611.23; and

WHEREAS, the Chief Financial Officer has certified that funds are available for Change Order #1; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Glen Rock that Change Order #1 be approved for the as built quantities and additional paving for the Recycling Center Drainage Project for in the amount of \$34,611.23, to Trino Associates LLC.

**ROLL CALL:**

Council Member O'Hagan - absent  
Council Member Orseck – yes  
Council Member Biggs – yes

Council Member Pazan - yes  
Council Member Surrago - yes  
Council Member Nogara – yes

**5. Resolution for Tax Certificate Redemption (B34 L18)**

**Resolution No. 253-12**

**Offered by Council Member Surrago**

**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIENHOLDER**

WHEREAS, at the following municipal tax sale on December 8, 2010 a lien (certificate#2010-005) was sold to US BANK CUST PRO CAPITAL I on Block 34 Lot 18 also known as 507 BROAD STREET in Glen Rock, NJ, and

To Redeem the TAX SALE CERTIFICATE #2010-005 with interest and penalty is \$38,445.50 (certificate amount at 0% \$12,787.47, 5/25/2011 subsequent taxes with interest \$21,299.91, 9/29/2011 subsequent taxes with interest \$3,525.87 and filing fees and redemption penalty is \$832.25),

WHEREAS, TCK REALTY, LLC., has effected redemption of certificate #2010-005 in the amount of \$38,445.50,

NOW THEREFORE BE IT RESOLVED, The CFO is authorized to issue a check for \$38,445.50 to US BANK CUST PRO CAPITAL I at 50 S. 16<sup>th</sup> ST. STE 1950 PHILADELPHIA, PA 19102 to complete the redemption of the above certificates.

**ROLL CALL:**

Council Member O'Hagan - absent  
Council Member Orseck – yes  
Council Member Biggs – yes

Council Member Pazan - yes  
Council Member Surrago - yes  
Council Member Nogara – yes

**6. Resolution for Tax Certificate Redemption (B71 L1)**

**Resolution No. 254-12**

**Offered by Council Member Surrago**

**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO OUTSIDE LIENHOLDER**

**WHEREAS, at the following municipal tax sale on December 8, 2010 a lien (certificate#2010-006) was sold to US BANK CUST PRO CAPITAL I on Block 71 Lot 1 also known as 12 Oxford Place in Glen Rock, NJ, and**

**To Redeem the TAX SALE CERTIFICATE #2010-006 with interest and penalty is \$34,347.34 (certificate amount at 1% \$10,171.65, 5/25/2011 subsequent taxes with interest \$20,033.63, 9/29/2011 subsequent taxes with interest \$3,478.56 and filing fees and redemption penalty is \$663.50),**

**WHEREAS, L. Foschino, has effected redemption of certificate #2010-006 in the amount of \$34,347.34,**

**NOW THEREFORE BE IT RESOLVED, The CFO is authorized to issue a check for \$34,347.34 to US BANK CUST PRO CAPITAL I at 50 S. 16<sup>th</sup> ST. STE 1950 PHILADELPHIA, PA 19102 to complete the redemption of the above certificates.**

**ROLL CALL:**

**Council Member O’Hagan - absent**

**Council Member Pazan - yes**

**Council Member Orseck – yes**

**Council Member Surrago - yes**

**Council Member Biggs – yes**

**Council Member Nogara – yes**

**7. Resolution for Tax Appeal Settlement (B112 L12)**

**Resolution No. 255-12**

**Offered by Council Member Surrago**

**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT**

**(B 112, L 12)**

**WHEREAS, there is pending before the Tax Court of New Jersey, the matter of Cedar Holding Associates by USPS, Tenant-Taxpayer v. Glen Rock bearing Docket No. 015308-2011**

**WHEREAS**, the Borough's Tax Assessor, Steven Rubenstein, has reviewed the property record card, income and expense analysis and has made a physical inspection of the property; and

**WHEREAS**, the Tax Assessor, has recommended a modification to the 2011, 2012 and 2013 assessments; and

**WHEREAS**, as a result of discussions between the Tax Assessor, the Plaintiff's attorney, and their real estate expert/consultant and the Borough Attorney, it is the recommendation of the Tax Assessor that the Mayor and Council ratify and approve the settlement of this matter.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council as follows:

1. The Mayor and Council having reviewed the recommendation for reduction in the assessment of the following Tax Court of New Jersey appeal do hereby ratify the following settlement<sup>1</sup>:

| <u>PROPERTY<br/>OWNER</u> | <u>BLOCK/<br/>LOT</u> | <u>YEAR</u> | <u>ORIGINAL<br/>ASS'MENT</u> | <u>SETTLEMENT</u> |
|---------------------------|-----------------------|-------------|------------------------------|-------------------|
| Cedar Holding Associates  | 112/12                | 2011        | \$860,000.00                 | \$810,000.00      |
| Cedar Holding Associates  | 112/12                | 2012        | \$860,000.00                 | \$810,000.00      |

2. The parties further stipulate that the assessment for the subject property (73 Glen Avenue, Glen Rock, New Jersey, Block 112, Lot 12) for the 2013 calendar year shall be:

|              |                     |
|--------------|---------------------|
| Land         | \$387,500.00        |
| Improvements | <u>\$422,500.00</u> |
| Total        | \$810,000.00        |

The parties further stipulate and agree that either party shall have the right to file a tax appeal for the 2013 tax year and to obtain a judgment to implement, enforce and/or confirm the above-stated \$810,000.00 assessment for the property for the 2013 tax year as agreed upon herein. This agreement shall be binding upon any assignees and successors in interest with regard to the subject property. The parties understand that the provisions set forth in this paragraph 5 regarding the 2013 assessment shall not be reflected in the Tax Court Judgment.

3. Taxpayer agrees to waive prejudgment interest provided that the tax refund is paid within sixty (60) days of the judgment.

**ROLL CALL:**

|  |                                     |
|--|-------------------------------------|
| <b>Council Member O'Hagan - absent</b> | <b>Council Member Pazan - yes</b>   |
| <b>Council Member Orseck – yes</b>     | <b>Council Member Surrago - yes</b> |
| <b>Council Member Biggs – yes</b>      | <b>Council Member Nogara – yes</b>  |

**8. Resolution for Tax Overpayment Refunds – 2011**

**Resolution No. 256-12**  
**Offered by Council Member Surrago**  
**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING TAX OVERPAYMENT REFUND**

**WHEREAS**, it has been determined by the Tax Collector that in the year 2011 there are the following overpayments:

**Block 119 Lot 3 also known as 451 Rock Rd. refund \$45.97 to homeowner Mary Lynch;**

**Block 177 Lot 25 also known as 281 Harristown Rd refund \$41.49 to homeowner Robert Evelich;**

**NOW, THEREFORE BE IT RESOLVED THAT THE Borough of Glen Rock reimburses the above homeowners.**

**ROLL CALL:**

**Council Member O’Hagan - absent**  
**Council Member Orseck – yes**  
**Council Member Biggs – yes**

**Council Member Pazan - yes**  
**Council Member Surrago - yes**  
**Council Member Nogara – yes**

**9. Resolution for Tax Overpayment Refunds – 2012**

**Resolution No. 257-12**  
**Offered by Council Member Surrago**  
**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING TAX OVERPAYMENT REFUND**

**WHEREAS**, it has been determined by the Tax Collector that in the year 2012 there have been the following overpayments:

**Block 118 Lot 25 also known as 481 S. Maple Ave. overpaid \$3,029.85 in the 4<sup>th</sup> quarter by attorney Dennis Yackovetsky located at 224 Cedar St. Garfield, NJ 07026;**

**Block 12 Lot 16 also known as 159 Marlboro Rd. county board judgment created overpayment \$216.89 to be paid to homeowner Mark Gray;**

**Block 24 Lot 6 also known as 14 Elizabeth St. overpayment \$2,257.65 by home owner in the 2<sup>nd</sup> quarter refund to home owner;**

**Block 50 Lot 6 also known as 355 Dunham Place, overpayment \$7,369.16 in the 1<sup>st</sup> quarter by Corelogic refund to address Att. Refund Dept. 1 Corelogic Dr. Westlake, TX 76262;**

Block 53 Lot 5 also known as 64 Plymouth Rd. county board judgment created overpayment \$2,597.39 to be paid to homeowner Thomas Seibold;

Block 54 Lot 1 also known as 41 Lowell Rd. 3<sup>rd</sup> quarter over paid \$4,536.36 home owner Seth R. Jacobs & Dina Welz requested refund;

Block 54 Lot 11 also known as 14 Windham Pl. county board judgment created overpayment \$2,645.00 to be paid to home owner Davor Beverin;

Block 59 Lot 6 also known as 33 Diamond Ct. 2<sup>nd</sup> quarter overpayment \$3,766.64 refund to homeowner Peter Mayer;

Block 81 Lot 31 also known as 20 Holt Ct. 4<sup>th</sup> quarter overpayment \$3,672.61 refund to homeowner Eric Johnson;

Block 90 Lot 14 also known as 174 Blvd. overpayment \$2,985.24 refund to homeowner Alexander Tullo;

Block 94 Lot 17 also known as 55 Birchwood Rd. overpayment \$3,559.05 in the 1<sup>st</sup> quarter by Corelogic refund to address Attn: Refund Dept. 1 Corelogic Drive Westlake, TX 76262;

Block 97 Lot 15 also known as 3 Heather La. \$4,474.05 overpayment due to title agency refund to homeowner Stephen McDonald;

Block 212 Lot 12 also known as 32 Belvidere Rd paid 4<sup>th</sup> quarter \$3,179.42 twice refund homeowner Joseph Sipos;

Block 228 Lot 3 also known as 128 Hillman Ave. overpayment \$2,768.87 in 1<sup>st</sup> quarter by Corelogic refund to Attn: Refund Dept. 1 Corelogic Drive Westlake, TX 76262;

Block 228 Lot 9 also known as 90 Hillman Ave. overpayment \$3,616.14 from 1<sup>st</sup> quarter refund to homeowner John Vachon Jr.;

Block 229 Lot 7 also known as 130 Delmar Ave. overpayment \$4,308.47 from 1<sup>st</sup> quarter refund to homeowner Roman Eisenberg;

Block 244 Lot 36 also known as 767 Prospect St. overpayment \$2,495.75 in 1<sup>st</sup> quarter by Corelogic refund to Attn: Refund Dept. 1 Corelogic Drive Westlake, TX 76262;

NOW, therefore be it resolved that the Borough of Glen Rock reimburse as appropriate the above individuals or companies.

**ROLL CALL:**

**Council Member O'Hagan - absent**

**Council Member Orseck – yes**

**Council Member Biggs – yes**

**Council Member Pazan - yes**

**Council Member Surrago - yes**

**Council Member Nogara – yes**

**10. Resolution Supporting *Drive Sober or Get Pulled Over* 2012 Year End Statewide Crackdown**

**Resolution No. 258-12**

**Offered by Council Member Surrago**

**Seconded by Council Member Nogara**

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**RESOLUTION SUPPORTING THE *DRIVE SOBER OR GET PULLED OVER* 2012 YEAR END STATEWIDE CRACKDOWN**

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

**WHEREAS, alcohol impairment is a factor in 25% of motor vehicle fatalities in New Jersey; and**

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

**WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and**

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

**WHEREAS, the project will involve increased impaired driving enforcement from December 7, 2012 through January 2, 2013; and**

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

**THEREFORE, be is resolved that The Borough of Glen Rock declares its support for the *Drive Sober or Get Pulled Over 2012 Year End Statewide Crackdown* from December 7, 2012 through January 2, 2013 and pledges to increase awareness of the dangers of drinking and driving.**

**ROLL CALL:**

**Council Member O’Hagan - absent**

**Council Member Pazan - yes**

**Council Member Orseck – yes**

**Council Member Surrago - yes**

**Council Member Biggs – yes**

**Council Member Nogara – yes**

**11. Resolution for Tax Appeal Settlement (B75 L1)**

**Resolution No. 259-12**

**Offered by Council Member Surrago**

**Seconded by Council Member Nogara**

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**RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT**

(B 75, L 1)

**WHEREAS**, there is pending before the Tax Court of New Jersey, the matter of David & Claire Juliana v. Glen Rock bearing Docket No. 016082-2011 and XXXXXX-2012.

**WHEREAS**, the Borough’s Tax Assessor, Steven Rubenstein, has recommended the settlement of the matters consistent with the 2011 Judgment of the Bergen County Board of Taxation; and

**WHEREAS**, the Tax Assessor, has recommended a modification to the 2011 and 2012 assessments; and

**WHEREAS**, as a result of discussions between the Tax Assessor, the Property Owners’ attorney, and the Borough Attorney, it is the recommendation of the Tax Assessor that the Mayor and Council ratify and approve the settlement of this matter.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council as follows:

1. The Mayor and Council having reviewed the recommendation for reduction in the assessment of the following Tax Court of New Jersey appeal do hereby ratify the following settlement<sup>2</sup>:

| <u>PROPERTY OWNER</u>  | <u>BLOCK/ LOT</u> | <u>YEAR</u> | <u>ORIGINAL ASS'MENT</u> | <u>SETTLEMENT</u> |
|------------------------|-------------------|-------------|--------------------------|-------------------|
| David & Claire Juliana | 75/1              | 2011        | \$558,200.00             | \$474,500.00      |
| David & Claire Juliana | 75/1              | 2012        | \$558,200.00             | \$474,500.00      |

2. Taxpayer agrees to waive prejudgment interest provided that the tax refund is paid within sixty (60) days of the judgment.

3. The provisions of N.J.S.A. 54:51-A-8 (Freeze Act) shall be applicable for the year(s) 2013 (Freeze Act year). This judgment is a final disposition of the entire controversy and of any actions pending or hereafter instituted by the parties concerning the assessment on the property referred to herein for said Freeze Act year(s). No Freeze Act year shall be the basis for application of the Freeze Act for any subsequent year.

**Motion to accept consent agenda by Council Member Surrago  
Seconded by Council Member Nogara**

**ROLL CALL:**

|  |                                     |
|--|-------------------------------------|
| <b>Council Member O’Hagan - absent</b> | <b>Council Member Pazan - yes</b>   |
| <b>Council Member Orseck – yes</b>     | <b>Council Member Surrago - yes</b> |
| <b>Council Member Biggs – yes</b>      | <b>Council Member Nogara – yes</b>  |

**4. ORDINANCES**

**Ordinance Procedure # 1672 (Eliminate Leased Parking)  
Date of Introduction: November 28, 2012**

**Council Resolution # 260-12  
Introduced by Council Member Biggs  
Seconded by Council Member Surrago**

**Be It Resolved by the Borough Council of the Borough of Glen Rock that AN ORDINANCE TO AMEND CHAPTER 150 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED, ENTITLED "PARKING" BEING AN ORDINANCE ESTABLISHING REGULATIONS FOR PARKING WITHIN PUBLIC PARKING LOT(S) WITHIN THE BOROUGH**

**Heretofore introduced and does now pass on first reading, and that the said Ordinance be further considered for final passage at a meeting to be held on December 12, 2012 at 8:00 p.m., or as soon thereafter as the matter can be reached, at the Municipal Building in the Borough of Glen Rock, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance in the Bergen Record 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.**

**ROLL CALL:**

|  |                                     |
|--|-------------------------------------|
| <b>Council Member O'Hagan - absent</b> | <b>Council Member Pazan - yes</b>   |
| <b>Council Member Orseck – yes</b>     | <b>Council Member Surrago - yes</b> |
| <b>Council Member Biggs - yes</b>      | <b>Council Member Nogara - yes</b>  |

**BOROUGH OF GLEN ROCK  
ORDINANCE NO. 1672**

**AN ORDINANCE TO AMEND CHAPTER 150 OF THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK -  
1971 AS AMENDED, ENTITLED "PARKING" BEING AN ORDINANCE  
ESTABLISHING REGULATIONS FOR PARKING WITHIN PUBLIC PARKING LOT(S)  
WITHIN THE BOROUGH**

**BE IT ORDAINED by the Borough Council, the Borough of Glen Rock, County of Bergen, State of New Jersey, as follows:**

**Section I - Chapter 150, of the Revised General Ordinances of the Borough of Glen Rock 1971, as amended, entitled "Parking", is hereby amended by deleting Section 150-11 entitled "Dedicated resident-nonresident parking area" in its entirety.**

**Section II VALIDITY-SEVERABILITY If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be held invalid by a court of competent**

jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance but such judgment shall be confined in its operation to the section, paragraph, subdivision or clause directly involved in the controversy in which said judgment shall have been rendered.

**Section III** All Ordinances or parts of Ordinances inconsistent with the provisions hereof are hereby repealed.

**Section IV** This Ordinance shall take effect upon passage as required by law.

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**Ordinance Procedure # 1673 (Short-term/long-term Overnight Parking)**  
**Date of Introduction: November 28, 2012**

**Council Resolution # 261-12**  
**Introduced by Council Member Orseck**  
**Seconded by Council Member Pazan**

**Be It Resolved by the Borough Council of the Borough of Glen Rock that AN ORDINANCE TO AMEND CHAPTER 216 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC” BEING AN ORDINANCE ESTABLISHING REGULATIONS FOR CONTROLLING TRAFFIC WITHIN THE BOROUGH; TO PROVIDE FOR OVERNIGHT PARKING REGULATIONS**

Heretofore introduced and does now pass on first reading, and that the said Ordinance be further considered for final passage at a meeting to be held on December 12, 2012 at 8:00 p.m., or as soon thereafter as the matter can be reached, at the Municipal Building in the Borough of Glen Rock, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance in the Bergen Record 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.

**ROLL CALL:**

|  |                                     |
|--|-------------------------------------|
| <b>Council Member O’Hagan - absent</b> | <b>Council Member Pazan - yes</b>   |
| <b>Council Member Orseck – yes</b>     | <b>Council Member Surrago - yes</b> |
| <b>Council Member Biggs - yes</b>      | <b>Council Member Nogara - yes</b>  |

**BOROUGH OF GLEN ROCK**  
**ORDINANCE NO. 1673**

**AN ORDINANCE TO AMEND CHAPTER 216 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED, ENTITLED “VEHICLES AND TRAFFIC” BEING AN ORDINANCE ESTABLISHING REGULATIONS FOR CONTROLLING TRAFFIC WITHIN THE BOROUGH; TO PROVIDE FOR OVERNIGHT PARKING REGULATIONS**

BE IT ORDAINED by the Borough Council, the Borough of Glen Rock, County of Bergen, State of New Jersey, as follows:

Section I - Chapter 216, of the Revised General Ordinances of the Borough of Glen Rock 1971, as amended, entitled "Vehicles and Traffic", is hereby amended as to the following Sections:

A. Section 216-7 entitled "Parking Prohibited Certain Hours" is deleted in its entirety and replaced with the following:

"§ 216-7. Overnight Parking

B. No person shall stop, stand or park a motor vehicle between the hours of 2:00 A.M. and 5:00 A.M. unattended on a public highway/street within the Borough or Borough owned parking lots, except as hereinafter provided:

i) Short Term Overnight Parking Permission:

a. The Glen Rock Police Department ("GRPD") is empowered to grant temporary emergency overnight parking permission due to an occasional guest, disabled vehicle, driveway repair, home construction or a dumpster being placed in a resident's driveway. Permission is granted one night at a time by telephone to the GRPD non-emergency number (201) 652-3800 (NORTHWEST BERGEN CENTRAL DISPATCH) ("NWBCD"), please listen for prompt. Overnight parking requests are not accepted prior to 7PM. Operators at NWBCD are prohibited from giving permission for more than five (5) consecutive nights and may not give permission for multiple nights at a time.

b. For short term overnight parking the resident must provide the vehicle's full license plate number, make, model, color, contact number for owner and the exact location where the vehicle will be parked. The vehicle must be otherwise legally parked.

c. All overnight parking permission is automatically rescinded during any snow fall and 24 hours thereafter or during other declared states of emergency.

ii) Long Term Overnight Parking Permission:

a. If a resident requires permission for more than five (5) nights, the resident must appear, in person, at the GRPD Records Bureau to obtain a long term overnight parking permit.

b. Permits will only be issued when the Records Bureau is open to the public. Permits may be issued for a period of up to ninety (90) days.

c. No permission will be issued for longer than ninety (90) days.

d. Upon approval of a resident's application one parking place card will be issued for each vehicle.

e. Parking Permit Restrictions:

1. Permit holder must be a Glen Rock Resident, however, a non-resident guest may use the permit.

2. Permits are only valid for the dates entered on the application.

3. Permits are valid on private passenger vehicles only. Commercial vehicles, trailers and recreational vehicles are not eligible for long term overnight parking permission.

4. Vehicle must be registered, insured and display current license plates (any State or Country).

5. Vehicles must not be disabled or wrecked.

6. All vehicles must be legally parked. Vehicles will not be granted permission to park in any "No Parking" Zone, block fire hydrants, crosswalks nor block any driveway other than the resident who has applied for the permit.

7. All vehicles must be parked at the curb line in front of the permit holder/s residence. Corner properties may park on either street.

8. If circumstances do not permit parking in front of permit holder's residence, as a courtesy, the applicant must notify the property owner of the residence or business that the vehicle will be parked along the front of the property. However, property owners do not have the legal right to deny permission to park on any public street. The GRPD will not make this notification.

9. A Permit Place Card supplied by the GRPD must be displayed from the rearview mirror of any vehicle parked overnight. Failure to do so may result in a summons being issued.

10. Permits must be removed before vehicle is driven. Failure to remove the permit will subject the violator to a summons for obstructed view.

11. A \$5.00 refundable deposit is required for each permit issued. This deposit will be refunded to the applicant when the permit is returned to the GRPD Records Bureau Permits during those hours when the Records Bureau is open to the public. No after hours returns will be accepted. Permits must be returned within five (5) days of expiration.

12. Any permit not returned within thirty (30) days will result in forfeiture of deposit.

13. All overnight parking permission is automatically rescinded during any snow fall and 24 hours thereafter or during other declared states of emergency.

iii) Overnight Parking in School or Private Parking Lots: GRPD does not have the authority to grant parking permission at local schools or private property lots. Anyone wishing to park at these locations must obtain written permission from the School Principal (or his/her designee) or the property owner in the case of private parking lot."

B. Section 216-9 entitled "Off-street Parking on Facilities Leased by Borough" is deleted in its entirety and replaced with the following:

216.9 "No Parking During Certain Hours as Posted". No person shall park a vehicle between the hours specified in Schedule II on any day upon any of the streets or parts of streets described in Schedule II attached to and made a part of the chapter.

Section II      VALIDITY-SEVERABILITY      If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be held invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of this Ordinance but such judgment shall be confined in its operation to the section, paragraph, subdivision or clause directly involved in the controversy in which said judgment shall have been rendered.

Section III All Ordinances or parts of Ordinances inconsistent with the provisions hereof are hereby repealed.

Section IV This Ordinance shall take effect upon passage as required by law.

**ROLL CALL:**

Council Member O’Hagan - absent  
Council Member Orseck – yes  
Council Member Biggs - yes

Council Member Pazan - yes  
Council Member Surrago - yes  
Council Member Nogara - yes

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**Ordinance Procedure #1674 (Loitering)  
Date of Introduction: November 28, 2012**

**Council Resolution # 262-12  
Introduced by Council Member Nogara  
Seconded by Council Member Biggs**

**Be It Resolved by the Borough Council of the Borough of Glen Rock that AN ORDINANCE TO AMEND CHAPTER 141 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF GLEN ROCK - 1971 AS AMENDED, ENTITLED “LOITERING”; BEING AN ORDINANCE TO ESTABLISH REGULATIONS FOR CERTAIN DISORDERLY ACTS AND CONDUCT**

Heretofore introduced and does now pass on first reading, and that the said Ordinance be further considered for final passage at a meeting to be held on December 12, 2012 at 8:00 p.m., or as soon thereafter as the matter can be reached, at the Municipal Building in the Borough of Glen Rock, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance in the Bergen Record 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.

**ROLL CALL:**

Council Member O’Hagan - absent  
Council Member Orseck – yes  
Council Member Biggs - yes

Council Member Pazan - yes  
Council Member Surrago - yes  
Council Member Nogara - yes

**4. MOTIONS**

**Departmental Reports**

Council member Biggs (*Communications*) – Council member Biggs reiterated the importance of signing up for Borough alerts via cell phone, e-mail, facebook, twitter. All of the suggestions that were given regarding the storm will be reviewed for potential use. Council member Biggs also added that the electronic sign is scheduled to be installed before the end of the month, which will be yet another venue for communications.

Council member Orseck (*Recreation & Parks*) – On-line baseball registration will begin December 2<sup>nd</sup> with in-person registration to commence in January. Baseball will be the first recreational sport to require background checks on coaches. Once a coach receives a positive background check they

will be able to coach any sport. The Arboretum will be doing a membership mailing as well as a fundraiser for their building campaign.

Council member Nogara (*Licenses & Franchises*) – Reminded residents to be cognizant while traveling as there are lots of leaves on the roads and it is getting darker earlier.

Council member Surrago (*Public Works*) – DPW is currently in District 6 for storm clean-up. Once Districts 7 and 8 are complete storm debris will no longer be picked up from the curb, solely leaves. Leaf pick-up will continue through December 31<sup>st</sup>. DPW efficiently operates from district to district with enough manpower to operate two crews simultaneously. One crew removes tree stumps and the other removing leaves and debris. The pool parking lot has been transformed into a holding area for storm debris. Patience and cooperation is asked of residents as it can often take 2-3 days to get through one district. Discussions have begun to develop short and long term plans and objectives concerning Borough trees, i.e. planting, maintenance and removal in light of the October 2011 and 2012 storms. Public safety, including loss of life and property as well as increasing our tree canopy will be objectives. Additional tree planting has been postponed for the year as resources will be used on storm clean-up and to assure future plantings will be in alignment with our plan.

Council member Pazan (*Library/Finance*) – The Library will be hosting a free program, “Dixieland Jazz” on December 8<sup>th</sup> sponsored by The Friends of the Library. Also, there will be the Library will host Glen Rock resident John Koster and discuss his new book, “Operation Snow”. New ID cards will be issued for those wishing to view books or periodicals electronically.

Motion to accept reports as filed:  
Motion by Council Member Biggs  
Seconded by Council Member Pazan

**ROLL CALL:**

|                                 |                              |
|---------------------------------|------------------------------|
| Council Member O’Hagan - absent | Council Member Pazan - yes   |
| Council Member Orseck – yes     | Council Member Surrago - yes |
| Council Member Biggs – yes      | Council Member Nogara – yes  |

**5. MEETING OPEN TO THE PUBLIC: (Before speaking at the meeting, each person must state their name and address. 5 minute limit)**

Jim Seaton – Ferndale Avenue – Mr. Seaton thanked the DPW for their long hours and efficiency with the storm clean-up.

Doris Ciaramella – 15 Austin Place – Thanked the Mayor for the daily messages during/after the storm.

Irene Brown – 675 Lincoln Avenue – Mrs. Brown asked if the paper shredding event will be rescheduled. Council member Surrago stated it will be rescheduled for the spring.

Kevin Davitt – Also thanked the Mayor and Council for words of encouragement during/after the storm.

**6. ADJOURNMENT**

Motion to adjourn the meeting was made by Council member Surrago  
Seconded by Council member Orseck  
Meeting adjourned at 8:25 p.m.